<u>Please note</u> due to the Novel Coronavirus (COVID-19) emergency state and federal actions have prohibited large meetings or gatherings. Pursuant to Governor Andrew Cuomo's Executive Order 202.1, entitled "CONTINUING TEMPORARY SUSPENSION AND MODIFICATION OF LAWS RELATING TO THE DISASTER EMERGENCY", a portion of the Open Meetings Law of the State of New York was suspended, and the executive order modified the law to allow meetings to be held telephonically or by other similar means. To comply with this emergency directive of the executive order issued by the Governor of the State of New York on March 12, 2020, the Town of Rotterdam Town Board Meeting will be held electronically via a video conference for the board and conference call for all members of the public. While the meeting is a public meeting, open to the public, persons may attend telephonically. Members of the public may listen to the board meeting by dialing 1 (929) 205-6099, then entering the conference ID no. 867 0373 0307, followed by the pound symbol. Video of the town board meeting will be posted on the Town of Rotterdam website (www.rotterdamny.org) on August 27, 2020.

Rotterdam Town Board Meeting

August 26, 2020

<u>7:00 p.m.</u>

CALL TO ORDER

ROLL CALL

PLEDGE OF ALLEGIANCE

SUPERVISOR'S REPORT

PROCLAMATION/PRESENTATIONS

PUBLIC HEARINGS:

1) **Establishment of Sartoli Avenue Extension of Water District 5**

The proposed Sartoli Avenue Extension of Water District 5 consists of the five (5) residential parcels along Sartoli Avenue, construction of ±530 LF of 6" plastic water main with two (2) fire hydrants, one intermediate and one end of line and to provide seven (7) service connections to the dwelling units with frontage along Sartoli Avenue. In addition, the project will add a new fire hydrant on Rome Avenue within the Town Right-of-Way. The boundaries of the proposed district extension are detailed and described in the map in Appendix "G" and "F" of the July 20, 2020 "Map, Plan and Report Sartoli Avenue Water District Extension, Town of Rotterdam, New York. The maximum proposed cost for this project is one hundred thousand and 00/100 dollars ($100,000.00). The Town plans to bond the proposed project for 30 years at an estimated 3.5% interest rate. The district annually will be charged operation and maintenance costs based on the 2019 rate of 0.344785 per one thousand of assessed parcel value, with a median cost of forty seven and 58/100 dollars ($47.58) per user. The total annual debt service responsibility totals seventy six and 97/100 dollars ($76.97) per EDU to the typical property. The current annual consumption fee is seventy five dollars ($75.00) per household for residential and commercial parcels. The cost to a typical one or two family home is one hundred ninety nine and 55/100 dollars ($199.55). Additionally, there currently is a one-time thirty five dollar Water Service Permit fee as well as Water Service Tap fees of $1,100 + $4.00/ft. of water service if on same side of the street, and

$1,500 + $4.00/ft. of water service if on opposite side of the street. The Town Board may consider waiving this connection fee in order to encourage connections, and to help alleviate the costs of connection pending review of funding options. The Town resolution establishing the proposed district is subject to permissive referendum as provided by New York State Town Law. The public presentation of the map, plan, and report, in accordance with New York State Town Law, related to the creation of the proposed Sartoli Extension of Water District 5 will occur again at this time. The map, plan and report is available for public inspection in the Office of the Rotterdam Town Clerk by appointment, due to the restrictions put in place pursuant to the Executive Law of the State of New York, and in the public interest, it shall also be available at www.rotterdamny.org.

PUBLIC COMMENT/PRIVILEGE OF THE FLOOR:
(Those members of the public wishing to address the town board will be asked to sign in before the meeting is called to order on the sign-in sheets being provided. Speakers will be called to the podium in the order of their signing in. Persons recognized by the Chair to speak during privilege of the floor shall direct his/her comments to the town supervisor as Chair of the meeting. Persons granted the privilege of the floor shall first clearly state his/her name and address for the record. Persons so addressing the Chair through the use of a prepared written statement shall submit a copy of the same to the town clerk for the purpose of maintaining clear and accurate official minutes of the town board meeting.)

General Rules of Procedure for Public Hearings & Privilege of the Floor:
Any person recognized by the town supervisor to speak during privilege of the floor shall direct his/her comments to the town supervisor as Chair of the meeting. Any person granted the privilege of the floor shall first clearly state his/her name and address for the record. The purpose of privilege of the floor shall be for speakers to express their views, thoughts and speak freely. Each speaker, who wishes to address the town board and the public, shall have an equal and reasonable opportunity to be heard by the town board and the public. Each speaker shall be afforded a maximum of four (4) minutes to address the town board and public.

INTRODUCTION OF MOTIONS, ORDERS AND RESOLUTIONS:

Res. No.

213.20 Authorize the Supervisor to enter into a contract with Elizabeth Greenwood, for consulting services for the year 2020.

214.20 Refer to the Planning Commission for a report and recommendation thereon a proposed Local Law of the Year 2020 for the following purpose:

To allow for a Change of Zone request located at 1049 Laura Street, known as Tax Map No. 48.20-3-34.1. The applicant is requesting a Change of Zone from R-1 One-Family Residential to R-3 Multiple-Family on ± 9625 square foot parcel for the construction of a six (6) unit apartment building.

215.20 Refer to the Planning Commission for a report and recommendation thereon a proposed Local Law of the Year 2020 for the following purpose:

To allow for a Change of Zone request located at 387 East Campbell Road, known as Tax Map Nos. 59.18-2-8 and 59.18-2-43. The applicant is requesting a Change of Zone from R-1 One-Family Residential to B-2 General Business on a ± 2.3 acre portion of the ± 5.74 acre parcel for the expansion of the parking area for the existing Charter Communications, located at 1021 Highbridge Road.

216.20 Adopt Local Law No. Ten (10) of the Year 2020 for the following purpose:

To amend Chapter 267, "Water", to repeal Section 267-9 (G) of the Code of the Town of Rotterdam and adopt a new "subpart G" related to lawn sprinkling.

Public Hearing was called for at the Town Board meeting of June 24, 2020.
Public Hearing was held at the Town Board meeting of July 22, 2020.

217.20 Adopt Local Law No. Eleven (11) of the Year 2020 for the following purpose:

To amend Chapter 244, "Solid Waste, Garbage, Recycling, Brush, Grass and Leaves", to add subpart I to Section 244-12, "Nonrecyclable waste, yard waste packaging, scavenging" to include a permit process limiting the usage of the town's compost transfer facility to residents of the Town of Rotterdam.

Public Hearing was called for at the Town Board meeting of June 24, 2020.
Public Hearing was held at the Town Board meeting of July 22, 2020.

218.20 Declare the Town Board as "lead agency" and authorize the Town Planner to prepare, file publish, and distribute all documents necessary to comply with NYCRR Part 617 and State Environmental Quality Review related to the Curry Road Condo Property Sewer Conveyance (Heritage Condo Area SIA).

219.20 Declare the town board as "lead agency" and authorize the town planner to prepare, file publish, and distribute all documents necessary to comply with NYCRR Part 617 and State Environmental Quality Review and Adopt the Negative Declaration dated August 26, 2020 for the Rotterdam Wastewater Treatment Plant (WWTP) Improvements Project.

220.20 Declare the town board as "lead agency" and authorize the town planner to prepare, file publish, and distribute all documents necessary to comply with NYCRR Part 617 and State Environmental Quality Review and Adopt the Negative Declaration dated August 26, 2020 in relation to National Grid Easements.

221.20 Accept easements from National Grid.

222.20 Authorize the supervisor to execute two (2) change orders with Tri-Valley Plumbing & Heating, Inc., located at 2617 Hamburg Street, Schenectady, New York 12303, to decrease Contract 02-Plumbing by an amount of seven hundred seven and 76/100 dollars ($707.76) and decrease Contract 03- HVAC by an amount of four thousand seven hundred fifty five and 64/100 dollars ($4,755.64).

Consent Agenda:

223.20 Call for bids to be electronically opened on Thursday, September 10, 2020, at 11:00 a.m. and an official report to be subsequently posted to the Empire State Purchasing Group on BidNet (http://www.bidnetdirect.com/townofrotterdam) by the close of business the same day, for Wastewater Treatment Plant Sludge and Screening/Grit Hauling and Disposal.

224.20 Authorize the comptroller to make various payments for services to AMZ Construction Services, Inc., 1234 Main Street, Rotterdam Junction, New York, 12150.

225.20 Authorize the issuance of a bond for the Highbridge Pump Station.

226.20 Award a contract to the lowest responsible bidder for work to be completed on the Highbridge Pump Station.

227.20 Authorize the Supervisor to enter into an agreement with Rotterdam Boys and Girls Club of Schenectady, P.O. Box 466, Schenectady, New York, 12301 for educational and recreational services, for the years 2019-2021, in an amount not to exceed eighteen thousand five hundred and 00/100 dollars ($18,500.00) annually.

228.20 Declare an emergency regarding the broken 36" trunk line of the buried stream on Patten Drive, and authorize a contract that piggybacks on the May 2020 Onondaga County award for cured-in pipe lining to Precision Trenching, LLC.

229.20 Authorize the Supervisor to enter into an agreement with KB Group of New York, Inc., 100 Great Oaks, Boulevard, Suite 114, Albany, New York 12203, to provide professional engineering services to develop a project manual and bid package for the Town's sewage pump station alarms, in an amount not to exceed four thousand four hundred fifty and 00/100 dollars ($4,450.00).

230.20 Authorize the Supervisor to enter into an agreement with C. T. Male Associates, 50 Century Hill Drive, Latham, New York 12110 for explosive gas monitoring at the Town of Rotterdam MSW landfill, as set forth by NYSDEC, for the year 2020, in an amount not to exceed fourteen thousand eight hundred and seventy five and 00/100 dollars ($14,875.00).

231.20 The Town Board of the Town of Rotterdam hereby rescinds Order 1 of 2020.

232.20 Declare the town board as "lead agency" and authorize the Chazen Companies to prepare, file publish, and distribute all documents necessary to comply with NYCRR Part 617 and State Environmental Quality Review and Adopt the Negative Declaration dated August 26, 2020 in relation to the EDPL process for Sewer 7, Extension 2.

233.20 Call for a public hearing to be held on Wednesday, September 9, 2020 at 7:00 p.m. at the John F. Kirvin Government Center, Town Hall, 1100 Sunrise Boulevard, Rotterdam, New York 12306 upon adoption of a Proposed Local Law of the Year 2020 for the following purpose:

TOWN OF ROTTERDAM
Regarding the Condemnation of Certain Property
Interest in Support of a Sewer District Extension Project

PLEASE TAKE NOTICE that the Town Board of the Town of Rotterdam, New York will hold a Public Hearing pursuant to Article 2 and Section 201 of the Eminent Domain Procedure Law of the State of New York on Wednesday, February 12, 2020 at 7:00 p.m., located at the John F. Kirvin Government Center, 1100 Sunrise Blvd, Rotterdam, New York 12306.

The purpose of the Public Hearing will be to inform the public, to review the public use to be served, to consider the need and location of the property acquisitions and to assess the impact of the acquisitions on the environment and the residents in the vicinity of the Town of Rotterdam proposed Sewer District Number 7, Extension No. 2 (Carman Road Project). The Town Board

wishes to describe, consider and solicit public comment on a proposal to acquire property interests along and near the sanitary sewer system to be constructed.

The Town of Rotterdam is proposing a gravity sewer line of approximately 2,880 linear feet, low pressure sewer main of approximately 600 linear feet, and a sanitary sewer pump station with 950 linear feet of force main and associated appurtenances. The sewer mains would begin adjacent to Carman Road at the Albany County line and run north to the traffic circle intersection of Hamburg Street and Curry Road. At the intersection of Carman Road and Marra Lane, a sewer main, that starts 800 feet to the east of Carman Road on Marra Lane, will connect to the Carman Road sewer main. Where the Carman Road sewer main crosses the access road to the Philomena Apartment complex a sewer main that collects sewage from the complex will be connected. Approximately 600 feet south of the Hamburg Street, Carman Road and Curry Road traffic circle the sewer main will cross the Pine Grove Apartment complex to a pump station located on the Metro10 Property. Also included on the Metro10 property is a gravity sewer main that collects sewage from the property. From the pump station a force main runs through the Metro10 property, crosses Curry Road east of the traffic circle and runs through the Sunoco property to connect to the Town's existing Hamburg Street Sewer District Number 7 infrastructure.

The proposed project may require relocation of overhead and/or underground electric, telephone and cable lines as well as underground water mains. All utility work will be performed in a manner that would minimize the number and length of interruptions of service to utility users. All proposed work will be coordinated with the affected utility owners during detailed design.

Copies of the acquisition maps are available for public inspection on the town's website: www.rotterdamny.org and at the Rotterdam Town Clerk's Office, at the Town Hall, 1100 Sunrise Boulevard, Rotterdam, New York, between the hours of 8:30 a.m. and 4:30 p.m. Monday through Friday.

Construction of the improvements will require the acquisition of fee (ownership) interests, easements and rights-of-way pursuant to the Eminent Domain Procedure Law over properties within the Town of Rotterdam. However, it is intended that all existing access to surrounding properties will be maintained.

The affected properties are further identified by the following tax map parcel numbers:

71.6-4-19	71.6-4-20.21	71.6-4-21.21	71.6-4-22
71.6-3-32	71.6-3-31.1	71.6-3-29	71.6-3-28
71.6-3-26	71.6-3-25	71.6-3-23.3	71.6-5-2.4
71.6-5-8.1	71.6-5-9	71.6-5-10	71.6-5-1.31
71.7-1-6.111			

All persons having an interest in the proposed property acquisitions or the improvement - project are invited to attend the public hearing and may give oral or written statements and submit other documents concerning the proposed project. Those property owners who may subsequently wish to challenge condemnation of their property via judicial review may do so only on the basis of issues, facts and objections raised at this Public Hearing.

The Town Board of the Town of Rotterdam hereby authorizes the Chazen Companies to serve personally or by certified mail, return receipt requested, each affected property's assessment record billing owner or his or her attorney of record a letter with this notice in accordance with Section 202 (C) of the Eminent Domain Procedure Law of the State of New York.

234.20 Authorize various department heads to declare certain equipment obsolete.

235.20 Authorize gasoline and diesel expenditures from April 1, 2020 through and including June 30, 2020, to be transferred into various accounts.

236.20 Accept the Town Clerk's report for the month of July 2020.

237.20 Authorize budget transfers by the Town Comptroller to various accounts for 2020.

238.20 Adopt the meeting minutes from the July 22, 2020 town board meeting.

COMMITTEE REPORTS

MISCELLANEOUS

EXECUTIVE SESSION

ADJOURNMENT

STEVEN A. TOMMASONE, Supervisor

RESOLUTION NO. 213.20

THEREFORE, UPON MOTION OF Councilmember _____,

seconded by Councilmember _____,

SECTION 1. Authorize the Supervisor to enter into a contract with Elizabeth Greenwood, for consulting services for the year 2020.

SECTION 2. This resolution shall become effective August 26, 2020.

DATED: August 26, 2020

NAME	AYES	NOES	ABSTAIN
Christou			
Guidarelli			
Miller-Herrera			
Signore			
Tommasone			

DRAFT

RESOLUTION NO. 214.20

WHEREAS, in accordance with § 270-174 of the Rotterdam Town Code, the Town Board must, before public hearing on this matter, refer the matter to the Planning Board of the Town of Rotterdam for report and recommendation thereon; **NOW**

THEREFORE, UPON MOTION OF Councilmember _____,

seconded by Councilmember _____,

BE IT RESOLVED BY THE TOWN BOARD AS FOLLOWS:

SECTION 1. The Town Board of the Town of Rotterdam refers to the Planning Board of the Town of Rotterdam for report and recommendation thereon proposed Local Law of the Year 2020 under consideration by the Town Board as follows:

To allow for a Change of Zone request located at 1049 Laura Street, known as Tax Map No. 48.20-3-34.1. The applicant is requesting a Change of Zone from R-1 One-Family Residential to R-3 Multiple-Family on ± 9625 square foot parcel for the construction of a six (6) unit apartment building.

SECTION 2. This resolution shall become effective August 26, 2020.

DATED: August 26, 2020

NAME	AYES	NOES	ABSTAIN
Christou			
Guidarelli			
Miller-Herrera			
Signore			
Tommasone			

DRAFT

TOWN OF ROTTERDAM

John F. Kirvin Government Center • 1100 Sunrise Boulevard • Rotterdam, NY 12306
Telephone: 518-355-7575 • Fax: 518-355-7976 • Website: www.rotterdamny.org

LEGISLATIVE REQUEST FORM

DATE:	August 10, 2020
TO:	Steven Tommasone, Town Supervisor
FROM:	Peter Comenzo, Senior Planner
TITLE OF REQUEST:	Refer to Planning Commission for Report and Recommendation for Change of Zone from Single Family Residential (R-1) to Multi-Family Residential (R-3).
TOWN BOARD MEETING:	August 26, 2020
Background Information:	Brandi Cockfield (Owner) 4 Caveson Lane Albany, NY 12205 Peter Sankey (Designated Contact) 18 Amethyst Drive Queensbury, NY 12804 Change of Zone Request on 1049 Laura Street, Tax Map No. 48.20-3-34.1 from R-1 to R-3. Applicant is proposing to construct a six (6) unit apartment building on a 9,625 square foot parcel.
Evaluation/Analysis:	Rotterdam Town Code 270-174 states that Change of Zone applications shall be referred to the Planning Board for a report and recommendation prior to a public hearing.
Recommendation(s):	Refer to Planning Commission for Report and Recommendation.
Attachment/Document(s):	Application, materials and map
Compliance with Purchasing Policy:	N/A
Effect(s) on Existing Law(s):	NYS Town Law Article 16 Proposed Local Law of the Year 2020
LEGISLATION WILL BE PREPARED BY:	Supervisors Office

****

TOWN OF ROTTERDAM CHANGE OF ZONE APPLICATION

All requested information shall be provided and must be filled out in black ink or typed for photocopying purposes.

RECEIVED
JUL 31 2020
TOWN OF ROTTERDAM
PUBLIC WORKS

Application Fee **$650**

Existing Zone Classification: Single Family Residential (R-1)

Proposed Zone Classification: Multiple Family Residential (R-3)

PART II
GENERAL INFORMATION

Legal Owner's Name: Brandi Cockfield
Mailing Address: 4 Caveson Ln
City: Albany State: NY Zip: 12205
Daytime Phone: 518-542-5910 Fax

If applicant is not the owner, include written owner authorization for the below-designated contact to serve as representative.

Owner's Designated Contact: Peter Sankey

Mailing Address: 18 Amethyst Dr
City: Queensbury State: NY Zip: 12804
Daytime Phone: 518-232-6017 Fax

Project/Proposal Site Area: (Acres or sq. ft.) 9625 sq ft
Assessor Tax Parcel No.(s) of Site: 48.20-3-34.1

Adjacent Parcels Owned or Controlled: (Acres or sq. ft.)
Assessor Tax Parcel No.(s) of Adjacent Land Owned or Controlled:

Street Address of Proposed Site (if any): 1049 Laura St., Rotterdam, NY 12306

Describe Existing Use(s) on Proposed Site: (commercial vacant, residential, buildings, well, sewer drainfield, etc.)

Residential Vacant, cleared lot

School District: Mohonasen CNTRL #3

Fire District: _____

Water Supply Comm/Public

Proposed Use of Property:

( ) **A1** One-family dwelling
( ) **A2** Two-family dwelling
( ) **B1** Multiple Dwelling (permanent occupancy)
( ) **B2** Multiple Dwelling (transient occupancy)
( ) **B3** Multiple Dwelling (senior citizen housing)
( ) **B4** Multiple Dwelling (adult residential care facility)

( ) **C1** Business
( ) **C2** Mercantile
( ) **C3** Industrial
( ) **C4** Storage
( ) **C5** Assembly
( ) **C6** Institutional
( ) **C7** Miscellaneous

LEGAL INFORMATION

Location of Proposal Site: (General description by which direction and how far from roads and intersections and other community features)

Property is located on the corner of Laura St. and Pauline Ave.
Approximately 250 feet from Guilderland Ave., heading east on Laura St.
Approximately 950 feet from Route 7, heading north along Pauline Ave.
Approximately 1000 feet to the south of Van Corlaer Elementary School.

Name of Public Road(s) Providing Access: Laura St. (could also utilize Pauline Ave if that is more desireable)

Width of Property Fronting on the Existing Public Road in Linear Feet: 79 Feet (Laura St)

Does the Proposal Have Access to an Arterial or Planned Arterial? ◯ Yes ◯ No

Name(s) of Arterial Road(s): _____

A legal description of the proposed site must be attached: ☑ Yes ◯ No

A copy of the assessor's map of the proposed site must be attached: ☑ Yes ◯ No

A copy of the most current deed(s) of the proposed site must be attached: ☑ Yes ◯ No

(All applications must contain a legal description that describes the exterior boundaries of the entire area to be rezoned. Please include the legal description for the entire area to be rezoned and also a copy of the assessor's map. A simple copy of the deed is not sufficient to process the change of zone request).

If you do not hold title to property, what is your interest in it? _____

What factors support this rezone? (This may be provided on a separate sheet of paper if necessary)

A majority of Laura St is single family residential, with small lots and houses very close to each other. Several properties to the north on Pauline Ave. sits a similar 6-unit complex on a smaller lot than we are proposing. The neighboring property to the west, on the corner of Guilderland Ave and Laura St is a large commercial property. There is a lot of commercial development in the immediate vicinity. This project would not drastically change the overall functionality of the neighborhood, and would likely improve the general appearance.

UTILITIES

Proposed Source of Water:
- ◉ Public System
- ○ Other, please describe _____
- ○ Individual Wells
- ○ Private Community System

Proposed Means of Sewage Disposal:
- ◉ Public Sewer
- ○ Septic Tank & Leachfield
- ○ Other, please describe _____

PART III

****

SURVEYOR/ARCHITECT/ENGINEER VERIFICATION

****

I, the undersigned, a licensed land surveyor, architect, and/or engineer, have completed the information requested. The legal description has been prepared by me or under my supervision in accordance with the requirements of the Town of Rotterdam regulations and the laws of the State of New York.

Signed: _____ Date: 7/28/2020

Address: 18 AMETHYST DR. Phone: 518-232-6017

QUEENSBURY, NY Zip: 12804

PLEASE AFFIX SURVEYOR/ARCHITECT/ENGINEER SEAL HERE



****

LEGAL OWNER SIGNATURE

****

(Signature of legal owner or representative as authorized by legal owner)

I, the undersigned, swear or affirm under penalty of perjury that the above responses are made truthfully and to the best of my knowledge.

I further swear or affirm that I am the owner of record of the area proposed for the previously identified land use action, or, if not the owner, attached herewith is written permission from the owner authorizing my actions on his/her behalf.

Name: PETER SANKEY
Address: 18 AMETHYST DR
QUEENSBURY, NY 12804

Date: 7/29/2020
Phone: 518-232-6017
Zip: 12804

Signature of applicant or representative

7/29/2020
Date

NOTARY

STATE OF NEW YORK) ss:
COUNTY OF Warren)

SUBSCRIBED AND SWORN to before me this 29th day of July, 2020

NOTARY SEAL

Notary Signature

Notary Public in and for the State of New York
Residing at: 37 Bay St. Glens Falls, NY 12801
My appointment expires: 06/02/2022

Amber J. Nieves
Notary Public - State of New York
01NI6305150
Qualified in Warren County
My Commission Exp. 06/02/2022

PLEASE AFFIX NOTARY SEAL HERE

AUTHORIZATION OF AGENT TO ACT ON PROPERTY OWNER'S BEHALF

I hereby authorize the following person(s) to act as my agent(s) to apply for, sign, and file the documents necessary to obtain necessary permits for my project.

Location or Address: 1049 Laura St, Rotterdam, NY 12306
SBL#: 48.20-3-34.1

Name of Authorized Agent: Peter Sankey

Address of Authorized Agent: 18 Amethyst Dr, Queensbury, NY 12804
Phone Number of Authorized Agent: 518-232-6017

I declare under penalty of perjury that I am the property owner for the address listed above and I personally filled out the above information and certify its accuracy.

Property Owner: Brandi N Cockfield
Print Name

Property Owner's Signature: Brandi Cockfield Date: Tuesday, June 30 2020

GUILDERLAND
AVENUE
(70'-WIDE)
SEWER DISTRICT 2
ROSELAWN
AVENUE
(LAURA STREET)
AVENUE
(50'-WIDE)
VAN DYKE

TAX MAP


Vicinity Map
1049 Laura St, Rotterdam NY
Legend
1049 Laura St
Country Farm Convenience LLC
Dv Greco & Sons Inc
Guilderland Ave & Laura St(01618)
Cleveland Ave
Earl St
Visscher Ave
Guilderland Ave
1049 Laura St
Stanton St
Laura St
Pauline Ave
Augustine Ave
Depot Ave
Google earth
© 2020 Google
300 ft
N

Short Environmental Assessment Form
Part 1 - Project Information

RECEIVED
JUL 31 2020
TOWN OF ROTTERDAM
PUBLIC WORKS

Instructions for Completing

Part 1 – Project Information. The applicant or project sponsor is responsible for the completion of Part 1. Responses become part of the application for approval or funding, are subject to public review, and may be subject to further verification. Complete Part 1 based on information currently available. If additional research or investigation would be needed to fully respond to any item, please answer as thoroughly as possible based on current information.

Complete all items in Part 1. You may also provide any additional information which you believe will be needed by or useful to the lead agency; attach additional pages as necessary to supplement any item.

Part 1 – Project and Sponsor Information

Name of Action or Project:
49 Laura St Change of Zone

Project Location (describe, and attach a location map):
1049 Laura St, Rotterdam, NY 12306, on the corner of Laura St and Pauline Ave.

Brief Description of Proposed Action:
1049 Laura St is a cleared vacant lot zoned R-1, Single family residential, that once had an old abused house founded on it. We propose to change the zoning to R-3, Multiple Family Residential and utilize the lot to construct a 6-Unit residential complex that would be be aesthetically appealing and would be a positive influence on the surrounding community. The project would utilize all current environmental codes.

Name of Applicant or Sponsor:	Telephone: 518.232.6017
Peter Sankey, Infinite Engineering Solutions	E-Mail: PeteSankey@iespc.com

Address:
18 Amethyst Dr

City/PO:	State:	Zip Code:
Queensbury	NY	12804

	NO	YES
1. Does the proposed action only involve the legislative adoption of a plan, local law, ordinance, administrative rule, or regulation? If Yes, attach a narrative description of the intent of the proposed action and the environmental resources that may be affected in the municipality and proceed to Part 2. If no, continue to question 2.	☑	☐
2. Does the proposed action require a permit, approval or funding from any other government Agency? If Yes, list agency(s) name and permit or approval: Town of Rotterdam, Change of Zone	☐	☑

3. a. Total acreage of the site of the proposed action? 0.23 acres
   b. Total acreage to be physically disturbed? 0.07 acres
   c. Total acreage (project site and any contiguous properties) owned or controlled by the applicant or project sponsor? 0.23 acres

4. Check all land uses that occur on, are adjoining or near the proposed action:

5. ☑ Urban ☐ Rural (non-agriculture) ☐ Industrial ☑ Commercial ☐ Residential (suburban)
   ☐ Forest ☐ Agriculture ☐ Aquatic ☐ Other(Specify):
   ☐ Parkland

	NO	YES	N/A
5. Is the proposed action,			
a. A permitted use under the zoning regulations?	☑	☐	☐
b. Consistent with the adopted comprehensive plan?	☐	☑	☐

	NO	YES
6. Is the proposed action consistent with the predominant character of the existing built or natural landscape?	☐	☑

	NO	YES
7. Is the site of the proposed action located in, or does it adjoin, a state listed Critical Environmental Area?		
If Yes, identify: _____	☑	☐

	NO	YES
8. a. Will the proposed action result in a substantial increase in traffic above present levels?	☑	☐
b. Are public transportation services available at or near the site of the proposed action?	☐	☑
c. Are any pedestrian accommodations or bicycle routes available on or near the site of the proposed action?	☐	☑

	NO	YES
9. Does the proposed action meet or exceed the state energy code requirements?		
If the proposed action will exceed requirements, describe design features and technologies: _____ _____	☐	☑

	NO	YES
10. Will the proposed action connect to an existing public/private water supply?		
If No, describe method for providing potable water: _____ _____	☐	☑

	NO	YES
11. Will the proposed action connect to existing wastewater utilities?		
If No, describe method for providing wastewater treatment: _____ _____	☐	☑

	NO	YES
12. a. Does the project site contain, or is it substantially contiguous to, a building, archaeological site, or district which is listed on the National or State Register of Historic Places, or that has been determined by the Commissioner of the NYS Office of Parks, Recreation and Historic Preservation to be eligible for listing on the State Register of Historic Places?	☑	☐
b. Is the project site, or any portion of it, located in or adjacent to an area designated as sensitive for archaeological sites on the NY State Historic Preservation Office (SHPO) archaeological site inventory?	☑	☐

	NO	YES
13. a. Does any portion of the site of the proposed action, or lands adjoining the proposed action, contain wetlands or other waterbodies regulated by a federal, state or local agency?	☑	☐
b. Would the proposed action physically alter, or encroach into, any existing wetland or waterbody?	☑	☐
If Yes, identify the wetland or waterbody and extent of alterations in square feet or acres: _____ _____ _____		

14. Identify the typical habitat types that occur on, or are likely to be found on the project site. Check all that apply:

☐ Shoreline ☐ Forest ☐ Agricultural/grasslands ☐ Early mid-successional

☐ Wetland ☑ Urban ☐ Suburban

	NO	YES
15. Does the site of the proposed action contain any species of animal, or associated habitats, listed by the State or Federal government as threatened or endangered?	☑	☐
16. Is the project site located in the 100-year flood plan?	☑	☐
17. Will the proposed action create storm water discharge, either from point or non-point sources?	☑	☐
If Yes,		
a. Will storm water discharges flow to adjacent properties?	☐	☐
b. Will storm water discharges be directed to established conveyance systems (runoff and storm drains)?	☐	☐
If Yes, briefly describe:		
We propose to capture and treat all of the stormwater discharge from the new structure and minimize or eliminate any increase to the current runoff.		
18. Does the proposed action include construction or other activities that would result in the impoundment of water or other liquids (e.g., retention pond, waste lagoon, dam)?	☑	☐
If Yes, explain the purpose and size of the impoundment:		
19. Has the site of the proposed action or an adjoining property been the location of an active or closed solid waste management facility?	☑	☐
If Yes, describe:		
20. Has the site of the proposed action or an adjoining property been the subject of remediation (ongoing or completed) for hazardous waste?	☑	☐
If Yes, describe:		

I CERTIFY THAT THE INFORMATION PROVIDED ABOVE IS TRUE AND ACCURATE TO THE BEST OF MY KNOWLEDGE

Applicant/sponsor/name: Peter Sankey Date: 7/22/2020

Signature: Peter Sankey Title: P.E. #085126

PRINT FORM

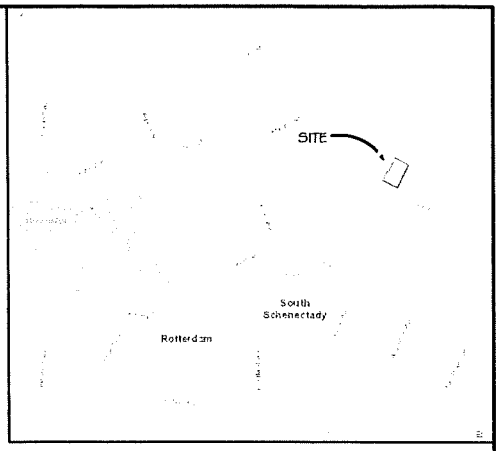
ABL Surveying, PLLC
5 Avon Place
South Glens Falls, NY
12814

LEGAL DESCRIPTION

(1049 Laura Street)

ALL that certain piece or parcel of land situate and being in the Town of Rotterdam, Schenectady County, and State of New York, bounded and described as follows:

BEGINNING at a point at the intersection of the westerly bounds of Laura Street and the northerly bounds of Pauline Avenue; thence on a course North 46°20'27" West, 79.00' along the westerly boundary of Laura Street to a point; thence on a course North 43°39'33" East, 50.00' to a point; thence on a course South 46°20'27" East, 2.00' to a point; thence on a course North 43°39'33" East, 25.00' to a point; thence on a course South 46°20'27" East, 2.00' to a point; thence on a course North 43°39'33" East, 50.00' to a point; thence on a course South 46°20'27" East, 75.00' to a point at the northerly boundary of Pauline Avenue; thence on a course South 43°39'33" West, 125.00' to the point or place of beginning containing 9,625.00 sq ft more or less.



SITE LOCATION
(NOT TO SCALE)

MAGNETIC 2020

GUILDERLAND AVENUE

LAURA STREET

EDGE PAVEMENT

BLACKTOP DRIVE

BUILDING

LANDS N/F
DAVID CAFARELLI
BOOK 1989 PAGE 979
TAX ID. 48.20-3-35

LANDS N/F
CHRISTOPHER TINKLE
ROCHELLE TINKLE
BOOK 1998 PAGE 979
TAX ID. 48.20-3-36.1

LANDS N/F
BROCK J. LANDOC
BOOK 1863 PAGE 579
TAX ID. 48.20-3-37

LANDS N/F
RICHARD H. PAUL
BEVERLY J. PAUL
BOOK 811 PAGE 105
TAX ID. 48.20-3-33

N 43°39'33" E
25.00'

N 43°39'33" E
50.00'

N 43°39'33" E
50.00'

S 46°20'27" E
2.00'

S 46°20'27" E
2.00'

S 46°20'27" W
75.00'

S 43°39'33" W
125.00'

FENCE LINE

BUILDING

UTP NM2

SMH
RIM: 337.93'
SUMP: 331.63'

BENCHMARK
HYD-XCUT BOLT
ELEV.= 340.70'

HYDRANT

CURB LINE

PAULINE AVENUE

SMH
RIM: 337.13'
SUMP: 325.03'

SMH
331.90
RIM: 331.90'
SUMP: 325.47'

UTP

UTP NM4

UTP

DEED REFERENCE:

1. "NICOLE E ROMANO" TO "TANYA PAPPAS", DATED JULY 30, 2004 AND RECORDED IN THE SCHENECTADY COUNTY CLERKS OFFICE IN DEED BOOK 2004 AT PAGE 4619.

MAP REFERENCE:

1. MAP OF SUBDIVISION KNOWN AS "FAGANS SUBDIVISION DIVISION 10," BY WILLIM GIFFORD, SURVEYOR, AND FILED JANUARY 21, 1898 IN THE SCHENECTADY COUNTY CLERKS OFFICE IN PLAT CABINET B, MAP #202 & 203.

MAP NOTE:

1. ELEVATION DATUM: GOOGLE EARTH PRO, 2019

RECEIVED
JUL 31 2020
TOWN OF ROTTERDAM
PUBLIC WORKS

STATE OF NEW YORK
MICHAEL E. MONTENA
050670
LICENSED LAND SURVEYOR

ZONING DISTRICT: R-1
TAX ID #48.20-3-34.1
AREA: 9,625.00 ±SQFT

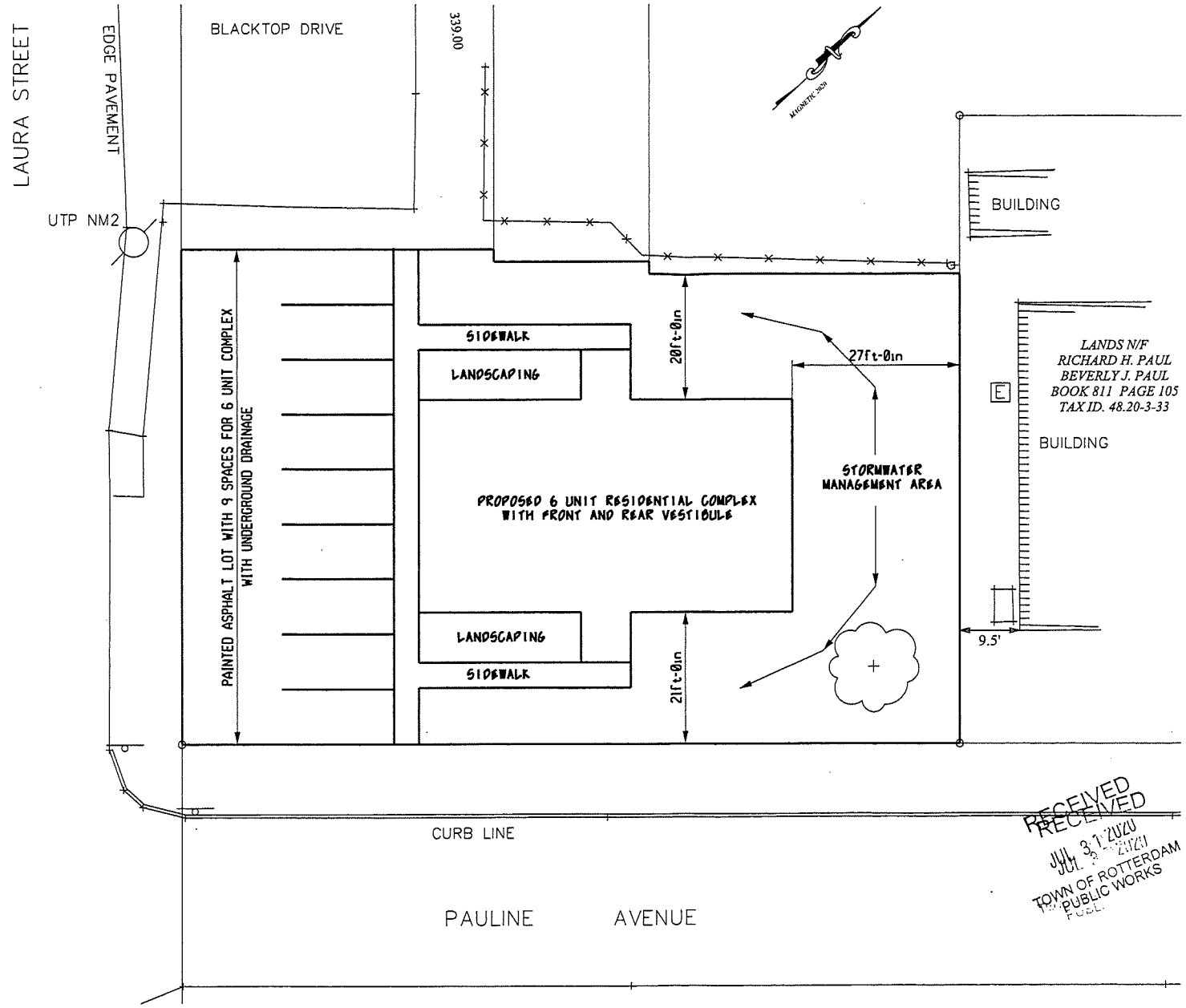
ABL SURVEYING, PLLC
MICHAEL E. MONTENA, PLS
5 AVON PLACE
SOUTH GLENS FALLS, NY 12803
518-798-2219

ALL RIGHTS RESERVED. COPY OR REPRODUCTION OF THIS PLAN OR ANY PORTION THEREOF IS PROHIBITED WITHOUT THE WRITTEN PERMISSION OF THE SURVEYOR. UNAUTHORIZED ALTERATION OR ADDITION TO A SURVEY MAP BEARING A LICENSED SURVEYORS SEAL IS A VIOLATION OF SECTION 7209, SUBDIVISION 2 OF THE NEW YORK STATE EDUCATION LAW.
I HEREBY CERTIFY THAT THIS SURVEY MAP IS BASED ON AN ACTUAL FIELD SURVEY COMPLETED FEB. 25, 2020, AND THAT THIS SURVEY MAP WAS MADE BY ME OR MADE UNDER MY DIRECTION, AND CONFORMS WITH THE MINIMUM STANDARD CODE OF PRACTICE THAT HAS BEEN DEVELOPED BY THE NEW YORK STATE ASSOCIATION OF PROFESSIONAL LAND SURVEYORS.

