

TOWN OF CLAYTON

WATERFRONT ASSESSMENT FORM

Application Number: _____

Applicant's Name: _____ Phone #: _____

Address: _____

Tax Map# _____ Block # _____ Lot _____

A. INSTRUCTIONS (Please print or type all answers)

1. Applicants, or in the case of direct actions, Town of Clayton agencies, shall complete the WAF for proposed actions which are subject to the consistency review law. This assessment is intended to supplement other information used by a Town of Clayton agency in making a determination of consistency.
2. Before answering the questions in Section C, the preparer of this form should review the policies and explanations of policy contained in the Local Waterfront Revitalization Program (LWRP), a copy of which is on file in the Town of Clayton Clerk's office. A proposed action should be evaluated as to its significant beneficial and adverse effects upon the waterfront area.
3. If any questions in Section C on this form is answered "yes", then the proposed action may affect the achievement of the LWRP policy standards contained in the consistency review law. Thus, the action should be analyzed in more detail and, if necessary, modified prior to making a determination that it is consistent with the LWRP policy standards. If an action cannot be certified as consistent with the LWRP policy standards, it shall not be undertaken.

B. DESCRIPTION OF SITE AND PROPOSED ACTION

1. Type of agency action (check appropriate response):
 - (a) Directly undertaken (e.g. capital construction, planning activity, agency regulation, land transaction) _____
 - (b) Financial assistance (e.g. grant, loan, subsidy) _____
 - (c) Permit, approval, license, certification _____
 - (d) Agency undertaking action: _____

2. Describe nature and extent of action: _____

3. Location of action: _____

Street of Site Description

4. Size of site: _____

5. Present land use: _____

6. Present zoning classification: _____

7. Describe any unique or unusual land forms on the project site (i.e. steep slopes, swales, ground depressions, other geological formations): _____

8. Percentage of site which contains slopes of 15% or greater: _____

9. Streams, lakes, ponds or wetlands existing within or contiguous to the project area?

1) Name: _____

2) Size (in acres): _____

10. If an application for the proposed action has been filed with the agency, the following information shall be provided:

a. Name of applicant: _____

b. Mailing address: _____

c. Telephone number: Area Code (____) _____

d. Application Number, if any: _____

11. Will the action be directly undertaken, require funding, or approval by a state or federal agency?

Yes ___ No ___ If yes, which state or federal agency? _____

C. COASTAL ASSESSMENT

(Check either "Yes" or "No" for each of the following questions)

YES NO

- 1. Will the proposed action be located in, or contiguous to, or have a potentially adverse effect upon any of the resource areas identified on the waterfront area map.....

 - a. Significant fish or wildlife habitats?
 - b. Scenic resources of local or statewide significance?
 - c. Important agricultural lands?
 - d. Natural protective features in an erosion hazard area

If the answer to any question above is yes, please explain in Section D any measures which will be undertaken to mitigate any adverse effects.

- 2. Will the proposed action have a significant effect upon: **YES NO**

 - a. Commercial or recreational use of fish and wildlife resources?
 - b. Scenic quality of the waterfront environment?
 - c. Development of future, or existing water dependent uses?
 - d. Operation of the State's major ports?
 - e. Land or water uses within a small harbor area?
 - f. Stability of the shoreline?
 - g. Surface or groundwater quality?
 - h. Existing or potential public recreation opportunities?
 - i. Structures, sites or districts of historic, archeological or cultural significance to the Town of Clayton, State or nation?

- 3. Will the proposed action involve or result in any of the following: **YES NO**

 - a. Physical alteration of land along the shoreline, land under water or waterfront waters?
 - b. Physical alteration of two (2) acres or more of land located elsewhere in the waterfront area?

- c. Expansion of existing public services or infrastructure in undeveloped or low density areas of the WRA?
- d. Energy facility not subject to Article VII or VIII of Public Service law?..
- e. Mining, excavation, filling or dredging in WRA waters?
- f. Reduction of existing or potential public access to or along the shore?
- g. Sale or change in use of publicly-owned lands located on the shoreline or under water?
- h. Development within designated flood or erosion hazard area?
- i. Development on a beach, dune, barrier island or other natural feature that provides protection against flooding or erosion?
- j. Construction or reconstruction of erosion protective structures?
- k. Diminished surface or groundwater quality?
- l. Removal of ground cover from the site?