NO.	REVISION	DATE

PROJECT #20-014

BOUNDARY SURVEY MAP FOR
BRANDI N. COCKFIELD
AT 1049 LAURA STREET
MARCH 2, 2020 SCALE 1" = 20'
TOWN OF ROTTERDAM,
SCHENECTADY COUNTY,
NEW YORK



6 UNIT COMPLEX
SITE PLAN
1049 LAURA ST
ROTTERDAM, NY

TITLE: SITE PLAN	
LOCATION: 1049 LAURA ST	
TOWN: ROTTERDAM	COUNTY: SCHENECTADY
DRAWN BY: PMS	CHECKED BY: PMS
SCALE: 1/16" = 1'	DATE:
DRAWING: SITEPLAN.DGN	SHEET: SHEET OF
APPROVAL SIGNATURE:	

OFFICE OF THE SCHENECTADY COUNTY CLERK

620 STATE STREET
SCHENECTADY, NY 12305-2114
PHONE (518) 388-4220
FAX (518) 388-4224

Cara M. Ackerley
County Clerk

Maryellen Brehm
Alicia Godlewski
Jeffrey Morrette
Carla Saglimbeni
Deputy County Clerks

Instrument Number - 202016916
Recorded On 6/12/2020 At 2:29:26 PM
* Instrument Type - DEED
* Book/Page - DEED/2036/393
* Total Pages - 4
Invoice Number - 1049122 User ID: TMH
* Document Number - 2020-1969
* Grantor - PARKWOOD ASSOCIATES LLC

* Grantee - COCKFIELD BRANDI

*RETURN DOCUMENT TO:
BRANDI COCKFIELD
4 CAVESON LANE
COLONIE, NY 12205

* FEES

NY REALTY TRANSFER TAX	$220.00
NY LAND SUR	$4.75
NY E & A FEES	$241.00
NY LAND COMP SUR	$14.25
CO GENERAL REVENUE	$45.00
CO LAND SUR	$0.25
CO E & A FEES	$9.00
CO LAND COMP SUR	$0.75
CONVEYANCE NOTIFICATION	$10.00
TOTAL PAID	$545.00

TRANSFER TAX
Real Estate Transfer Tax Num - 3664
Transfer Tax Amount - $ 220.00

I hereby CONFIRM that this document is
Recorded in the Schenectady County Clerk's Office
in Schenectady, New York

Cara M. Ackerley
Schenectady County Clerk

THIS IS AN ENDORSEMENT PAGE

Do Not Detach

THIS PAGE IS NOW PART OF THIS LEGAL DOCUMENT

* - Information denoted by an asterisk may change during the verification process and may not be reflected on this page.

001FC6

INSTRUMENT NUMBER - **202016916**

DEED Book 2036 Page 394
Doc No 2020-1969

CORPORATE DEED

THIS INDENTURE

Made the 17 day of March,
Two Thousand Twenty.

Between **PARKWOOD ASSOCIATES, LLC,** with offices at 1099 Parkwood Blvd, Schenectady, NY 12308, party of the first part, and

BRANDI COCKFIELD, residing at 4 Caveson Lane, Colonie, NY, 12205, party of the second part,

WITNESSETH that the parties of the first part, in consideration of ONE AND 00/100 DOLLARS ($1.00) lawful money of the United States, and other good and valuable consideration paid by the parties of the second part, do hereby grant and release unto the parties of the second part, their heirs, successors and assigns forever:

SEE SCHEDULA 'A' ATTACHED

R 48.20-3-34.1
SEC ___ TAX MAP IDENT ___ BLK ___ LOT ___

BEING THE SAME premises conveyed to **Parkwood Associates, LLC,** party to the first part by deed from **THE COUNTY OF SCHENECTADY,** dated November 10, 2016, and recorded in the Schenectady County Clerk's Office on December 2, 2016, in book 1951 of Deeds at page 331.

This conveyance is not a sale of all or substantially all of the assets of the seller and is made in the regular course of business actually conducted by the Seller.

THIS CONVEYANCE is made subject to all enforceable conditions, covenants, easements and restrictions of record.

TOGETHER with the appurtenances and all the estate and rights of the party of the first part in and to said premises.

TO HAVE AND TO HOLD the premises herein granted unto the parties of the second part, their heirs, successors and assigns forever.

AND said parties of the first part covenants as follows:

First, That the parties of the second part shall quietly enjoy the said premises;

Second, That said parties of the first part will forever Warrant the title to said premises.

Third, That in compliance with Section 13 of the Lien Law, the grantor will receive the consideration for this conveyance and will hold the right to receive such consideration as a trust fund to be applied for the purpose of paying the cost of any improvement and will apply the same first to the payment of the cost of the improvement before using any part of the total of the same for other purpose.

IN WITNESS WHEREOF, the parties of the first part have hereunto set their hand and seal the day and year first above written.

IN PRESENCE OF

_____ L.S.
Parkwood Associates, LLC
By: Patricia Civitello, Owner

STATE OF NEW YORK)
)ss.:
COUNTY OF Schenectady)

On the 12 day of March in the year 2020 before me, the undersigned, a Notary Public in and for said State, personally appeared **Patricia Civitello, President,** personally known to me or proved to me on the basis of satisfactory evidence to be the individual(s) whose name(s) is (are) subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their capacity(ies), and that by his/her/their signature(s) on the instrument, the individual(s), or the person upon behalf of which the individual(s) acted, executed the instrument.

_____
Notary Public

Killeen M. Cirilla
NOTARY PUBLIC STATE OF NEW YORK
Registration No 02CI6103852
Qualified in Schenectady County
Commission Expires January 12, 2021

Killeen M. Cirilla
NOTARY PUBLIC. STATE OF NEW YORK
Registration No. 02CI6103852
Qualified in Schenectady County
Commission Expires January 12, 2021

ABA-2020-27

o:

Schedule A Description

All that certain lot, piece or parcel of land, situate in the Town of Rotterdam, County of Schenectady and State of New York, bounded and distinguished as Lots Nos. 71 and 72, and the Easterly 4 feet of Lot No. 38, on a map of building lots entitled Fagans Division No. 10, made by William Gifford, Surveyor, and duly filed in the Schenectady County Clerk's Office, bounded and described as follows: Lots 71 and 72 together, Southerly and in front by Laura Street 75 feet; Easterly by Pauline Street, 125 feet; Northerly and in the rear by the Northerly boundaries of said Lots, 75 feet and Westerly by Lots Nos. 38, 39, 40 and 41, 125 feet; also all that piece, parcel or tract of land situated in the Town of Rotterdam, County of Schenectady and State of New York, distinguished on a map of building lots entitled Fagan's Division #10, made by William Gifford, Surveyor, and duly filed in the Schenectady County Clerk's Office and being a portion of Lot No. 38; Beginning at a point on the Northerly side of Laura Street at the intersection of Lots Nos. 71 and 38, as shown on said map and running thence Westerly 4 feet on Laura Street, to a point; thence Northerly in a straight line through Lot No. 38 and parallel to the Westerly side of Lot No. 71, 50 feet to the Southerly side of Lot No. 39; thence Easterly along the Southerly side of Lot No. 39, 4 feet to the Westerly side of Lot No. 71; thence Southerly along the Westerly side of Lot No. 71, 50 feet to Laura Street, the place of point of beginning.

Also, All that tract or parcel of land, situate, in the Town of Rotterdam, County of Schenectady and State of New York, with the buildings thereon, known and distinguished on a map of building lots entitled "Fagan Subdivision No. 10, Bellevue, Town of Rotterdam, Schenectady County, N.Y." made by William Gifford, Surveyor, and duly filed in the Schenectady County Clerk's Office January 21, 1898, in Plat Cabinet B as Map No. 202 & 203, as the most easterly two-foot portion of Lot No. 39, more particularly bounded and described as follows: Beginning at a point in the southeast corner of Lot 39 as shown on the above-mentioned map, said point being distant 50.0 feet measured North 25 deg. 06 min. East along the division line between Lot 38 on the West and Lot 71 on the East, from the northerly line of Laura Street as shown on the above mentioned map; thence North 64 deg. 54 min. West, along the division line between Lot No. 38 on the South and the herein described parcel on the North, a distance of 2.0 feet to a point; thence North 25 deg. 06 min. East, through Lot 39, a distance of 25.0 feet to a point in the division line between Lot 40 on the North and the herein described parcel on the South, thence South 64 deg. 54 min. East, along said division line, a distance of 2.0 feet to a point in the Westerly line of Lot 71; thence South 2 deg. 06 min. West, along the division line between Lot 71 on the East and the herein described parcel on the West, a distance of 25.0 feet to the point and place of beginning. It is intended to convey the Easterly most 2 feet of said Lot 39.

RESOLUTION NO. 215.20

WHEREAS, in accordance with § 270-174 of the Rotterdam Town Code, the Town Board must, before public hearing on this matter, refer the matter to the Planning Board of the Town of Rotterdam for report and recommendation thereon; **NOW**

THEREFORE, UPON MOTION OF Councilmember _____,

seconded by Councilmember _____,

BE IT RESOLVED BY THE TOWN BOARD AS FOLLOWS:

SECTION 1. The Town Board of the Town of Rotterdam refers to the Planning Board of the Town of Rotterdam for report and recommendation thereon proposed Local Law of the Year 2020 under consideration by the Town Board as follows:

> To allow for a Change of Zone request located at 387 East Campbell Road, known as Tax Map Nos. 59.18-2-8 and 59.18-2-43. The applicant is requesting a Change of Zone from R-1 One-Family Residential to B-2 General Business on a ± 2.3 acre portion of the ± 5.74 acre parcel for the expansion of the parking area for the existing Charter Communications, located at 1021 Highbridge Road.

SECTION 2. This resolution shall become effective August 26, 2020.

DATED: August 26, 2020

NAME	AYES	NOES	ABSTAIN
Christou			
Guidarelli			
Miller-Herrera			
Signore			
Tommasone			

DRAFT

TOWN OF ROTTERDAM

John F. Kirvin Government Center • 1100 Sunrise Boulevard • Rotterdam, NY 12306
Telephone: 518-355-7575 • Fax: 518-355-7976 • Website: www.rotterdamny.org

LEGISLATIVE REQUEST FORM

DATE:	August 11, 2020
TO:	Steven Tommasone, Town Supervisor
FROM:	Peter Comenzo, Senior Planner
TITLE OF REQUEST:	Refer to Planning Commission for Report and Recommendation for Change of Zone from Single Family Residential (R-1) to General Business (B-2).
TOWN BOARD MEETING:	August 26, 2020
Background Information:	Byron Diaz Y Diaz (Owner) 387 E. Campbell Road Schenectady, NY 12303 Charter Communications (Applicant) 1021 Highbridge Road Schenectady, NY 12303 Change of Zone Request on a ±2.3-acre portion of 387 E. Campbell Road (±5.74 acres) from Single Family Residential (R-1) to General Business (B-2). Applicant is proposing to expand parking area for the existing Charter Communication located at 1021 Highbridge Road.
Evaluation/Analysis:	Rotterdam Town Code 270-174 states that Change of Zone applications shall be referred to the Planning Board for a report and recommendation prior to a public hearing.
Recommendation(s):	Refer to Planning Commission for Report and Recommendation.
Attachment/Document(s):	Application, materials and maps.
Compliance with Purchasing Policy:	N/A
Effect(s) on Existing Law(s):	NYS Town Law Article 16 Proposed Local Law of the Year 2020
LEGISLATION WILL BE PREPARED BY:	Supervisors Office

TOWN OF ROTTERDAM CHANGE OF ZONE APPLICATION

PART I

PROCEDURES TO APPLY FOR A CHANGE OF ZONE (COZ)

1) The applicant must complete the following and present **twenty-two (22) complete sets** to the Public Works Department*. The change of zone (COZ) process will take an average of 60 days to complete.
   a. A completed COZ application (part II and III). A completed list of names and addresses of all property owners within three hundred (300) feet of the exterior boundaries of the subject property proposed for the change of zone will be completed by the Department of Public Works (DPW).
   b. A complete site plan and/or subdivision plan of proposed project.
   c. A copy of the current deed(s) of the property to be rezoned.
   d. A complete legal description of the exterior boundaries of the property proposed to be rezoned (this is needed for the legal notice and is in addition to any legal description(s) on the deed).
   e. A vicinity map depicting the location of the property and identifying at a minimum the nearest cross streets.
   f. A completed Full Environmental Assessment Form as provided in 6NYCRR PART 617.
2) The Town Board makes a decision whether or not to consider the application. If the Town Board makes a decision to consider the application, it will forward the application for recommendation to the Planning Commission. If the Town Board elects not to consider the application, the processing of the application does not continue.
3) The application materials will be transmitted to the Planning Commission for review and comment if the Town Board elects to forward the application to them. The applicant may address comments received on the proposal and make revisions to the application as warranted.
4) The COZ application and Planning Commission recommendation are forwarded to the Town Board for review. The Town Supervisor will place the COZ request on a Town Board agenda to call for a public hearing. If the Town Board elects to not call for a public hearing the process is considered complete and the legislative request will not proceed.
5) After the Town Board calls for a public hearing, the Supervisor's office notifies all property owners within three hundred (300) feet of the exterior boundaries of the subject property of the proposed COZ request and the public hearing date.
6) Public Hearing - The Town Board conducts a public hearing on the COZ request and makes a decision to approve or deny the application.

*If the proposed zoning is not in conformance with the Rotterdam Comprehensive Plan, it will be necessary to apply for a Comprehensive Plan Amendment. Contact the Town Planner concerning this requirement.

****

TOWN OF ROTTERDAM CHANGE OF ZONE APPLICATION

All requested information shall be provided and must be filled out in black ink or typed for photocopying purposes.

Application Fee **$650**

Existing Zone Classification: One-Family Residential (R-1)

Proposed Zone Classification: General Business District (B-2)

PART II
GENERAL INFORMATION

Legal Owner's Name: Spectrum Northeast, LLC
Mailing Address: 6360 S. Fiddler's Green Circle, Suite 100
City: Greenwood Village State: Colorado Zip: 80111
Daytime Phone: 718-670-6510 Fax

If applicant is not the owner, include written owner authorization for the below-designated contact to serve as representative.

Owner's Designated Contact: Michael D. Reid, GVP-Corporate Services

Mailing Address: 6360 S. Fiddler's Green Circle, Suite 100
City: Greenwood Village State: Colorado Zip: 80111
Daytime Phone: 718-670-6510 Fax

Project/Proposal Site Area: (Acres or sq. ft.) 10.52 Acres
Assessor Tax Parcel No.(s) of Site: 59.19 - 4 - 2.1 and 59.19-4-14.1

Adjacent Parcels Owned or Controlled: (Acres or sq. ft.) None
Assessor Tax Parcel No.(s) of Adjacent Land Owned or Controlled:

Street Address of Proposed Site (if any): 1021 Highbridge Road, Schenectady NY, 12303

Describe Existing Use(s) on Proposed Site: (commercial vacant, residential, buildings, well, sewer drainfield, etc.)

The Charter Communications Schenectady Call Center is in the process of acquiring a portion of a neighboring undeveloped property with the intent of developing it as a surface parking lot that will serve both as employee parking and field vehicle storage/parking. The site is currently served by existing public water and sanitary sewer and there will be no additional demand on these systems as a result of the additional parking. A existing 20' wide water and drainage easement runs through the southern edge of the site but will not be affected by the proposed site work. Drainage on site will be managed by both surface and sub-surface management structures prior to discharging to the existing drainage system that runs through the project site.

School District: Mohonason

Fire District: 3

Water Supply Schenectady

Proposed Use of Property:

( ) **A1** One-family dwelling
( ) **A2** Two-family dwelling
( ) **B1** Multiple Dwelling (permanent occupancy)
( ) **B2** Multiple Dwelling (transient occupancy)
( ) **B3** Multiple Dwelling (senior citizen housing)
( ) **B4** Multiple Dwelling (adult residential care facility)

(X) **C1** Business
( ) **C2** Mercantile
( ) **C3** Industrial
( ) **C4** Storage
( ) **C5** Assembly
( ) **C6** Institutional
( ) **C7** Miscellaneous

LEGAL INFORMATION

Location of Proposal Site: (General description by which direction and how far from roads and intersections and other community features)

The Charter Communications Schenectady Call Center property is located at 1021 Highbridge Road. The site is approximately 50' to the south east of the intersection of Highbridge Road Bryan Ave. and approximately 600' to the south of the intersection of Highbridge Road and Route 7.

Name of Public Road(s) Providing Access: Highbridge Road

Width of Property Fronting on the Existing Public Road in Linear Feet: 316

Does the Proposal Have Access to an Arterial or Planned Arterial? ◯ Yes ◯ No

Name(s) of Arterial Road(s): N/A

A legal description of the proposed site must be attached: ◉ Yes ◯ No

A copy of the assessor's map of the proposed site must be attached: ◯ Yes ◯ No

A copy of the most current deed(s) of the proposed site must be attached: ◯ Yes ◯ No

(All applications must contain a legal description that describes the exterior boundaries of the entire area to be rezoned. Please include the legal description for the entire area to be rezoned and also a copy of the assessor's map. A simple copy of the deed is not sufficient to process the change of zone request).

If you do not hold title to property, what is your interest in it?

Charter has a purchase agreement with the adjoining property owner to obtain a portion of the property to allow for a parking lot expansion.

What factors support this rezone? (This may be provided on a separate sheet of paper if necessary)

Charter Communications is requesting a zoning change for this parcel with the intention of creating an additional parking lot to serve as both employee parking and field vehicle storage/ parking. The existing Charter facility is directly adjacent to this property and once obtained will be merged into the Charter's parcel. By rezoning the portion of the property to be obtained it keeps the zoning for the Charter use consistent across the entire future lot vs. being split zoned.

UTILITIES

Proposed Source of Water:

- ◉ Public System
- ○ Other, please describe Note that the proposed parking lot expansion will not result in any additional demand on the public system.
- ○ Individual Wells
- ○ Private Community System

Proposed Means of Sewage Disposal:

- ○ Public Sewer
- ○ Septic Tank & Leachfield
- ○ Other, please describe

Note that the proposed parking lot expansion will not result in any additional demand on the public system.

PART III

****

SURVEYOR/ARCHITECT/ENGINEER VERIFICATION

****

I, the undersigned, a licensed land surveyor, architect, and/or engineer, have completed the information requested. The legal description has been prepared by me or under my supervision in accordance with the requirements of the Town of Rotterdam regulations and the laws of the State of New York.

Signed: _____ Date: 7/28/2020

Address: 547 River Street Phone: 518-273-0055

Troy, New York Zip: 12180



PLEASE AFFIX SURVEYOR/ARCHITECT/ENGINEER SEAL HERE

****

LEGAL OWNER SIGNATURE

****

(Signature of legal owner or representative as authorized by legal owner)

I, the undersigned, swear or affirm under penalty of perjury that the above responses are made truthfully and to the best of my knowledge.

I further swear or affirm that I am the owner of record of the area proposed for the previously identified land use action, or, if not the owner, attached herewith is written permission from the owner authorizing my actions on his/her behalf.

Name: Michael D. Reid
Address: 6360 S. Fiddler's Green Circle, Suite 100
Greenwood Village, Colorado

Date: _____
Phone: 718-670-6510
Zip: 80111

_____ 7/29/20
Signature of applicant or representative — Date

NOTARY

STATE OF NEW YORK) ss:
COUNTY OF _____)

SUBSCRIBED AND SWORN to before me this _____ day of _____, 2_ _ _

NOTARY SEAL

_____
Notary Signature

Notary Public in and for the State of New York
Residing at: _____
My appointment expires: _____

PLEASE AFFIX NOTARY SEAL HERE

STATE OF _____)
) ss.
COUNTY OF _____)

The foregoing instrument was acknowledged before me this __ day of _____, 20__, by _____, as _____ of _____.

WITNESS my hand and official seal.

_____
Notary Public

My commission expires: _____

STATE OF COLORADO)
) ss.
COUNTY OF ARAPAHOE)

The foregoing instrument was acknowledged before me this 29th day of July, 2020, by Michael D. Reid, as EVP-Corporate Services of Charter Communications Inc., as Manager of Spectrum Northeast, LLC.

WITNESS my hand and official seal.

Jennifer A. Muller
Notary Public

JENNIFER A MULLER
NOTARY PUBLIC
STATE OF COLORADO
NOTARY ID 20084003603
MY COMMISSION EXPIRES JANUARY 30, 2024

Schedule A Description

Title Number: **AGT-19544-SC-W**

ALL THAT TRACT OR PARCEL OF LAND, situate in the Town of Rotterdam, County of Schenectady and State of New York, bounded and described as follows:

BEGINNING at an existing 1/2" iron rod on the easterly highway line of a town road known as East Campbell Road Extension at its point of intersection with the division line between lands on the north now or formerly of Robert E. Oeser and Wilma A. Oeser (Bk. 965, Pg. 134) and lands on the south of the Estate of Ada H. Kiefner (Bk. 685, Pg. 219 & Bk. 1391, Pg. 177) and runs thence from said point of beginning, N. 76°-29' E., along said division line, 180.00 feet to an existing 1/2" iron rod; thence, N. 13°-31' W., along the easterly line of lands of the aforesaid Oeser and the easterly line of lands now or formerly of Charles M. Macejka and Laura M. Macejka (Bk. 1249, Pg. 7) 200.00 feet to an existing 3/4" iron pin on the southerly line of lands now or formerly of Paul E. Polach and Laurel A. Polach (Bk. 1622, Pg. 230); thence, N. 77°-36'-30" E., along the southerly line of lands of the said Polach, 176.24 feet to an existing 1" iron rod at the southwesterly corner of lands now or formerly of Time Warner Cable Northeast LLC (Bk. 1863, Pg. 552); thence, N. 76°-39'-30" E., along the southerly line of lands of the said Time Warner Cable Northeast LLC, the following distances, 315.92 feet to an existing 1/2" iron pipe, 44.23 feet to an existing 1/2" iron pipe and 9.63 feet to an iron rod set in a chain link fence on the 1959 westerly highway line of Interstate 890 (Map No. 341, Parcel No. 343-Interstate Route Connection No. 550-2-1.1), total distance being 369.78 feet; thence, southerly along the 1959 westerly highway line of Interstate 890 on a non-tangent curve to the right with a radius of 9890.00 feet, for an arc length of 546.07 feet and having a central angle of 03°-09'-50" (chord = S. 13°-42'-40" W., 546.00 feet) to an iron rod set, 7± feet easterly of a chain link fence; thence, S. 15°-51' W., continuing along the same, 370.13 feet to an existing concrete monument at the northeasterly corner of lands now or formerly of David J. Crounse (Bk. 1790, Pg. 13); thence, S. 77°-06'-30" W., in part along the northerly line of lands of the said Crounse, 120.45 feet to an existing 1/2" iron rod at the southeasterly corner of lands now or formerly of Daniel P. Kordziel and Jennifer A. Sheppard (Bk. 1421, Pg. 216); thence, N. 12°-34'-45" W., along the easterly line of lands of the aforesaid Kordziel and Sheppard, and the easterly lines of lands now or formerly of Eugene Ellis (Bk. 985, Pg. 146), Duane J. Van Derwerker (Bk. 1846, Pg. 830) and Snowy Peaks, LLC (Bk. 1847, Pg. 768), the following distances, 120.00 feet to an existing 5/8" capped iron rod, 40.00 feet to an existing 5/8" capped iron rod and 70.00 feet to an existing 1/2" iron rod, total distance being, 230.00 feet; thence, S. 77°-25'-15" W., along the northerly line of lands of the aforesaid Snowy Peaks, LLC, 180.00 feet to an existing 1/2" iron rod on the easterly highway line of East Campbell road Extension; thence, N. 13°-12'-45" W., along the easterly highway line of East Campbell Road Extension, 378.42 feet to the point of beginning. Containing 7.86± acres of land, more or less.

Title Number: **AGT-19544-SC-W**

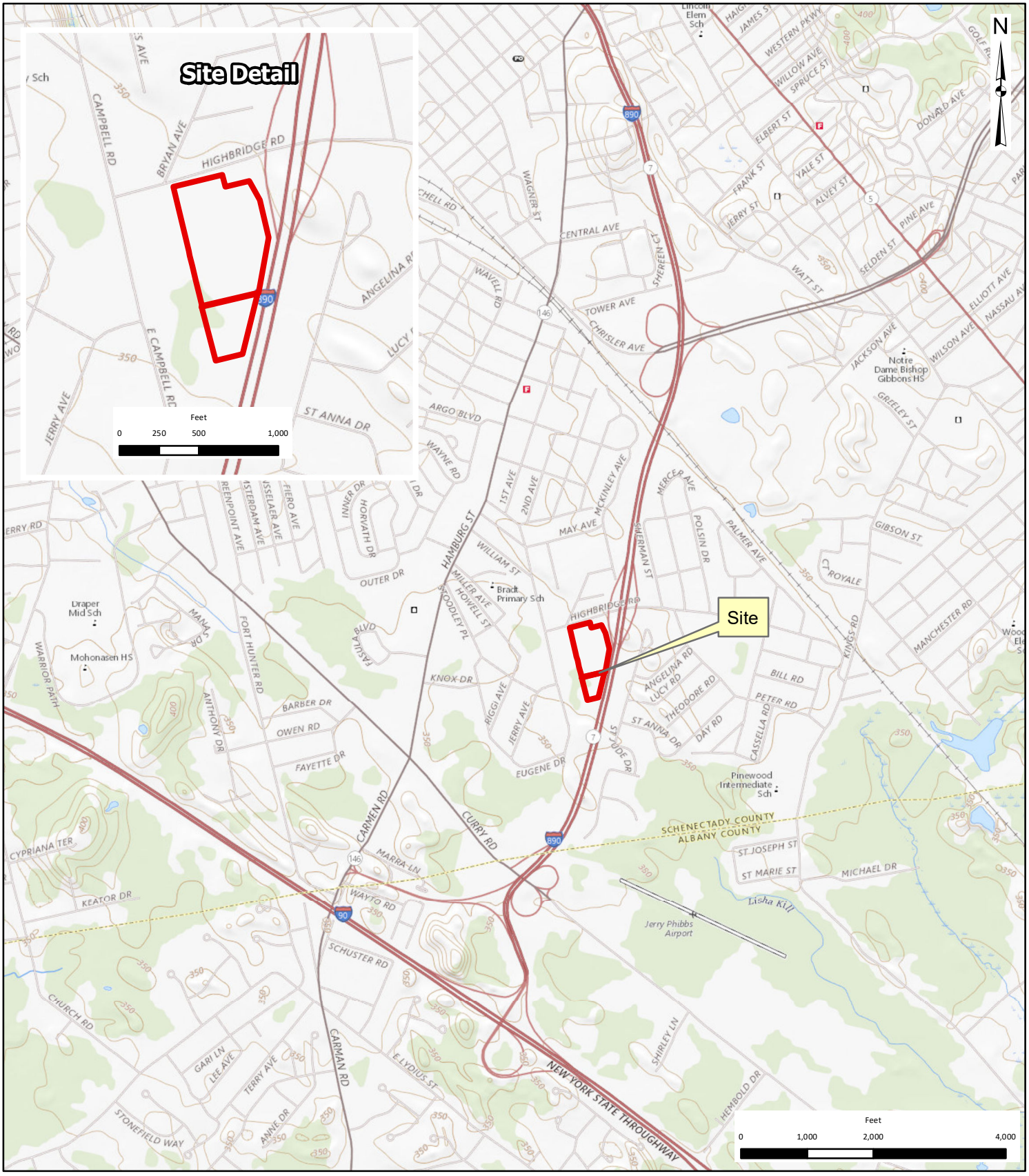
EXCEPTING AND RESERVING from the above described parcel lands conveyed from the Parties of the first part to Kim L. Kiefner by deed dated October 8, 2015 and recorded in the Schenectady County Clerk's Office simultaneously herewith. Said premises are conveyed are described as follows:

ALL THAT TRACT OR PARCEL OF LAND, situate in the Town of Rotterdam, County of Schenectady and State of New York, bounded and described as follows:

BEGINNING at an existing 1/2" iron rod on the easterly highway line of a town road known as East Campbell Road Extension at its point of intersection with the division line between lands on the north now or formerly of Robert E. Oeser and Wilma A. Oeser (Bk. 965, Pg. 134) and lands on the south of the Estate of Ada H. Kiefner (Bk. 685, Pg. 219 & Bk. 1391, Pg. 177) and runs thence from said point of beginning, N. 76°-29' E., along said division line, 180.00 feet to an existing 1/2" iron rod; thence, N. 13°-31' W., along the easterly line of lands of the aforesaid Oeser and the easterly line of lands now or formerly of Charles M. Macejka and Laura M. Macejka (Bk. 1249, Pg. 7) 200.00 feet to an existing 3/4" iron pin on the southerly line of lands now or formerly of Paul E. Polach and Laurel A. Polach (Bk. 1622, Pg. 230); thence, N. 77°-36'-30" E., along the southerly line of lands of the said Polach, 176.24 feet to an existing 1" iron rod at the southwesterly corner of lands now or formerly of Time Warner Cable Northeast LLC (Bk. 1863, Pg. 552); thence, through the Estate of Kiefner, S. 14°-49' E., 354.48 feet to an iron rod set at the corner of a cedar row; thence, S. 76°-37' W., 365.07 feet to an iron rod set on the easterly highway line of East Campbell Road Extension; thence, N. 13°-12'-45" W., along the easterly highway line of said road, 157.00 feet to the point of beginning. Containing 2.12± acres of land, more or less.

Said premises described herein are shown as Lot 1 on a map entitled "Two Lot Minor Subdivision-Survey of lands of the Kiefner Estate", made by William A. Wiley, Land Surveyor, survey dated October 28, 2013, last revised July 24, 2015 and recorded in the Schenectady County Clerk's Office on October 16, 2015 in Drawer N as Map 204.

Being the same premises conveyed to Judith P. Teng, by deed from Judith P. Teng and Kim L. Kiefner, dated October 8, 2015, recorded October 16, 2015 in the Schenectady County Clerk's Office in Liber 1924 of Deeds at Page 153.



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21 Fox Street, Poughkeepsie, NY 12601
Phone: (845) 454-3980

Capital District Office:
547 River Street, Troy, NY 12180
Phone: (518) 273-0055

North Country Office:
20 Elm Street, Glens Falls, NY 12801
Phone: (518) 812-0513

Spectrum Northeast, LLC Property

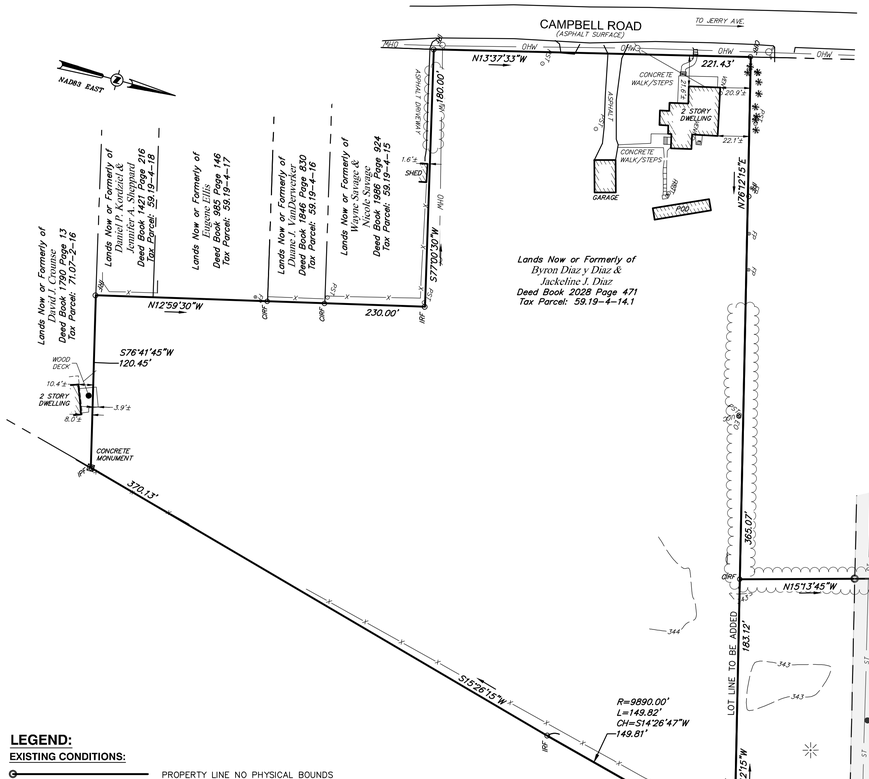
Figure 1: Site Location Map

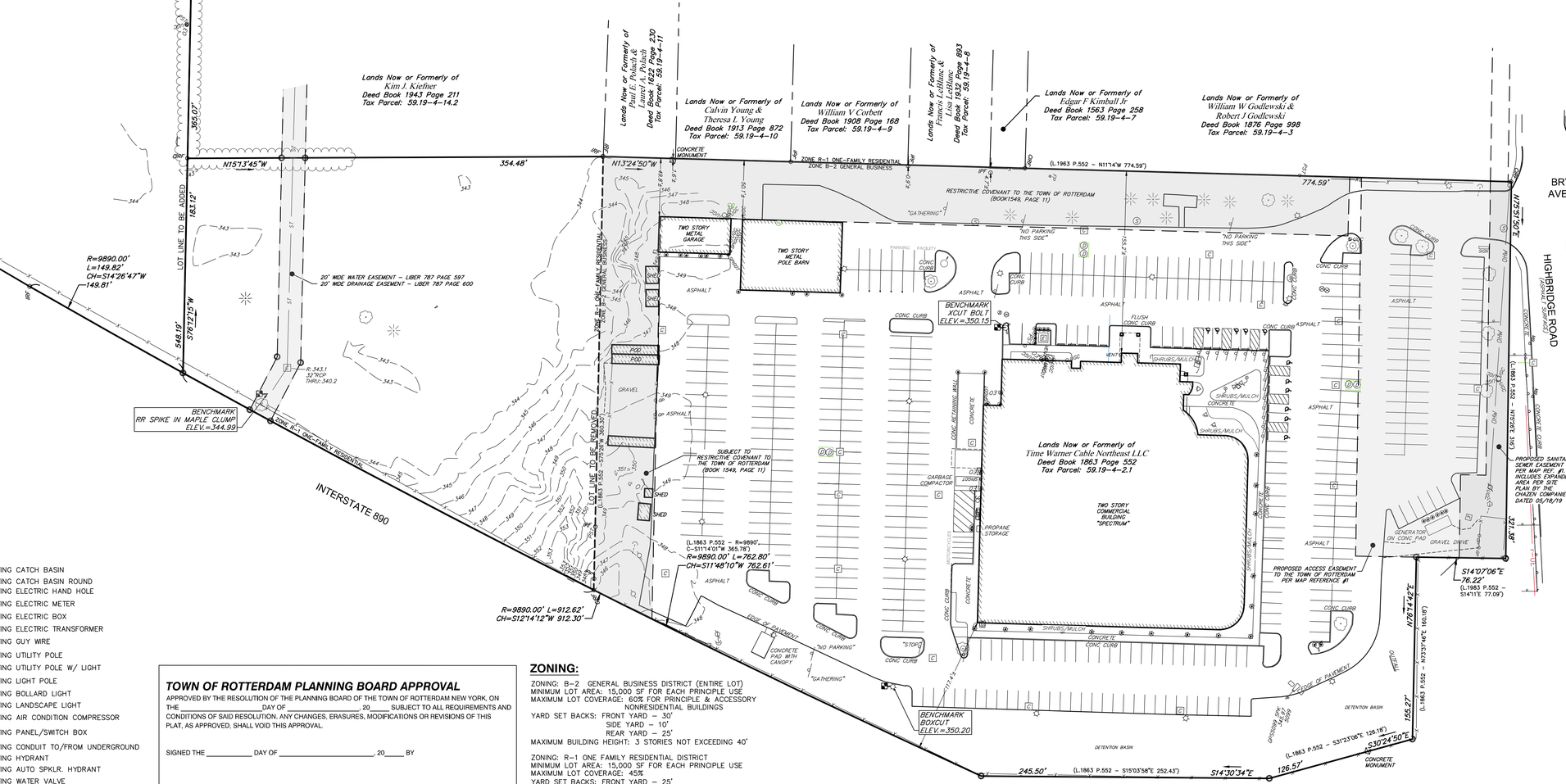
1021 Highbridge Road
Town of Rotterdam, Schenectady County, NY

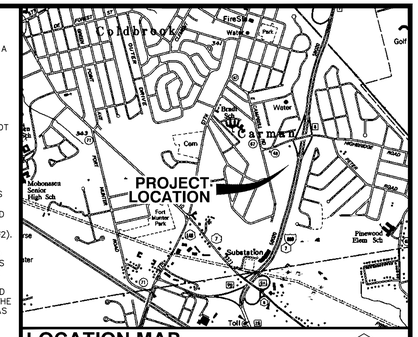
Source: Schenectady County Online Website, Accessed 17 Feb 2020;
US Topo. 2018 - USGSTopo (MapServer) Layer: USGS TNM Topo Base Map. Accessed 17 Feb 2020

Drawn:	MO
Date:	2/17/20
Scale:	1 "=2,000 '
Project:	31913.02
Figure:	1

Document Path: Z:\projects\31900-31999\31913-00 Charter Communications Call Cntr Expansion\Planning\2020\Zoning Application\Figure1_SiteLocation.mxd







LOCATION MAP

SOURCE: U.S.G.S. SCHENECTADY QUAD

SCALE: 1"=2000'

TAX PARCELS:

TOWN OF ROTTERDAM, SCHENECTADY COUNTY, NEW YORK
SECTION 59.19 – BLOCK 4 – LOT 2.1
1021 HIGHBRIDGE ROAD

TOWN OF ROTTERDAM, SCHENECTADY COUNTY, NEW YORK
SECTION 59.19 – BLOCK 4 – LOT 14.1
387 EAST CAMPBELL ROAD

PARCEL AREAS:

CURRENT:
- SECTION 59.19 – BLOCK 4 – LOT 2.1
  360,010 SQ.FT.± OR 8.265 ACRES±
- SECTION 59.19 – BLOCK 4 – LOT 14.1
  249,871 SQ.FT.± OR 5.736 ACRES±

AFTER LOT LINE ADJUSTMENT:
- SECTION 59.19 – BLOCK 4 – LOT 2.1
  458,466 SQ.FT.± OR 10.525 ACRES±
- SECTION 59.19 – BLOCK 4 – LOT 14.1
  151,404 SQ.FT.± OR 3.476 ACRES±

DEED REFERENCE:

- SECTION 59.19 – BLOCK 4 – LOT 2.1
  TIME WARNER ENTERTAINMENT–ADVANCE/NEWHOUSE PARTNERSHIP TO TIME WARNER CABLE NORTHEAST LLC, DATED SEPTEMBER 30, 2012, FILED IN THE SCHENECTADY COUNTY CLERK'S OFFICE IN LIBER 1863 OF DEEDS AT PAGE 552 ON OCTOBER 12, 2012.
- SECTION 59.19 – BLOCK 4 – LOT 14.1
  JUDITH P. TENG TO BYRON DIAZ Y DIAZ AND JACKELINE J. DIAZ DATED DECEMBER 30, 2019, FILED IN THE SCHENECTADY COUNTY CLERK'S OFFICE IN LIBER 2028 OF DEEDS AT PAGE 471 ON JANUARY 16, 2020.

MAP REFERENCES:

1. MAP ENTITLED "KEY MAP AND TABLES OF PROPERTY ACQUISITIONS INTERSTATE ROUTE CONN.550–2–1.1", DATED FEBRUARY 1959, ON FILE WITH NYSDOT.
2. MAP ENTITLED "INTERSTATE ROUTE CONNECTION NO. 550–2–1.1 (SCHENECTADY SPUR)", MAP NO. 324 PARCEL NO. 324, MAP NO. 325 PARCEL NO. 325, MAP NO. 326R–1 PARCEL NO 326, MAP NO. 328 PARCEL NO'S 328 & 340, MAP NO. 329 PARCEL NO. 329, MAP NO. 341 PARCEL NO. 343, MAP NO. 360 PARCEL NO. 366, MAP NO. 376 PARCEL NO. 387, MAP NO. 377 PARCEL NO. 388, DATED 1966, ON FILE WITH NYSDOT.
3. MAP ENTITLED "TIME WARNER CABLE AS–BUILT", PREPARED BY THE CHAZEN COMPANIES, LAST REVISED ON JULY 31, 2002,
4. MAP ENTITLED "TWO LOT MINOR SUBDIVISION – SURVEY OF LANDS OF THE KIEFNER ESTATE", PREPARED BY WILLIAM A. WILEY LAND SURVEYOR, DATED NOV. 4, 2013, FILED IN THE SCHENECTADY COUNTY CLERK'S OFFICE AS N–204.
5. MAP ENTITLED "CHARTER COMMUNICATIONS CALL CENTER EXPANSION – EXISTING CONDITIONS HIGHBRIDGE ROAD FACILITY", PREPARED BY THE CHAZEN COMPANIES, DATED JUNE 20, 2019,

FLOOD ZONE CLASSIFICATION:

LANDS ARE SHOWN TO LIE WITHIN ZONE X (AREAS DETERMINED TO BE OUTSIDE THE 0.2% ANNUAL CHANCE FLOODPLAIN). AS SHOWN ON FEDERAL EMERGENCY MANAGEMENT AGENCY (FEMA), NATIONAL FLOOD INSURANCE PROGRAM (NFIP) FLOOD INSURANCE RATE MAP (FIRM) FOR THE TOWN OF ROTTERDAM, SCHENECTADY COUNTY, NEW YORK IDENTIFIED AS COMMUNITY MAP NUMBER 36093C0170D BEARING AN EFFECTIVE DATE OF JANUARY 8, 2014.

THIS INTERPRETATION OF THE BASE FLOOD ELEVATION SHOULD NOT BE RELIED UPON FOR DESIGN PURPOSES WITHOUT OBTAINING CONFIRMATION FROM THE LOCAL FLOOD ADMINISTRATOR AND/OR FEMA AS TO AGREEMENT OF THIS INTERPRETATION OF THE SPECIAL FLOOD HAZARD AREA.

GENERAL NOTES:

UNAUTHORIZED ALTERATION OR ADDITION TO A SURVEY MAP BEARING A LICENSED LAND SURVEYOR'S SEAL IS A VIOLATION OF SECTION 7209, SUBDIVISION 2 OF THE NEW YORK STATE EDUCATION LAW.

ONLY COPIES FROM THE ORIGINAL OF THIS SURVEY MARKED WITH AN ORIGINAL OF THE LAND SURVEYOR'S INKED SEAL OR HIS EMBOSSED SEAL SHALL BE CONSIDERED TO BE VALID TRUE COPIES.

SUBSURFACE STRUCTURES NOT VISIBLE OR READILY APPARENT ARE NOT SHOWN AND THEIR LOCATION AND EXTENT ARE NOT CERTIFIED.

THE CONTRACTOR SHALL COMPLY WITH NEW YORK STATE INDUSTRIAL CODE RULE 53 – 48 HOURS PRIOR TO DIGGING CALL U.F.P.O. 1–800–962–7962 TO HAVE PUBLIC UTILITY LOCATIONS PAINTED.

HORIZONTAL DATUM AND NORTH ORIENTATION ARE BASED ON THE NYS PLANE COORDINATE SYSTEM (EAST ZONE). VERTICAL DATUM IS BASED ON GPS OBSERVATIONS ON THE NYSDOT RTN NETWORK, NAVD88, GEOID 12B. HORIZONTAL AND VERTICAL DATUMS WERE DETERMINED BY GPS OBSERVATION AT THE TIME OF FIELD SURVEY. (MAY 2019, MAP REF. #2).

THE UNDERGROUND UTILITIES SHOWN HAVE BEEN LOCATED FROM FIELD SURVEY INFORMATION AND EXISTING DRAWINGS. THE SURVEYOR MAKES NO GUARANTEES THAT THE UNDERGROUND UTILITIES SHOWN COMPRISE ALL SUCH UTILITIES IN THE AREA, EITHER IN SERVICE OR ABANDONED. THE SURVEYOR FURTHER DOES NOT WARRANT THAT THE UNDERGROUND UTILITIES SHOWN ARE IN THE EXACT LOCATION INDICATED ALTHOUGH THE SURVEYOR DOES CERTIFY THAT THEY ARE LOCATED AS ACCURATELY AS POSSIBLE FROM INFORMATION AVAILABLE. THE SURVEYOR HAS NOT PHYSICALLY LOCATED THE UNDERGROUND UTILITIES.

SUBJECT TO COVENANTS, EASEMENTS, RESTRICTIONS, CONDITIONS AND AGREEMENTS OF RECORD.

SUBJECT TO ANY STATE OF FACTS AN UP TO DATE ABSTRACT OF TITLE WOULD DISCLOSE

LEGEND:

EXISTING CONDITIONS:

- PROPERTY LINE NO PHYSICAL BOUNDS
- ADJACENT PROPERTY LINE
- 110 EXISTING MAJOR CONTOUR
- EXISTING MINOR CONTOUR
- ×200.3 EXISTING SPOT GRADE
- EXISTING PROPERTY EASEMENT
- EXISTING BUILDING
- CONC. CURB EXISTING CURB/GUTTER
- GRAVEL EXISTING GRAVEL DRIVEWAY
- EXISTING FENCE
- EXISTING TREE LINE
- EXISTING BRUSH LINE
- EXISTING HEDGE LINE
- OHW EXISTING OVERHEAD WIRES
- S 8"SAN EXISTING UNDERGROUND SEWER LINE
- ST 15"RCP EXISTING UNDERGROUND STORM LINE

SYMBOLS:

- EXISTING SIGN
- EXISTING SIGN
- EXISTING BOLLARD
- EXISTING FLAGPOLE
- MB EXISTING MAILBOX
- FP EXISTING FENCE POST
- PST EXISTING POST
- EXISTING CONIFEROUS TREE
- EXISTING DECIDUOUS TREE
- EXISTING TREE STUMP
- EXISTING SHRUB
- EXISTING MONUMENT
- IPF EXISTING IRON PIPE FOUND
- IRF EXISTING IRON ROD FOUND
- CIRF EXISTING CAPPED IRON ROD
- EXISTING BENCHMARK
- EXISTING SANITARY MANHOLE
- EXISTING CLEANOUT
- EXISTING DRAINAGE MANHOLE

SYMBOLS:

- C EXISTING CATCH BASIN
- EXISTING CATCH BASIN ROUND
- EXISTING ELECTRIC HAND HOLE
- EXISTING ELECTRIC METER
- E EXISTING ELECTRIC BOX
- EXISTING ELECTRIC TRANSFORMER
- EXISTING GUY WIRE
- EXISTING UTILITY POLE
- EXISTING UTILITY POLE W/ LIGHT
- EXISTING LIGHT POLE
- EXISTING BOLLARD LIGHT
- EXISTING LANDSCAPE LIGHT
- AC EXISTING AIR CONDITION COMPRESSOR
- EXISTING PANEL/SWITCH BOX
- UGC EXISTING CONDUIT TO/FROM UNDERGROUND
- EXISTING HYDRANT
- EXISTING AUTO SPKLR. HYDRANT
- EXISTING WATER VALVE
- IR EXISTING IRRIGATION CONTROL VALVE
- VENT O EXISTING VENT
- ×R:216.3 EXISTING RIM ELEVATION
- ×I:200.3 EXISTING INVERT ELEVATION

TOWN OF ROTTERDAM PLANNING BOARD APPROVAL

APPROVED BY THE RESOLUTION OF THE PLANNING BOARD OF THE TOWN OF ROTTERDAM NEW YORK, ON THE _____ DAY OF _____, 20_____, SUBJECT TO ALL REQUIREMENTS AND CONDITIONS OF SAID RESOLUTION. ANY CHANGES, ERASURES, MODIFICATIONS OR REVISIONS OF THIS PLAT, AS APPROVED, SHALL VOID THIS APPROVAL.

SIGNED THE _____ DAY OF _____, 20_____ BY

_____
PLANNING BOARD CHAIRMAN

ZONING:

ZONING: B–2 GENERAL BUSINESS DISTRICT (ENTIRE LOT)
MINIMUM LOT AREA: 15,000 SF FOR EACH PRINCIPLE USE
MAXIMUM LOT COVERAGE: 60% FOR PRINCIPLE & ACCESSORY NONRESIDENTIAL BUILDINGS
YARD SET BACKS: FRONT YARD – 30'
SIDE YARD – 10'
REAR YARD – 25'
MAXIMUM BUILDING HEIGHT: 3 STORIES NOT EXCEEDING 40'

ZONING: R–1 ONE FAMILY RESIDENTIAL DISTRICT
MINIMUM LOT AREA: 15,000 SF FOR EACH PRINCIPLE USE
MAXIMUM LOT COVERAGE: 45%
YARD SET BACKS: FRONT YARD – 25'
SIDE YARD – 10'
REAR YARD – 25'
MAXIMUM BUILDING HEIGHT: 3 STORIES NOT EXCEEDING 40'

OFF STREET PARKING:
INDUSTRIAL AND MANUFACTURING USES – 2 FOR EVERY 3 EMPLOYEES, PLUS 4 FOR EACH 1000 SQ FT OF OFFICE SPACE ASSOCIATED WITH SUCH USE

OWNER/APPLICANT:

SPECTRUM NORTHEAST LLC
41–61 KISSENA BOULEVARD
FLUSHING, NY 11355

SCALE IN FEET
1"=20'

ORIGINAL SCALE IN INCHES

ALL RIGHTS RESERVED. COPY OR REPRODUCTION OF THIS DRAWING OR DOCUMENT, OR ANY PORTION THEREOF, WITHOUT THE EXPRESS WRITTEN PERMISSION OF CHAZEN ENGINEERING, LAND SURVEYING & LANDSCAPE ARCHITECTURE CO., D.P.C. IS PROHIBITED. THIS DRAWING OR DOCUMENT IS NOT INTENDED OR REPRESENTED TO BE SUITABLE FOR ANY PURPOSE OTHER THAN THE SPECIFIC PROJECT, APPLICATION AND SITUATION FOR WHICH IT WAS INTENDED. ANY MODIFICATION OF THIS DRAWING OR DOCUMENT, OR ANY USE FOR ANY PROJECT, APPLICATION OR SITUATION OTHER THAN THAT FOR WHICH IT WAS INTENDED, WILL BE AT USER'S SOLE RISK AND WITHOUT LIABILITY TO CHAZEN ENGINEERING, LAND SURVEYING & LANDSCAPE ARCHITECTURE CO., D.P.C.

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I HEREBY CERTIFY THAT THIS SURVEY MAP IS BASED ON AN ACTUAL FIELD SURVEY COMPLETED MAY 12, 2020 AND THAT THIS SURVEY MAP WAS MADE BY ME OR UNDER MY DIRECTION, AND CONFORMS WITH THE MINIMUM STANDARD OF PRACTICE ADOPTED BY THE NEW YORK STATE ASSOCIATION OF PROFESSIONAL LAND SURVEYORS.

JASON M. TOMMELL, L.S. #50605

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☒ Capital District Office: 547 River Street, Troy, New York 12180, Phone: (518) 273–0055
☐ Westchester NY Office: 1 North Broadway, Suite 803, White Plains, New York 10601, Phone: (914) 997–8510
Nashville Tennessee Office: 2416 21st Ave S. (Suite 103), Nashville, Tennessee 37212, Phone: (615) 380–1359
Chattanooga Tennessee Office: 1426 Williams Street (Suite 12), Chattanooga, Tennessee 37408, Phone: (423) 241–6575

rev.	date	description
1	07/01/20	TITLE REPORT DATED JUNE 29, 2020

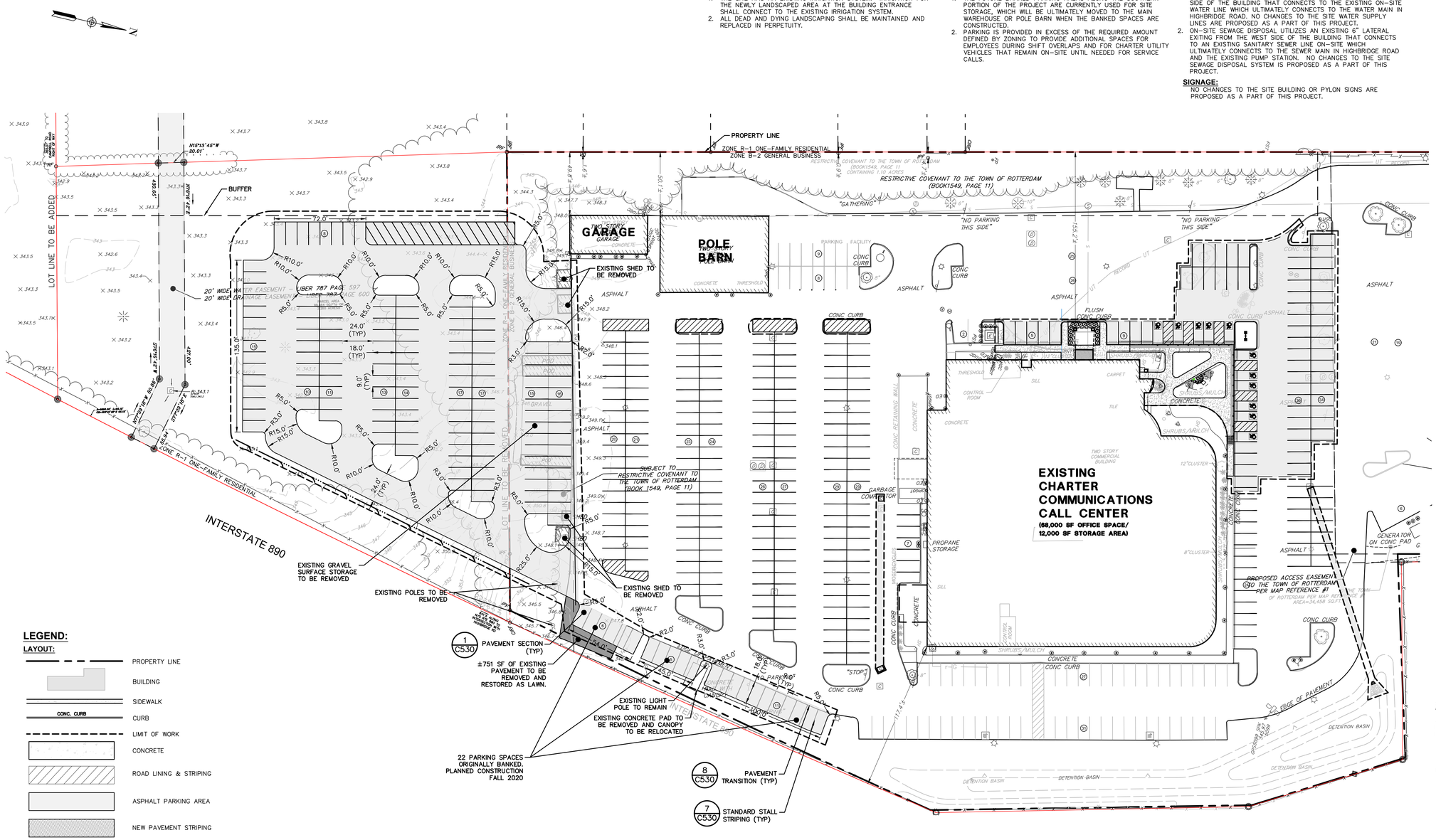
LOT LINE ADJUSTMENT

LANDS NOW OR FORMERLY OF JUDITH P. TENG (59.19-4-14.1) & TIME WARNER CABLE NE, LLC (59.19-4-2.1)

TOWN OF ROTTERDAM, SCHENECTADY COUNTY, NEW YORK

designed	checked
DML	JMT
date	scale
05/22/20	1"=50'
project no.	
31913.03	
sheet no.	
SP1	

Drawing Name: Z:\projects\31900–31999\31913–00 Charter Communications Call Cntr Expansion\SVY\dwg\05_SVY_31913–03_EXIST.dwg
Xref's Attached: XBASE_SURV_31913–00b
Date Printed: Jul 08, 2020, 12:14pm



1 **SITE PLAN**
SCALE: 1"=40'

LANDSCAPING NOTES:

1. THE SITE HAS AN EXISTING IRRIGATION SYSTEM. IRRIGATION FOR THE NEWLY LANDSCAPED AREA AT THE BUILDING ENTRANCE SHALL CONNECT TO THE EXISTING IRRIGATION SYSTEM.
2. ALL DEAD AND DYING LANDSCAPING SHALL BE MAINTAINED AND REPLACED IN PERPETUITY.

PARKING NOTES:

1. THE FUTURE BANKED PARKING AREAS ALONG THE SOUTHERN PORTION OF THE PROJECT ARE CURRENTLY USED FOR SITE STORAGE, WHICH WILL BE ULTIMATELY MOVED TO THE MAIN WAREHOUSE OR POLE BARN WHEN THE BANKED SPACES ARE CONSTRUCTED.
2. PARKING IS PROVIDED IN EXCESS OF THE REQUIRED AMOUNT DEFINED BY ZONING TO PROVIDE ADDITIONAL SPACES FOR EMPLOYEES DURING SHIFT OVERLAPS AND FOR CHARTER UTILITY VEHICLES THAT REMAIN ON-SITE UNTIL NEEDED FOR SERVICE CALLS.

SITE UTILITY NOTES:

1. WATER IS SUPPLIED BY AN EXISTING 8" WATER LINE TO THE WEST SIDE OF THE BUILDING THAT CONNECTS TO THE EXISTING ON-SITE WATER LINE WHICH ULTIMATELY CONNECTS TO THE WATER MAIN IN HIGHBRIDGE ROAD. NO CHANGES TO THE SITE WATER SUPPLY LINES ARE PROPOSED AS A PART OF THIS PROJECT.
2. ON-SITE SEWAGE DISPOSAL UTILIZES AN EXISTING 6" LATERAL EXITING FROM THE WEST SIDE OF THE BUILDING THAT CONNECTS TO AN EXISTING SANITARY SEWER LINE ON-SITE WHICH ULTIMATELY CONNECTS TO THE SEWER MAIN IN HIGHBRIDGE ROAD AND THE EXISTING PUMP STATION. NO CHANGES TO THE SITE SEWAGE DISPOSAL SYSTEM IS PROPOSED AS A PART OF THIS PROJECT.

SIGNAGE:

NO CHANGES TO THE SITE BUILDING OR PYLON SIGNS ARE PROPOSED AS A PART OF THIS PROJECT.

LEGEND:

LAYOUT:

- PROPERTY LINE
- BUILDING
- SIDEWALK
- CONC. CURB — CURB
- LIMIT OF WORK
- CONCRETE
- ROAD LINING & STRIPING
- ASPHALT PARKING AREA
- NEW PAVEMENT STRIPING
- SIGN
- POST AND LUMINAIRE
- (25) PARKING COUNT

SITE PLAN NOTES:

GENERAL CONSTRUCTION NOTES:

1. THE CONTRACTOR SHALL PROTECT EXISTING PROPERTY LINE MONUMENTATION. ANY MONUMENTATION DISTURBED OR DESTROYED, AS JUDGED BY THE ENGINEER OR OWNER, SHALL BE REPLACED AT THE CONTRACTOR'S EXPENSE AND UNDER THE SUPERVISION OF A NEW YORK STATE LICENSED LAND SURVEYOR.
2. ALL PAVEMENT RESTORATION SHALL MEET AND MATCH EXISTING GRADES.
3. ALL SAWCUT LINES SHALL BE PARALLEL AND CURVILINEAR TO EXISTING OR PROPOSED CURBING AND SHALL BE A CONSTANT DISTANCE OF 18" MIN AWAY.
4. ALL ARCHITECTURE IS SUBJECT TO PLANNING BOARD REVIEW.
5. NOTIFY ENGINEER 48 HOURS PRIOR TO INITIALIZATION OF ANY WORK ON SITE.
6. THE ENGINEER SHALL BE NOTIFIED IN WRITING OF ANY CONDITIONS THAT VARY FROM THOSE SHOWN ON THE PLANS. THE CONTRACTOR'S WORK SHALL NOT VARY FROM THE PLANS WITHOUT PRIOR REVIEW FROM THE ENGINEER.
7. CONTRACTOR IS RESPONSIBLE FOR EMPLOYING AND MAINTAINING ALL TRAFFIC CONTROL AND SAFETY MEASURES DURING CONSTRUCTION.
8. CONTRACTOR IS RESPONSIBLE FOR PROPERLY & SAFELY MAINTAINING AREA BETWEEN ALL ADJOINING PROPERTIES.
9. NO WORK, STORAGE OR TRESPASS SHALL BE PERMITTED BEYOND THE SITE PROPERTY LINES OR PUBLIC RIGHT-OF-WAY.
10. ALL EXISTING LAWN AREA, CURBING, PAVING, SIDEWALKS, CULVERTS OR OTHER PUBLIC OR PRIVATE PROPERTY DAMAGED BY TRENCHING OR EXCAVATION OPERATIONS SHALL BE REPLACED OR REPAIRED TO A CONDITION EQUAL TO EXISTING, AS DESCRIBED IN CONTRACT DOCUMENTS OR AS ORDERED BY ENGINEER (AOBE). MAILBOXES, SIGN POSTS, ETC SHALL BE PROTECTED OR REMOVED AND REPLACED EXACTLY AS THEY WERE BEFORE BEING DISTURBED. REMOVE AND REPLACE AFFECTED CURBING AND SIDEWALK TO NEAREST JOINT. REMOVE PAVEMENT AND REPLACE TO SAW CUT LINE, SAW CUT IN STRAIGHT LINE TO POINT IF NEEDED TO BLEND GRADE, REMOVE LAWN AND REPLACE TO MINIMUM LIMIT OF EXCAVATION.

LAYOUT NOTES:

1. BUILDING DIMENSIONS TO BE TAKEN FROM ARCHITECTURAL BUILDING PLANS. NOTIFY THE ENGINEER OF ANY DEVIATION FROM CONDITIONS SHOWN ON THIS PLAN.
2. THE CONTRACTOR SHALL BE RESPONSIBLE FOR COORDINATING ALL FIELD LAYOUT. THE CONTRACTOR SHALL TAKE TIES TO ALL UTILITY CONNECTIONS AND PROVIDE MARKED-UP AS BUILT PLANS FOR ALL UTILITIES SHOWING TIES TO CONNECTIONS, BENDS, VALVES, LENGTHS OF LINES AND INVERTS. AS-BUILT PLANS SHALL BE REVIEWED BY THE OWNER AND THE ENGINEER AND THE CONTRACTOR SHALL PROVIDE ANY CORRECTION OR ADDITIONS TO THE SATISFACTION OF THE OWNER AND THE ENGINEER BEFORE UTILITIES WILL BE ACCEPTED.

PAVING NOTES:

1. NO VEHICULAR TRAFFIC OF ANY SORT SHALL BE PERMITTED ON THE SURFACE OF SUBBASE COURSE MATERIAL ONCE IT HAS BEEN FINE GRADED, COMPACTED, AND IS READY FOR PAVING. SUBBASE MATERIAL SO PREPARED FOR PAVING SHALL BE PAVED WITHIN THREE DAYS OF PREPARATION.
2. SUBBASE MATERIAL AND THE VARIOUS ASPHALT CONCRETE MATERIALS CALLED FOR IN THESE DRAWINGS SHALL CONFORM WITH THE REFERENCED SECTION OF THE NEW YORK STATE DEPARTMENT OF TRANSPORTATION STANDARD SPECIFICATIONS FOR CONSTRUCTION AND MATERIALS, DATED **"LATEST EDITIONS"**. CONSTRUCTION SHALL BE AS FURTHER SET FORTH IN THOSE SPECIFICATIONS AND AS OTHERWISE PROVIDED FOR IN THESE DRAWINGS.
3. PLACE ASPHALT CONCRETE MIXTURE ON PREPARED SURFACE, SPREAD AND STRIKE-OFF USING A SELF-PROPELLED PAVING MACHINE, WITH VIBRATING SCREED. PLACEMENT IN INACCESSIBLE AND SMALL AREAS MAY BE BY HAND.
4. PROVIDE JOINTS BETWEEN OLD AND NEW PAVEMENTS OR BETWEEN SUCCESSIVE DAY'S WORK.
5. TACK COAT WHEN SPECIFIED OR CALLED OUT ON THE DRAWINGS OR REQUIRED BY THE REFERENCED SPECIFICATION SHALL CONFORM WITH THE FOLLOWING:
   A. TACK COAT SHALL MEET THE MATERIAL REQUIREMENTS OF 702-90 ASPHALT EMULSION FOR TACK COAT OF THE NEW YORK STATE DEPARTMENT OF TRANSPORTATION STANDARD SPECIFICATIONS FOR CONSTRUCTION AND MATERIALS, DATED **"LATEST EDITION"**, SHALL BE APPLIED IN ACCORDANCE WITH SECTION 407 – TACK COAT SHALL BE IN ACCORDANCE WITH THOSE SPECIFICATIONS AND AS OTHERWISE PROVIDED FOR IN THESE DRAWINGS.
   B. REMOVE LOOSE AND FOREIGN MATERIAL FROM ASPHALT SURFACE BEFORE PAVING NEXT COURSE. USE POWER BROOMS, BLOWERS OR HAND BROOM.
   C. APPLY TACK COAT TO ASPHALT PAVEMENT SURFACES & AND SURFACES OF CURBS, GUTTERS, MANHOLES, AND OTHER STRUCTURES PROJECTING INTO OR ABUTTING PAVEMENT. DRY TO A "TACKY" CONSISTENCY BEFORE PAVING.
   D. TACK COAT ENTIRE VERTICAL SURFACE OF ABUTTING EXISTING PAVEMENT.
6. AFTER COMPLETION OF PAVING AND SURFACING OPERATIONS, CLEAN SURFACES OF EXCESS OR SPILLED ASPHALT, GRAVEL OR STONE MATERIALS TO THE SATISFACTION OF THE ENGINEER.

STRIPING NOTES:

1. ALL STRIPING SHALL CONFORM TO THE LATEST EDITION OF THE NYSDOT STANDARD SPECIFICATIONS, **SECTION 640** AND THE "NATIONAL MANUAL ON UNIFORM TRAFFIC CONTROL DEVICES" – **2009 EDITION** AND THE "NYS SUPPLEMENT."
2. STRIPE PAVEMENT AS INDICATED ON THE PLANS AND/OR IN ACCORDANCE WITH ALL APPLICABLE LOCAL, STATE AND FEDERAL REQUIREMENTS.
3. STRIPING WORK WILL BE REVIEWED AND ACCEPTED BY THE AUTHORITY HAVING JURISDICTION.

COLOR: NO PARKING ZONE WARNINGS – WHITE OR AOBE
PARKING DIVIDERS – WHITE OR AOBE
ACCESSIBLE PARKING LINES & SYMBOL – BLUE

SNOW REMOVAL NOTES:

1. SNOW STORAGE WILL BE PROVIDED WITHIN LANDSCAPED AREAS ALONG THE PERIMETER OF THE PARKING LOT.
2. SNOWFALL ACCUMULATION IN EXCESS OF FOUR (4) INCHES SHALL BE REMOVED FROM THE PARKING AREAS/WALKWAYS WITHIN 48 HOURS.

LIGHTING NOTE:

ALL LIGHTING SHALL BE SHIELDED AND/OR PLACED IN SUCH A MANNER AS TO PREVENT OFF-SITE ILLUMINATION.

DEVELOPMENT MUST MEET ALL NYS BUILDING AND FIRE CODES.

SITE STATISTICS:

ZONING: B-2 GENERAL BUSINESS DISTRICT (ENTIRE LOT)
MINIMUM LOT AREA: 15,000 SF FOR EACH PRINCIPLE USE
MAXIMUM LOT COVERAGE: 60% FOR PRINCIPLE & ACCESSORY NONRESIDENTIAL BLDGS

YARD SET BACKS: FRONT YARD – 30'
SIDE YARD – 10'
REAR YARD – 25'
MAXIMUM BLDG HEIGHT: 3 STORIES NOT EXCEEDING 40'

PROPOSED BUILDING: PRIMARILY OFFICE SPACE. OTHER USES PERMITTED IN B-1 AND B-2 TO BE INCLUDED BY A GENERAL SPECIAL USE PERMIT.

PROPOSED PARKING: OFFICES, BUSINESS AND PROFESSIONAL USES;
6 SPACES PER 1,000 SF OF FLOOR AREA
STORAGE AREA;
2 SPACES PER 1,000 SF OF FLOOR AREA

DESCRIPTION	REQUIRED	PROPOSED
FRONT YARD	30'	UNCHANGED
SIDE YARD	10'	UNCHANGED
REAR YARD	25'	UNCHANGED
MIN. LOT WIDTH	100'	UNCHANGED
LOT AREA	15,000 S.F. (MIN)	UNCHANGED
MAX. BLDG. HEIGHT	40' – 3 STORIES	UNCHANGED
PARKING (PROF OFFICE USE)	6 SP/1000 S.F. BLDG (68,000 SF/1000)X6=408 2 SP/1000 S.F. BLDG (12,000SF/1000)X2=24 (11 HC SPACES MIN) TOTAL REQUIRED = 432 SPACES	666 SPACES PROVIDED WITH 11 ADA SPACES

CHAIRMAN, ROTTERDAM PLANNING COMMISSION: _____

DATE: _____

APPLICANT:
SPECTRUM NORTHEAST LLC.
41-61 KISSENA BOULEVARD
FLUSHING, NEW YORK 11355

0 1 2 3
ORIGINAL SCALE IN INCHES

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21 Fox Street
Poughkeepsie, New York 12601
Phone: (845) 454-3980

☐ North Country Office:
20 Elm Street (Suite 110)
Glens Falls, New York 12801
Phone: (518) 812-0513

☒ Capital District Office:
547 River Street
Troy, New York 12180
Phone: (518) 273-0055

☐ Westchester NY Office:
1 North Broadway, Suite 803
White Plains, New York 10601
Phone: (914) 997-8510

Nashville Tennessee Office:
2416 21st Ave S. (Suite 103)
Nashville, Tennessee 37212
Phone: (615) 380-1359

Chattanooga Tennessee Office:
427 E. 5TH ST. (Suite 201)
Chattanooga, Tennessee 37403
Phone: (423) 241-6575

rev.	date	description
6	7/10/2020	REVISED PER CHARTER REQUEST
5	7/8/2020	ISSUED FOR ESTIMATE
4	05/06/20	REVISED PARKING FOR MAINTAINING EXISTING STORAGE SHEDS
3	09/06/19	REVISED PER FINAL TOWN COMMENTS
2	08/14/19	REVISED PER TOWN COMMENTS
1	06/11/19	REVISED PER TOWN COMMENTS

CHARTER COMMUNICATIONS CALL CENTER EXPANSION PROJECT

SITE PLAN

TOWN OF ROTTERDAM, SCHENECTADY COUNTY, NEW YORK

designed	checked
SM	RK
date	scale
05/16/19	1"=40'
project no.	
31913.00	
sheet no.	
C130	

Drawing Name: Z:\projects\31900-31999\31913-00 Charter Communications Call Cntr Expansion\DWG\2020 Paving\00_C130_31913-00_SITE_C02-r-.dwg
Xref's Attached: XTB_31913-00_24x36; XBASE_ENG_31913-00; XLAYOUT-SUMMER2020; XBASE_SURV_31913-00b-for reference; XLAYOUT-alt parking storage Concept 1; XLAYOUT-alt parking 2nd access concept 2
Date Printed: Jul 28, 2020, 11:50am

RECORDED
10/16/2015 8:56:27 PM
County Clerk
JOHN J. WOODWARD

Warranty Deed

This Indenture made this 8th day of October, 2015

BETWEEN:

JUDITH P. TENG owning a three-quarter (¾) percent undivided interest, residing at 387 E. Campbell Road, Schenectady, NY 12303 and **KIM L. KIEFNER**, owning a one-quarter (¼) percent undivided interest, residing at 385 E. Campbell Road, Schenectady, NY 12303, parties of the first part, and

JUDITH P. TENG, residing at 387 E. Campbell Road, Schenectady, NY 12303, party of the second part,

WITNESSETH, that the parties of the first part, in consideration of One and 00/100 ($1.00) Dollars, lawful money of the United States, and other good and valuable consideration paid by the party of the second part do hereby grant and release unto the party of the second part, his heirs and assigns forever,

ALL that tract or parcel of land situate in the Town of Rotterdam, County of Schenectady and State of New York, bounded and described as follows:

BEGINNING at an existing 1/2" iron rod on the easterly highway line of a town road known as East Campbell Road Extension at its point of intersection with the division line between lands on the north now or formerly of Robert E. Oeser and Wilma A. Oeser (Bk. 965, Pg. 134) and lands on the south of the Estate of Ada H. Kiefner (Bk. 685, Pg. 219 & Bk. 1391, Pg. 177) and runs thence from said point of beginning, N. 76°-29' E., along said division line, 180.00 feet to an existing 1/2" iron rod; thence, N. 13°-31' W., along the easterly line of lands of the aforesaid Oeser and the easterly line of lands now or formerly of Charles M. Macejka and Laura M. Macejka (Bk. 1249, Pg. 7) 200.00 feet to an existing 3/4" iron pin on the southerly line of lands now or formerly of Paul E. Polach and Laurel A. Polach (Bk. 1622, Pg. 230); thence, N. 77°-36'-30" E., along the southerly line of lands of the said Polach, 176.24 feet to an existing 1" iron rod at the southwesterly corner of lands now or formerly of Time Warner Cable Northeast LLC (Bk. 1863, Pg. 552); thence, N. 76°-39'-30" E., along the southerly line of lands of the said Time Warner Cable Northeast LLC, the following distances, 315.92 feet to an existing 1/2" iron pipe, 44.23 feet to an existing 1/2" iron pipe and 9.63 feet to an iron rod set in a chainlink fence on the 1959 westerly highway line of Interstate 890 (Map No. 341, Parcel No. 343 - Interstate Route Connection No. 550-2-1.1), total distance being, 369.78 feet; thence, southerly along the 1959 westerly highway line of Interstate 890 on a non-tangent curve to the right with a radius of 9890.00 feet, for an arc length of 546.07 feet and having a central angle of 03°--09'-50" (chord = S. 13°-42'-40" W., 546.00 feet) to an iron rod set, 7± feet easterly of a chainlink fence; thence, S. 15°-51' W., continuing along the same, 370.13 feet to an existing concrete monument at the

R 59.17-4-9/o 14 + SEC 59.17 BLK 4 LOT 9/o 14 TAX MAP NO. S.A IDENT

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northeasterly corner of lands now or formerly of David J. Crounse (Bk. 1790, Pg. 13); thence, S. 77°-06'-30" W., in part along the northerly line of lands of the said Crounse, 120.45 feet to an existing 1/2" iron rod at the southeasterly corner of lands now or formerly of Daniel P. Kordziel and Jennifer A. Sheppard (Bk. 1421, Pg. 216); thence, N. 12°-34'-45" W., along the easterly line of lands of the aforesaid Kordziel and Sheppard, and the easterly lines of lands now or formerly of Eugene Ellis (Bk. 985, Pg. 146), Duane J. Van Derwerker (Bk. 1846, Pg. 830) and Snowy Peaks, LLC (Bk. 1847, Pg. 768) the following distances, 120.00 feet to an existing 5/8" capped iron rod, 40.00 feet to an existing 5/8" capped iron rod and 70.00 feet to an existing 1/2" iron rod, total distance being, 230.00 feet; thence, S. 77°-25'-15" W., along the northerly line of lands of the aforesaid Snowy Peaks, LLC, 180.00 feet to an existing 1/2" iron rod on the easterly highway line of East Campbell Road Extension; thence, N. 13°-12'-45" W., along the easterly highway line of East Campbell Road Extension, 378.42 feet to the point of beginning. Containing 7.86± acres of land, more or less.

Excepting and reserving from the above described parcel lands conveyed from the Parties of the first part to Kim L. Kiefner by deed dated October 8, 2015 and recorded in the Schenectady County Clerk's Office simultaneously herewith. Said premises are conveyed are described as follows: All that tract or parcel of land situate in the Town of Rotterdam, County of Schenectady and State of New York, bounded and described as follows:

BEGINNING at an existing 1/2" iron rod on the easterly highway line of a town road known as East Campbell Road Extension at its point of intersection with the division line between lands on the north now or formerly of Robert E. Oeser and Wilma A. Oeser (Bk. 965, Pg. 134) and lands on the south of the Estate of Ada H. Kiefner (Bk. 685, Pg. 219 & Bk. 1391, Pg. 177) and runs thence from said point of beginning, N. 76°-29' E., along said division line, 180.00 feet to an existing 1/2" iron rod; thence, N. 13°-31' W., along the easterly line of lands of the aforesaid Oeser and the easterly line of lands now or formerly of Charles M. Macejka and Laura M. Macejka (Bk. 1249, Pg. 7) 200.00 feet to an existing 3/4" iron pin on the southerly line of lands now or formerly of Paul E. Polach and Laurel A. Polach (Bk. 1622, Pg. 230); thence, N. 77°-36'-30" E., along the southerly line of lands of the said Polach, 176.24 feet to an existing 1" iron rod at the southwesterly corner of lands now or formerly of Time Warner Cable Northeast LLC (Bk. 1863, Pg. 552); thence, through the Estate of Kiefner, S. 14°-49' E., 354.48 feet to an iron rod set at the corner of a cedar row; thence, S. 76°-37' W., 365.07 feet to an iron rod set on the easterly highway line of East Campbell Road Extension; thence, N. 13°-12'-45" W., along the easterly highway line of said road, 157.00 feet to the point of beginning. Containing 2.12± acres of land, more or less.

Together with any right, title or interest the parties of the first part may have to any land lying between the centerline and the above described highway line of East Campbell Road Extension.

Subject to the rights of the Public to East Campbell Road Extension for highway purposes.

Subject to any existing Rights-of-Way, Easements, Conditions or Restrictions.

Said premises described herein are shown as Lot 1 on a map entitled "Two Lot Minor Subdivision – Survey of Lands of the Kiefner Estate," made by William A. Wiley, Land Surveyor survey dated October 28, 2013, last revised July 24, 2015 and recorded in the Schenectady County Clerk's Office on October 16, 2015 in Drawer N as Map 204

BEING a portion of the same premises conveyed from Judith P. Teng and Kim L. Kiefner to Judith P. Teng and Kim L. Kiefner, by Warranty Deed dated October 8, 2015 and recorded in the Schenectady County Clerk's Office on October ____, 2015 in Book of Deeds _____ on Page _____.

The said Judith P. Teng is also known as Judith K. Teng.

TOGETHER with the appurtenances and all the estate and rights of the parties of the first part in and to said premises,

FIRST, That said parties of the second part shall quietly enjoy the said premises;

SECOND, That said parties of the first part will forever Warrant the title to said premises;

THIRD, That in compliance with Section 13 of the Lien Law, the Grantors will receive the consideration for this conveyance and will hold the right to receive such consideration as a trust fund to be applied first for the purpose of paying the cost of the improvement and will apply the same first to the payment of the cost of the improvement before using any part of the total of the same for any other purpose.

IN WITNESS WHEREFORE, the parties of the first part has hereunto set their hands and seals the day and year first above written.

IN PRESENCE OF

Judith P. Teng
JUDITH P. TENG

Kim L. Kiefner
KIM L. KEIFNER

R & R
Meier Law Firm
11 Wade Rd
Latham NY 12110

STATE OF NEW YORK)
COUNTY OF SCHENECTADY) ss:

On this 8th day of October 2015 before me, the undersigned, personally appeared **JUDITH P. TENG**, personally known to me or proved to me on the basis of satisfactory evidence to be the individual whose name is subscribed to the within instrument and acknowledged to me that she executed the same in her capacity, and that by her signature on the instrument, the individual, or the person(s) upon behalf of which the individual acted, executed the instrument.

Notary Public.

CHRISTINA WATSON MEIER
NOTARY PUBLIC-STATE OF NEW YORK
No. 02ME6123397
Qualified in Albany County
My Commission Expires March 07, 2017

STATE OF NEW YORK)
COUNTY OF SCHENECTADY)ss:

On this 8th day of October, 2015 before me, the undersigned, personally appeared **KIM L. KIEFNER**, personally known to me or proved to me on the basis of satisfactory evidence to be the individual whose name is subscribed to the within instrument and acknowledged to me that he executed the same in his capacity, and that by his signature on the instrument, the individual, or the person(s) upon behalf of which the individual acted, executed the instrument.