4. PROJECT

- | (a) If a project is to be located adjacent to shore: | YES | NO |
|--|--------------------------|--------------------------|
| (1) Will water-related recreation be provided? | <input type="checkbox"/> | <input type="checkbox"/> |
| (2) Will public access to the foreshore be provided? | <input type="checkbox"/> | <input type="checkbox"/> |
| (3) Does the project require a waterfront site? | <input type="checkbox"/> | <input type="checkbox"/> |
| (4) Will it supplant a recreational or maritime use? | <input type="checkbox"/> | <input type="checkbox"/> |
| (5) Do essential public services and facilities presently exist at or near the site? | <input type="checkbox"/> | <input type="checkbox"/> |
| (6) Is it located to a flood prone area? | <input type="checkbox"/> | <input type="checkbox"/> |
| (7) Is it located in an area of high erosion? | <input type="checkbox"/> | <input type="checkbox"/> |

	YES	NO
(b) If the project site is publicly owned:		
(1) Will the project protect, maintain and/or increase the level and types of public access to water – related recreation resources and facilities?.....	___	___
(2) If located in the foreshore, will access to those and adjacent lands be provided?	___	___
(3) Will it involve the siting and construction of major energy facilities?	___	___
(4) Will it involve the discharge of effluents from major steam electric generating and industrial facilities into waterfront facilities?	___	___
(c) Is the project site presently used by the community neighborhood as an open space or recreation area?	___	___
(d) Does the present site offer or include scenic views or vistas known to be important to the community?	___	___
(e) Is the project site presently used for commercial fishing or fish processing? ...	___	___
(f) Will the surface area of any waterways or wetland areas be increased or decreased by the proposal?	___	___
(g) Does any mature forest (over 100 years old) or other locally important vegetation exist on this site which will be removed by the project?	___	___
(h) Will the project involve any waste discharges into WRA waters?	___	___
(i) Does the project involve surface or subsurface liquid waste disposal?	___	___
(j) Does the project involve transport, storage, treatment or disposal of solid waste or hazardous materials?	___	___
(k) Does the project involve shipment or storage of petroleum products?	___	___
(l) Does the project involve discharge of toxics, hazardous substances or other pollutants into WRA waters?	___	___
(m) Does the project involve or change existing ice management practices?	___	___

(n) Will the project affect any area designated as a tidal or freshwater wetland? _____

(o) Will the project alter drainage flow, patterns or surface water runoff on or from the site? _____

(p) Will best management practices be utilized to control storm water runoff into WRA waters? _____

(q) Will the project utilize or affect the quality or quantity of sole source or surface water supplies? _____

(r) Will the project cause emissions which exceed federal or state air quality standards or generate significant amounts of nitrates or sulfates? _____

D. **REMARKS OR ADDITIONAL INFORMATION?** (Add any additional sheets to complete this form.)

If assistance or further information is needed to complete this form, please contact the Zoning Officer at 405 Riverside Drive, Clayton, NY 13624; Phone: (315) 686-3512.

Preparer's Name: _____ Telephone: (____) _____ - _____

Title: _____ Agency: _____

(If additional space is needed, attach pages the same size as this sheet, and number each.)

(Complete the certification in the paragraph that applies to the filing of this local law and strike out that which is not applicable.)

Policy	Policy Statements
DEVELOPED WATERFRONT POLICIES	
Policy 1	Foster a pattern of development in the waterfront area that enhances community character, preserves open space, makes efficient use of infrastructure, makes beneficial use of a waterfront location, and minimizes adverse effects of development.
Policy 1.1	Concentrate development and redevelopment in order to revitalize and enhance the waterfronts, strengthen the traditional village core and rural edge, and prevent sprawl.
Policy 1.2	Ensure that development or uses take appropriate advantage of their waterfront location.
Policy 1.3	Protect stable residential areas.
Policy 1.4	Maintain and enhance natural areas, recreation, open space, and agricultural lands.
Policy 1.5	Minimize adverse impacts of new development and redevelopment.
Policy 2	Preserve historic resources of the waterfront area.
Policy 2.1	Maximize preservation and retention of historic resources.
Policy 2.2	Protect and preserve archaeological resources.
Policy 2.3	Protect and enhance resources that are significant to the waterfront culture.
Policy 3	Enhance visual quality and protect scenic resources throughout the waterfront area.
Policy 3.1	Protect and improve visual quality throughout the waterfront area.
Policy 3.2	Protect aesthetic values associated with recognized areas of high scenic quality.
NATURAL WATERFRONT POLICIES	
Policy 4	Minimize loss of life, structures, and natural resources from flooding and erosion.
Policy 4.1	Minimize flooding damage in the Town and Village of Clayton through the use of appropriate management measures.
Policy 4.2	Preserve and restore natural protective features.
Policy 4.3	Protect public lands and public trust lands and use of these lands when undertaking all erosion or flood control projects.
Policy 4.4	Manage navigation infrastructure to limit adverse impacts on waterfront processes.
Policy 4.5	Ensure that expenditure of public funds for flooding and erosion control projects results in a public benefit.
Policy 4.6	The construction or reconstruction of docks, boathouses, boat hoists, public access facilities and other shoreline structures shall be undertaken in a manner which will, to the maximum extent practicable, protect against or withstand the destructive forces of wave action and ice movement.
Policy 4.7	Water level management practices shall not damage significant fish and wildlife and their habitats, increase shoreline erosion or flooding, or interfere with the local economy.
Policy 4.8	Ice management practices shall not damage significant fish and wildlife and their habitats, increase shoreline erosion or flooding.
Policy 4.9	Use environmentally sound, cost effective measures when proven necessary to minimize impacts of wave action and ice movement. Such measures shall be pursued in consultation with appropriate State and Federal agencies, local interests, and experts in the fields of marine engineering and construction.