Notary Public.

CHRISTINA WATSON MEIER
NOTARY PUBLIC-STATE OF NEW YORK
No. 02ME6123397
Qualified in Albany County
My Commission Expires March 07, 2017

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Doc No 2015-3950

THIS INDENTURE made the 26th day of July, 1959, between ANA H. KELFNER, residing at 307 Campbell Road, Town of Rotterdam, County of Schenectady, State of New York, party of the first part, and the TOWN OF ROTTERDAM, a municipal corporation in the County of Schenectady, State of New York, hereinafter called the party of the second part.

WITNESSETH:

That the party of the first part in consideration of the sum of Two Hundred and Fifty Dollars ($250.00) lawful money of the United States, to him paid by the party of the second part, the receipt whereof is hereby acknowledged by the party of the first part, does hereby grant and release unto the party of the second part, its successors and assigns forever, the permanent and perpetual right and easement to install, maintain, repair, renew or remove a water main constructed and laid, or to be constructed and laid, in, over and across a certain piece or parcel of land situate in the Town of Rotterdam, County of Schenectady and State of New York, bounded and described as follows:

BEGINNING at a point on the southerly side of Luc Road where it intersects the easterly Kelfner property line, said point being 134 feet north of the southeastern corner of the Kelfner property, thence north 6° 56' west and perpendicular to the Thruway Spur 668.88 feet to a point, said point being on the easterly boundary of the Right of Way of the New York State Thruway Spur, thence northeasterly along the boundary of the Right of Way of the New York State Thruway Spur for a distance of 20 feet to a point, thence south 6° 56' east at right angles to the Thruway Spur and parallel 687 feet to a point, said point being on the westerly end of Luc Road on the Kelfner property line, thence southerly along the common boundary of the Kelfner property and Luc Road for a distance of 20 feet to the point and place of beginning, being a strip of land 660 ± feet long and 20 feet wide, containing .30 of an acre, as shown on map of Proposed Easement - Kelfner Property for 8 inch water main and 30 inch storm sewer, drawn to scale dated May 4, 1959 and which is the future proposed easement shown east of the New York State Thruway Spur.

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together with the easement and right of way aforesaid unto the party of the second part, its successors and assigns forever by its or their agents and employees to enter upon the parcel of land hereinbefore described from time to time as may be required for the purpose of the maintenance, repair, renewal or removal of said water main, and for the purpose of cutting and removing any brush, trees or other obstructions which in the opinion of the party of the second part, its successors or assigns, may interfere with or be liable to interfere with the successful operation of said water main, to have and to hold said easement and right of way to the party of the second part, its successors and assigns forever.

IN WITNESS WHEREOF, the party of the first part has executed this deed and affixed its seal, and the party of the second part has caused its corporate seal to be hereunto affixed and these presents to be signed by John F. Sullivan, its Supervisor, and duly authorized officer, the day and year first above written.

Party of the First Part

TOWN OF ROTTERDAM
Party of the Second Part

By

STATE OF NEW YORK)
COUNTY OF SCHENECTADY) SS:
TOWN OF ROTTERDAM)

On this 24th day of July, 1959, before me, the subscriber, personally appeared JACOB HARRINGER, to me personally known and known to me to be the persons described in and who executed the foregoing instrument, and he duly acknowledged to me that he executed the same.

Notary Public
My Commission expires June 1961

STATE OF NEW YORK)
COUNTY OF SCHENECTADY) SS:
TOWN OF ROTTERDAM)

On this 31 day of July, 1959, before me personally came JOHN W. KIRVIN, to me personally known, who, being by me duly sworn, did depose and say that he resides at 1213 Curry Road in the Town of Rotterdam, that he is the Supervisor of the Town of Rotterdam, the corporation described in and which executed the above instrument, that he knows the seal of the said corporation, that the seal affixed to said instrument is said corporation seal and that it was affixed by a resolution of the Town Board of the said corporation duly adopted on the 22nd day of July, 1959, and that he signed his name thereto by like resolution.

Notary Public
My Commission expires 3/30/61

A true copy of the original recorded on the 4th day of Aug 1959 at 10 o'clock A M., and examined

Clerk

THIS INDENTURE, made the [redacted] day of [redacted], 1959, between ADA H. KEIFNER residing at 367 Campbell Road, Town of Rotterdam, County of Schenectady, State of New York, party of the first part, and the TOWN OF ROTTERDAM, a municipal corporation in the County of Schenectady, State of New York, hereinafter called the party of the second part,

WITNESSETH:

That the party of the first part in consideration of the sum of Fifty Dollars ($50.00), lawful money of the United States of America and other good and valuable consideration, paid by the party of the second part, the receipt whereof is hereby acknowledged by the party of the first part, does hereby grant, convey and release unto the party of the second part, its successors and assigns forever, an easement and right of way for drainage of surface and subterranean waters under, over and across the following described premises:

ALL THAT TRACT, PIECE OR PARCEL OF LAND situate in the Town of Rotterdam, County of Schenectady and State of New York, more particularly bounded and described as follows: BEGINNING at a point on the southerly side of Lucy Road, where it intersects the easterly Keifner property line, said point being 734 feet north of the southeasterly corner of the Keifner property, thence north 63° 56' west and perpendicular to the Thruway Spur 668.66 feet to a point, said point being on the easterly boundary of the right of way of the New York State Thruway Spur, thence northeasterly along the boundary of the right of way of the New York State Thruway Spur for a distance of 20 feet to a point, thence south 63° 56' east at right angles to the Thruway Spur and parallel 657 feet to a point, said point being on the westerly end of Lucy Road on the Keifner property line, thence southerly along the common boundary of the Keifner property and Lucy Road for a distance of 23 feet to the point and place of beginning, being a strip of land 660 ± feet long and 20 feet wide, comprising .303 of an acre ± as shown on map of Proposed Easement - Keifner Property for 8 inch water main and 30 inch storm sewer, drawn to scale, dated May 4, 1959 and which is the future proposed easement shown east of the New York State Thruway Spur.

TO HAVE AND TO HOLD the aforesaid easement and right of way herein granted unto the party of the second part, its successors and assigns forever.

This easement and right of way shall be for the following use and/or uses and purposes:

1. To construct, maintain, reclaim, replace and clean ditches, catch basins and/or other installations for the drainage of surface and subterranean waters.

2. To lay under, upon or over the premises hereinafter described, pipes and/or conduits for the drainage and carrying off of water, with the right to clean, maintain, repair and replace said pipes and/or conduits.

3. To use other lands of the party of the first part herein adjacent to said right of way, for the storage of pipe and/or other materials to be used by the party of the second part, its agents, contractors, servants and/or employees in the construction of said ditch and laying of said pipe.

4. To go over and upon such adjacent lands of the party of the first part for the purpose of operating and moving the equipment and machines to be used by the party of the second part, its agents, contractors, servants, and/or employees in connection with the construction of said ditch and/or installations and the laying of said pipe.

IN WITNESS WHEREOF, the party of the first part has hereunto set his hand and affixed his seal, and the party of the second part has caused its corporate seal to be hereunto affixed and these presents to be signed by John F. Lovell, its Supervisor and duly authorized officer, the day and year first above written.

Party of the First Part

TOWN OF SCOTTSDALE
Party of the Second Part

By
Supervisor

STATE OF NEW YORK)
COUNTY OF SCHENECTADY) SS.:
TOWN OF ROTTERDAM)

On this 31st day of July, 1959, before me, the subscriber personally appeared [illegible] to me personally known and known to me to be the person described in and who executed the foregoing Instrument, and he duly acknowledged to me that he executed the same.

Notary Public
My Commission expires June 1961

STATE OF NEW YORK)
COUNTY OF SCHENECTADY) SS.:
TOWN OF ROTTERDAM)

On this 31 day of July, 1959, before me personally came JOHN F. KRAVIS, to me personally known, who, being by me duly sworn, did depose and say that he resides at 1213 Ft. Hunter Road in the Town of Rotterdam, that he is the Supervisor of the Town of Rotterdam, the corporation described in and which executed the above instrument, that he knows the seal of the said corporation, that the seal affixed to said instrument is said corporate seal and that it was affixed by a resolution of the Town Board of said corporation duly adopted by the 22nd day of July, 1959, and that he signed his name thereto by like resolution.

Notary Public
My Commission expires 3/30/62
1213

A true copy of the original recorded on the 5th day of Aug 1959 at 9 o'clock A. M., and examined.

Clerk

THIS INDENTURE made the 28th day of July 1959

between ADA B. KIEFNER, residing at 387 Campbell Road, Town of Rotterdam, Schenectady County, New York, party of the first part and the TOWN OF ROTTERDAM, a municipal corporation in the County of Schenectady, New York, hereinafter called the party of the second part,

WITNESSETH:

That the party of the first part in consideration of the sum of Two Hundred and Fifty Dollars ($250.00), lawful money of the United States of America, and other good and valuable consideration, paid by the party of the second part, the receipt whereof is hereby acknowledged by the party of the first part, does hereby grant, convey and release unto the party of the second part, its successors and assigns forever an easement and right of way for drainage of surface and subterranean waters under, over and across the following described premises:

BEGINNING at a point on the easterly side of Campbell Road, said point being 100 feet south of the southerly side of Jerry Avenue, thence in a southeasterly direction, at a deflection angle of 45° for a distance of 164 feet to a point, thence in a easterly direction at a deflection angle of 45° for a distance of 427 feet to a point, thence in a southeasterly direction at a deflection angle of 26° 04' for a distance of 56 feet to a point, said point being on the westerly boundary of the Right of Way of the New York State Thruway Spur, thence in a southwesterly direction along the westerly boundary of the Right of Way of the New York State Thruway Spur for a distance of 20 feet to a point, thence in a northwesterly direction and perpendicular to the westerly boundary of the Right of Way of the New York State Thruway Spur a distance of 50 feet to a point, thence in a westerly direction at a deflection angle of 26° 04' a distance of 424 feet to a point, thence in a northwesterly direction at a deflection angle of 45° a distance of 151 feet to a point, said point being on the easterly side of Campbell Road, thence in a northerly direction along the Easterly side of Campbell Road for a distance of 29 feet to the point and place of beginning being a strip of land 636 feet long and 20 feet wide comprising .291 of an acre, as shown on map of Proposed Easement-Keifner property for 8" water main and 30" storm Sewer, Drawn to scale, dated May 4, 1959.

Being a portion of the premises described in a deed from JACOB BARRINGER to Ada H. KIEFNER recorded on the 29th day of July, 1953, Schenectady County Clerk's Office in Book #685 of Deeds, on Page # 219.

TO HAVE AND TO HOLD the aforesaid easement and right of way herein granted unto the party of the second part, its successors and assigns forever.

This easement and right of way shall be for the following use and/or uses and purposes:

1. To construct, maintain, repair, replace and clean ditches, catch basins and/or other installations for the drainage of surface and subterranean waters.

2. To lay under, upon or over the premises hereinafter described, pipes and/or conduits for the drainage and carrying off of water, with the right to clean, maintain, repair and replace said pipes and/or conduits.

3. To use other lands of the party of the first part herein adjacent to said right of way, for the storage of pipe and/or other materials to be used by the party of the second part, its agents, contractors, servants and/or employees in the construction of said ditch and laying of said pipe.

4. To go over and upon such adjacent lands of the party of the first part for the purpose of operating and moving the equipment and machines to be used by the party of the second part, its agents, contractors, servants, and/or employees in connection with the construction of said ditch and/or installations and the laying of said pipes.

IN WITNESS WHEREOF, the party of the first part has hereunto set his hand and affixed his seal, and the party of the second part has caused its corporate seal to be hereunto affixed and these presents to be signed by JOHN F. KIRVIN, its Supervisor and duly authorized officer, the day and year first above written.

Ada H. Kirvin L.S.
Party of the First Part

TOWN OF ROTTERDAM
Party of the Second Part

BY John F. Kirvin
Supervisor

STATE OF NEW YORK)
COUNTY OF SCHENECTADY) SS.
TOWN OF ROTTERDAM)

On this 14th day of July, 1959, before me, [illegible] personally appeared [illegible] to me personally known and known to me to be the persons described in and who executed the foregoing instrument, and he duly acknowledged to me that he executed the same.

[illegible]
Notary Public
My Commission expires [illegible] 1961

STATE OF NEW YORK)
COUNTY OF SCHENECTADY) SS.
TOWN OF ROTTERDAM)

On this 21 day of July, 1959, before me personally came JOHN W. KINVIN, to me personally known, who, being by me duly sworn, did depose and say that he resides at 1213 Pt. Hunter Road in the Town of Rotterdam, that he is the Supervisor of the Town of Rotterdam, the corporation described in and which executed the above instrument, that he knows the seal of said corporation, that the seal affixed to said instrument is such corporate seal, and that it was affixed by a resolution of the Town Board of said corporation duly adopted on the 2nd day of July, 1959 and that he signed his name thereto by like resolution.

[illegible]

A true copy of the original recorded on the 24 day of July 1959 at 10 o'clock A M., and examined.

[illegible]
Clerk

E A S E M E N T

(1950)

THIS INDENTURE, made in the Town of Rotterdam, County of Schenectady and State of New York, on the 28th day of July, [redacted], 1950, by and between ADA F. [redacted], residing at 387 Campbell Road in the Town of Rotterdam, Schenectady County, New York, post office address: Rotterdam, New York, party of the first part, and the Town of Rotterdam, a municipal corporation in the County of Schenectady, New York, hereinafter called the party of the second part:

WITNESSETH:

That the party of the first part, for and in consideration of the sum of Nine Hundred and Fifty Dollars ($950.00), lawful money of the United States, to them paid by the party of the second part, the receipt whereof is hereby acknowledged, to hereby grant andrelease unto the party of the second part, its successors and assigns forever, the permanent and perpetual right and easement to install, maintain, repair, renew or remove a water main constructed and laid, or to be constructed and laid, in, over and across a certain piece or parcel of land situate in the Town of Rotterdam, County of Schenectady and State of New York, bounded and described as follows:

BEGINNING at a point on the easterly side of Campbell Road, said point being 100 feet south of the southerly side of Jerry Avenue, thence in a southeasterly direction, at a deflection angle of 45° for a distance of 164 feet to a point, thence in a easterly direction at a deflection angle of 45° for a distance of 427 feet to a point, thence in a southeasterly direction at a deflection angle of 26° 04' for a distance of 56 feet to a point, said point being on the westerly boundary of the Right of Way of the New York State Thruway Spur, thence in a Southeasterly direction along the westerly boundary of the Right of Way of the New York State Thruway Spur for a distance of 20 feet to a point, thence in a northwesterly direction and perpendicular to the westerly boundary of the Right of Way of the New York State Thruway Spur a distance of 50 feet to a point, thence in a westerly direction at a deflection angle of 26° 04' a distance of 421 feet to a point, thence in a northwesterly direction at a deflection angle of 45° a distance of 151 feet to a point, said point being on the easterly side of Campbell Road, thence in a northerly direction along the Easterly side of Campbell Road for a distance of 29 feet to the point and place of beginning being a strip of land 636 feet long and 20 feet wide comprising .291 of an acre, as shown on map of Proposed Easement-Keifner Property for 8" water main and 30" Storm Sewer, drawn to

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Book 757 Page 507

seals, dated May 1, 1959

Together with the permanent and perpetual right and easement to the party of the second part, its successors and assigns forever by its or their agents and employees to enter upon the parcel of land hereinbefore described from time to time as may be required for the purpose of the maintenance, repair, renewal or removal of said water main, and for the purpose of cutting and removing any brush, trees or other obstructions which, in the opinion of the party of the second part, its successors or assigns, may interfere with or be likely to interfere with the successful operations of said water main, to have and to hold said easement and rights unto the party of the second part, its successors and assigns forever.

IN WITNESS WHEREOF, the party of the first part has hereunto set his hand and affixed his seal, and the party of the second part has caused its corporate seal to be hereunto affixed and these presents to be signed by its [illegible] and attested by its [illegible] officer, the day and year first above written.

Otis Hilburn

[illegible]

[illegible]

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STATE OF NEW YORK
COUNTY OF SCHENECTADY } ss:
TOWN OF ROTTERDAM

On this 24th day of July, 1959, before me, the subscriber, personally appeared JACOB [illegible], to me personally known and known to me to be the persons described in and who executed the foregoing Instrument, and he duly acknowledged to me that he executed the same.

Daniel P. Franchi
Notary Public
My Commission expires March 30, 1961

STATE OF NEW YORK
COUNTY OF SCHENECTADY } ss:
TOWN OF ROTTERDAM

On this 31 day of July, 1959, before me personally came JOHN P. KEHOE, to me personally known, who, being by me duly sworn, did depose and say that he resides at [illegible] in the town of Rotterdam, County of Schenectady, State of New York; that he is the Supervisor of the Town of Rotterdam, the corporation described in and which executed the above instrument; that he knows the seal of the said corporation; that the seal affixed to said instrument is said corporate seal and that it was affixed by order of the Town Board of said corporation duly adopted on the 22nd day of July, 1959; and that he signed his name thereto by like order.

Daniel P. Franchi
Notary Public
My Commission expires March 30, 1961

A true copy of the original recorded on the 24 day of July, 1959 at 10:54 o'clock A. M., and examined

Daniel P. Franchi
Clerk

4

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Civil Engineers
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CAPITAL DISTRICT OFFICE
547 River Street
Troy, NY 12180
P: 518.273.0055 or 888.539.9073
www.chazencompanies.com

July 28, 2020

Pete Comenzo, Senior Planner
Town of Rotterdam
Department of Public Works
1100 Sunrise Blvd.
Rotterdam, NY 12306

Re: Charter Communications
Charter Communications Call Center Expansion Project
1021 Highbridge Road, Rotterdam
Project Narrative
Job # 31913.00

Dear Mr. Comenzo:

This letter is in support of the Change of Zone Application submission on behalf of the Applicant for the Charter Communications Call Center Expansion Project located at 1021 Highbridge Road.

1.0 SITE ADDRESS

1021 Highbridge Road
Rotterdam, NY 12303
Tax Map Parcel: 59.19-4-2.1

2.0 APPLICANT

Spectrum Northeast, LLC.
6360 S. Fiddler's Green Circle, Suite 100
Greenwood Village, CO 80111-4951

Contact Person:
Michael D. Reid
GVP-Corporate Services
6360 S. Fiddler's Green Circle, Suite 100
Greenwood Village, CO 80111-4951
Phone: (718) 670-6510

3.0 Design Professional

Contact Person:
Roger E. Keating, PE, LEED AP BD+C
The Chazen Companies
547 River Street, Troy, NY 12180
Phone: (518) 273-0055

4.0 SITE ZONING

The applicant is proposing the purchase of a portion of the adjacent residential tax parcel 59.19-4-14.1 to be added to the existing Charter Communications' property within the B-2 district. The adjacent residential parcel lies within the Town of Rotterdam One-Family Residential (R-1) zoning district. A portion of the adjacent residential property will be subdivided and consolidated with Charter Communications' property. The portion of the residential property to be combined is within the R-1 zoning district and as such, that portion of the property is proposed to be rezoned to be consistent with the current Charter Communications' use.

5.0 SITE ACREAGE AND DESCRIPTION OF EXISTING SITE AND USES

The adjacent residential parcel is approximately 5.74-acres in size. The parcel is developed with an existing One-Family home with asphalt driveway and areas of lawn. The portion of the property to be subdivided and combined with Charter Communications' existing property is undeveloped and is approximately 2.26-acres in size. A 20' wide water and drainage easement runs through the southern edge of the site but will not be affected by the proposed site work.

Charter Communications' property identified as tax parcel 59.19-4-2.1 is approximately 8.26 acres in size. The parcel is developed with Charter Communications Call Center. With the addition of a portion of the adjacent residential parcel, the parcel would increase to approximately 10.52 acres in size.

6.0 DESCRIPTION OF PROPOSED SITE IMPROVEMENTS AND USES

The approximate 2.26-acres is being acquired with the intent of developing it as a surface parking lot that will serve both as employee parking and field vehicle storage/parking.

The expansion of the call center at the existing parking lot is not anticipated to create an adverse impact to traffic conditions at the project site or the surrounding roadway network, as the expansion will not result in additional employees.

Stormwater generated by the project will be conveyed by an on-site closed storm sewer network to proposed underground stormwater management facilities. No drainage impacts on adjoining properties are anticipated as a result of this project.

7.0 CLOSING

This narrative is intended to provide a brief summary of the proposed development. The information provided is believed to be accurate and true, limited by the investigation conducted and described above.

If you have any comments or questions regarding this application or if you require additional information, please feel free to contact this office at (518)273-0055.

Sincerely,



Roger E. Keating, PE, LEED AP BD+C
Director, Civil Engineering

cc: File

Short Environmental Assessment Form
Part 1 - Project Information

Instructions for Completing

Part 1 – Project Information. The applicant or project sponsor is responsible for the completion of Part 1. Responses become part of the application for approval or funding, are subject to public review, and may be subject to further verification. Complete Part 1 based on information currently available. If additional research or investigation would be needed to fully respond to any item, please answer as thoroughly as possible based on current information.

Complete all items in Part 1. You may also provide any additional information which you believe will be needed by or useful to the lead agency; attach additional pages as necessary to supplement any item.

Part 1 – Project and Sponsor Information

Name of Action or Project:
Charter Communications Parking Expansion Project

Project Location (describe, and attach a location map):
1021 Highbridge Road, Rotterdam, NY 12303 (SBL: 59.19 - 4 - 2.1 and 59.19-4-14.1)

Brief Description of Proposed Action:
The Charter Communications Schenectady Call Center is acquiring an approximate 2.3-acres portion of a neighboring One-Family Residential property with the intent of expanding their existing surface parking lot from their adjacent facility that will serve both as employee parking and field vehicle storage/parking. The 2.3 acre lands will be merged with their existing facility to create a 10.5 +/- acre parcel. The 2.3 acre lands is currently within the R-1 Zoning District and Charter's existing facility is located in the B-2 Zoning District. The proposal would be to change the Zoning of 2.3 acre portion of the future lot from R-1 to B-2 so that the parcel is not split zoned and would be consistent with the Charter Use.

Name of Applicant or Sponsor:	Telephone: 718-670-6510
Spectrum Northeast, LLC. (Michael D. Reid, GVP-Corporate Services)	E-Mail: Sal.Azzaro@charter.com

Address:
41-61 Kissena Boulevard

City/PO:	State:	Zip Code:
Flushing	New York	11355

	NO	YES
1. Does the proposed action only involve the legislative adoption of a plan, local law, ordinance, administrative rule, or regulation? If Yes, attach a narrative description of the intent of the proposed action and the environmental resources that may be affected in the municipality and proceed to Part 2. If no, continue to question 2.	☑	☐
2. Does the proposed action require a permit, approval or funding from any other government Agency? If Yes, list agency(s) name and permit or approval: Town of Rotterdam Planning Commission & Town Board	☐	☑

3. a. Total acreage of the site of the proposed action? 10.5± acres
   b. Total acreage to be physically disturbed? 1.68 acres
   c. Total acreage (project site and any contiguous properties) owned or controlled by the applicant or project sponsor? 10.52 acres

4. Check all land uses that occur on, are adjoining or near the proposed action:

5. ☐ Urban ☐ Rural (non-agriculture) ☐ Industrial ☑ Commercial ☑ Residential (suburban)
   ☐ Forest ☐ Agriculture ☐ Aquatic ☐ Other(Specify):
   ☐ Parkland

	NO	YES	N/A
5. Is the proposed action,			
a. A permitted use under the zoning regulations?	☐	☑	☐
b. Consistent with the adopted comprehensive plan?	☐	☑	☐

	NO	YES
6. Is the proposed action consistent with the predominant character of the existing built or natural landscape?	☐	☑

	NO	YES
7. Is the site of the proposed action located in, or does it adjoin, a state listed Critical Environmental Area?		
If Yes, identify: _____	☑	☐

	NO	YES
8. a. Will the proposed action result in a substantial increase in traffic above present levels?	☑	☐
b. Are public transportation services available at or near the site of the proposed action?	☑	☐
c. Are any pedestrian accommodations or bicycle routes available on or near the site of the proposed action?	☐	☑

	NO	YES
9. Does the proposed action meet or exceed the state energy code requirements?		
If the proposed action will exceed requirements, describe design features and technologies:	☐	☑

	NO	YES
10. Will the proposed action connect to an existing public/private water supply?		
If No, describe method for providing potable water: Not applicable. The existing building's water service will remain active and no additional demand on water system for the expanded parking lot.	☑	☐

	NO	YES
11. Will the proposed action connect to existing wastewater utilities?		
If No, describe method for providing wastewater treatment: Not applicable. The existing building's sewer service will remain active and no additional demand on water system for the expanded parking lot.	☑	☐

	NO	YES
12. a. Does the project site contain, or is it substantially contiguous to, a building, archaeological site, or district which is listed on the National or State Register of Historic Places, or that has been determined by the Commissioner of the NYS Office of Parks, Recreation and Historic Preservation to be eligible for listing on the State Register of Historic Places?	☑	☐
b. Is the project site, or any portion of it, located in or adjacent to an area designated as sensitive for archaeological sites on the NY State Historic Preservation Office (SHPO) archaeological site inventory?	☑	☐

	NO	YES
13. a. Does any portion of the site of the proposed action, or lands adjoining the proposed action, contain wetlands or other waterbodies regulated by a federal, state or local agency? Identified by the NYSDEC EAF Mapper Application. A search on NYSDEC Environmental Resource Mapper does not indicate any wetlands or other water bodies on or adjacent to the site	☐	☑
b. Would the proposed action physically alter, or encroach into, any existing wetland or waterbody?	☑	☐
If Yes, identify the wetland or waterbody and extent of alterations in square feet or acres: _____		

14. Identify the typical habitat types that occur on, or are likely to be found on the project site. Check all that apply:

☐ Shoreline ☐ Forest ☐ Agricultural/grasslands ☐ Early mid-successional

☐ Wetland ☐ Urban ☑ Suburban

	NO	YES
15. Does the site of the proposed action contain any species of animal, or associated habitats, listed by the State or Federal government as threatened or endangered? Karner Blue	☐	☑
16. Is the project site located in the 100-year flood plan?	☑	☐
17. Will the proposed action create storm water discharge, either from point or non-point sources?	☐	☑
If Yes, a. Will storm water discharges flow to adjacent properties?	☐	☑
b. Will storm water discharges be directed to established conveyance systems (runoff and storm drains)?	☐	☑
If Yes, briefly describe: Newly generated stormwater runoff will be directed into proposed surface and subsurface stormwater management practices on-site prior to discharge to the existing stormsewer network.		
18. Does the proposed action include construction or other activities that would result in the impoundment of water or other liquids (e.g., retention pond, waste lagoon, dam)? If Yes, explain the purpose and size of the impoundment: Surface and subsurface stormwater management ponds.	☐	☑
19. Has the site of the proposed action or an adjoining property been the location of an active or closed solid waste management facility? If Yes, describe:	☑	☐
20. Has the site of the proposed action or an adjoining property been the subject of remediation (ongoing or completed) for hazardous waste? If Yes, describe:	☑	☐

I CERTIFY THAT THE INFORMATION PROVIDED ABOVE IS TRUE AND ACCURATE TO THE BEST OF MY KNOWLEDGE

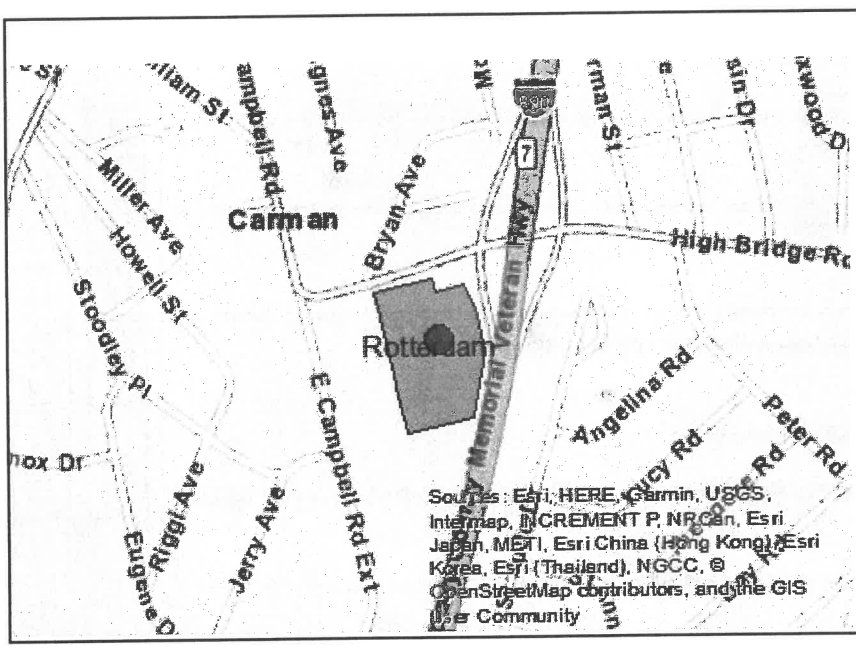
Applicant/sponsor/name: The Chazen Companies (Roger Keating, PE) Date: 7/28/2020

Signature: _____ Title: Director, Civil Engineering

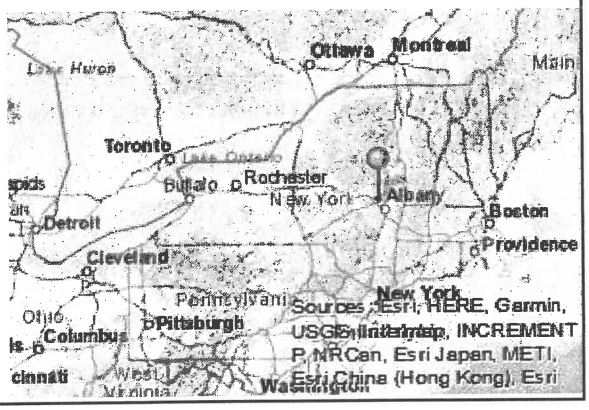
PRINT FORM

EAF Mapper Summary Report

Friday, March 22, 2019 12:54 PM



Disclaimer: The EAF Mapper is a screening tool intended to assist project sponsors and reviewing agencies in preparing an environmental assessment form (EAF). Not all questions asked in the EAF are answered by the EAF Mapper. Additional information on any EAF question can be obtained by consulting the EAF Workbooks. Although the EAF Mapper provides the most up-to-date digital data available to DEC, you may also need to contact local or other data sources in order to obtain data not provided by the Mapper. Digital data is not a substitute for agency determinations.



Part 1 / Question 7 [Critical Environmental Area]	No
Part 1 / Question 12a [National or State Register of Historic Places or State Eligible Sites]	No
Part 1 / Question 12b [Archeological Sites]	No
Part 1 / Question 13a [Wetlands or Other Regulated Waterbodies]	Yes - Digital mapping information on local and federal wetlands and waterbodies is known to be incomplete. Refer to EAF Workbook.
Part 1 / Question 15 [Threatened or Endangered Animal]	Yes
Part 1 / Question 15 [Threatened or Endangered Animal - Name]	Karner Blue
Part 1 / Question 16 [100 Year Flood Plain]	No
Part 1 / Question 20 [Remediation Site]	No

RESOLUTION NO. 216.20

WHEREAS, a public hearing was called for by the Town Board of the Town of Rotterdam on June 24, 2020; and

WHEREAS, pursuant to notice duly published in the official newspaper of the Town of Rotterdam, the Town Board of the Town of Rotterdam held a public hearing on the 22nd day of July 2020 at 7:00 p.m.; and

WHEREAS, the public hearing was open to the public, and persons were able to attend telephonically and listen to and/or speak at the public hearing by dialing 1 (929) 205-6099, then entering the conference ID no. 867 0373 0307, followed by the pound symbol; and

WHEREAS, said public hearing was conducted telephonically on June 10, 2020, upon adoption of a **Proposed Local Law of the Year 2020,** for the following purpose:

To amend Chapter 267, "Water", to repeal Section 267-9 (G) of the Code of the Town of Rotterdam and adopt a new "subpart G" related to lawn sprinkling.

WHEREAS, all persons were duly heard both in the affirmative and negative thereon; **NOW**

THEREFORE, UPON MOTION OF Councilmember _____,

seconded by Councilmember _____,

BE IT ENACTED BY THE TOWN BOARD OF THE TOWN OF ROTTERDAM

LOCAL LAW NO. TEN (10) OF THE YEAR 2020

SECTION 1. Proposed Local Law of the Year 2020 of the Town of Rotterdam to amend Chapter 267, "Water", to repeal Section 267-9 (G) of the Code of the Town of Rotterdam and adopt a new "subpart G" related to lawn sprinkling.

SECTION 2. Local Law No. Ten (10) of 2020 of the Town of Rotterdam shall be adopted, and the Town Clerk is hereby directed to file such local law in the Office of the New York State Department of State in compliance with all applicable legal requirements.

SECTION 3. This local law shall take effect upon filing with the Secretary of State of the State of New York, as required by Section 27 of the Municipal Home Rule Law.

BY ORDER OF THE ROTTERDAM TOWN BOARD
DIANE M. MARCO, TOWN CLERK

DATED: August 26, 2020

NAME	AYES	NOES	ABSTAIN
Christou			
Guidarelli			
Miller-Herrera			
Signore			
Tommasone			

DRAFT

RESOLUTION NO. 217.20

WHEREAS, a public hearing was called for by the Town Board of the Town of Rotterdam on June 24, 2020; and

WHEREAS, pursuant to notice duly published in the official newspaper of the Town of Rotterdam, the Town Board of the Town of Rotterdam held a public hearing on the 22nd day of July 2020 at 7:00 p.m.; and

WHEREAS, the public hearing was open to the public, and persons were able to attend telephonically and listen to and/or speak at the public hearing by dialing 1 (929) 205-6099, then entering the conference ID no. 867 0373 0307, followed by the pound symbol; and

WHEREAS, said public hearing was conducted telephonically on June 10, 2020, upon adoption of a **Proposed Local Law of the Year 2020,** for the following purpose:

> To amend Chapter 244, "Solid Waste, Garbage, Recycling, Brush, Grass and Leaves", to add subpart I to Section 244-12, "Nonrecyclable waste, yard waste packaging, scavenging" to include a permit process limiting the usage of the town's compost transfer facility to residents of the Town of Rotterdam.

WHEREAS, all persons were duly heard both in the affirmative and negative thereon; **NOW**

THEREFORE, UPON MOTION OF Councilmember _____,

seconded by Councilmember _____,

BE IT ENACTED BY THE TOWN BOARD OF THE TOWN OF ROTTERDAM

LOCAL LAW NO. ELEVEN (11) OF THE YEAR 2020

SECTION 1. Proposed Local Law of the Year 2020 of the Town of Rotterdam to amend Chapter 244, "Solid Waste, Garbage, Recycling, Brush, Grass and Leaves", to add subpart I to Section 244-12, "Nonrecyclable waste, yard waste packaging, scavenging" to include a permit process limiting the usage of the town's compost transfer facility to residents of the Town of Rotterdam.

SECTION 2. Local Law No. Eleven (11) of 2020 of the Town of Rotterdam shall be adopted, and the Town Clerk is hereby directed to file such local law in the Office of the New York State Department of State in compliance with all applicable legal requirements.

SECTION 3. This local law shall take effect upon filing with the Secretary of State of the State of New York, as required by Section 27 of the Municipal Home Rule Law.

BY ORDER OF THE ROTTERDAM TOWN BOARD
DIANE M. MARCO, TOWN CLERK

DRAFT

DATED: August 26, 2020

NAME	AYES	NOES	ABSTAIN
Christou			
Guidarelli			
Miller-Herrera			
Signore			
Tommasone			

DRAFT

RESOLUTION NO. 218.20

THEREFORE, UPON MOTION OF Councilmember _____,

seconded by Councilmember _____,

BE IT RESOLVED BY THE TOWN BOARD AS FOLLOWS:

SECTION 1. The Town Board of the Town of Rotterdam hereby declares the town board as "lead agency" under NYCRR Part 617 (SEQR) in relation to the Curry Road Condo Property Sewer Conveyance (Heritage Condo Area SIA).

SECTION 2. The Town Board of the Town of Rotterdam hereby authorizes the town planner to prepare, file, publish, and distribute all documents as necessary to comply with NYCRR Part 617 (State Environmental Quality Review).

SECTION 3. This resolution shall become effective August 26, 2020.

DATED: August 26, 2020

NAME	AYES	NOES	ABSTAIN
Christou			
Guidarelli			
Miller-Herrera			
Signore			
Tommasone			

DRAFT

TOWN OF ROTTERDAM

John F. Kirvin Government Center • 1100 Sunrise Boulevard • Rotterdam, NY 12306
Telephone: 518-355-7575 • Fax: 518-355-7976 • Website: www.rotterdamny.org

LEGISLATIVE REQUEST FORM

DATE:	August 7, 2020
TO:	Steven A. Tommasone – Town Supervisor
FROM:	Peter Comenzo – Senior Planner
TITLE OF REQUEST:	Declare Lead Agency for Curry Road Condo Property Sewer Conveyance (Heritage Condo Area SIA)
TOWN BOARD MEETING:	August 26, 2020
Background Information:	There is existing infrastructure that currently provides public sewer service to the Bigsbee Enterprises (which includes Mallozzi's Restaurant/Catering/Ballroom and the Belvedere Hotel), Bigsbee Village Condominiums, and the Heritage Condominiums. The associated wastewater collection system serving this area was recently dedicated to the Town, previously a private Transportation Corporation.
Evaluation/Analysis:	Creation of this sanitary sewer special improvement area is an Unlisted Action under the State Environmental Quality Review Act (SEQR).
Recommendation(s):	Declare Lead Agency and authorize the Senior Planner to distribute all documents associated with this action.
Attachment/Document(s):	Short Environmental Assessment Form Part 1
Compliance with Purchasing Policy:	N/A
Effect(s) on Existing Law(s):	NYCRR Part 617
LEGISLATION WILL BE PREPARED BY:	Town Attorney

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Landscape Architects

Short Environmental Assessment Form Part 1

Special Improvement Area for Curry Road Sewer Improvements

Rotterdam
Schenectady County, New York

Issued: *July 30, 2020*

Prepared for:

Town of Rotterdam
1100 Sunrise Boulevard
Rotterdam, NY 12306

Prepared by:

Chazen Engineering, Land Surveying & Landscape Architecture Co., D.P.C.
20 Elm Street, Suite 110
Glens Falls, NY 12801

Chazen Project No. 32018.01

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PROJECT DESCRIPTION

1.0 PROJECT DESCRIPTION

The Town of Rotterdam is proposing to establish a Special Improvement Area (SIA) along the west side of Curry Road (NYS Route 7) between Altamont Avenue and Duglin Avenue. The affected parcels include four developments referred to as Bigsbee Enterprises (which includes the Mallozzi's Restaurant/Catering/Ballroom and the Belvedere Hotel), Bigsbee Village Condominiums, and the Heritage Condominiums (combined, the "project area"). The project area is currently served by approximately 1,650 linear feet of gravity sewer mains that were previously privately owned and, in 2019, were conveyed to the Town. The Town now seeks to establish an SIA encompassing this sewer infrastructure, replace 5 existing manholes and 850 feet of the existing sewer main, establish new utility and access easements, and clean and conduct further investigation of the remaining sections of the existing sewer main (combined, the "proposed project"). All of the proposed work is considered replacement in-kind.

2.0 ENVIRONMENTAL CONTEXT

A Short Environmental Assessment Form (SEAF) Part 1 was prepared for the proposed project using the New York State Department of Environmental Conservation's (NYSDEC's) EAF Mapper. For purposes of the SEAF, the entirety of the properties to be located within the SIA (comprising a combined 12.4 acres) were considered the project area. However, site disturbance associated with the proposed project would be limited to the manhole and sewer main replacement activities noted above, which will represent a total of approximately 0.5 acres of site disturbance.

There are two water resources that were flagged for the project area using the NYSDEC EAF Mapper. Specifically, as indicated on the SEAF, a stream crosses the project area. The waterbody classification of this stream (Class/Standard C) indicates that the waterbody is not regulated by the NYSDEC. A waterbody would only be regulated by the U.S. Army Corps of Engineers (ACOE) if it is above ground. Chazen's site observation indicates that the new replacement sewer main will cross the waterbody where it is piped underground. Therefore, that crossing is not regulated by the ACOE. In addition, while the project area is located above the Schenectady-Niskayuna Sole Source Aquifer (SSA), the proposed project's site disturbance will be limited to the replacement of existing sewer mains and manholes; therefore, the proposed project would not have an impact on the SSA and would represent an improvement over existing conditions.

SHORT ENVIRONMENTAL ASSESSMENT FORM (SEAF)

Short Environmental Assessment Form
Part 1 - Project Information

Instructions for Completing

Part 1 – Project Information. The applicant or project sponsor is responsible for the completion of Part 1. Responses become part of the application for approval or funding, are subject to public review, and may be subject to further verification. Complete Part 1 based on information currently available. If additional research or investigation would be needed to fully respond to any item, please answer as thoroughly as possible based on current information.

Complete all items in Part 1. You may also provide any additional information which you believe will be needed by or useful to the lead agency; attach additional pages as necessary to supplement any item.

Part 1 – Project and Sponsor Information

Name of Action or Project:

Special Improvement Area for Curry Road Sewer Improvements

Project Location (describe, and attach a location map):

West side of Curry Road (NYS Route 7) between Altamont Avenue and Duglin Avenue, Town of Rotterdam, Schenectady County (see Location Map)

Brief Description of Proposed Action:

The Town of Rotterdam is proposing to establish a Special Improvement Area along the west side of Curry Road (NYS Route 7) between Altamont Avenue and Duglin Avenue. The affected parcels include four developments referred to as Bigsbee Enterprises (which includes the Mallozzi's Restaurant/Catering/Ballroom and the Belvedere Hotel), Bigsbee Village Condominiums, and the Heritage Condominiums (combined, the "project area"). The project area is currently served by approximately 1,650 linear feet of gravity sewer mains that were previously privately owned and, in 2019, were conveyed to the Town. The Town now seeks to establish a Special Improvement Area encompassing this sewer infrastructure, replace 5 existing manholes and 850 feet of the existing sewer main, establish new utility and access easements, and clean and conduct further investigation of the remaining sections of the existing sewer main. All of the proposed work is considered replacement in-kind.

Name of Applicant or Sponsor:	Telephone: (518) 355-7575
Town of Rotterdam (Steven Tommasone, Town Supervisor)	E-Mail: stommasone@rotterdamny.org

Address:

1100 Sunrise Boulevard

City/PO:	State:	Zip Code:
Town of Rotterdam	NY	12306

	NO	YES
1. Does the proposed action only involve the legislative adoption of a plan, local law, ordinance, administrative rule, or regulation? If Yes, attach a narrative description of the intent of the proposed action and the environmental resources that may be affected in the municipality and proceed to Part 2. If no, continue to question 2.	☑	☐
2. Does the proposed action require a permit, approval or funding from any other government Agency? If Yes, list agency(s) name and permit or approval: NYSDEC approval, NYSDOT permit for construction in Curry Road	☐	☑

3. a. Total acreage of the site of the proposed action? Approx. 12.4 acres
   b. Total acreage to be physically disturbed? Approx. 0.5 acres
   c. Total acreage (project site and any contiguous properties) owned or controlled by the applicant or project sponsor? 0 acres

4. Check all land uses that occur on, are adjoining or near the proposed action:

5. ☐ Urban ☐ Rural (non-agriculture) ☐ Industrial ☑ Commercial ☑ Residential (suburban)
   ☐ Forest ☐ Agriculture ☐ Aquatic ☑ Other(Specify): cemetery
   ☐ Parkland

	NO	YES	N/A
5. Is the proposed action,			
a. A permitted use under the zoning regulations?	☐	☐	☑
b. Consistent with the adopted comprehensive plan?	☐	☑	☐
6. Is the proposed action consistent with the predominant character of the existing built or natural landscape?	NO	YES	
	☐	☑	
7. Is the site of the proposed action located in, or does it adjoin, a state listed Critical Environmental Area?	NO	YES	
If Yes, identify: _____	☑	☐	
8. a. Will the proposed action result in a substantial increase in traffic above present levels?	NO	YES	
	☑	☐	
b. Are public transportation services available at or near the site of the proposed action?	☐	☐	
c. Are any pedestrian accommodations or bicycle routes available on or near the site of the proposed action?	☐	☐	
9. Does the proposed action meet or exceed the state energy code requirements?	NO	YES	
If the proposed action will exceed requirements, describe design features and technologies:			
N/A - the proposed project consists of the establishment of a Special Improvement Area and the replacement in-kind of existing sewer infrastructure. _____	☐	☐	
10. Will the proposed action connect to an existing public/private water supply?	NO	YES	
If No, describe method for providing potable water: _____	☑	☐	
11. Will the proposed action connect to existing wastewater utilities?	NO	YES	
If No, describe method for providing wastewater treatment: _____	☐	☑	
12. a. Does the project site contain, or is it substantially contiguous to, a building, archaeological site, or district which is listed on the National or State Register of Historic Places, or that has been determined by the Commissioner of the NYS Office of Parks, Recreation and Historic Preservation to be eligible for listing on the State Register of Historic Places?	NO	YES	
	☑	☐	
b. Is the project site, or any portion of it, located in or adjacent to an area designated as sensitive for archaeological sites on the NY State Historic Preservation Office (SHPO) archaeological site inventory?	☑	☐	
13. a. Does any portion of the site of the proposed action, or lands adjoining the proposed action, contain wetlands or other waterbodies regulated by a federal, state or local agency?	NO	YES	
	☐	☑	
b. Would the proposed action physically alter, or encroach into, any existing wetland or waterbody?	☑	☐	
If Yes, identify the wetland or waterbody and extent of alterations in square feet or acres: _____			
A stream crosses the project area. The waterbody classification of this stream (Class/Standard C) indicates that the waterbody is not regulated by the DEC. A waterbody would only be regulated by the ACOE if it is above ground. Chazen's site observation indicates that the new replacement sewer main will cross the waterbody where it is piped underground. Therefore, that crossing is not regulated by the ACOE. _____			

14. Identify the typical habitat types that occur on, or are likely to be found on the project site. Check all that apply:

☐ Shoreline ☐ Forest ☐ Agricultural/grasslands ☐ Early mid-successional

☐ Wetland ☐ Urban ☑ Suburban

	NO	YES
15. Does the site of the proposed action contain any species of animal, or associated habitats, listed by the State or Federal government as threatened or endangered?	☑	☐
16. Is the project site located in the 100-year flood plan?	☑	☐
17. Will the proposed action create storm water discharge, either from point or non-point sources?	☑	☐
If Yes,		
a. Will storm water discharges flow to adjacent properties?	☐	☐
b. Will storm water discharges be directed to established conveyance systems (runoff and storm drains)?	☐	☐
If Yes, briefly describe: _____ _____		
18. Does the proposed action include construction or other activities that would result in the impoundment of water or other liquids (e.g., retention pond, waste lagoon, dam)?	☑	☐
If Yes, explain the purpose and size of the impoundment: _____ _____		
19. Has the site of the proposed action or an adjoining property been the location of an active or closed solid waste management facility?	☑	☐
If Yes, describe: _____ _____		
20. Has the site of the proposed action or an adjoining property been the subject of remediation (ongoing or completed) for hazardous waste?	☐	☑
If Yes, describe: _____ KEM Cleaners at 1913 Curry Road (across the street from the project area) is identified as Site V00649 in the Voluntary Cleanup Program and Site 447031 in the State Superfund Program. The proposed project would not affect this site.		

I CERTIFY THAT THE INFORMATION PROVIDED ABOVE IS TRUE AND ACCURATE TO THE BEST OF MY KNOWLEDGE

Applicant/sponsor/name: _____ Date: _____

Signature: _____ Title: _____

PRINT FORM

EAF Mapper Summary Report

Tuesday, July 28, 2020 11:14 AM

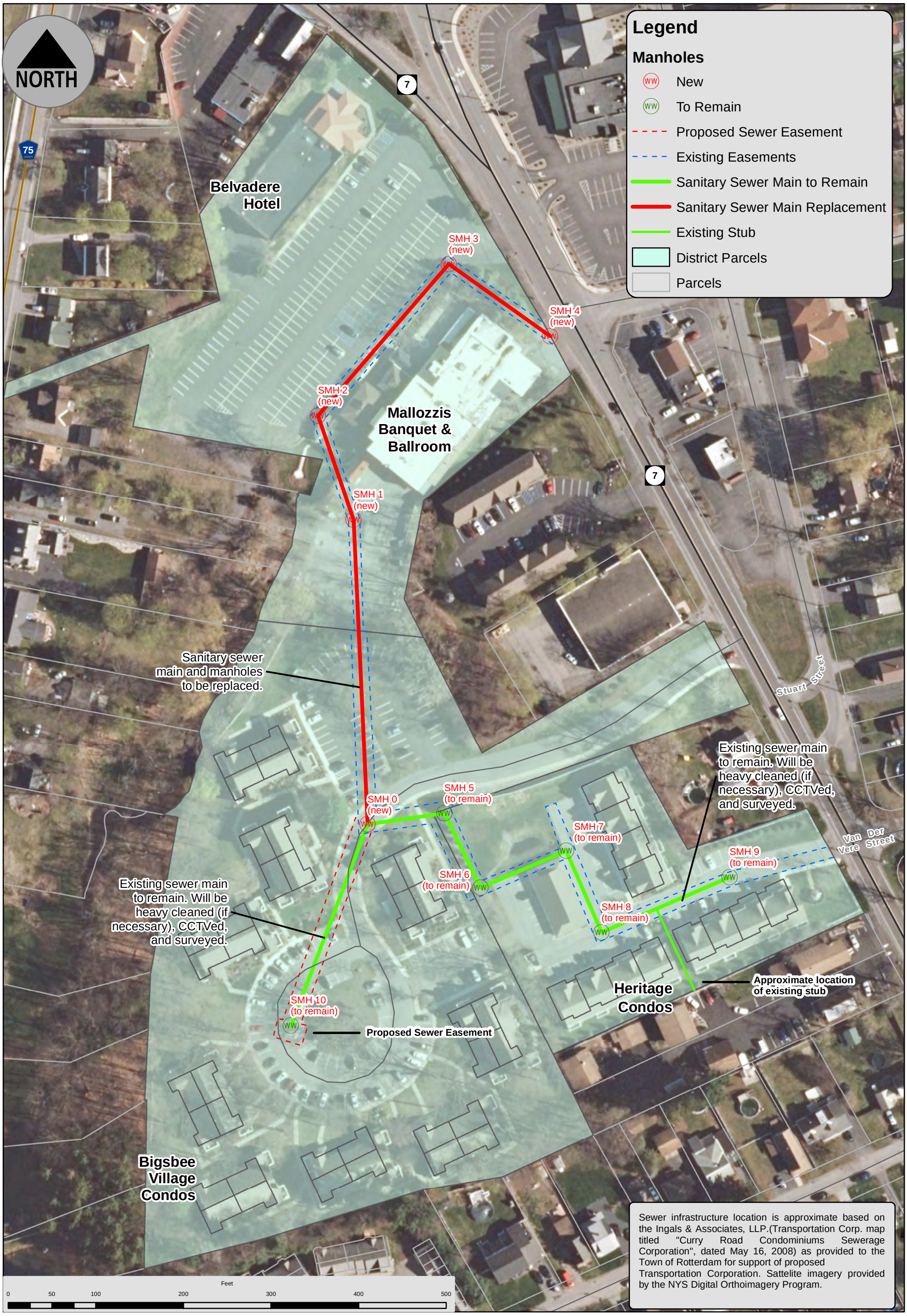


Disclaimer: The EAF Mapper is a screening tool intended to assist project sponsors and reviewing agencies in preparing an environmental assessment form (EAF). Not all questions asked in the EAF are answered by the EAF Mapper. Additional information on any EAF question can be obtained by consulting the EAF Workbooks. Although the EAF Mapper provides the most up-to-date digital data available to DEC, you may also need to contact local or other data sources in order to obtain data not provided by the Mapper. Digital data is not a substitute for agency determinations.



Part 1 / Question 7 [Critical Environmental Area]	No
Part 1 / Question 12a [National or State Register of Historic Places or State Eligible Sites]	No
Part 1 / Question 12b [Archeological Sites]	No
Part 1 / Question 13a [Wetlands or Other Regulated Waterbodies]	Yes - Digital mapping information on local and federal wetlands and waterbodies is known to be incomplete. Refer to EAF Workbook.
Part 1 / Question 15 [Threatened or Endangered Animal]	No
Part 1 / Question 16 [100 Year Flood Plain]	No
Part 1 / Question 20 [Remediation Site]	Yes

ATTACHMENT A
Sewer Improvement Concept Plan



THE Chazen COMPANIES
Proud to be Employee Owned
Engineers
Land Surveyors
Planners
Environmental & Safety Professionals
Landscape Architects

CHAZEN ENGINEERING, LAND SURVEYING & LANDSCAPE ARCHITECTURE CO., D.P.C.

Dutchess County Office:
21 Fox Street
Poughkeepsie, NY. 12601
Phone: (845) 454-3980

Capital District Office:
547 River Street
Troy, NY. 12180
Phone: (518) 273-0055

North Country Office:
20 Elm Street
Glens Falls, NY. 12801
Phone: (518) 812-0513

This map is a product of The Chazen Companies. It should be used for reference purposes only. Reasonable efforts have been made to ensure the accuracy of this map. The Chazen Companies expressly disclaims any responsibilities or liabilities from the use of this map for any purpose other than its intended use.

Area for Curry Road Sewer Improvements

Sewer System Map
Proposed Improvements

Town of Rotterdam, Schenectady County, New York

Drawn:	ZFB/EJG
Date:	07/24/2020
Scale:	1:1,200
Project:	32018.01
Figure:	A

RESOLUTION NO. 219.20

WHEREAS the Town of Rotterdam (hereinafter the "Town") has established the public benefit to the Town residents of the upgrade and expansion of the wastewater treatment plant located on Campbell Road (WWTP); and

WHEREAS the proposed WWTP project is needed to ensure the public safety and to protect surface waters and the environment; and

WHEREAS the Town has conducted various studies of the condition of the system and the means for improvements; and

WHEREAS the action of designing and constructing an upgraded WWTP is a Unlisted Action under the State Environmental Quality Review Act (SEQRA) and must be treated as a Unlisted Action due to requirements of the NYS Clean Water State Revolving Loan Fund; and

WHEREAS Parts I, II, and III of the Environmental Assessment Form (hereinafter "EAF") has been completed; and

WHEREAS during June, 2020, the Town sent a letter and Part 1 of the EAF to other potentially "involved agencies" (as defined in the Regulations), indicating that the Town's desire to serve as "lead agency" (as this quoted term is defined in the Regulations) for a coordinated review under SEQRA of the Project; and

WHEREAS the SEQRA requires that certain procedures be followed and that certain determinations be made regarding such an activity; and

WHEREAS each of the involved agencies has agreed to or raised no objections to the Town serving as lead agency for a coordinated review under SEQRA of the Project; and

WHEREAS pursuant to the Regulations, the Town has considered the significance of the potential environmental impacts of the Project by (a) using the criteria specified in Section 617.7 of the Regulations, and (b) examining the EAF for the Project, including the facts and conclusions in Parts 1, 2 and 3 of the EAF, together with other available supporting information, to identify the relevant areas of environmental concern, and (c) thoroughly analyzing the areas of relevant environmental concern; and

WHEREAS the proposed Project will not have a significant adverse effect on the environment for the reasons enumerated in the attached Negative Declaration Form; **NOW**

THEREFORE, UPON MOTION OF Councilmember _____,

seconded by Councilmember _____,

BE IT RESOLVED BY THE TOWN BOARD AS FOLLOWS:

SECTION 1. Pursuant to and in accordance with the coordinated review requirements of SEQRA, that the Town or Rotterdam Board hereby establishes itself as lead agency for the Project.

SECTION 2. Based upon an examination of the EAF and other available supporting information, and considering both the magnitude and importance of each relevant area of environmental concern, and based further upon the Town's knowledge of the area surrounding the Project and such further

DRAFT

investigations of the Project and its potential environmental impact as the Town has deemed appropriate, the Town makes the following findings and determinations: the Project constitutes an "Unlisted Action" (as the quoted term is defined in the Regulations) and no significant adverse environmental impacts are noted in the EAF for the Project and none are known to the Town. Therefore, the Town hereby determines that the Project will not cause or result in any significant adverse environmental impacts and that it will not require the preparation of a Draft Environmental Impact Statement.

SECTION 3. As a consequence of such findings and declaration and in compliance with the requirements of SEQRA and the Regulations, the Town, as lead agency, directs the Town Senior Planner to finalize the attached Negative Declaration in accordance with 6 NYCRR § 617.12 and to file a copy of the attached Negative Declaration for the Project in accordance with the Regulations. The negative declaration will be published in the NYSDEC Environmental News Bulletin (ENB).

SECTION 4. This resolution shall become effective August 26, 2020.

DATED: August 26, 2020

NAME	**AYES**	**NOES**	**ABSTAIN**
Christou			
Guidarelli			
Miller-Herrera			
Signore			
Tommasone			

DRAFT

TOWN OF ROTTERDAM

John F. Kirvin Government Center • 1100 Sunrise Boulevard • Rotterdam, NY 12306
Telephone: 518-355-7575 • Fax: 518-355-7976 • Website: www.rotterdamny.org

LEGISLATIVE REQUEST FORM

DATE:	August 10, 2020
TO:	Steven A. Tommasone – Town Supervisor
FROM:	Peter Comenzo – Senior Planner
TITLE OF REQUEST:	Establish the Town of Rotterdam as Lead Agency and Adopt Negative Declaration for the proposed Waste Water Treatment Plant (WWTP) upgrades.
TOWN BOARD MEETING:	August 26, 2020
Background Information:	The Town is proposing upgrades to the WWTP and wastewater collection system due to aging infrastructure.
Evaluation/Analysis:	The project will include upgrades to the existing WWTP to replace aging infrastructure, increase capacity from 1.5 to 2.0 MGD, as well as improvements to the wastewater collection system.
Recommendation(s):	Adopt Negative Declaration under the State Environmental Quality Review Act Town Board Declared Lead Agency on June 3, 2020
Attachment/Document(s):	Full Environmental Assessment Form (Part 1-3) Letter from SHPO dated June 9, 2020
Compliance with Purchasing Policy:	N/A
Effect(s) on Existing Law(s):	6 NYCRR Part 617 State Environmental Quality Review
LEGISLATION WILL BE PREPARED BY:	Town Attorney

NEW YORK STATE OF OPPORTUNITY. | Parks, Recreation, and Historic Preservation

ANDREW M. CUOMO
Governor

ERIK KULLESEID
Commissioner

June 09, 2020

Corinne Steinmuller
Environmental Scientist II
Barton and Loguidice
10 Airline Drive
Albany, NY 12203

Re: DOH
Town of Rotterdam Wastewater Treatment Plant Improvements
W. Campbell Road, Rotterdam, Schenectady County, NY
20PR03392

Dear Corinne Steinmuller:

Thank you for requesting the comments of the Office of Parks, Recreation and Historic Preservation (OPRHP). We have reviewed the project in accordance with the New York State Historic Preservation Act of 1980 (Section 14.09 of the New York Parks, Recreation and Historic Preservation Law). These comments are those of the OPRHP and relate only to Historic/Cultural resources. They do not include potential environmental impacts to New York State Parkland that may be involved in or near your project. Such impacts must be considered as part of the environmental review of the project pursuant to the State Environmental Quality Review Act (New York Environmental Conservation Law Article 8) and its implementing regulations (6 NYCRR Part 617).

Based upon this review, it is the opinion of OPRHP that no properties, including archaeological and/or historic resources, listed in or eligible for the New York State and National Registers of Historic Places will be impacted by this project.

If further correspondence is required regarding this project, please be sure to refer to the OPRHP Project Review (PR) number noted above.

Sincerely,

R. Daniel Mackay

Deputy Commissioner for Historic Preservation
Division for Historic Preservation

Instructions for Completing Part 1

Part 1 is to be completed by the applicant or project sponsor. Responses become part of the application for approval or funding, are subject to public review, and may be subject to further verification.

Complete Part 1 based on information currently available. If additional research or investigation would be needed to fully respond to any item, please answer as thoroughly as possible based on current information; indicate whether missing information does not exist, or is not reasonably available to the sponsor; and, when possible, generally describe work or studies which would be necessary to update or fully develop that information.

Applicants/sponsors must complete all items in Sections A & B. In Sections C, D & E, most items contain an initial question that must be answered either "Yes" or "No". If the answer to the initial question is "Yes", complete the sub-questions that follow. If the answer to the initial question is "No", proceed to the next question. Section F allows the project sponsor to identify and attach any additional information. Section G requires the name and signature of the applicant or project sponsor to verify that the information contained in Part 1is accurate and complete.

A. Project and Applicant/Sponsor Information.

Name of Action or Project: Rotterdam Wastewater Treatment Plant (WWTP) Improvements Project		
Project Location (describe, and attach a general location map): Rotterdam WWTP, 26 W Campbell Road		
Brief Description of Proposed Action (include purpose or need): The Town of Rotterdam is proposing several improvements to the WWTP, including rehabilitation of the primary and secondary clarifiers, rehabilitation of the belt filter press, rehabilitation of the trickling filters, and replacement of the existing tertiary sand filters with a new disc filter. The proposed improvements are in response to recent SPDES permit violations and age-related deterioration of existing equipment. In addition, the existing plant is nearing capacity and is hindering redevelopment efforts as well as the ability to connect existing on-site systems. The proposed improvements will upgrade the size of the plant from 1.5 MGD to 2.0 MGD average daily wastewater flow rate. Finally, several improvements to the aging wastewater collection system is also part of the overall project including manhole rehabilitation and trunk sewer replacement.		
Name of Applicant/Sponsor: Town of Rotterdam, ATTN: Peter Comenzo	Telephone: (518) 355-7575 x-338 E-Mail: pcomenzo@rotterdamny.org	
Address: 1100 Sunrise Boulevard		
City/PO: Rotterdam	State: NY	Zip Code: 12306
Project Contact (if not same as sponsor; give name and title/role): George Bevington, Senior Project Manager	Telephone: 518-218-1801 E-Mail: gbevington@bartonandloguidice.com	
Address: 10 Airline Drive		
City/PO: Albany	State: NY	Zip Code: 12205
Property Owner (if not same as sponsor):	Telephone: E-Mail:	
Address:		
City/PO:	State:	Zip Code:

B. Government Approvals

B. Government Approvals, Funding, or Sponsorship. ("Funding" includes grants, loans, tax relief, and any other forms of financial assistance.)

Government Entity	If Yes: Identify Agency and Approval(s) Required	Application Date (Actual or projected)
a. City Counsel, Town Board, or Village Board of Trustees ☑Yes ☐No	Town of Rotterdam Town Board financing resolution	June 2020
b. City, Town or Village Planning Board or Commission ☐Yes ☑No		
c. City, Town or Village Zoning Board of Appeals ☐Yes ☑No		
d. Other local agencies ☐Yes ☑No		
e. County agencies ☐Yes ☑No		
f. Regional agencies ☐Yes ☑No		
g. State agencies ☑Yes ☐No	NYSDEC Approval of Design Report and Drawing	Spring 2021
h. Federal agencies ☐Yes ☑No		

i. Coastal Resources.

i. Is the project site within a Coastal Area, or the waterfront area of a Designated Inland Waterway? ☐Yes ☑No

ii. Is the project site located in a community with an approved Local Waterfront Revitalization Program? ☐Yes ☑No

iii. Is the project site within a Coastal Erosion Hazard Area? ☐Yes ☑No

C. Planning and Zoning

C.1. Planning and zoning actions.

Will administrative or legislative adoption, or amendment of a plan, local law, ordinance, rule or regulation be the only approval(s) which must be granted to enable the proposed action to proceed? ☐Yes ☑No

- **If Yes,** complete sections C, F and G.
- **If No,** proceed to question C.2 and complete all remaining sections and questions in Part 1

C.2. Adopted land use plans.

a. Do any municipally- adopted (city, town, village or county) comprehensive land use plan(s) include the site where the proposed action would be located? ☐Yes ☑No

If Yes, does the comprehensive plan include specific recommendations for the site where the proposed action would be located? ☐Yes ☑No

b. Is the site of the proposed action within any local or regional special planning district (for example: Greenway; Brownfield Opportunity Area (BOA); designated State or Federal heritage area; watershed management plan; or other?) ☐Yes ☑No

If Yes, identify the plan(s):

_____

_____

_____

c. Is the proposed action located wholly or partially within an area listed in an adopted municipal open space plan, or an adopted municipal farmland protection plan? ☐Yes ☑No

If Yes, identify the plan(s):

_____

_____

_____

C.3. Zoning

a. Is the site of the proposed action located in a municipality with an adopted zoning law or ordinance. ☑ Yes ☐ No
If Yes, what is the zoning classification(s) including any applicable overlay district?
Heavy Industrial (I-2)

b. Is the use permitted or allowed by a special or conditional use permit? ☑ Yes ☐ No

c. Is a zoning change requested as part of the proposed action? ☐ Yes ☑ No
If Yes,
i. What is the proposed new zoning for the site? _____

C.4. Existing community services.

a. In what school district is the project site located? Schalmont School District

b. What police or other public protection forces serve the project site?
Rotterdam Police Department, Schenectady County Sheriff, New York State Police

c. Which fire protection and emergency medical services serve the project site?
South Schenectady Fire Department (Rotterdam Fire District #6)

d. What parks serve the project site?
The Town of Rotterdam has eight (8) town-owned neighborhood parks situated throughout the Town

D. Project Details

D.1. Proposed and Potential Development

a. What is the general nature of the proposed action (e.g., residential, industrial, commercial, recreational; if mixed, include all components)? Municipal - modification of town owned wastewater treatment facility and wastewater collection infrastructure

b. a. Total acreage of the site of the proposed action? 10.6 acres
b. Total acreage to be physically disturbed? 0.15 acres
c. Total acreage (project site and any contiguous properties) owned or controlled by the applicant or project sponsor? 10.6 acres

c. Is the proposed action an expansion of an existing project or use? ☑ Yes ☐ No
i. If Yes, what is the approximate percentage of the proposed expansion and identify the units (e.g., acres, miles, housing units, square feet)? % 33% Units: MGD

d. Is the proposed action a subdivision, or does it include a subdivision? ☐ Yes ☑ No
If Yes,
i. Purpose or type of subdivision? (e.g., residential, industrial, commercial; if mixed, specify types)
ii. Is a cluster/conservation layout proposed? ☐ Yes ☐ No
iii. Number of lots proposed? _____
iv. Minimum and maximum proposed lot sizes? Minimum _____ Maximum _____

e. Will the proposed action be constructed in multiple phases? ☑ Yes ☐ No
i. If No, anticipated period of construction: _____ months
ii. If Yes:
- Total number of phases anticipated 2
- Anticipated commencement date of phase 1 (including demolition) May month 2021 year
- Anticipated completion date of final phase May month 2023 year
- Generally describe connections or relationships among phases, including any contingencies where progress of one phase may determine timing or duration of future phases:

High priority upgrades will be performed first. Lower priority aspects of the project will be performed later as funding becomes available.

f. Does the project include new residential uses? ☐ Yes ☑ No

If Yes, show numbers of units proposed.

	One Family	Two Family	Three Family	Multiple Family (four or more)
Initial Phase	_____	_____	_____	_____
At completion of all phases	_____	_____	_____	_____

g. Does the proposed action include new non-residential construction (including expansions)? ☑ Yes ☐ No

If Yes,

i. Total number of structures 1

ii. Dimensions (in feet) of largest proposed structure: 20 height; 25 width; and 25 length

iii. Approximate extent of building space to be heated or cooled: 625 square feet

h. Does the proposed action include construction or other activities that will result in the impoundment of any liquids, such as creation of a water supply, reservoir, pond, lake, waste lagoon or other storage? ☐ Yes ☑ No

If Yes,

i. Purpose of the impoundment: _____

ii. If a water impoundment, the principal source of the water: ☐ Ground water ☐ Surface water streams ☐ Other specify:

_____

iii. If other than water, identify the type of impounded/contained liquids and their source.

_____

iv. Approximate size of the proposed impoundment. Volume: _____ million gallons; surface area: _____ acres

v. Dimensions of the proposed dam or impounding structure: _____ height; _____ length

vi. Construction method/materials for the proposed dam or impounding structure (e.g., earth fill, rock, wood, concrete):

_____

D.2. Project Operations

a. Does the proposed action include any excavation, mining, or dredging, during construction, operations, or both? (Not including general site preparation, grading or installation of utilities or foundations where all excavated materials will remain onsite) ☐ Yes ☑ No

If Yes:

i .What is the purpose of the excavation or dredging? _____

ii. How much material (including rock, earth, sediments, etc.) is proposed to be removed from the site?

- Volume (specify tons or cubic yards): _____
- Over what duration of time? _____

iii. Describe nature and characteristics of materials to be excavated or dredged, and plans to use, manage or dispose of them.

_____

_____

i*v.* Will there be onsite dewatering or processing of excavated materials? ☐ Yes ☐ No

If yes, describe. _____

_____

v. What is the total area to be dredged or excavated? _____acres

vi. What is the maximum area to be worked at any one time? _____ acres

vii. What would be the maximum depth of excavation or dredging? _____ feet

viii. Will the excavation require blasting? ☐ Yes ☐ No

ix. Summarize site reclamation goals and plan: _____

_____

_____

b. Would the proposed action cause or result in alteration of, increase or decrease in size of, or encroachment into any existing wetland, waterbody, shoreline, beach or adjacent area? ☐ Yes ☑ No

If Yes:

i. Identify the wetland or waterbody which would be affected (by name, water index number, wetland map number or geographic description): _____

_____

ii. Describe how the proposed action would affect that waterbody or wetland, e.g. excavation, fill, placement of structures, or alteration of channels, banks and shorelines. Indicate extent of activities, alterations and additions in square feet or acres:

_____

_____

_____

_____

iii. Will the proposed action cause or result in disturbance to bottom sediments? ☐Yes ☐No

If Yes, describe: _____

iv. Will the proposed action cause or result in the destruction or removal of aquatic vegetation? ☐Yes ☐No

If Yes:

- acres of aquatic vegetation proposed to be removed: _____
- expected acreage of aquatic vegetation remaining after project completion:_____
- purpose of proposed removal (e.g. beach clearing, invasive species control, boat access): _____

_____

- proposed method of plant removal: _____
- if chemical/herbicide treatment will be used, specify product(s): _____

v. Describe any proposed reclamation/mitigation following disturbance: _____

_____

c. Will the proposed action use, or create a new demand for water? ☐Yes ☑No

If Yes:

i. Total anticipated water usage/demand per day: _____ gallons/day

ii. Will the proposed action obtain water from an existing public water supply? ☐Yes ☐No

If Yes:

- Name of district or service area: _____
- Does the existing public water supply have capacity to serve the proposal? ☐Yes ☐No
- Is the project site in the existing district? ☐Yes ☐No
- Is expansion of the district needed? ☐Yes ☐No
- Do existing lines serve the project site? ☐Yes ☐No

iii. Will line extension within an existing district be necessary to supply the project? ☐Yes ☐No

If Yes:

- Describe extensions or capacity expansions proposed to serve this project: _____

_____

- Source(s) of supply for the district: _____

iv. Is a new water supply district or service area proposed to be formed to serve the project site? ☐Yes ☐No

If, Yes:

- Applicant/sponsor for new district: _____
- Date application submitted or anticipated: _____
- Proposed source(s) of supply for new district: _____

v. If a public water supply will not be used, describe plans to provide water supply for the project: _____

_____

vi. If water supply will be from wells (public or private), what is the maximum pumping capacity: _____ gallons/minute.

d. Will the proposed action generate liquid wastes? ☐Yes ☑No

If Yes:

i. Total anticipated liquid waste generation per day: _____ gallons/day

ii. Nature of liquid wastes to be generated (e.g., sanitary wastewater, industrial; if combination, describe all components and approximate volumes or proportions of each): _____

_____

_____

iii. Will the proposed action use any existing public wastewater treatment facilities? ☐Yes ☐No

If Yes:

- Name of wastewater treatment plant to be used: _____
- Name of district: _____
- Does the existing wastewater treatment plant have capacity to serve the project? ☐Yes ☐No
- Is the project site in the existing district? ☐Yes ☐No
- Is expansion of the district needed? ☐Yes ☐No

- Do existing sewer lines serve the project site? ☑ Yes ☐ No
- Will a line extension within an existing district be necessary to serve the project? ☐ Yes ☑ No

  If Yes:
  - Describe extensions or capacity expansions proposed to serve this project: _____

iv. Will a new wastewater (sewage) treatment district be formed to serve the project site? ☐ Yes ☑ No

If Yes:
- Applicant/sponsor for new district: _____
- Date application submitted or anticipated: _____
- What is the receiving water for the wastewater discharge? _____

v. If public facilities will not be used, describe plans to provide wastewater treatment for the project, including specifying proposed receiving water (name and classification if surface discharge or describe subsurface disposal plans):

_____

vi. Describe any plans or designs to capture, recycle or reuse liquid waste: _____

e. Will the proposed action disturb more than one acre and create stormwater runoff, either from new point sources (i.e. ditches, pipes, swales, curbs, gutters or other concentrated flows of stormwater) or non-point source (i.e. sheet flow) during construction or post construction? ☐ Yes ☑ No

If Yes:

i. How much impervious surface will the project create in relation to total size of project parcel?

_____ Square feet or _____ acres (impervious surface)

_____ Square feet or _____ acres (parcel size)

ii. Describe types of new point sources. _____

iii. Where will the stormwater runoff be directed (i.e. on-site stormwater management facility/structures, adjacent properties, groundwater, on-site surface water or off-site surface waters)?

_____

- If to surface waters, identify receiving water bodies or wetlands: _____
- Will stormwater runoff flow to adjacent properties? ☐ Yes ☐ No

iv. Does the proposed plan minimize impervious surfaces, use pervious materials or collect and re-use stormwater? ☐ Yes ☐ No

f. Does the proposed action include, or will it use on-site, one or more sources of air emissions, including fuel combustion, waste incineration, or other processes or operations? ☐ Yes ☑ No

If Yes, identify:

i. Mobile sources during project operations (e.g., heavy equipment, fleet or delivery vehicles)

_____

ii. Stationary sources during construction (e.g., power generation, structural heating, batch plant, crushers)

None _____

iii. Stationary sources during operations (e.g., process emissions, large boilers, electric generation)

_____

g. Will any air emission sources named in D.2.f (above), require a NY State Air Registration, Air Facility Permit, or Federal Clean Air Act Title IV or Title V Permit? ☐ Yes ☑ No

If Yes:

i. Is the project site located in an Air quality non-attainment area? (Area routinely or periodically fails to meet ambient air quality standards for all or some parts of the year) ☐ Yes ☐ No

ii. In addition to emissions as calculated in the application, the project will generate:
- _____Tons/year (short tons) of Carbon Dioxide (CO_2)
- _____Tons/year (short tons) of Nitrous Oxide (N_2O)
- _____Tons/year (short tons) of Perfluorocarbons (PFCs)
- _____Tons/year (short tons) of Sulfur Hexafluoride (SF_6)
- _____Tons/year (short tons) of Carbon Dioxide equivalent of Hydroflourocarbons (HFCs)
- _____Tons/year (short tons) of Hazardous Air Pollutants (HAPs)

h. Will the proposed action generate or emit methane (including, but not limited to, sewage treatment plants, landfills, composting facilities)? ☐Yes ☑No

If Yes:

i. Estimate methane generation in tons/year (metric): _____

ii. Describe any methane capture, control or elimination measures included in project design (e.g., combustion to generate heat or electricity, flaring): _____

_____

i. Will the proposed action result in the release of air pollutants from open-air operations or processes, such as quarry or landfill operations? ☐Yes ☑No

If Yes: Describe operations and nature of emissions (e.g., diesel exhaust, rock particulates/dust):

_____

_____

j. Will the proposed action result in a substantial increase in traffic above present levels or generate substantial new demand for transportation facilities or services? ☐Yes ☑No

If Yes:

i. When is the peak traffic expected (Check all that apply): ☐ Morning ☐ Evening ☐Weekend ☐ Randomly between hours of _____ to _____.

ii. For commercial activities only, projected number of truck trips/day and type (e.g., semi trailers and dump trucks): _____

_____

iii. Parking spaces: Existing _____ Proposed _____ Net increase/decrease _____

iv. Does the proposed action include any shared use parking? ☐Yes ☐No

v. If the proposed action includes any modification of existing roads, creation of new roads or change in existing access, describe:

_____

vi. Are public/private transportation service(s) or facilities available within ½ mile of the proposed site? ☐Yes ☐No

vii Will the proposed action include access to public transportation or accommodations for use of hybrid, electric or other alternative fueled vehicles? ☐Yes ☐No

viii. Will the proposed action include plans for pedestrian or bicycle accommodations for connections to existing pedestrian or bicycle routes? ☐Yes ☐No

k. Will the proposed action (for commercial or industrial projects only) generate new or additional demand for energy? ☐Yes ☑No

If Yes:

i. Estimate annual electricity demand during operation of the proposed action: _____

_____

ii. Anticipated sources/suppliers of electricity for the project (e.g., on-site combustion, on-site renewable, via grid/local utility, or other):

_____

iii. Will the proposed action require a new, or an upgrade, to an existing substation? ☐Yes ☐No

l. Hours of operation. Answer all items which apply.

i. During Construction:

- Monday - Friday: 7:00 AM to 5:00 PM
- Saturday: N/A
- Sunday: N/A
- Holidays: N/A

ii. During Operations:

- Monday - Friday: 7:00 AM to 3:30 PM
- Saturday: 7:00 AM to 3:30 PM
- Sunday: 7:00 AM to 3:30 PM
- Holidays: 7:00 AM to 3:30 PM

m. Will the proposed action produce noise that will exceed existing ambient noise levels during construction, operation, or both? ☑ Yes ☐ No

If yes:

i. Provide details including sources, time of day and duration:

During construction, some additional noise during excavation and concrete pouring. Existing vegetation and remote site will act to naturally buffer noise.

ii. Will the proposed action remove existing natural barriers that could act as a noise barrier or screen? ☐ Yes ☑ No

Describe: Existing berms and vegetation to remain.

n. Will the proposed action have outdoor lighting? ☐ Yes ☑ No

If yes:

i. Describe source(s), location(s), height of fixture(s), direction/aim, and proximity to nearest occupied structures:

ii. Will proposed action remove existing natural barriers that could act as a light barrier or screen? ☐ Yes ☐ No

Describe: _____

o. Does the proposed action have the potential to produce odors for more than one hour per day? ☐ Yes ☑ No

If Yes, describe possible sources, potential frequency and duration of odor emissions, and proximity to nearest occupied structures: _____

p. Will the proposed action include any bulk storage of petroleum (combined capacity of over 1,100 gallons) or chemical products 185 gallons in above ground storage or any amount in underground storage? ☐ Yes ☑ No

If Yes:

i. Product(s) to be stored _____

ii. Volume(s) _____ per unit time _____ (e.g., month, year)

iii. Generally, describe the proposed storage facilities:_____

q. Will the proposed action (commercial, industrial and recreational projects only) use pesticides (i.e., herbicides, insecticides) during construction or operation? ☐ Yes ☑ No

If Yes:

i. Describe proposed treatment(s):

ii. Will the proposed action use Integrated Pest Management Practices? ☐ Yes ☐ No

r. Will the proposed action (commercial or industrial projects only) involve or require the management or disposal of solid waste (excluding hazardous materials)? ☐ Yes ☑ No

If Yes:

i. Describe any solid waste(s) to be generated during construction or operation of the facility:

- Construction: _____ tons per _____ (unit of time)
- Operation : _____ tons per _____ (unit of time)

ii. Describe any proposals for on-site minimization, recycling or reuse of materials to avoid disposal as solid waste:

- Construction: _____
- Operation: _____

iii. Proposed disposal methods/facilities for solid waste generated on-site:

- Construction: _____
- Operation: _____

s. Does the proposed action include construction or modification of a solid waste management facility? ☐ Yes ☑ No

If Yes:

i. Type of management or handling of waste proposed for the site (e.g., recycling or transfer station, composting, landfill, or other disposal activities): _____

ii. Anticipated rate of disposal/processing:

- _____ Tons/month, if transfer or other non-combustion/thermal treatment, or
- _____ Tons/hour, if combustion or thermal treatment

iii. If landfill, anticipated site life: _____ years

t. Will the proposed action at the site involve the commercial generation, treatment, storage, or disposal of hazardous waste? ☐ Yes ☑ No

If Yes:

i. Name(s) of all hazardous wastes or constituents to be generated, handled or managed at facility: _____

ii. Generally describe processes or activities involving hazardous wastes or constituents: _____

iii. Specify amount to be handled or generated _____ tons/month

iv. Describe any proposals for on-site minimization, recycling or reuse of hazardous constituents: _____

v. Will any hazardous wastes be disposed at an existing offsite hazardous waste facility? ☐ Yes ☐ No

If Yes: provide name and location of facility: _____

If No: describe proposed management of any hazardous wastes which will not be sent to a hazardous waste facility:

E. Site and Setting of Proposed Action

E.1. Land uses on and surrounding the project site

a. Existing land uses.

i. Check all uses that occur on, adjoining and near the project site.