Policy	Policy Statements
Policy 5	Protect and improve water quality and supply.
Policy 5.1	Prohibit direct or indirect discharges, which would cause or contribute to contravention of water quality standards.
Policy 5.2	Manage land use activities and use best management practices to minimize nonpoint source pollution of waterfront areas.
Policy 5.3	Protect and enhance the quality of waterfront area waters.
Policy 5.4	Limit the potential for adverse impacts of watershed development on water quality and quantity.
Policy 5.5	Protect and conserve the quality and quantity of potable water.
Policy 6	Protect and restore the quality and function of the ecosystem.
Policy 6.1	Protect and restore ecological quality.
Policy 6.2	Protect, preserve, and where practical restore Significant Fish and Wildlife Habitats.
Policy 6.3	Protect and restore freshwater wetlands.
Policy 6.4	Protect vulnerable fish, wildlife, and plant species, and rare ecological communities.
Policy 7	Protect and improve air quality in the waterfront area.
Policy 7.1	Control or abate existing and prevent new air pollution.
Policy 7.2	Limit discharges of atmospheric radioactive material to a level that is low as practicable.
Policy 7.3	Limit sources of atmospheric deposition of pollutants to the waterway, particularly from nitrogen sources.
Policy 8	Minimize environmental degradation in the waterfront area from solid waste and hazardous substances and wastes.
Policy 8.1	Manage solid waste to protect public health and control pollution.
Policy 8.2	Manage hazardous wastes to protect public health and control pollution.
Policy 8.3	Protect the environment from degradation due to toxic pollutants and substances hazardous to the environment and public health.
Policy 8.4	Prevent and remediate discharge of petroleum products.
Policy 8.5	Transport solid waste, hazardous substances, and hazardous waste in a manner which protects the safety, well-being, and general welfare of the public; the environmental resources of the State; and the continued use of transportation facilities.
Policy 8.6	Seek alternatives to locations within the Clayton waterfront revitalization area for solid and hazardous facilities.
PUBLIC WATERFRONT POLICY	
Policy 9	Provide for public access to, and recreational use of, the waterway, public lands, and public resources of the waterfront area.
Policy 9.1	Promote appropriate and adequate physical public access and recreation throughout the waterfront area.
Policy 9.2	Access to the publicly owned foreshore and to lands immediately adjacent to the foreshore or the water's edge that are publicly owned shall be provided. Obtain public access to the foreshore through the use of easements, land purchase or other measures where necessary and feasible.

Policy	Policy Statements
Policy 9.3	Provide public visual access to waterfront lands and waters or open space at all sites where physically practical.
Policy 9.4	Preserve the public interest in and use of lands and waters held in public trust by the state and other public entities.
Policy 9.5	Assure public access to public trust lands and navigable waters.
Policy 9.6	Provide access and recreation that is compatible with natural resource values.
Policy 9.7	Development, when located adjacent to the shore, shall provide for water-related recreation, as a multiple use, whenever such recreational use is appropriate in light of reasonably anticipated demand for such activities and the primary purpose of the development.
WORKING WATERFRONT POLICIES	
Policy 10	Protect water dependent uses and promote siting of new water-dependent uses in suitable locations.
Policy 10.1	Protect existing public and commercial water-dependent uses.
Policy 10.2	Promote the siting of new public and commercial water-dependent uses at suitable locations and provide for their safe operation.
Policy 10.3	Improve the economic viability of water-dependent uses.
Policy 10.4	Promote efficient management of surface waters and underwater lands.
Policy 11	Promote sustainable use of fish and wildlife resources.
Policy 11.1	Provide for and promote the health and recreational use of fishing resources.
Policy 12	Protect the agricultural lands.
Policy 12.1	Protect existing agriculture and agricultural lands from conversion to other lands uses.
Policy 12.2	Establish and maintain favorable conditions that support existing or promote new agricultural production.
Policy 12.3	Minimize adverse impacts on agriculture from unavoidable conversion of agricultural land.
Policy 12.4	Preserve scenic and open space values associated with agricultural lands.
Policy 13	Promote appropriate use and development of energy and mineral resources.
Policy 13.1	Conserve energy resources.
Policy 13.2	Promote alternative energy sources that are self-sustaining, including solar and wind powered energy generation.
Policy 13.3	Ensure maximum efficiency and minimum adverse environmental impact when siting major energy generating facilities.
Policy 13.4	Minimize adverse impacts from fuel storage facilities.
Policy 13.5	Ensure that mining, blasting, excavation and dredging do not cause an increase in erosion, any adverse effects on natural resources or degradation of visual resources.