☐ Urban ☑ Industrial ☑ Commercial ☑ Residential (suburban) ☑ Rural (non-farm)
☐ Forest ☐ Agriculture ☐ Aquatic ☐ Other (specify): _____

ii. If mix of uses, generally describe:

The project site is located on West Campbell Road between a gas station to the west and an apartment complex to the east. The area to the south of the project site is undeveloped, and across the street to the north is commercial/industrial.

b. Land uses and covertypes on the project site.

Land use or Covertype	Current Acreage	Acreage After Project Completion	Change (Acres +/-)
• Roads, buildings, and other paved or impervious surfaces	5.0	5.1	+0.1
• Forested	1.2	1.2	0
• Meadows, grasslands or brushlands (non-agricultural, including abandoned agricultural)	4.4	4.3	-0.1
• Agricultural (includes active orchards, field, greenhouse etc.)	0	0	0
• Surface water features (lakes, ponds, streams, rivers, etc.)	0	0	0
• Wetlands (freshwater or tidal)	0	0	0
• Non-vegetated (bare rock, earth or fill)	0	0	0
• Other Describe: _____			

c. Is the project site presently used by members of the community for public recreation? ☐ Yes ☑ No

i. If Yes: explain: _____

d. Are there any facilities serving children, the elderly, people with disabilities (e.g., schools, hospitals, licensed day care centers, or group homes) within 1500 feet of the project site? ☐ Yes ☑ No

If Yes,

i. Identify Facilities:

_____

_____

e. Does the project site contain an existing dam? ☐ Yes ☑ No

If Yes:

i. Dimensions of the dam and impoundment:

- Dam height: _____ feet
- Dam length: _____ feet
- Surface area: _____ acres
- Volume impounded: _____ gallons OR acre-feet

ii. Dam's existing hazard classification: _____

iii. Provide date and summarize results of last inspection:

_____

_____

f. Has the project site ever been used as a municipal, commercial or industrial solid waste management facility, or does the project site adjoin property which is now, or was at one time, used as a solid waste management facility? ☐ Yes ☑ No

If Yes:

i. Has the facility been formally closed? ☐ Yes ☐ No

- If yes, cite sources/documentation: _____

ii. Describe the location of the project site relative to the boundaries of the solid waste management facility:

_____

_____

iii. Describe any development constraints due to the prior solid waste activities: _____

_____

g. Have hazardous wastes been generated, treated and/or disposed of at the site, or does the project site adjoin property which is now or was at one time used to commercially treat, store and/or dispose of hazardous waste? ☐ Yes ☑ No

If Yes:

i. Describe waste(s) handled and waste management activities, including approximate time when activities occurred:

_____

_____

h. Potential contamination history. Has there been a reported spill at the proposed project site, or have any remedial actions been conducted at or adjacent to the proposed site? ☑ Yes ☐ No

If Yes:

i. Is any portion of the site listed on the NYSDEC Spills Incidents database or Environmental Site Remediation database? Check all that apply: ☑ Yes ☐ No

☑ Yes – Spills Incidents database — Provide DEC ID number(s): 0212022,0311714,1410083,1808307, +4

☐ Yes – Environmental Site Remediation database — Provide DEC ID number(s): _____

☐ Neither database

ii. If site has been subject of RCRA corrective activities, describe control measures:_____

_____

_____

iii. Is the project within 2000 feet of any site in the NYSDEC Environmental Site Remediation database? ☐ Yes ☑ No

If yes, provide DEC ID number(s): _____

iv. If yes to (i), (ii) or (iii) above, describe current status of site(s):

0212022: Unknown material & quantity. 0311714: 400,000 gal, wastewater. 0407048: 100 gal, petroleum. 1410083: unknown, diesel. 1808307: 1,500 gal, wastewater. 1900546: 2,000 gal, raw sewage. 1901341: unknown, unknown. 1905251: unknown, raw sewage.

v. Is the project site subject to an institutional control limiting property uses? ☐ Yes ☑ No

- If yes, DEC site ID number: _____
- Describe the type of institutional control (e.g., deed restriction or easement): _____
- Describe any use limitations: _____
- Describe any engineering controls: _____
- Will the project affect the institutional or engineering controls in place? ☐ Yes ☐ No
- Explain: _____

E.2. Natural Resources On or Near Project Site

a. What is the average depth to bedrock on the project site? >6 feet

b. Are there bedrock outcroppings on the project site? ☐ Yes ☑ No
If Yes, what proportion of the site is comprised of bedrock outcroppings? _____%

c. Predominant soil type(s) present on project site:

Colonie Loamy Fine Sand	88.8 %
Fluvaquents, loamy	11.2 %
	%

d. What is the average depth to the water table on the project site? Average: >6 feet

e. Drainage status of project site soils:

☑	Well Drained:	88.8 % of site
☐	Moderately Well Drained:	_____% of site
☑	Poorly Drained	11.2 % of site

f. Approximate proportion of proposed action site with slopes:

☑	0-10%:	100 % of site
☐	10-15%:	_____% of site
☐	15% or greater:	_____% of site

g. Are there any unique geologic features on the project site? ☐ Yes ☑ No
If Yes, describe: _____

h. Surface water features.

i. Does any portion of the project site contain wetlands or other waterbodies (including streams, rivers, ponds or lakes)? ☐ Yes ☑ No

ii. Do any wetlands or other waterbodies adjoin the project site? ☑ Yes ☐ No

If Yes to either *i* or *ii*, continue. If No, skip to E.2.i.

iii. Are any of the wetlands or waterbodies within or adjoining the project site regulated by any federal, state or local agency? ☑ Yes ☐ No

iv. For each identified regulated wetland and waterbody on the project site, provide the following information:

- Streams: Name _____ Classification _____
- Lakes or Ponds: Name _____ Classification _____
- Wetlands: Name S-118 Approximate Size 32.6
- Wetland No. (if regulated by DEC) S-118

v. Are any of the above water bodies listed in the most recent compilation of NYS water quality-impaired waterbodies? ☐ Yes ☑ No

If yes, name of impaired water body/bodies and basis for listing as impaired: _____

i. Is the project site in a designated Floodway? ☐ Yes ☑ No

j. Is the project site in the 100-year Floodplain? ☐ Yes ☑ No

k. Is the project site in the 500-year Floodplain? ☐ Yes ☑ No

l. Is the project site located over, or immediately adjoining, a primary, principal or sole source aquifer? ☐ Yes ☑ No
If Yes:

i. Name of aquifer: _____

m. Identify the predominant wildlife species that occupy or use the project site:
Song birds | Rodents | White-tailed deer

n. Does the project site contain a designated significant natural community? ☐ Yes ☑ No
If Yes:
i. Describe the habitat/community (composition, function, and basis for designation): _____
ii. Source(s) of description or evaluation: _____
iii. Extent of community/habitat:
- Currently: _____ acres
- Following completion of project as proposed: _____ acres
- Gain or loss (indicate + or -): _____ acres

o. Does project site contain any species of plant or animal that is listed by the federal government or NYS as endangered or threatened, or does it contain any areas identified as habitat for an endangered or threatened species? ☑ Yes ☐ No

If Yes:
i. Species and listing (endangered or threatened): _____

Potential: NYS Endandered - Side-oats Grama (Bouteloua curtipendula var. curtipendula)

p. Does the project site contain any species of plant or animal that is listed by NYS as rare, or as a species of special concern? ☐ Yes ☑ No

If Yes:
i. Species and listing: _____

q. Is the project site or adjoining area currently used for hunting, trapping, fishing or shell fishing? ☐ Yes ☑ No
If yes, give a brief description of how the proposed action may affect that use: _____

E.3. Designated Public Resources On or Near Project Site

a. Is the project site, or any portion of it, located in a designated agricultural district certified pursuant to Agriculture and Markets Law, Article 25-AA, Section 303 and 304? ☐ Yes ☑ No
If Yes, provide county plus district name/number: _____

b. Are agricultural lands consisting of highly productive soils present? ☐ Yes ☑ No
i. If Yes: acreage(s) on project site? _____
ii. Source(s) of soil rating(s): _____

c. Does the project site contain all or part of, or is it substantially contiguous to, a registered National Natural Landmark? ☐ Yes ☑ No
If Yes:
i. Nature of the natural landmark: ☐ Biological Community ☐ Geological Feature
ii. Provide brief description of landmark, including values behind designation and approximate size/extent: _____

d. Is the project site located in or does it adjoin a state listed Critical Environmental Area? ☐ Yes ☑ No
If Yes:
i. CEA name: _____
ii. Basis for designation: _____
iii. Designating agency and date: _____

e. Does the project site contain, or is it substantially contiguous to, a building, archaeological site, or district which is listed on the National or State Register of Historic Places, or that has been determined by the Commissioner of the NYS Office of Parks, Recreation and Historic Preservation to be eligible for listing on the State Register of Historic Places? ☐ Yes ☑ No

If Yes:

i. Nature of historic/archaeological resource: ☐ Archaeological Site ☐ Historic Building or District

ii. Name: _____

iii. Brief description of attributes on which listing is based:

_____

f. Is the project site, or any portion of it, located in or adjacent to an area designated as sensitive for archaeological sites on the NY State Historic Preservation Office (SHPO) archaeological site inventory? ☐ Yes ☑ No

g. Have additional archaeological or historic site(s) or resources been identified on the project site? ☐ Yes ☑ No

If Yes:

i. Describe possible resource(s): _____

ii. Basis for identification: _____

h. Is the project site within fives miles of any officially designated and publicly accessible federal, state, or local scenic or aesthetic resource? ☑ Yes ☐ No

If Yes:

i. Identify resource: Hillhurst Park, Collins Park, Central Park

ii. Nature of, or basis for, designation (e.g., established highway overlook, state or local park, state historic trail or scenic byway, etc.): Parks

iii. Distance between project and resource: 1, 3, 4 miles.

i. Is the project site located within a designated river corridor under the Wild, Scenic and Recreational Rivers Program 6 NYCRR 666? ☐ Yes ☑ No

If Yes:

i. Identify the name of the river and its designation: _____

ii. Is the activity consistent with development restrictions contained in 6NYCRR Part 666? ☐ Yes ☐ No

F. Additional Information

Attach any additional information which may be needed to clarify your project.

If you have identified any adverse impacts which could be associated with your proposal, please describe those impacts plus any measures which you propose to avoid or minimize them.

G. Verification

I certify that the information provided is true to the best of my knowledge.

Applicant/Sponsor Name Town of Rotterdam Date June 3, 2020

Signature Peter Comenzo Title Senior Planner

PRINT FORM

Full Environmental Assessment Form
Part 2 - Identification of Potential Project Impacts

Part 2 is to be completed by the lead agency. Part 2 is designed to help the lead agency inventory all potential resources that could be affected by a proposed project or action. We recognize that the lead agency's reviewer(s) will not necessarily be environmental professionals. So, the questions are designed to walk a reviewer through the assessment process by providing a series of questions that can be answered using the information found in Part 1. To further assist the lead agency in completing Part 2, the form identifies the most relevant questions in Part 1 that will provide the information needed to answer the Part 2 question. When Part 2 is completed, the lead agency will have identified the relevant environmental areas that may be impacted by the proposed activity.

If the lead agency is a state agency **and** the action is in any Coastal Area, complete the Coastal Assessment Form before proceeding with this assessment.

Tips for completing Part 2:

- Review all of the information provided in Part 1.
- Review any application, maps, supporting materials and the Full EAF Workbook.
- Answer each of the 18 questions in Part 2.
- If you answer "**Yes"** to a numbered question, please complete all the questions that follow in that section.
- If you answer "**No"** to a numbered question, move on to the next numbered question.
- Check appropriate column to indicate the anticipated size of the impact.
- Proposed projects that would exceed a numeric threshold contained in a question should result in the reviewing agency checking the box "Moderate to large impact may occur."
- The reviewer is not expected to be an expert in environmental analysis.
- If you are not sure or undecided about the size of an impact, it may help to review the sub-questions for the general question and consult the workbook.
- When answering a question consider all components of the proposed activity, that is, the "whole action".
- Consider the possibility for long-term and cumulative impacts as well as direct impacts.
- Answer the question in a reasonable manner considering the scale and context of the project.

1. Impact on Land
Proposed action may involve construction on, or physical alteration of, the land surface of the proposed site. (See Part 1. D.1) ☐ NO ☑ YES
If "Yes", answer questions a - j. If "No", move on to Section 2.

	Relevant Part I Question(s)	No, or small impact may occur	Moderate to large impact may occur
a. The proposed action may involve construction on land where depth to water table is less than 3 feet.	E2d	☑	☐
b. The proposed action may involve construction on slopes of 15% or greater.	E2f	☑	☐
c. The proposed action may involve construction on land where bedrock is exposed, or generally within 5 feet of existing ground surface.	E2a	☑	☐
d. The proposed action may involve the excavation and removal of more than 1,000 tons of natural material.	D2a	☑	☐
e. The proposed action may involve construction that continues for more than one year or in multiple phases.	D1e	☑	☐
f. The proposed action may result in increased erosion, whether from physical disturbance or vegetation removal (including from treatment by herbicides).	D2e, D2q	☑	☐
g. The proposed action is, or may be, located within a Coastal Erosion hazard area.	B1i	☑	☐
h. Other impacts: _____ _____		☐	☐

2. Impact on Geological Features

The proposed action may result in the modification or destruction of, or inhibit access to, any unique or unusual land forms on the site (e.g., cliffs, dunes, minerals, fossils, caves). (See Part 1. E.2.g) ☑ NO ☐ YES

If "Yes", answer questions a - c. If "No", move on to Section 3.

	Relevant Part I Question(s)	No, or small impact may occur	Moderate to large impact may occur
a. Identify the specific land form(s) attached: _____ _____	E2g	□	□
b. The proposed action may affect or is adjacent to a geological feature listed as a registered National Natural Landmark. Specific feature: _____	E3c	□	□
c. Other impacts: _____ _____		□	□

3. Impacts on Surface Water

The proposed action may affect one or more wetlands or other surface water bodies (e.g., streams, rivers, ponds or lakes). (See Part 1. D.2, E.2.h) ☑ NO ☐ YES

If "Yes", answer questions a - l. If "No", move on to Section 4.

	Relevant Part I Question(s)	No, or small impact may occur	Moderate to large impact may occur
a. The proposed action may create a new water body.	D2b, D1h	□	□
b. The proposed action may result in an increase or decrease of over 10% or more than a 10 acre increase or decrease in the surface area of any body of water.	D2b	□	□
c. The proposed action may involve dredging more than 100 cubic yards of material from a wetland or water body.	D2a	□	□
d. The proposed action may involve construction within or adjoining a freshwater or tidal wetland, or in the bed or banks of any other water body.	E2h	□	□
e. The proposed action may create turbidity in a waterbody, either from upland erosion, runoff or by disturbing bottom sediments.	D2a, D2h	□	□
f. The proposed action may include construction of one or more intake(s) for withdrawal of water from surface water.	D2c	□	□
g. The proposed action may include construction of one or more outfall(s) for discharge of wastewater to surface water(s).	D2d	□	□
h. The proposed action may cause soil erosion, or otherwise create a source of stormwater discharge that may lead to siltation or other degradation of receiving water bodies.	D2e	□	□
i. The proposed action may affect the water quality of any water bodies within or downstream of the site of the proposed action.	E2h	□	□
j. The proposed action may involve the application of pesticides or herbicides in or around any water body.	D2q, E2h	□	□
k. The proposed action may require the construction of new, or expansion of existing, wastewater treatment facilities.	D1a, D2d	□	□

l. Other impacts: _____ _____		□	□

4. Impact on groundwater

The proposed action may result in new or additional use of ground water, or may have the potential to introduce contaminants to ground water or an aquifer. (See Part 1. D.2.a, D.2.c, D.2.d, D.2.p, D.2.q, D.2.t)

☑ NO ☐ YES

If "Yes", answer questions a - h. If "No", move on to Section 5.

	Relevant Part I Question(s)	No, or small impact may occur	Moderate to large impact may occur
a. The proposed action may require new water supply wells, or create additional demand on supplies from existing water supply wells.	D2c	□	□
b. Water supply demand from the proposed action may exceed safe and sustainable withdrawal capacity rate of the local supply or aquifer. Cite Source: _____	D2c	□	□
c. The proposed action may allow or result in residential uses in areas without water and sewer services.	D1a, D2c	□	□
d. The proposed action may include or require wastewater discharged to groundwater.	D2d, E2l	□	□
e. The proposed action may result in the construction of water supply wells in locations where groundwater is, or is suspected to be, contaminated.	D2c, E1f, E1g, E1h	□	□
f. The proposed action may require the bulk storage of petroleum or chemical products over ground water or an aquifer.	D2p, E2l	□	□
g. The proposed action may involve the commercial application of pesticides within 100 feet of potable drinking water or irrigation sources.	E2h, D2q, E2l, D2c	□	□
h. Other impacts: _____ _____		□	□

5. Impact on Flooding

The proposed action may result in development on lands subject to flooding. (See Part 1. E.2)

☑ NO ☐ YES

If "Yes", answer questions a - g. If "No", move on to Section 6.

	Relevant Part I Question(s)	No, or small impact may occur	Moderate to large impact may occur
a. The proposed action may result in development in a designated floodway.	E2i	□	□
b. The proposed action may result in development within a 100 year floodplain.	E2j	□	□
c. The proposed action may result in development within a 500 year floodplain.	E2k	□	□
d. The proposed action may result in, or require, modification of existing drainage patterns.	D2b, D2e	□	□
e. The proposed action may change flood water flows that contribute to flooding.	D2b, E2i, E2j, E2k	□	□
f. If there is a dam located on the site of the proposed action, is the dam in need of repair, or upgrade?	E1e	□	□

g. Other impacts: _____ _____		☐	☐

6. Impacts on Air

The proposed action may include a state regulated air emission source. (See Part 1. D.2.f., D.2.h, D.2.g) ☑ NO ☐ YES

If "Yes", answer questions a - f. If "No", move on to Section 7.

	Relevant Part I Question(s)	No, or small impact may occur	Moderate to large impact may occur
a. If the proposed action requires federal or state air emission permits, the action may also emit one or more greenhouse gases at or above the following levels:			
i. More than 1000 tons/year of carbon dioxide (CO_2)	D2g	☐	☐
ii. More than 3.5 tons/year of nitrous oxide (N_2O)	D2g	☐	☐
iii. More than 1000 tons/year of carbon equivalent of perfluorocarbons (PFCs)	D2g	☐	☐
iv. More than .045 tons/year of sulfur hexafluoride (SF_6)	D2g	☐	☐
v. More than 1000 tons/year of carbon dioxide equivalent of hydrochloroflourocarbons (HFCs) emissions	D2g	☐	☐
vi. 43 tons/year or more of methane	D2h	☐	☐
b. The proposed action may generate 10 tons/year or more of any one designated hazardous air pollutant, or 25 tons/year or more of any combination of such hazardous air pollutants.	D2g	☐	☐
c. The proposed action may require a state air registration, or may produce an emissions rate of total contaminants that may exceed 5 lbs. per hour, or may include a heat source capable of producing more than 10 million BTU's per hour.	D2f, D2g	☐	☐
d. The proposed action may reach 50% of any of the thresholds in "a" through "c", above.	D2g	☐	☐
e. The proposed action may result in the combustion or thermal treatment of more than 1 ton of refuse per hour.	D2s	☐	☐
f. Other impacts: _____ _____		☐	☐

7. Impact on Plants and Animals

The proposed action may result in a loss of flora or fauna. (See Part 1. E.2. m.-q.) ☐ NO ☑ YES

If "Yes", answer questions a - j. If "No", move on to Section 8.

	Relevant Part I Question(s)	No, or small impact may occur	Moderate to large impact may occur
a. The proposed action may cause reduction in population or loss of individuals of any threatened or endangered species, as listed by New York State or the Federal government, that use the site, or are found on, over, or near the site.	E2o	☑	☐
b. The proposed action may result in a reduction or degradation of any habitat used by any rare, threatened or endangered species, as listed by New York State or the federal government.	E2o	☑	☐
c. The proposed action may cause reduction in population, or loss of individuals, of any species of special concern or conservation need, as listed by New York State or the Federal government, that use the site, or are found on, over, or near the site.	E2p	☑	☐
d. The proposed action may result in a reduction or degradation of any habitat used by any species of special concern and conservation need, as listed by New York State or the Federal government.	E2p	☑	☐

e. The proposed action may diminish the capacity of a registered National Natural Landmark to support the biological community it was established to protect.	E3c	☑	☐
f. The proposed action may result in the removal of, or ground disturbance in, any portion of a designated significant natural community. Source: _____	E2n	☑	☐
g. The proposed action may substantially interfere with nesting/breeding, foraging, or over-wintering habitat for the predominant species that occupy or use the project site.	E2m	☑	☐
h. The proposed action requires the conversion of more than 10 acres of forest, grassland or any other regionally or locally important habitat. Habitat type & information source: _____ _____	E1b	☑	☐
i. Proposed action (commercial, industrial or recreational projects, only) involves use of herbicides or pesticides.	D2q	☑	☐
j. Other impacts: _____ _____		☐	☐

8. Impact on Agricultural Resources

The proposed action may impact agricultural resources. (See Part 1. E.3.a. and b.) ☑ NO ☐ YES

If "Yes", answer questions a - h. If "No", move on to Section 9.

	Relevant Part I Question(s)	**No, or small impact may occur**	**Moderate to large impact may occur**
a. The proposed action may impact soil classified within soil group 1 through 4 of the NYS Land Classification System.	E2c, E3b	□	□
b. The proposed action may sever, cross or otherwise limit access to agricultural land (includes cropland, hayfields, pasture, vineyard, orchard, etc).	E1a, Elb	□	□
c. The proposed action may result in the excavation or compaction of the soil profile of active agricultural land.	E3b	□	□
d. The proposed action may irreversibly convert agricultural land to non-agricultural uses, either more than 2.5 acres if located in an Agricultural District, or more than 10 acres if not within an Agricultural District.	E1b, E3a	□	□
e. The proposed action may disrupt or prevent installation of an agricultural land management system.	El a, E1b	□	□
f. The proposed action may result, directly or indirectly, in increased development potential or pressure on farmland.	C2c, C3, D2c, D2d	□	□
g. The proposed project is not consistent with the adopted municipal Farmland Protection Plan.	C2c	□	□
h. Other impacts: _____		□	□

9. Impact on Aesthetic Resources

The land use of the proposed action are obviously different from, or are in sharp contrast to, current land use patterns between the proposed project and a scenic or aesthetic resource. (Part 1. E.1.a, E.1.b, E.3.h.)

☑ NO ☐ YES

If "Yes", answer questions a - g. If "No", go to Section 10.

	Relevant Part I Question(s)	No, or small impact may occur	Moderate to large impact may occur
a. Proposed action may be visible from any officially designated federal, state, or local scenic or aesthetic resource.	E3h	☐	☐
b. The proposed action may result in the obstruction, elimination or significant screening of one or more officially designated scenic views.	E3h, C2b	☐	☐
c. The proposed action may be visible from publicly accessible vantage points: i. Seasonally (e.g., screened by summer foliage, but visible during other seasons) ii. Year round	E3h	 ☐ ☐	 ☐ ☐
d. The situation or activity in which viewers are engaged while viewing the proposed action is: i. Routine travel by residents, including travel to and from work ii. Recreational or tourism based activities	E3h E2q, E1c	 ☐ ☐	 ☐ ☐
e. The proposed action may cause a diminishment of the public enjoyment and appreciation of the designated aesthetic resource.	E3h	☐	☐
f. There are similar projects visible within the following distance of the proposed project: 0-1/2 mile ½ -3 mile 3-5 mile 5+ mile	D1a, E1a, D1f, D1g	☐	☐
g. Other impacts: _____ _____		☐	☐

10. Impact on Historic and Archeological Resources

The proposed action may occur in or adjacent to a historic or archaeological resource. (Part 1. E.3.e, f. and g.)

☑ NO ☐ YES

If "Yes", answer questions a - e. If "No", go to Section 11.

	Relevant Part I Question(s)	No, or small impact may occur	Moderate to large impact may occur
a. The proposed action may occur wholly or partially within, or substantially contiguous to, any buildings, archaeological site or district which is listed on the National or State Register of Historical Places, or that has been determined by the Commissioner of the NYS Office of Parks, Recreation and Historic Preservation to be eligible for listing on the State Register of Historic Places.	E3e	☐	☐
b. The proposed action may occur wholly or partially within, or substantially contiguous to, an area designated as sensitive for archaeological sites on the NY State Historic Preservation Office (SHPO) archaeological site inventory.	E3f	☐	☐
c. The proposed action may occur wholly or partially within, or substantially contiguous to, an archaeological site not included on the NY SHPO inventory. Source: _____	E3g	☐	☐

d. Other impacts: _____ _____		□	□
e. If any of the above (a-d) are answered "Moderate to large impact may occur", continue with the following questions to help support conclusions in Part 3:			
i. The proposed action may result in the destruction or alteration of all or part of the site or property.	E3e, E3g, E3f	□	□
ii. The proposed action may result in the alteration of the property's setting or integrity.	E3e, E3f, E3g, E1a, E1b	□	□
iii. The proposed action may result in the introduction of visual elements which are out of character with the site or property, or may alter its setting.	E3e, E3f, E3g, E3h, C2, C3	□	□

11. Impact on Open Space and Recreation

The proposed action may result in a loss of recreational opportunities or a reduction of an open space resource as designated in any adopted municipal open space plan.
(See Part 1. C.2.c, E.1.c., E.2.q.)
If "Yes", answer questions a - e. If "No", go to Section 12.

☑ NO ☐ YES

	Relevant Part I Question(s)	No, or small impact may occur	Moderate to large impact may occur
a. The proposed action may result in an impairment of natural functions, or "ecosystem services", provided by an undeveloped area, including but not limited to stormwater storage, nutrient cycling, wildlife habitat.	D2e, E1b E2h, E2m, E2o, E2n, E2p	□	□
b. The proposed action may result in the loss of a current or future recreational resource.	C2a, E1c, C2c, E2q	□	□
c. The proposed action may eliminate open space or recreational resource in an area with few such resources.	C2a, C2c E1c, E2q	□	□
d. The proposed action may result in loss of an area now used informally by the community as an open space resource.	C2c, E1c	□	□
e. Other impacts: _____ _____		□	□

12. Impact on Critical Environmental Areas

The proposed action may be located within or adjacent to a critical environmental area (CEA). (See Part 1. E.3.d)
If "Yes", answer questions a - c. If "No", go to Section 13.

☑ NO ☐ YES

	Relevant Part I Question(s)	No, or small impact may occur	Moderate to large impact may occur
a. The proposed action may result in a reduction in the quantity of the resource or characteristic which was the basis for designation of the CEA.	E3d	□	□
b. The proposed action may result in a reduction in the quality of the resource or characteristic which was the basis for designation of the CEA.	E3d	□	□
c. Other impacts: _____ _____		□	□

13. Impact on Transportation

The proposed action may result in a change to existing transportation systems. ☑ NO ☐ YES
(See Part 1. D.2.j)
If "Yes", answer questions a - f. If "No", go to Section 14.

	Relevant Part I Question(s)	No, or small impact may occur	Moderate to large impact may occur
a. Projected traffic increase may exceed capacity of existing road network.	D2j	☐	☐
b. The proposed action may result in the construction of paved parking area for 500 or more vehicles.	D2j	☐	☐
c. The proposed action will degrade existing transit access.	D2j	☐	☐
d. The proposed action will degrade existing pedestrian or bicycle accommodations.	D2j	☐	☐
e. The proposed action may alter the present pattern of movement of people or goods.	D2j	☐	☐
f. Other impacts: _____ _____		☐	☐

14. Impact on Energy

The proposed action may cause an increase in the use of any form of energy. ☑ NO ☐ YES
(See Part 1. D.2.k)
If "Yes", answer questions a - e. If "No", go to Section 15.

	Relevant Part I Question(s)	No, or small impact may occur	Moderate to large impact may occur
a. The proposed action will require a new, or an upgrade to an existing, substation.	D2k	☐	☐
b. The proposed action will require the creation or extension of an energy transmission or supply system to serve more than 50 single or two-family residences or to serve a commercial or industrial use.	D1f, D1q, D2k	☐	☐
c. The proposed action may utilize more than 2,500 MWhrs per year of electricity.	D2k	☐	☐
d. The proposed action may involve heating and/or cooling of more than 100,000 square feet of building area when completed.	D1g	☐	☐
e. Other Impacts: _____ _____			

15. Impact on Noise, Odor, and Light

The proposed action may result in an increase in noise, odors, or outdoor lighting. ☐ NO ☑ YES
(See Part 1. D.2.m., n., and o.)
If "Yes", answer questions a - f. If "No", go to Section 16.

	Relevant Part I Question(s)	No, or small impact may occur	Moderate to large impact may occur
a. The proposed action may produce sound above noise levels established by local regulation.	D2m	☑	☐
b. The proposed action may result in blasting within 1,500 feet of any residence, hospital, school, licensed day care center, or nursing home.	D2m, E1d	☑	☐
c. The proposed action may result in routine odors for more than one hour per day.	D2o	☑	☐

d. The proposed action may result in light shining onto adjoining properties.	D2n	☑	☐
e. The proposed action may result in lighting creating sky-glow brighter than existing area conditions.	D2n, E1a	☑	☐
f. Other impacts: _____ _____		☐	☐

16. Impact on Human Health

The proposed action may have an impact on human health from exposure to new or existing sources of contaminants. (See Part 1.D.2.q., E.1. d. f. g. and h.) ☑ NO ☐ YES

If "Yes", answer questions a - m. If "No", go to Section 17.

	Relevant Part I Question(s)	No,or small impact may cccur	Moderate to large impact may occur
a. The proposed action is located within 1500 feet of a school, hospital, licensed day care center, group home, nursing home or retirement community.	E1d	□	□
b. The site of the proposed action is currently undergoing remediation.	E1g, E1h	□	□
c. There is a completed emergency spill remediation, or a completed environmental site remediation on, or adjacent to, the site of the proposed action.	E1g, E1h	□	□
d. The site of the action is subject to an institutional control limiting the use of the property (e.g., easement or deed restriction).	E1g, E1h	□	□
e. The proposed action may affect institutional control measures that were put in place to ensure that the site remains protective of the environment and human health.	E1g, E1h	□	□
f. The proposed action has adequate control measures in place to ensure that future generation, treatment and/or disposal of hazardous wastes will be protective of the environment and human health.	D2t	□	□
g. The proposed action involves construction or modification of a solid waste management facility.	D2q, E1f	□	□
h. The proposed action may result in the unearthing of solid or hazardous waste.	D2q, E1f	□	□
i. The proposed action may result in an increase in the rate of disposal, or processing, of solid waste.	D2r, D2s	□	□
j. The proposed action may result in excavation or other disturbance within 2000 feet of a site used for the disposal of solid or hazardous waste.	E1f, E1g E1h	□	□
k. The proposed action may result in the migration of explosive gases from a landfill site to adjacent off site structures.	E1f, E1g	□	□
l. The proposed action may result in the release of contaminated leachate from the project site.	D2s, E1f, D2r	□	□
m. Other impacts: _____ _____			

17. Consistency with Community Plans

The proposed action is not consistent with adopted land use plans. ☑ NO ☐ YES

(See Part 1. C.1, C.2. and C.3.)

If "Yes", answer questions a - h. If "No", go to Section 18.

	Relevant Part I Question(s)	No, or small impact may occur	Moderate to large impact may occur
a. The proposed action's land use components may be different from, or in sharp contrast to, current surrounding land use pattern(s).	C2, C3, D1a E1a, E1b	☐	☐
b. The proposed action will cause the permanent population of the city, town or village in which the project is located to grow by more than 5%.	C2	☐	☐
c. The proposed action is inconsistent with local land use plans or zoning regulations.	C2, C2, C3	☐	☐
d. The proposed action is inconsistent with any County plans, or other regional land use plans.	C2, C2	☐	☐
e. The proposed action may cause a change in the density of development that is not supported by existing infrastructure or is distant from existing infrastructure.	C3, D1c, D1d, D1f, D1d, Elb	☐	☐
f. The proposed action is located in an area characterized by low density development that will require new or expanded public infrastructure.	C4, D2c, D2d D2j	☐	☐
g. The proposed action may induce secondary development impacts (e.g., residential or commercial development not included in the proposed action)	C2a	☐	☐
h. Other: _____ _____		☐	☐

18. Consistency with Community Character

The proposed project is inconsistent with the existing community character. ☑ NO ☐ YES

(See Part 1. C.2, C.3, D.2, E.3)

If "Yes", answer questions a - g. If "No", proceed to Part 3.

	Relevant Part I Question(s)	No, or small impact may occur	Moderate to large impact may occur
a. The proposed action may replace or eliminate existing facilities, structures, or areas of historic importance to the community.	E3e, E3f, E3g	☐	☐
b. The proposed action may create a demand for additional community services (e.g. schools, police and fire)	C4	☐	☐
c. The proposed action may displace affordable or low-income housing in an area where there is a shortage of such housing.	C2, C3, D1f D1g, E1a	☐	☐
d. The proposed action may interfere with the use or enjoyment of officially recognized or designated public resources.	C2, E3	☐	☐
e. The proposed action is inconsistent with the predominant architectural scale and character.	C2, C3	☐	☐
f. Proposed action is inconsistent with the character of the existing natural landscape.	C2, C3 E1a, E1b E2g, E2h	☐	☐
g. Other impacts: _____ _____		☐	☐

PRINT FULL FORM

Full Environmental Assessment Form
Part 3 - Evaluation of the Magnitude and Importance of Project Impacts
and
Determination of Significance

Part 3 provides the reasons in support of the determination of significance. The lead agency must complete Part 3 for every question in Part 2 where the impact has been identified as potentially moderate to large or where there is a need to explain why a particular element of the proposed action will not, or may, result in a significant adverse environmental impact.

Based on the analysis in Part 3, the lead agency must decide whether to require an environmental impact statement to further assess the proposed action or whether available information is sufficient for the lead agency to conclude that the proposed action will not have a significant adverse environmental impact. By completing the certification on the next page, the lead agency can complete its determination of significance.

Reasons Supporting This Determination:
To complete this section:

- Identify the impact based on the Part 2 responses and describe its magnitude. Magnitude considers factors such as severity, size or extent of an impact.
- Assess the importance of the impact. Importance relates to the geographic scope, duration, probability of the impact occurring, number of people affected by the impact and any additional environmental consequences if the impact were to occur.
- The assessment should take into consideration any design element or project changes.
- Repeat this process for each Part 2 question where the impact has been identified as potentially moderate to large or where there is a need to explain why a particular element of the proposed action will not, or may, result in a significant adverse environmental impact.
- Provide the reason(s) why the impact may, or will not, result in a significant adverse environmental impact
- For Conditional Negative Declarations identify the specific condition(s) imposed that will modify the proposed action so that no significant adverse environmental impacts will result.
- Attach additional sheets, as needed.

Impact on Land
1.e: The proposed project will be constructed in phases, pending availability of funding resources. The different phases of the project will affect different sections of the WWTP, and the total area that will disturbed at any one time is expected to be small. Appropriate measures will be taken to preserve land and reduce disturbance to residents.

Impact of Surface Water
3.d: The project site is partially within a state regulated wetland due to wetlands present on an adjacent property. All necessary measures will be taken to prevent disturbance to said wetland. Erosion control measures (silt fences etc.) will be employed during construction to minimize impacts to the adjacent wetland.

Impact on Noise, Odor, and Light
15.a: During construction, noise above ambient levels will occur. However, this will be a temporary impact and limited to the hours of 7a-5p on weekdays.
15.c: Some residual odor will occur during the treatment of wastewater at this site. The proposed actions are not expected to increase odors above current levels.

Determination of Significance - Type 1 and Unlisted Actions

SEQR Status: ☑ Type 1 ☐ Unlisted

Identify portions of EAF completed for this Project: ☑ Part 1 ☑ Part 2 ☑ Part 3

Upon review of the information recorded on this EAF, as noted, plus this additional support information

and considering both the magnitude and importance of each identified potential impact, it is the conclusion of the Town of Rotterdam as lead agency that:

☐ A. This project will result in no significant adverse impacts on the environment, and, therefore, an environmental impact statement need not be prepared. Accordingly, this negative declaration is issued.

☐ B. Although this project could have a significant adverse impact on the environment, that impact will be avoided or substantially mitigated because of the following conditions which will be required by the lead agency:

There will, therefore, be no significant adverse impacts from the project as conditioned, and, therefore, this conditioned negative declaration is issued. A conditioned negative declaration may be used only for UNLISTED actions (see 6 NYCRR 617.7(d)).

☐ C. This Project may result in one or more significant adverse impacts on the environment, and an environmental impact statement must be prepared to further assess the impact(s) and possible mitigation and to explore alternatives to avoid or reduce those impacts. Accordingly, this positive declaration is issued.

Name of Action: Town of Rotterdam Wastewater Treatment Plant Improvements Project

Name of Lead Agency: Town of Rotterdam

Name of Responsible Officer in Lead Agency: Steven A. Tommasone

Title of Responsible Officer: Town Supervisor

Signature of Responsible Officer in Lead Agency: Date:

Signature of Preparer (if different from Responsible Officer) Date: August 10, 2020

For Further Information:

Contact Person: Peter Comenzo

Address: 1100 Sunrise Boulevard, Rotterdam, NY 12306

Telephone Number: (518) 355-7575 x-338

E-mail: pcomenzo@rotterdamny.org

For Type 1 Actions and Conditioned Negative Declarations, a copy of this Notice is sent to:

Chief Executive Officer of the political subdivision in which the action will be principally located (e.g., Town / City / Village of)
Other involved agencies (if any)
Applicant (if any)
Environmental Notice Bulletin: http://www.dec.ny.gov/enb/enb.html

PRINT FULL FORM

RESOLUTION NO. 220.20

THEREFORE, UPON MOTION OF Councilmember _____,

seconded by Councilmember _____,

BE IT RESOLVED BY THE TOWN BOARD AS FOLLOWS:

SECTION 1. The Town Board of the Town of Rotterdam hereby declares the town board as "lead agency" under NYCRR Part 617 (SEQR) in relation to National Grid Easements for the Amsterdam-Rotterdam 3 & 4 Line Pole Replacement Project.

SECTION 2. The Town Board of the Town of Rotterdam hereby authorizes the town planner to prepare, file, publish, and distribute all documents as necessary to comply with NYCRR Part 617 (State Environmental Quality Review).

SECTION 3. The Town Board of the Town of Rotterdam hereby adopts the Negative Declaration, dated June 24, 2020, as prepared by the Senior Planner relating to National Grid Easements for the Amsterdam-Rotterdam 3 & 4 Line Pole Replacement Project and authorizes the Town Supervisor of the Town of Rotterdam to sign the Negative Declaration on behalf of the Town Board and authorizes the Senior Planner to distribute all documents as necessary to comply with 6 NYCRR Part 617.12 (State Environmental Quality Review).

SECTION 4. The Town Board of the Town of Rotterdam hereby authorizes the Senior Planner to distribute all documents as necessary to comply with 6 NYCRR Part 617.12 (State Environmental Quality Review).

SECTION 5. This resolution shall become effective August 26, 2020.

BY ORDER OF THE ROTTERDAM TOWN BOARD
DIANE M. MARCO, TOWN CLERK

DATED: August 26, 2020

NAME	AYES	NOES	ABSTAIN
Christou			
Guidarelli			
Miller-Herrera			
Signore			
Tommasone			

DRAFT

TOWN OF ROTTERDAM

John F. Kirvin Government Center • 1100 Sunrise Boulevard • Rotterdam, NY 12306
Telephone: 518-355-7575 • Fax: 518-355-7976 • Website: www.rotterdamny.org

LEGISLATIVE REQUEST FORM

DATE:	August 11, 2020
TO:	Steven A. Tommasone – Town Supervisor
FROM:	Peter Comenzo – Senior Planner
TITLE OF REQUEST:	Establish the Town of Rotterdam as Lead Agency and Adopt Negative Declaration for granting an easement to National Grid
TOWN BOARD MEETING:	August 26, 2020
Background Information:	National Grid is requesting a permanent easement from the Town of Rotterdam due to aging infrastructure of their existing transmission towers.
Evaluation/Analysis:	The Amsterdam-Rotterdam 3 & 4 Line project, National Grid plans to replace 9 existing lattice/wood structures with new steel pole structures on concrete caissons. In accessing these structures, they will utilize existing access routes and roads as much as possible. There will be cases where the bike path will need to be crossed or utilized for some distances as an access route for large trucks and construction equipment to transport and install caisson foundations and large steel pole sections.
Recommendation(s):	Adopt Negative Declaration under the State Environmental Quality Review Act
Attachment/Document(s):	Short Environmental Assessment Form
Compliance with Purchasing Policy:	N/A
Effect(s) on Existing Law(s):	6 NYCRR Part 617 State Environmental Quality Review
LEGISLATION WILL BE PREPARED BY:	Town Attorney

RESOLUTION NO. 221.20

THEREFORE, UPON MOTION OF Councilmember _____,

seconded by Councilmember _____,

BE IT RESOLVED BY THE TOWN BOARD AS FOLLOWS:

SECTION 1. The Town Board of the Town of Rotterdam hereby accepts easements from National Grid.

SECTION 2. This resolution shall become effective August 26, 2020.

DATED: August 26, 2020

NAME	AYES	NOES	ABSTAIN
Christou			
Guidarelli			
Miller-Herrera			
Signore			
Tommasone			

DRAFT

TOWN OF ROTTERDAM

John F. Kirvin Government Center • 1100 Sunrise Boulevard • Rotterdam, NY 12306
Telephone: 518-355-7575 • Fax: 518-355-7976 • Website: www.rotterdamny.org

LEGISLATIVE REQUEST FORM

DATE:	August 11, 2020
TO:	Steven A. Tommasone – Town Supervisor
FROM:	Peter Comenzo – Senior Planner
TITLE OF REQUEST:	Granting of Permanent Easement to National Grid for the Amsterdam-Rotterdam 3 & 4 Line Pole Replacement Project
TOWN BOARD MEETING:	August 26, 2020
Background Information:	National Grid is requesting a permanent easement from the Town of Rotterdam due to aging infrastructure of their existing transmission towers.
Evaluation/Analysis:	The Amsterdam-Rotterdam 3 & 4 Line project, National Grid plans to replace 9 existing lattice/wood structures with new steel pole structures on concrete caissons. In accessing these structures, they will utilize existing access routes and roads as much as possible. There will be cases where the bike path will need to be crossed or utilized for some distances as an access route for large trucks and construction equipment to transport and install caisson foundations and large steel pole sections.
Recommendation(s):	Town Board to grant a permanent easement to National Grid in support of the Amsterdam-Rotterdam 3 & 4 Line Pole Replacement Project and authorize the Town Supervisor to execute all documents in support of the granting of the easement. Final version approved as to form by the Town Attorney.
Attachment/Document(s):	Draft Easement
Compliance with Purchasing Policy:	N/A
Effect(s) on Existing Law(s):	N/A
LEGISLATION WILL BE PREPARED BY:	Town Attorney

EASEMENT

THIS GRANT OF EASEMENT, made the ____ day of _____, 2015, by and between the **TOWN OF ROTTERDAM**, with a local business address of 1100 Sunrise Boulevard, Rotterdam, New York 12306, (hereinafter called **Grantor**), and **NIAGARA MOHAWK POWER CORPORATION**, a corporation of the State of New York having its principal office and place of business at 300 Erie Boulevard West, Syracuse, New York 13202, (hereinafter called **Grantee**).

WITNESSETH:

That the Grantor, in consideration of One Dollar ($1.00) lawful money of the United States, and other good and valuable consideration, paid by the Grantee, the receipt of which is hereby acknowledged, does hereby grant and release to Grantee, its successors and assigns forever, the perpetual right and easement to construct, reconstruct, operate, add to, repair, relocate, maintain, inspect, patrol and remove a line or lines of above ground or buried wires and cables and a line or lines of poles or towers or both, with wires and cables strung upon and from the same, and all associated structures, crossarms, transformers, counterpoise wires or cables, guys, stubs, anchors, ducts, conduits, foundations, riser poles, antennae, braces, fittings, equipment and appurtenances, as said Grantee may now or shall from time to time deem necessary, for the transmission and distribution of high and low voltage electric energy and for the transmission of intelligence and communications (any of which may be erected and/or constructed at the same or different times) (all of which are collectively referred to as the "Facilities") upon, over, under, through, and across an easement area located on land acquired by Grantor in a certain deed recorded in the Schenectady County Clerk's Office on March 16, 1977, in Deed Book 1005 at Page 290 and consists of land described as being a part of Tax Parcel SBL # 20.2-7 (Parcel 1) & 28.2-2-1.1 (Parcel 2), located in the Town of Rotterdam, County Schenectady, State of New York, commonly known as River Road, the easement area being described as follows:

The easement areas contain (4.22 acres) Parcel 1 & (.44 acres) Parcel 2, more or less. All as shown on Exhibit "A" and described in Exhibit "A-1", attached hereto and made a part of this document (the "Easement Area").

Together with the perpetual right and easement to trim, cut and remove all trees, limbs, brush, above or below ground structures, or other obstructions, either mechanically or by the use of approved herbicides, within the Easement Area (the first clearing may be for less than full width of the Easement Area and may be widened from time to time to full width); and to cut, trim and remove trees outside the bounds of the Easement Area which, in the sole opinion of the Grantee, may be likely to fall upon said Facilities or to interfere with the satisfactory operation thereof.

Also, the right to pass on foot or with motor vehicles over the Easement Area and over Grantor's premises from the highway adjoining said premises so far as the same shall be deemed necessary by the Grantee for the full enjoyment hereof; to excavate, pave and/or change the grade of the Easement Area as is reasonable, necessary and proper in connection with the exercise of the foregoing rights granted; to renew, replace, add to and otherwise change the Facilities and each and every part thereof and all appurtenances thereto and the location thereof within Easement Area; and to extend guy wires and anchors outside of Easement Area at angle points where deemed necessary by the Grantee.

The Grantor, for itself, its heirs, legal representatives, successors, and assigns, hereby covenants and agrees with the Grantee that no act will be permitted within the Easement Area which is inconsistent with the Easement hereby granted; no buildings or structures, or replacements thereof or additions thereto, or obstructions will be erected or constructed above or below grade within the Easement Area; no trees shall be planted, and no excavating, mining, or blasting shall be undertaken within the Easement Area, the Easement shall not be modified nor the Easement Area relocated by the Grantor without the Grantee's prior written consent; the present grade or ground level of the Easement Area will not be changed by Grantor by excavation or filling.

This easement is a commercial easement in gross for the benefit of Grantee, its successors and assigns, and the parties agree that these provisions shall run with the land and shall inure to the benefit of and bind the heirs, legal representatives, successors and assigns of the respective parties. It is the intention of the Grantor that the rights and easements granted herein shall be assignable and apportionable in whole or in part by Grantee, its successors and assigns.

TO HAVE AND TO HOLD the rights hereby granted unto the said Grantee, its successors and assigns forever; and that the said Grantor hereby covenants as follows:

First: That the Grantor is seized of said premises in fee simple and has good right to grant and convey the above-described rights, privileges and easements.

Second: That the said premises are free from encumbrances.

Third: That the Grantee shall quietly enjoy the said premises.

Fourth: That the Grantor will execute or procure any further necessary assurance of the title to said premises.

Fifth: That the Grantor will forever warrant the title to said premises.

IN WITNESS WHEREOF the Grantor has executed this Instrument the day and year first above written.

By: _____ (L.S.)

Title: _____ (L.S.)

State of New York)
ss:
County of Schenectady)

On the ____ day of _____, 2015, before me, the undersigned, a Notary Public in and for said state, personally appeared _____, personally known to me or proved to me on the basis of satisfactory evidence to be the individual(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their capacity(ies), and that by his/her/their signature(s) on the instrument, the individual(s), or the person upon behalf of which the individual(s) acted, executed the instrument.

_____
Notary Public

By: _____ (L.S.)

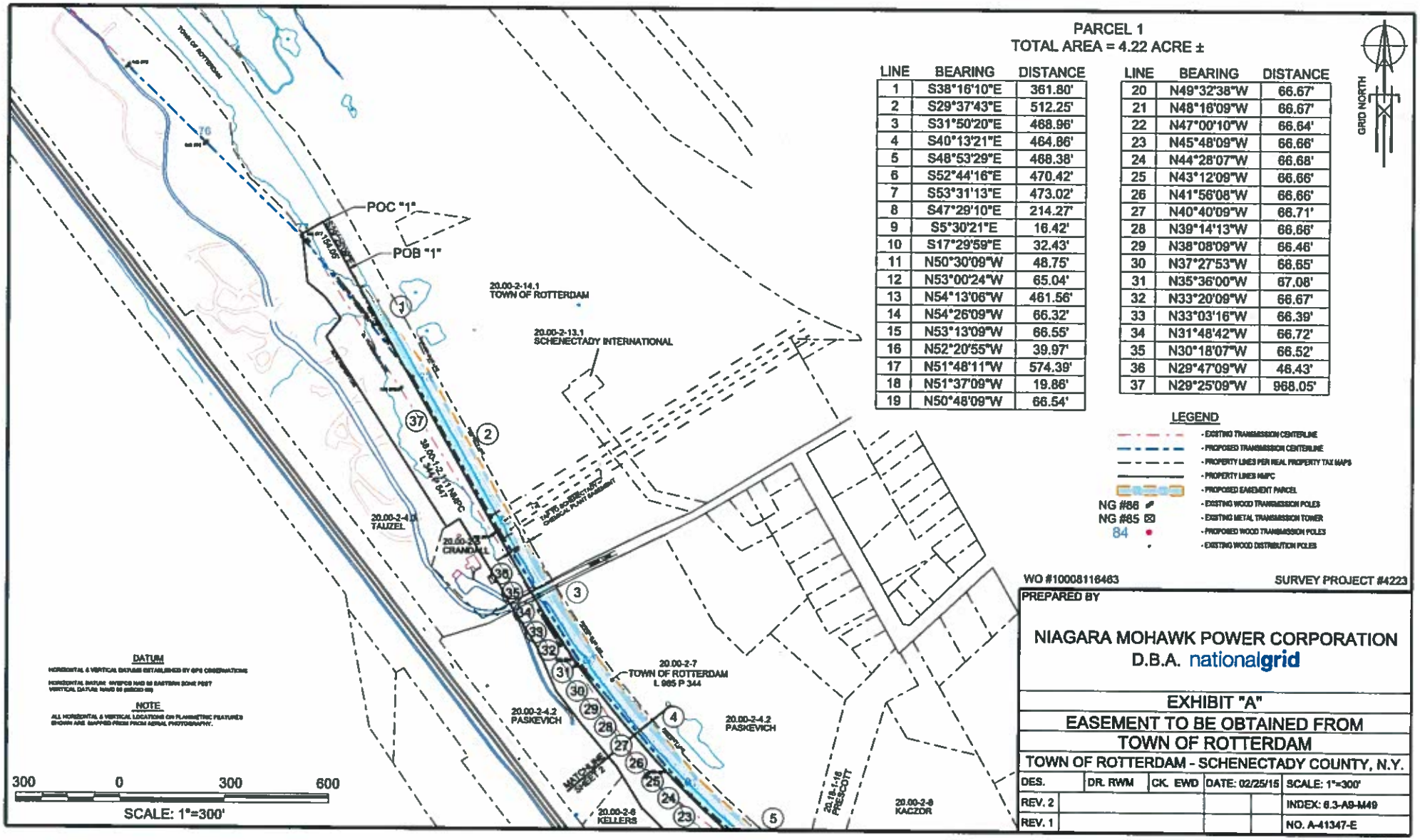
Title: _____ (L.S.)

State of New York)
ss:
County of Schenectady)

On the ____ day of _____, 2015, before me, the undersigned, a Notary Public in and for said state, personally appeared _____, personally known to me or proved to me on the basis of satisfactory evidence to be the individual(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their capacity(ies), and that by his/her/their signature(s) on the instrument, the individual(s), or the person upon behalf of which the individual(s) acted, executed the instrument.

_____
Notary Public

PLEASE RECORD AND RETURN TO:
NATIONAL GRID
Jane D. Catalano, Manager
Real Estate Energy Delivery Support
1125 Broadway, 2nd Floor
Albany, NY 12204-2505



PARCEL 1
TOTAL AREA = 4.22 ACRE ±

LINE	BEARING	DISTANCE
1	S38°16'10"E	361.80'
2	S29°37'43"E	512.25'
3	S31°50'20"E	468.96'
4	S40°13'21"E	464.86'
5	S48°53'29"E	468.38'
6	S52°44'16"E	470.42'
7	S53°31'13"E	473.02'
8	S47°29'10"E	214.27'
9	S5°30'21"E	16.42'
10	S17°29'59"E	32.43'
11	N50°30'09"W	48.75'
12	N53°00'24"W	65.04'
13	N54°13'06"W	461.56'
14	N54°26'09"W	66.32'
15	N53°13'09"W	66.55'
16	N52°20'55"W	39.97'
17	N51°48'11"W	574.39'
18	N51°37'09"W	19.86'
19	N50°48'09"W	66.54'

LINE	BEARING	DISTANCE
20	N49°32'38"W	66.67'
21	N48°16'09"W	66.67'
22	N47°00'10"W	66.64'
23	N45°48'09"W	66.66'
24	N44°28'07"W	66.68'
25	N43°12'09"W	66.66'
26	N41°56'08"W	66.66'
27	N40°40'09"W	66.71'
28	N39°14'13"W	66.66'
29	N38°08'09"W	66.46'
30	N37°27'53"W	66.65'
31	N35°36'00"W	67.08'
32	N33°20'09"W	66.67'
33	N33°03'16"W	66.39'
34	N31°48'42"W	66.72'
35	N30°18'07"W	66.52'
36	N29°47'09"W	46.43'
37	N29°25'09"W	968.05'

LEGEND

- EXISTING TRANSMISSION CENTERLINE
- PROPOSED TRANSMISSION CENTERLINE
- PROPERTY LINES PER REAL PROPERTY TAX MAPS
- PROPERTY LINES NMPC
- PROPOSED EASEMENT PARCEL
- NG #86 EXISTING WOOD TRANSMISSION POLES
- NG #85 EXISTING METAL TRANSMISSION TOWER
- 84 PROPOSED WOOD TRANSMISSION POLES
- EXISTING WOOD DISTRIBUTION POLES

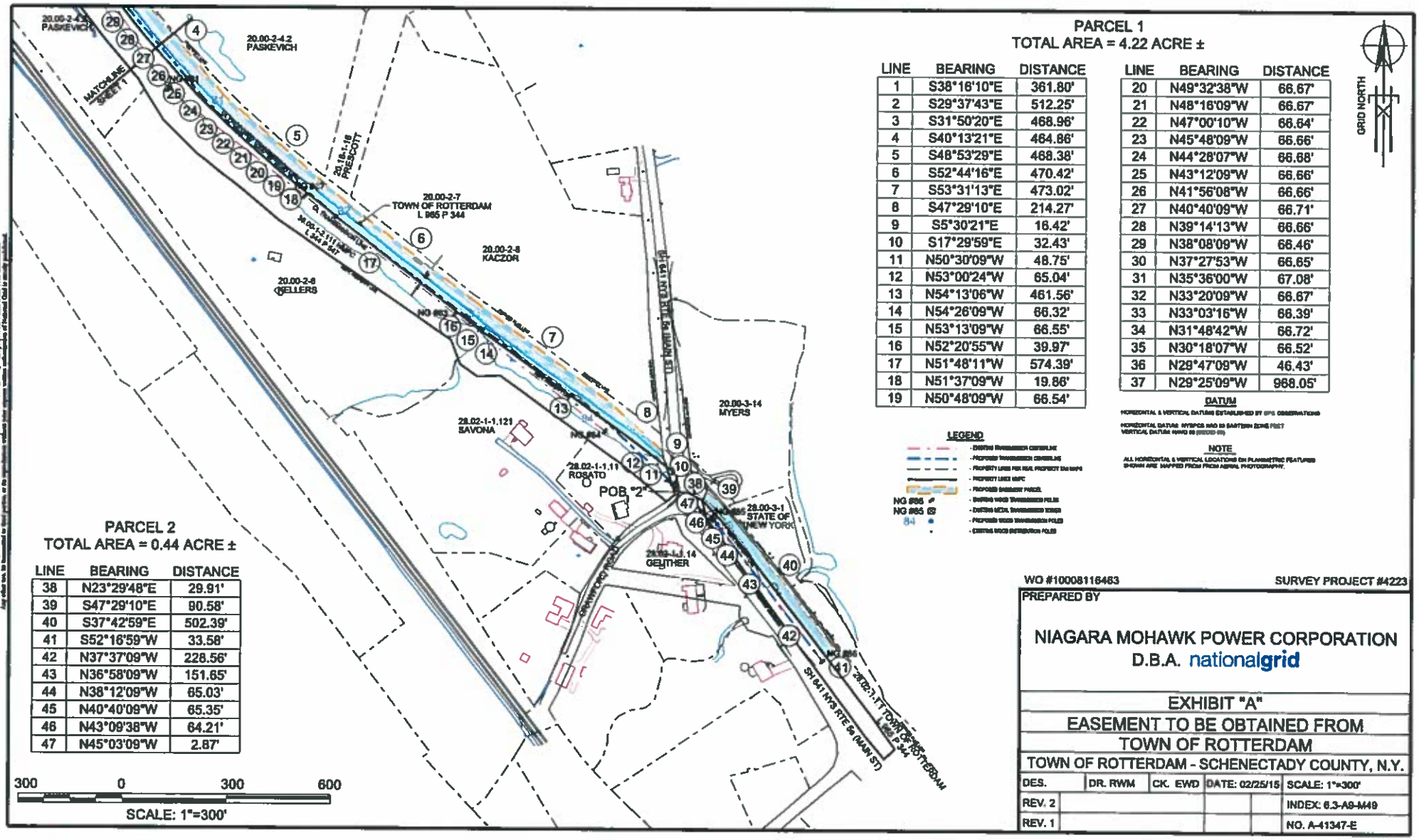
WO #10008116463 SURVEY PROJECT #4223

PREPARED BY

NIAGARA MOHAWK POWER CORPORATION
D.B.A. nationalgrid

EXHIBIT "A"
EASEMENT TO BE OBTAINED FROM
TOWN OF ROTTERDAM
TOWN OF ROTTERDAM - SCHENECTADY COUNTY, N.Y.

DES.	DR. RWM	CK. EWD	DATE: 02/25/15	SCALE: 1"=300'
REV. 2				INDEX: 6.3-A9-M49
REV. 1				NO. A-41347-E



PARCEL 1
TOTAL AREA = 4.22 ACRE ±

LINE	BEARING	DISTANCE
1	S38°16'10"E	361.80'
2	S29°37'43"E	512.25'
3	S31°50'20"E	468.96'
4	S40°13'21"E	464.86'
5	S48°53'29"E	468.38'
6	S52°44'16"E	470.42'
7	S53°31'13"E	473.02'
8	S47°29'10"E	214.27'
9	S5°30'21"E	16.42'
10	S17°29'59"E	32.43'
11	N50°30'09"W	48.75'
12	N53°00'24"W	65.04'
13	N54°13'06"W	461.56'
14	N54°26'09"W	66.32'
15	N53°13'09"W	66.55'
16	N52°20'55"W	39.97'
17	N51°48'11"W	574.39'
18	N51°37'09"W	19.86'
19	N50°48'09"W	66.54'
20	N49°32'38"W	66.67'
21	N48°16'09"W	66.67'
22	N47°00'10"W	66.64'
23	N45°48'09"W	66.66'
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34	N31°48'42"W	66.72'
35	N30°18'07"W	66.52'
36	N29°47'09"W	46.43'
37	N29°25'09"W	968.05'

LEGEND

DATUM

HORIZONTAL & VERTICAL DATUMS ESTABLISHED BY GPS OBSERVATIONS

HORIZONTAL DATUM: NYSPCS NAD 83 EASTERN ZONE FEET
VERTICAL DATUM: NAVD 88 (GEOID 09)

NOTE

ALL HORIZONTAL & VERTICAL LOCATIONS ON PLANIMETRIC FEATURES SHOWN ARE MAPPED FROM FROM AERIAL PHOTOGRAPHY.

PARCEL 2
TOTAL AREA = 0.44 ACRE ±

LINE	BEARING	DISTANCE
38	N23°29'48"E	29.91'
39	S47°29'10"E	90.58'
40	S37°42'59"E	502.39'
41	S52°16'59"W	33.58'
42	N37°37'09"W	228.56'
43	N36°58'09"W	151.65'
44	N38°12'09"W	65.03'
45	N40°40'09"W	65.35'
46	N43°09'38"W	64.21'
47	N45°03'09"W	2.87'

WO #10008116463 SURVEY PROJECT #4223

PREPARED BY

NIAGARA MOHAWK POWER CORPORATION
D.B.A. nationalgrid

EXHIBIT "A"

EASEMENT TO BE OBTAINED FROM
TOWN OF ROTTERDAM

TOWN OF ROTTERDAM - SCHENECTADY COUNTY, N.Y.

DES.	DR. RWM	CK. EWD	DATE: 02/25/15	SCALE: 1"=300'
REV. 2				INDEX: 6.3-AS-M49
REV. 1				NO. A-41347-E

SHEET 2 OF 2

EXHIBIT A-1

Legal Description
For
Town of Rotterdam

Parcels #1 & #2

Permanent Easement Parcel 1

ALL THAT TRACT OR PARCEL OF LAND situate in the Town of Rotterdam, County of Schenectady and State of New York, being bounded and described as follows:

Commencing at the northwesterly corner of a parcel of land conveyed to Adirondack Power and Light Corporation, now Niagara Mohawk Power Corporation, by General Electric by deed dated May 14, 1927 filed in the Schenectady County Clerk's Office in Liber 344 of Deeds at Page 547, Thence S29°25'09"E along the division line between said Niagara Mohawk Power Corporation on the southwest and the lands conveyed to the Town of Rotterdam, by General Electric by deed dated November 16, 1972, filed in the Schenectady County Clerk's Office in Liber 965 of Deeds at Page 344 on the northeast a distance of 154.05 feet to the point of beginning; Thence through the lands of said Town of Rotterdam the following eight (8) courses and distances: 1) S38°16'10"E a distance of 361.80 feet to a point, 2) S29°37'43"E a distance of 512.25 feet to a point, 3) S31°50'20"E a distance of 468.96 feet to a point, 4) S40°13'21"E a distance of 464.86 feet to a point, 5) S48°53'29"E a distance of 468.38 feet to a point, 6) S52°44'16"E a distance of 470.42 feet to a point, 7) S53°31'13"E a distance of 473.02 feet to a point and 8) S47°29'10"E a distance of 214.27 feet to a point on the westerly highway boundary of S.H. 641, New York State Route 5S; Thence along said highway the following two (2) courses and distances: 1) S5°30'21"E a distance of 16.42 feet to a point and 2) S17°29'59"E a distance of 32.43 feet to a point on the said division line between Niagara Mohawk Power Corporation on the southwest and the Town of Rotterdam on the northeast; Thence along the last mentioned division line the following twenty-seven (27) courses and distances: 1) N50°30'09"W a distance of 48.75 feet to a point, 2) N53°00'24"W a distance of 65.04 feet to a point, 3) N54°13'06"W a distance of 461.56 feet to a point, 4) N54°26'09"W a distance of 66.32 feet to a point, 5) N53°13'09"W a distance of 66.55 feet to a point, 6) N52°20'55"W a distance of 39.97 feet to a point, 7) N51°48'11"W a distance of 574.39 feet to a point, 8) N51°37'09"W a distance of 19.86 feet to a point, 9) N50°48'09"W a distance of 66.54 feet to a point, 10) N49°32'38"W a distance of 66.67 feet to a point, 11) N48°16'09"W a distance of 66.67 feet to a point, 12) N47°00'10"W a distance of 66.64 feet to a point, 13) N45°48'09"W a distance of 66.66 feet to a point, 14) N44°28'07"W a distance of 66.68 feet to a point, 15)

N43°12'09"W a distance of 66.66 feet to a point, 16) N41°56'08"W a distance of 66.66 feet to a point, 17) N40°40'09"W a distance of 66.71 feet to a point, 18) N39°14'13"W a distance of 66.66 feet to a point, 19) N38°08'09"W a distance of 66.46 feet to a point, 20) N37°27'53"W a distance of 66.65 feet to a point, 21) N35°36'00"W a distance of 67.08 feet to a point, 22) N33°20'09"W a distance of 66.67 feet to a point, 23) N33°03'16"W a distance of 66.39 feet to a point, 24) N31°48'42"W a distance of 66.72 feet to a point, 25) N30°18'07"W a distance of 66.52 feet to a point, 26) N29°47'09"W a distance of 46.43 feet to a point and 27) N29°25'09"W a distance of 968.05 feet to the point of beginning. Containing 4.22 acre of land more or less.

Intended to convey a strip of land bounded on the northwest and southwest by the lands of Niagara Mohawk Power Corporation, on the southwest by the westerly boundary of NYS Route 5S and on the northeast through the lands of the Town of Rotterdam by a line 50.0 feet northeasterly of and parallel to the center of the relocated Amsterdam – Rotterdam 3 & 4 transmission line.

Permanent Easement Parcel 2

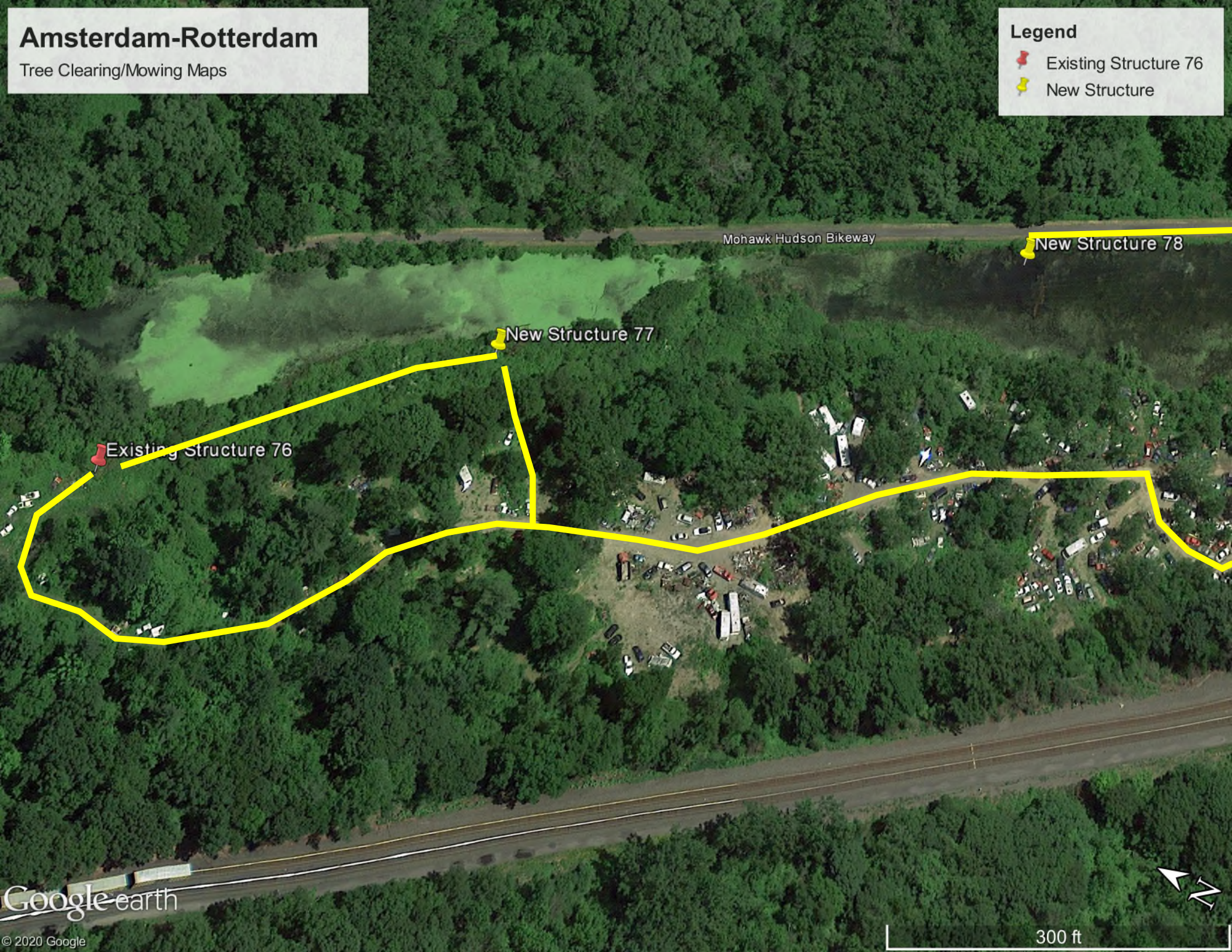
ALSO ALL THAT TRACT OR PARCEL OF LAND situate in the Town of Rotterdam, County of Schenectady and State of New York, being bounded and described as follows:

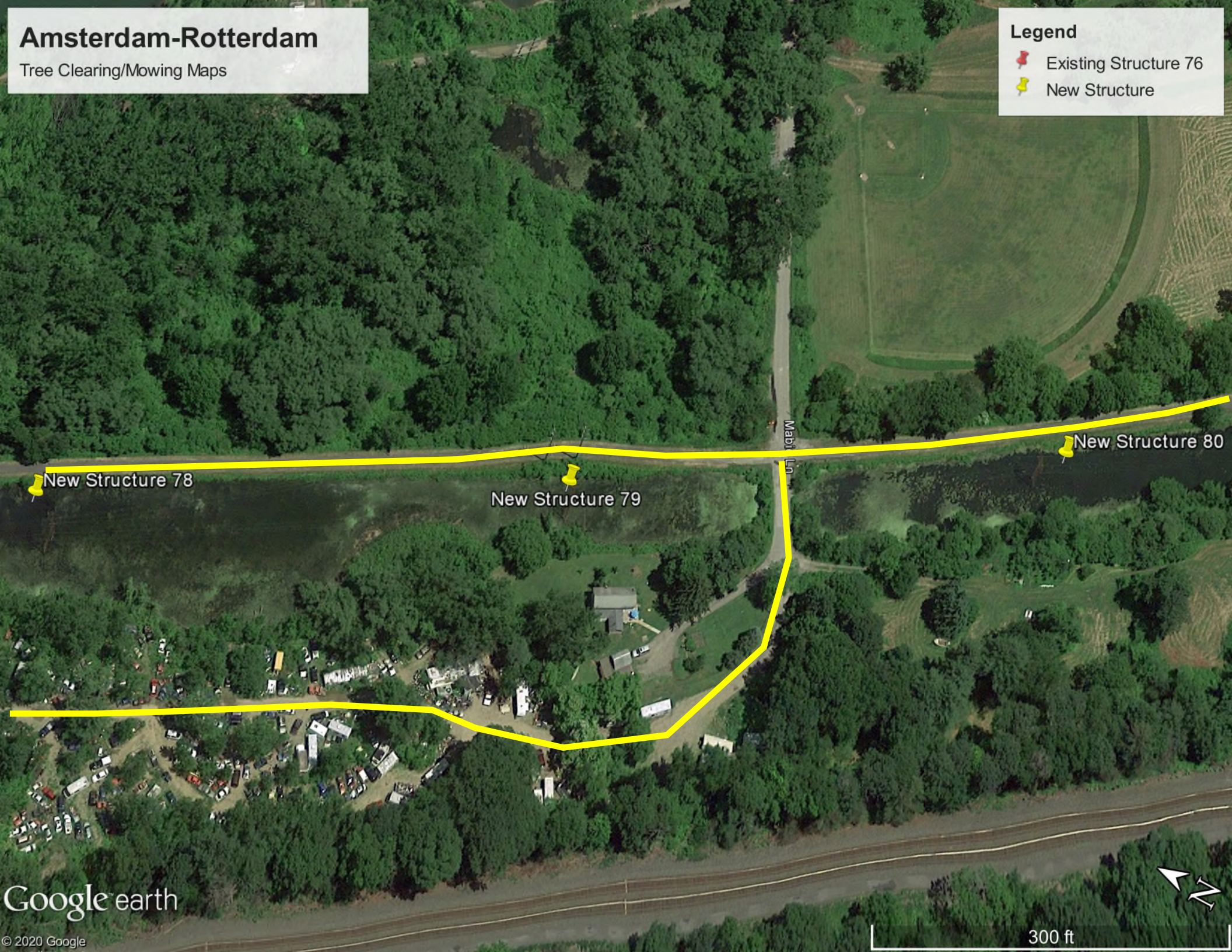
Beginning at a point in the easterly highway boundary of S.H. 641, New York State Route 5S, on the division line between the lands conveyed to Adirondack Power and Light Corporation, now Niagara Mohawk Power Corporation, by General Electric by deed dated May 14, 1927 filed in the Schenectady County Clerk's Office in Liber 344 of Deeds at Page 547 on the southwest and the lands conveyed to the Town of Rotterdam by General Electric by deed dated November 16, 1972, filed in the Schenectady County Clerk's Office in Liber 965 of Deeds at Page 344 on the northeast; Thence N23°29'48"E along said highway boundary a distance of 29.91 feet to a point; Thence through the lands of said Town of Rotterdam the following three (3) courses and distances: 1) S47°29'10"E a distance of 90.58 feet to a point, 2) S37°42'59"E a distance of 502.39 feet to a point and 3) S52°16'59"W a distance of 33.58 feet to a point on the aforesaid division line; Thence along the last mentioned division line the following six (6) courses and distances: 1) N37°37'09"W a distance of 228.56 feet to a point, 2) N36°58'09"W a distance of 151.65 feet to a point, 3) N38°12'09"W a distance of 65.03 feet to a point, 4) N40°40'09"W a distance of 65.35 feet to a point, 5) N43°09'38"W a distance of 64.21 feet to a point and 6) N45°03'09"W a distance of 2.87 feet to the point of beginning. Containing 0.44 acre of land more or less.

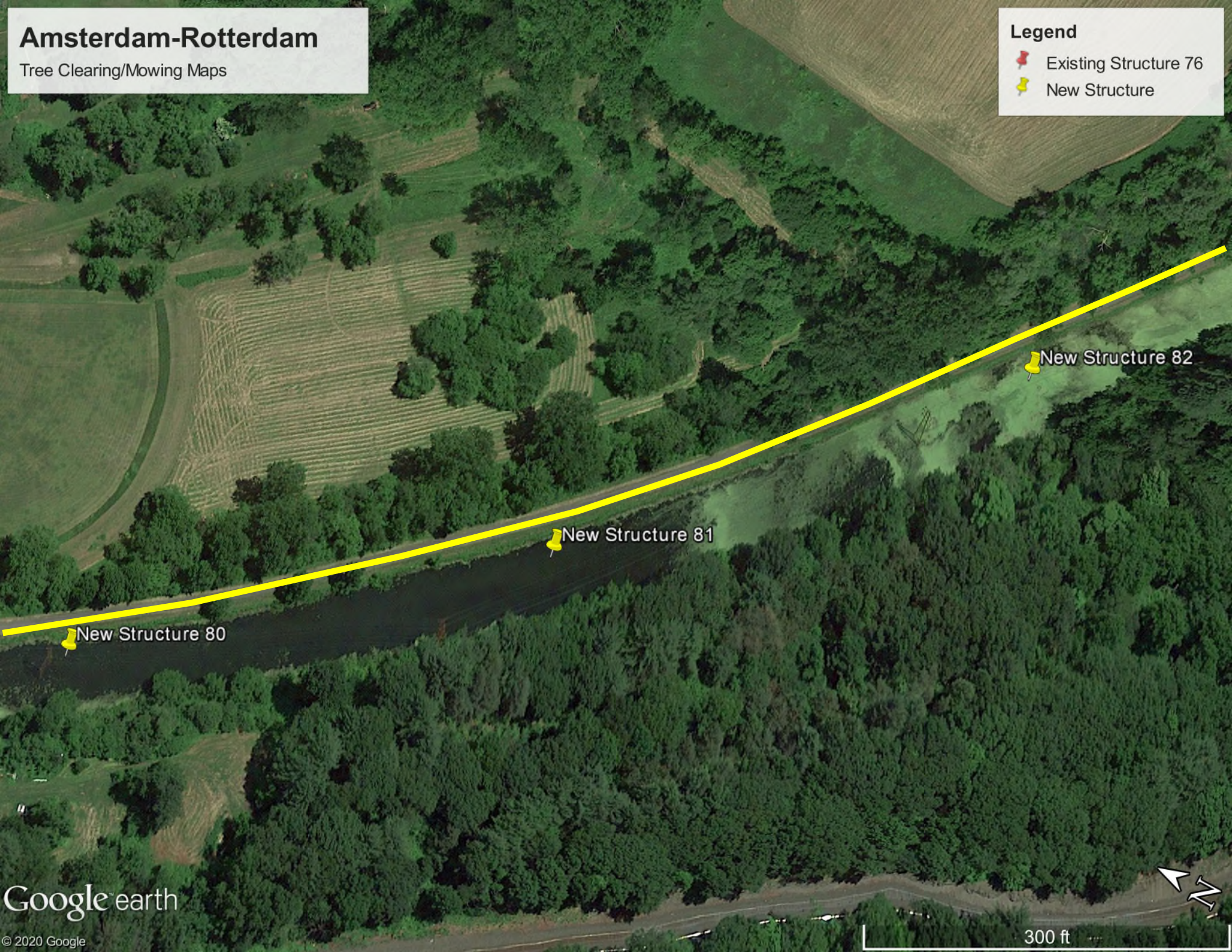
Intended to convey a strip of land bounded on the northwest by the easterly boundary of NYS Route 5S, on the southwest by the lands of Niagara Mohawk Power Corporation as referenced above, on the southeast by the lands of the

Town of Rotterdam as referenced above and on the northeast through the lands of the Town of Rotterdam by a line 50.0 feet northeasterly of and parallel to the center of the relocated Amsterdam – Rotterdam 3 & 4 transmission line.

The above described parcels being shown on a map entitled "Exhibit "A", Easement to be obtained from Town of Rotterdam" dated February 25, 2015 having an Index No. 6.3-A9-M49 and Drawing No. A-41347-E, attached hereto and intended to be a part hereof.


Amsterdam-Rotterdam
Tree Clearing/Mowing Maps
Legend
Existing Structure 76
New Structure
Mohawk Hudson Bikeway
New Structure 78
New Structure 77
Existing Structure 76
Google earth
© 2020 Google
N
300 ft

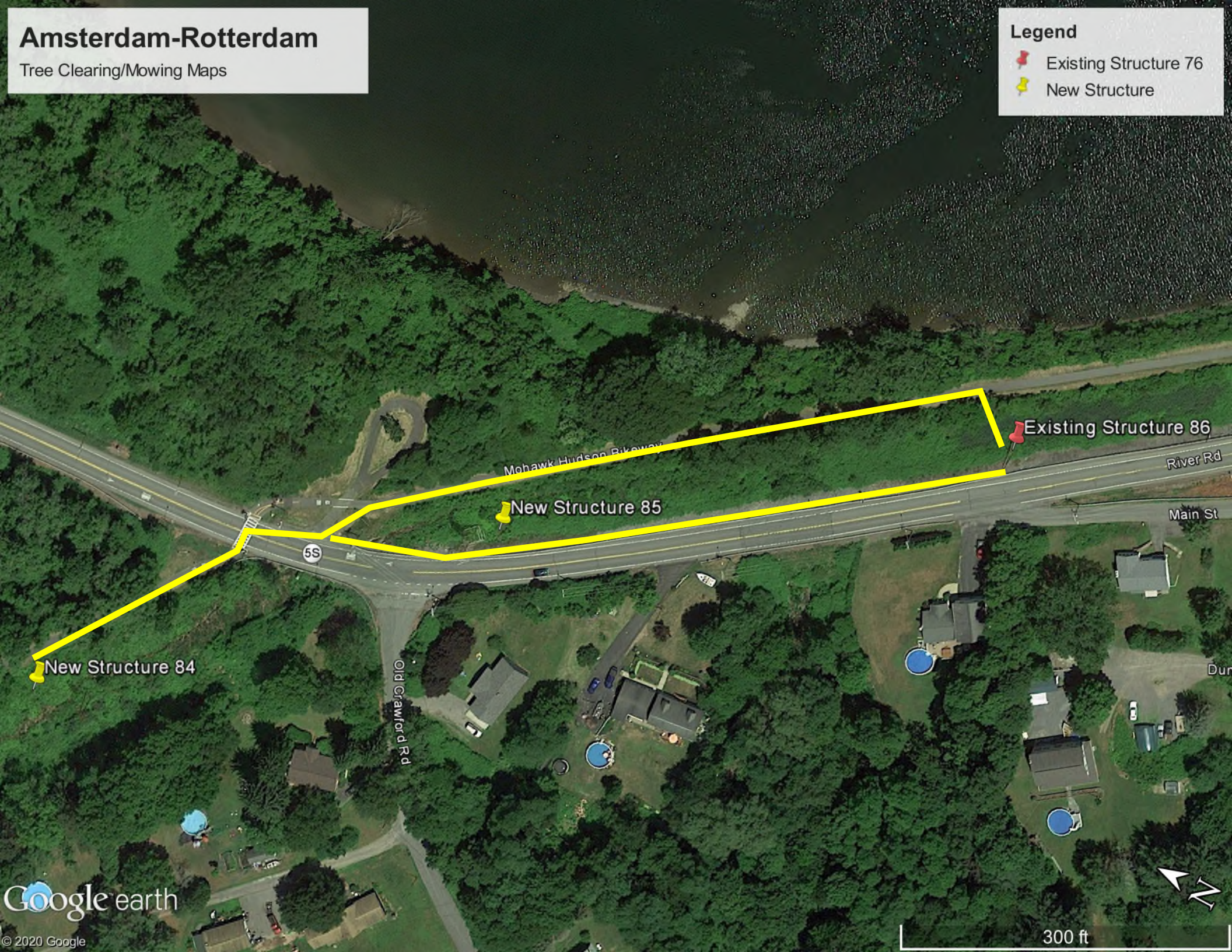

Amsterdam-Rotterdam
Tree Clearing/Mowing Maps
Legend
Existing Structure 76
New Structure
New Structure 78
New Structure 79
New Structure 80
Google earth
© 2020 Google
300 ft
N


Amsterdam-Rotterdam
Tree Clearing/Mowing Maps
Legend
Existing Structure 76
New Structure
New Structure 82
New Structure 81
New Structure 80
Google earth
© 2020 Google
N
300 ft


Amsterdam-Rotterdam
Tree Clearing/Mowing Maps
Legend
Existing Structure 76
New Structure
New Structure 84
New Structure 83
New Structure 82
Google earth
© 2020 Google
N
300 ft

Amsterdam-Rotterdam

Tree Clearing/Mowing Maps



nationalgrid
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Amsterdam – Rotterdam 3&4 Line Rebuild





Town of Rotterdam Presentation

July 31, 2020

Michael Quinn– National Grid Project Manager

Agenda

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- Project Scope
- Structure Details
- Foundation Details
- Permitting
- Proposed Access
- Vegetation Management
- Project Schedule
- Questions/Comments

Project Scope

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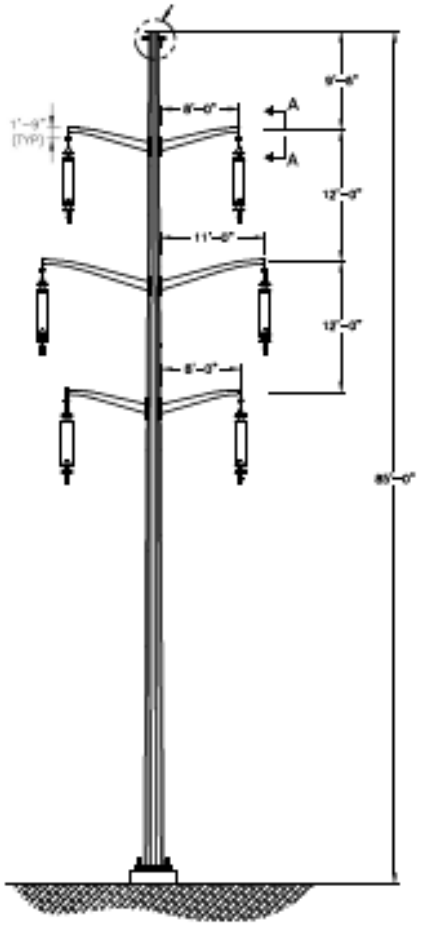
- **For the Amsterdam-Rotterdam 3 & 4 Line project, National Grid plans to replace 9 existing lattice/wood structures with new steel pole structures on concrete caissons. In accessing these structures, we will utilize existing access routes and roads as much as possible. However, there will be cases where the bike path will need to be crossed or utilized for some distances as an access route for large trucks and construction equipment to transport and install caisson foundations and large steel pole sections. Based on the scope of work, the bike path section from Structure 78 to Structure 86 (approximately 3500 ft) could be utilized for access and experience closures.**

Project Scope

nationalgrid
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- National Grid plans on the following during our construction work:
  - Our goal with this project is to protect the bike path and have a few closures as possible. We plan on starting this work in the late fall 2020 and working through the winter to be completed before Spring 2021.
  - Anytime the bike path is crossed or used for ROW access, it will be protected using matting.
  - Any damage to the bike path caused by construction activities will be immediately repaired by National Grid upon completion of construction for the entire line section.
  - When bike path closures are required for construction, we will provide advance notification of the needed closure dates so the town/state can provide notifications to the public. We will install signage providing information on the upcoming closure and if possible, provide a detour around the closed path section. We will work closely with the town/state/public to schedule path closures, detours and notifications as needed.

Structure Details



- Double circuit, galvanized steel, davit arm structures.
- Supported by vibratory caisson foundations.
- 80 ft – 85 ft height above ground level.

Foundation Details

- Foundation design still being finalized by design group.
  - Vibratory Caissons
    - Utilized for installing structures in wet/soft land areas.
    - Pre-cast concrete slowly pushed into the ground by vibration.
  - Maximum Diamter – 9 ft
  - Depths ranging 30 ft to 48 ft

Permitting

- Part 102 – Public Service Commission
  - Will submit Part 102 for review and approval by the PSC.
  - Approval expected by November 2020.
- NYSDEC
  - Due to disturbance from foundation installs/removals, NYSDEC requiring individual permit for the project. SWPPP is not required.
  - Wetland delineation work in process.
- US Army Corps of Engineers
  - All work for the project falls under the Nationwide Permit #3.
  - Letter of compliance from ACOE.
- National Grid
  - As always, National Grid will follow best management practices (BMP's) during construction to protect and restore environmentally sensitive areas.

Proposed Access

nationalgrid
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- To access the structures, the bike path would be utilized since it is the closest upland access to get to the structures.
- Structures 76 and 77 would be accessed through the property to the south of the canal since those structures are also on the south side.
- Structures 85 and 86 could potentially be accessed from Route 5S off the side of the road. The bike path is an option for these structures if working off Route 5S could cause lane closure(s) that cause issues with traffic.
- As stated in the project scope, any length of the bike path utilized for access would be protected by matting. National Grid will work with the town/county/state to provide advance notification of bike path closures and attempt to provide detours if possible. Any damage to the bike path caused by construction activities would be immediately repaired upon completion of construction.
- The yellow routes in the maps show the possible access routes to the structures.

Vegetation Management

nationalgrid
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- Purpose of the easement is to ensure National Grid maintains proper right-of-way (ROW) boundaries for safety and reliability. In this case a 100 ft wide ROW for a 115kV double circuit transmission line with the line in the center (50 ft to each side).
- The first map shows 3 yellow lines representing the 100 ft wide ROW with a centerline (50 ft from centerline to each side). National Grid intends to clear all tall growing tree species within this area and mow where needed to allow for access to the structures to be worked on.
- The second map shows an area beyond the 100 ft wide ROW which National Grid will inspect for “Danger Trees” trees that would have a high potential of hitting the line if they fell. These trees could be much taller than the surrounding trees, leaning in the direction of the line or in bad condition. Our goal with danger tree removal is to only remove trees that are a threat to the line. Our goal is to leave as many trees outside of the 100 ft ROW as possible and to never cut more than actually needed. This is an area we would actively monitor and remove additional danger trees in the future as needed.

Project Schedule

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- The current proposed project schedule is as follows:
  - Environmental Permits in-hand: October 2020
  - Part 102 Approval: November 2020
  - Construction Start/Clearing: November 2020
  - Foundation Installation Start: November/December 2020
  - Line construction Start: December 2020
  - Construction Complete: February 2021
  - Restoration Work Complete: Spring 2021

Questions/Comments

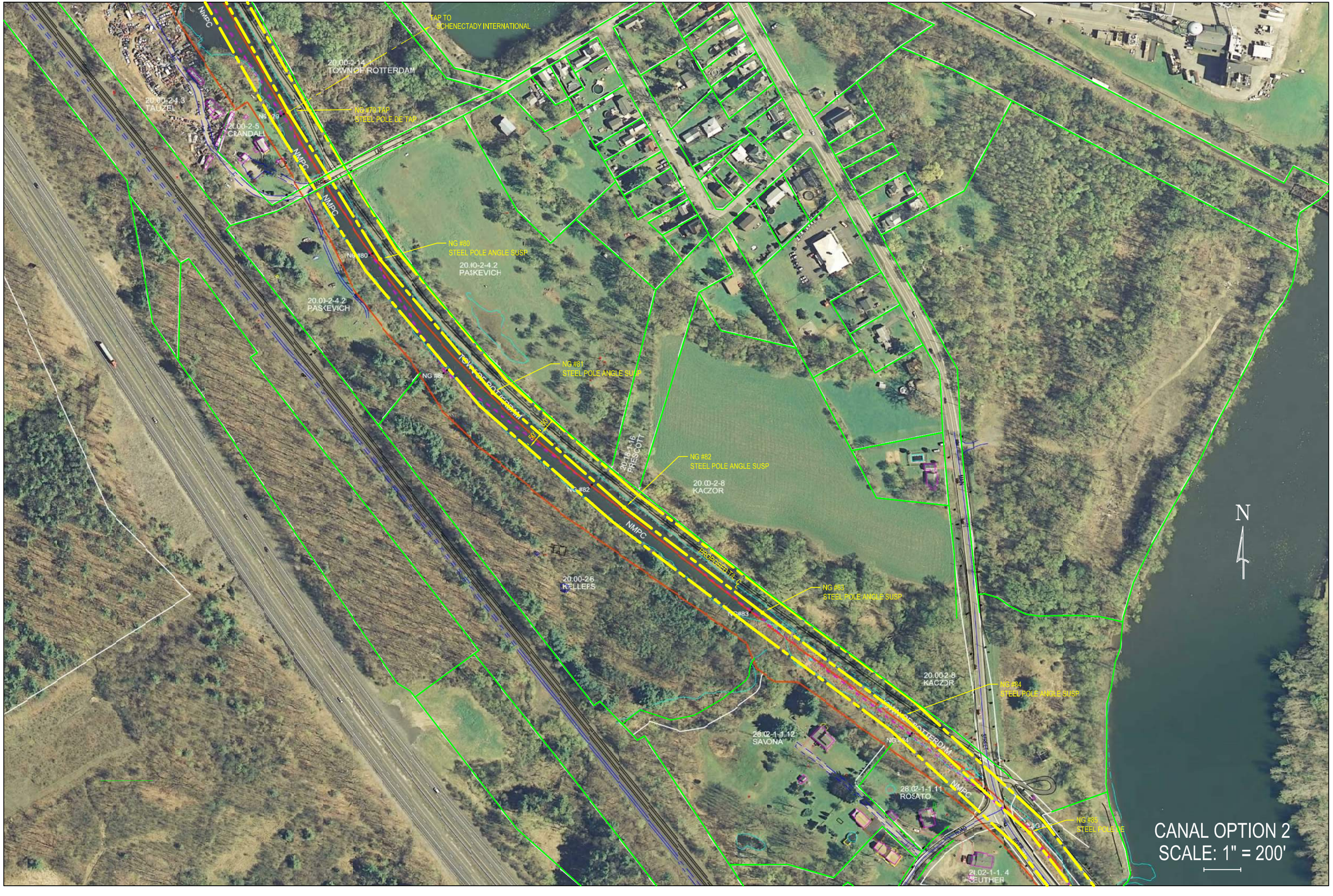
nationalgrid
HERE WITH YOU. HERE FOR YOU.

We look forward to working with you to make this a successful project.

Thank you for your time.

NG #71
NG #72
2000-2-141
TOWN OF ROTTERDAM
20.00-2-3
TAUZEL
NG #73
NG #74
TOWN OF ROTTERDAM
NG #75
20.00-2-4.3
TAUZEL
NG #76
20.00-2-14.1
TOWN OF ROTTERDAM
N
NG #77
STEEL POLE DE
NG #77
NMPC
PROPOSED T/L
NG #78
STEEL POLE ANGLE SUSP
NG #78
NMPC
20.00-2-14.1
TOWN OF ROTTERDAM
20.00-2-13.1
SCHENECTADY INTERNATIONAL

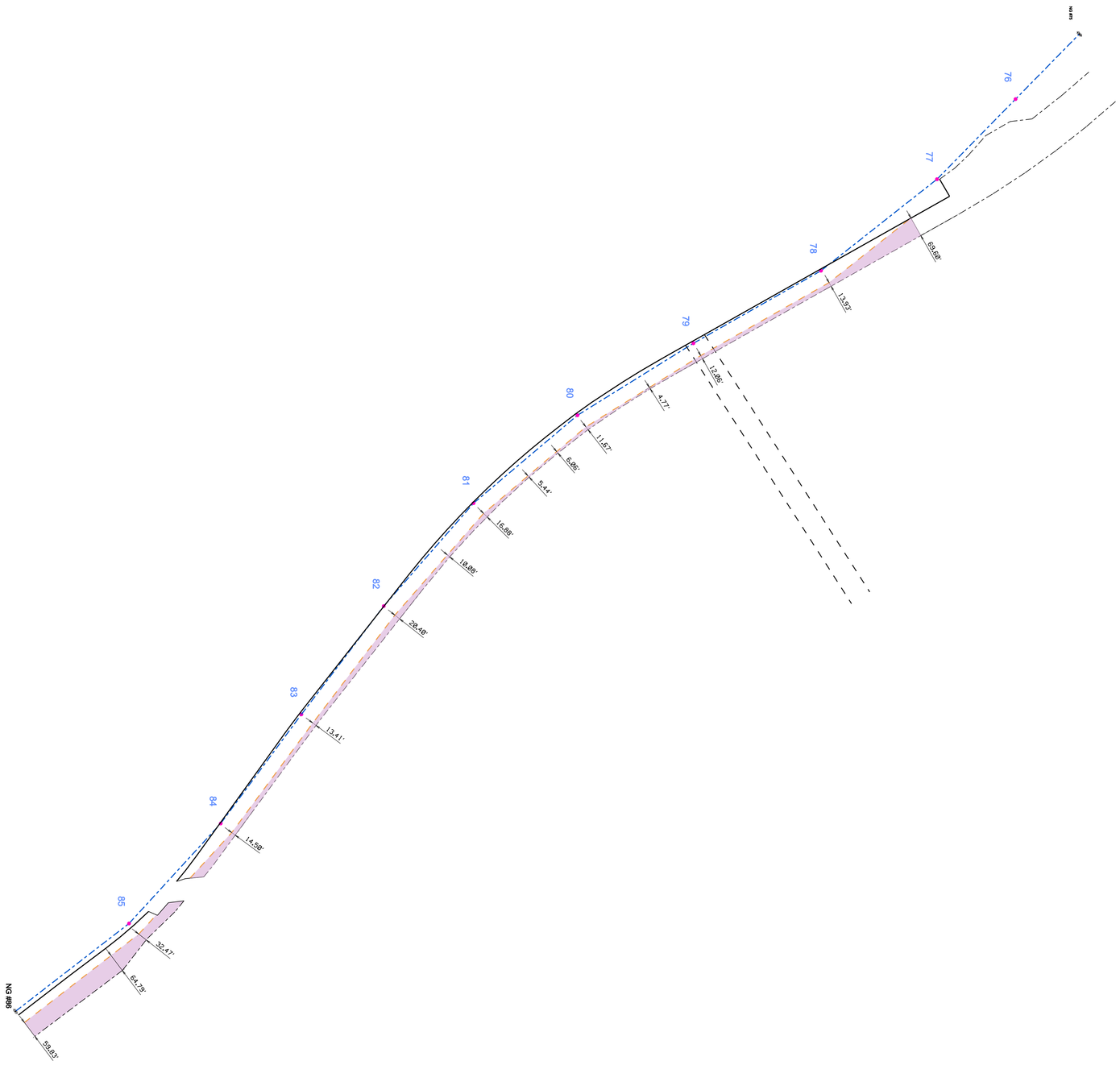
CANAL OPTION 2
SCALE: 1" = 200'


TAP TO
SCHENECTADY INTERNATIONAL
20.00-2-14.1
TOWN OF ROTTERDAM
20.00-2-4.3
TAUZEL
NG #79
NG #79 TAP
STEEL POLE DE TAP
20.00-2-5
CRANDALL
NMPC
NG #80
STEEL POLE ANGLE SUSP
NG #80
20.00-2-4.2
PASKEVICH
20.00-2-4.2
PASKEVICH
TOWN OF ROTTERDAM
NG #81
STEEL POLE ANGLE SUSP
NG #81
20.18-2-16
PRESCOTT
NG #82
STEEL POLE ANGLE SUSP
20.00-2-8
KACZOR
NG #82
NMPC
PROPOSED T/L ℄
20.00-2-6
KELLERS
NG #83
STEEL POLE ANGLE SUSP
NG #83
20.00-2-8
KACZOR
NG #84
STEEL POLE ANGLE SUSP
TOWN OF ROTTERDAM
NG #84
28.02-1-1.12
SAVONA
28.02-1-1.11
ROSATO
NMPC
NG #85
STEEL POLE ANGLE
ROAD
STREET
28.02-1-1.4
SEUTHER
N
CANAL OPTION 2
SCALE: 1" = 200'

GRID NORTH

SCALE: 1"=200'

200 0 200 400



DATE	DESCRIPTION OF ISSUE OR REVISION	DR.	CK.	APP.

DES.	APPROVED
DR.	APPROVED
CK.	APPROVED
	APPROVED

PREPARED BY

nationalgrid

WO NUMBER 100081116463

69kV TRANSMISSION LINE	ORIGINAL ISSUE DATE 03-12-2015
AMSTERDAM-ROTTERDAM 3&4	FILE INDEX 6.3-A9-M49
LANDS OF ROTTERDAM	DRAWING NUMBER D-XXXXX-E
DANGER TREE AREA	SHEET NUMBER 1

RESOLUTION NO. 222.20

THEREFORE, UPON MOTION OF Councilmember _____,

seconded by Councilmember _____,

BE IT RESOLVED BY THE TOWN BOARD AS FOLLOWS:

SECTION 1. The Supervisor of the Town of Rotterdam is hereby authorized to execute change order No. 1 as part of Contract 02- Plumbing with Tri-Valley Plumbing & Heating, Inc., located at 2617 Hamburg Street, Schenectady, New York 12303, to decrease by an amount of seven hundred seven and 76/100 dollars ($707.76).

SECTION 2. The Supervisor of the Town of Rotterdam is hereby authorized to execute change order No. 2 as part of Contract 03- HVAC with Tri-Valley Plumbing & Heating, Inc., located at 2617 Hamburg Street, Schenectady, New York 12303, to decrease by an amount of four thousand seven hundred fifty five and 64/100 dollars ($4,755.64).

SECTION 2. This resolution shall become effective August 26, 2020.

DATED: August 26, 2020

NAME	AYES	NOES	ABSTAIN
Christou			
Guidarelli			
Miller-Herrera			
Signore			
Tommasone			

DRAFT

TOWN OF ROTTERDAM

John F. Kirvin Government Center • 1100 Sunrise Boulevard • Rotterdam, NY 12306
Telephone: 518-355-7575 • Fax: 518-355-7976 • Website: www.rotterdamny.org

LEGISLATIVE REQUEST FORM

DATE:	July 31, 2020
TO:	Steven Tommasone – Town Supervisor
FROM:	Michael T. Maher – Assistant Project Manager
TITLE OF REQUEST:	Authorize the Supervisor to sign Change Order One (1) for Tri-Valley Plumbing & Heating, Inc. for the Rotterdam Senior Center Repairs to Architectural Finishes.
TOWN BOARD MEETING:	August 26, 2020
Background Information:	Tri-Valley Plumbing & Heating, Inc. is the Plumbing contractor for the Rotterdam Senior Center Repairs to Architectural Finishes. The original contract sum was $35,900.00. The net change by previously authorized change order was $0.
Evaluation/Analysis:	Allow Change Order for Tri-Valley Plumbing & Heating, Inc. on the Rotterdam Senior Center Repairs to Architectural Finishes Project The contract sum prior to this change order was $35,900.00. The contract sum will be decreased buy this change order in the amount of $707.76. The new contract sum including this change order will be $35,192.24.
Recommendation(s):	Authorize the Supervisor to sign a Change Order for Tri-Valley Plumbing & Heating, Inc.
Attachment/Document(s):	Contract Change Orders
Compliance with Purchasing Policy:	
Effect(s) on Existing Law(s):	None
LEGISLATION WILL BE PREPARED BY:	Supervisors Office

AIA® Document G701™ – 2017

Change Order

PROJECT: *(Name and address)*	CONTRACT INFORMATION:	CHANGE ORDER INFORMATION:
Rotterdam Senior Center - Repairs to Architectural Finishes 2639 Hamburg Street, Rotterdam, NY	Contract For: Contract 02 - Plumbing Date: 11/15/2019	Change Order Number: 001 Date: 5/19/2020
OWNER: *(Name and address)* Town of Rotterdam 1100 Sunrise Boulevard Rotterdam, NY 230	**ARCHITECT:** *(Name and address)* C.T. Male Associates, Engineering, Surveying, Architecture, Landscape Architecture & Geology, D.P.C 50 Century Hill Drive Latham, NY 12110	**CONTRACTOR:** *(Name and address)* Tri-Valley Plumbing & Heating, Inc. 2617 Hamburg Street Schenectady, NY 12303

THE CONTRACT IS CHANGED AS FOLLOWS:
(Insert a detailed description of the change and, if applicable, attach or reference specific exhibits. Also include agreed upon adjustments attributable to executed Construction Change Directives.)

Deduction of unused Allowance No. 08 - Plumbing from the Contract Amount.

Allowance No. 08 included in the Contract Sum in the amount of five thousand dollars ($5,000.00) was utilized under Allowance Authorizations No. 01 through 04 resulting in a total of $4,292.24 of authorized work, and a balance remaining of $707.76.

The original Contract Sum was	$	35,900.00
The net change by previously authorized Change Orders	$	0.00
The Contract Sum prior to this Change Order was	$	35,900.00
The Contract Sum will be decreased by this Change Order in the amount of	$	707.76
The new Contract Sum including this Change Order will be	$	35,192.24

The Contract Time will be increased by Zero (0) days.
The new date of Substantial Completion will be Unchanged.

NOTE: This Change Order does not include adjustments to the Contract Sum or Guaranteed Maximum Price, or the Contract Time, that have been authorized by Construction Change Directive until the cost and time have been agreed upon by both the Owner and Contractor, in which case a Change Order is executed to supersede the Construction Change Directive.

NOT VALID UNTIL SIGNED BY THE ARCHITECT, CONTRACTOR AND OWNER.

ARCHITECT *(Firm name)*	CONTRACTOR *(Firm name)*	OWNER *(Firm name)*
C.T. Male Associates	Tri-Valley Plumbing & Heating, Inc.	Town of Rotterdam
SIGNATURE	SIGNATURE	SIGNATURE
Nicholas M. Lobosco, R.A. Project Architect / Project Manager PRINTED NAME AND TITLE	PRINTED NAME AND TITLE	PRINTED NAME AND TITLE
5/19/2020 DATE	DATE	DATE

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User Notes: (3B9ADA59)

TOWN OF ROTTERDAM

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Telephone: 518-355-7575 • Fax: 518-355-7976 • Website: www.rotterdamny.org

LEGISLATIVE REQUEST FORM

DATE:	July 31, 2020
TO:	Steven Tommasone – Town Supervisor
FROM:	Michael T. Maher – Assistant Project Manager
TITLE OF REQUEST:	Authorize the Supervisor to sign Change Order Two (2) for Tri-Valley Plumbing & Heating, Inc. for the Rotterdam Senior Center Repairs to Architectural Finishes.
TOWN BOARD MEETING:	August 26, 2020
Background Information:	Tri-Valley Plumbing & Heating, Inc. is the HVAC contractor for the Rotterdam Senior Center Repairs to Architectural Finishes. The original contract sum was $33,000.00. The net change by previously authorized change orders was $8,055.19.
Evaluation/Analysis:	Allow Change Order for Tri-Valley Plumbing & Heating, Inc. on the Rotterdam Senior Center Repairs to Architectural Finishes Project. The contract sum prior to this change order was $41,0055.19. The contract sum will be decreased by this change order in the amount of $4,755.64. The new contract sum including this change order will be $36,299.55.
Recommendation(s):	Authorize the Supervisor to sign a Change Order for Tri-Valley Plumbing & Heating, Inc.
Attachment/Document(s):	Contract Change Orders
Compliance with Purchasing Policy:	
Effect(s) on Existing Law(s):	None
LEGISLATION WILL BE PREPARED BY:	Supervisors Office

AIA® Document G701™ – 2017

Change Order

PROJECT: *(Name and address)*	CONTRACT INFORMATION:	CHANGE ORDER INFORMATION:
Rotterdam Senior Center - Repairs to Architectural Finishes 2639 Hamburg Street, Rotterdam, NY	Contract For: Contract 03 - HVAC Date: 11/15/2019	Change Order Number: 002 Date: 05/19/2020
OWNER: *(Name and address)* Town of Rotterdam 1100 Sunrise Boulevard Rotterdam, NY 2306	**ARCHITECT:** *(Name and address)* C.T. Male Associates, Engineering, Surveying, Architecture, Landscape Architecture & Geology, D.P.C 50 Century Hill Drive Latham, NY 12110	**CONTRACTOR:** *(Name and address)* Tri-Valley Plumbing & Heating, Inc. 2617 Hamburg Street Schenectady, NY 12303

THE CONTRACT IS CHANGED AS FOLLOWS:
(Insert a detailed description of the change and, if applicable, attach or reference specific exhibits. Also include agreed upon adjustments attributable to executed Construction Change Directives.)

Deduction of unused Allowance No. 07 - Mechanical from the Contract Amount.

Allowance No. 07 included in the Contract Sum in the amount of five thousand dollars ($5,000.00) was utilized under Allowance Authorizations No. 01 resulting in a total of $244.36 of authorized work, and a balance remaining of $4,755.64.

The original Contract Sum was	$	33,000.00
The net change by previously authorized Change Orders	$	8,055.19
The Contract Sum prior to this Change Order was	$	41,055.19
The Contract Sum will be decreased by this Change Order in the amount of	$	4,755.64
The new Contract Sum including this Change Order will be	$	36,299.55

The Contract Time will be increased by Zero (0) days.
The new date of Substantial Completion will be Unchanged.

NOTE: This Change Order does not include adjustments to the Contract Sum or Guaranteed Maximum Price, or the Contract Time, that have been authorized by Construction Change Directive until the cost and time have been agreed upon by both the Owner and Contractor, in which case a Change Order is executed to supersede the Construction Change Directive.

NOT VALID UNTIL SIGNED BY THE ARCHITECT, CONTRACTOR AND OWNER.

ARCHITECT *(Firm name)*	CONTRACTOR *(Firm name)*	OWNER *(Firm name)*
C.T. Male Associates	Tri-Valley Plumbing & Heating, Inc.	Town of Rotterdam
SIGNATURE	SIGNATURE	SIGNATURE
Nicholas M. Lobosco, R.A. Project Architect / Project Manager PRINTED NAME AND TITLE	PRINTED NAME AND TITLE	PRINTED NAME AND TITLE
05/19/2020 DATE	DATE	DATE

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User Notes: (3B9ADA51)

RESOLUTION NO. 223.20

THEREFORE, UPON MOTION OF Councilmember _____,

seconded by Councilmember _____,

BE IT RESOLVED BY THE TOWN BOARD AS FOLLOWS:

The Town Clerk of the Town of Rotterdam shall cause the following public notice to be published in the official newspaper of the Town of Rotterdam, and the Supervisor of the Town of Rotterdam shall cause the following public notice be published to the Empire State Purchasing Group on BidNet (http://www.bidnetdirect.com/townofrotterdam) at least five (5) days before the date of reception of bid proposals:

TOWN OF ROTTERDAM
NOTICE TO BIDDERS

PLEASE TAKE NOTICE: That all bids received by the Town Board of the Town of Rotterdam, by Thursday, the10th day of September, 2020, at 11:00 a.m., will be electronically opened at that time. The town board will subsequently post an official report to the Empire State Purchasing Group on BidNet (http://www.bidnetdirect.com/townofrotterdam) by the close of business the same day, of all bid submissions received pursuant to this notice. Additionally, the official bid report and all bids shall be available in the office of the town clerk for public inspection during regular business hours, for the purchase by the Town of Rotterdam of the following:

WASTEWATER TREATMENT PLANT
SLUDGE AND SCREENING/GRIT HAULING AND DISPOSAL

Digital Copies of Specifications may be obtained from the Empire State Purchasing Group on BidNet at http://www.bidnetdirect.com/townofrotterdam. Copies of RFP documents obtained from any other source are not considered official copies. The Town of Rotterdam cannot guarantee the accuracy of any information not obtained from the BidNet Direct website and is not responsible for any errors contained by any information received from an alternate source. Only those vendors who obtain ITB, RFP or RFQ documents from the BidNet system are guaranteed to receive addendum information, if such information is issued. If you obtain the document from a source other than the source indicated, it is recommended that you register on the Empire State Purchasing Group website, http://www.bidnetdirect.com/new-york and obtain an official copy.

ALL BID PROPOSALS MUST BE ELECTRONICALLY SUBMITTED
PRIOR TO 11:00 A.M., THURSDAY, SEPTEMBER 10, 2020

The town board reserves the right to reject any and all bids or proposals or any specific part of any item of any bid.

BY ORDER OF THE ROTTERDAM TOWN BOARD
DIANE M. MARCO, TOWN CLERK

DATED: August 26, 2020
BidNet: Please publish on August 28, 2020
Daily Gazette: Please publish once on August 29, 2020
Post

DRAFT

NAME	AYES	NOES	ABSTAIN
Christou			
Guidarelli			
Miller-Herrera			
Signore			
Tommasone			

DRAFT

TOWN OF ROTTERDAM

John F. Kirvin Government Center • 1100 Sunrise Boulevard • Rotterdam, NY 12306
Telephone: 518-355-7575 • Fax: 518-355-7976 • Website: www.rotterdamny.org

LEGISLATIVE REQUEST FORM

DATE:	July 31, 2020
TO:	Steven A. Tommasone – Town Supervisor
FROM:	Michael Maher – Assistant Project Manager
TITLE OF REQUEST:	Call for Bids-Sludge and Screening/Grit Hauling and Disposal
TOWN BOARD MEETING:	August 26, 2020
Background Information:	KB Group of NY, Inc. has provided Engineering services for the Waste Water Treatment Plant.
Evaluation/Analysis:	The Town hired KB Group of NY, Inc. to provide engineering services for the Sludge and Screening/Grit Hauling and Disposal. The Town needs to call for bids for the Sludge and Screening/Grit Hauling and Disposal.
Recommendation(s):	Town Board advertises in the newspaper the Notice to Bidders on Friday August 28, 2020 and Saturday August 29, 2020 to be opened September 10, 2020 at 11:00 am.
Attachment/Document(s):	Bid Package
Compliance with Purchasing Policy:	
Effect(s) on Existing Law(s):	
LEGISLATION WILL BE PREPARED BY:	Supervisor's Office

TOWN OF ROTTERDAM

ROTTERDAM WASTEWATER TREATMENT PLANT
SLUDGE AND SCREENING/GRIT HAULING AND DISPOSAL
CONTRACT NO. 1 – SLUDGE HAULING AND DISPOSAL

PROJECT MANUAL

TOWN COUNCIL

Steven Tommasone	Supervisor
Evan Christou	Deputy Supervisor/Council Member
Joseph Guidarelli	Council Member
Samantha Miller-Herrera	Council Member
Stephen Signore	Council Member
Diane Marco	Town Clerk

DEPARTMENT OF PUBLIC WORKS

Mickey Maher — Assistant Project Manager

PROJECT ENGINEER

PRIME AE Group of NY



Project No. 01-2002

Bid Issue: August 2020

PRIME AE®
KB Group of NY, Inc. dba PRIME AE Group of NY

New York Office | 100 Great Oaks Blvd, | Suite 114 | Albany, New York 12203
Phone: 518 382 1774 | Fax: 518 382 1776
www.primeeng.com

DIVISION 0 – BIDDING AND CONTRACT REQUIREMENTS

Table of Contents

Division 0 - Bidding and Contract Requirements		**No. of Pages**
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004525	Town of Rotterdam Non-Discrimination and Harassment in the Workplace Affidavit	5
005200	Agreement	1
007200	General Conditions	3
Division 1 - General Requirements		
011000	Summary of Work	5
Divisions 2 - 49 - Technical Specifications		
445000	Sludge Hauling	4

Exhibit 1 – NY Prevailing Wage Rate Schedule
Exhibit 2 – Wastewater Treatment Plant Site Plan

00010

ADVERTISEMENT FOR BIDS

PLEASE TAKE NOTICE: That the Town Board of the Town of Rotterdam (The Board) on the ***10th day of September, 2020, at 11:00 AM*** at **Rotterdam Town Hall, 1100 Sunrise Boulevard, Rotterdam, NY 12306**, will electronically open, via Empire State Purchasing Group on the BidNet website, bids and proposals received pursuant to this notice for the furnishing of work, labor and materials in connection with the **Town of Rotterdam Sludge and Screening/Grit Hauling and Disposal Contract No. 1 – Sludge Hauling & Disposal.** The Town Board will subsequently post an official report to the Empire State Purchasing Group on BidNet by the close of business the same day, of all bid submissions received. Additionally, the official bid report and all bids shall be available in the Office of the Town Clerk for public inspection during regular business hours.

Work for Contract No. 1 – Sludge Hauling & Disposal consists of furnishing all materials, equipment and labor necessary for the storage, hauling and disposal of screenings & grit and thickened sludge produced at the WWTP. Work includes but is not limited to providing dumpsters at the specified site for storage and disposal by hauling to the City of Schenectady WRRF or another approved site as further detailed in the plans and specifications.

Digital Copies of Drawings and Specifications may be obtained from the Empire State Purchasing Group on BidNet at http://www.bidnetdirect.com/townofrotterdam. Copies of RFP documents obtained from any other source are not considered official copies. The Town of Rotterdam cannot guarantee the accuracy of any information not obtained from the BidNet Direct website and is not responsible for any errors contained by any information received from an alternate sources. Only those vendors who obtain ITB, RFP or RFQ documents from the BidNet system are guaranteed to receive addendum information, if such information is issued. If you obtain the document(s) from a source other than the source indicated, it is recommended that you register on the Empire State Purchasing Group website, http://www.bidnetdirect.com/new-york and obtain an official copy.

Women and Minority Owned Businesses are encouraged to apply.

Purchases made by the Town of Rotterdam are not subject to State or local taxes or Federal excise taxes. Exemption certificates will be furnished upon request.

An "Affidavit of Non-Collusion" is attached and forms a part of this bid proposal. By submission of this bid, each bidder and each person signing on behalf of any bidder, certifies under penalty of perjury, that to the best of his/her knowledge and belief that the prices of the bid have been arrived at independently without collusion, consultation, communication or agreement, for the purpose of restricting competition, as to any matter related to such prices with any other bidder or competitor; that the prices quoted have not and will not be disclosed prior to opening, directly or indirectly, to any other bidder or competitor; that no attempt has been or will be made to induce any other person, partnership or corporation to submit or not submit a bid for the purpose of restricting competition. Each bidder must state that no officer of the Town of Rotterdam or member of the Town Board is directly or indirectly interested in the proposal. Failure to sign this statement will constitute grounds for rejection of bid.

Each bidder must acknowledge receipt of and comply with the Town's Non-Discrimination and Harassment (Including Sexual Harassment) in the Workplace policy.

Bid proposals shall remain firm, pending bid award, for a period not to exceed thirty (30) days from the bid opening date.

The Town Board reserves the right to reject any or all bids and re-advertise.

All bids are to be on the basis of delivery prepaid to destination, which shall be buildings of the Town of Rotterdam as specified.

Delivery: Time is of the essence. Material is required as soon as possible and guaranteed date of delivery may be taken into consideration in making award. Upon failure to make delivery as promised, the Town Board of the Town of Rotterdam, New York, may consider the contract breached and will then feel free to go into the open market and to maintain an action against the contractor to recover any differences which the Town Board might stand to lose between the contract price and the market price.

Where items or articles or equipment or supplies are designated as manufactured by a specific manufacturer, it is to be understood that the articles as specified represent an accepted standard. Where certain brands of materials, apparatus, or equipment are specified, such goods have been selected in order to establish a standard for the particular service required, but it is not the intention to limit competition thereby. If the bidder proposes to furnish the article which is specified, he is to fill in the amount on the line indicated. If he desires to bid on a substitute for the article specified, which is claimed to be equivalent to the standard specified, the amount should be recorded and also identified as "substitute" bid and furnish the required information

relating to the manufacturer. In cases where the bid is based upon a substitute article, the bidder will be asked to submit a sample. Samples will be returned, if desired, as soon as the award is made.

The Town Board of the Town of Rotterdam reserves the right to waive any informalities on bids received, and to accept reasonable substitutes for specified items as long as such substitutes in no way affect the performance of the item for which the bid has been requested.

The approximate quantities shown in the bidding documents are not meant to imply that said quantities will in fact be purchased. Payment will be based on an "as delivered" basis at the facilities listed using actual quantities received.

Failure to adequately and fully complete the bid packet and/or questions contained in the RFP shall be disqualified and the bid shall be rejected.

All electronic bids or proposals must be received by the Town of Rotterdam via BidNet prior to *11:00 AM on September 10, 2020*, the date on which all bids or proposals will be electronically opened.

BY ORDER OF THE TOWN BOARD
Diane Marco, Town Clerk

SECTION 002113
INSTRUCTIONS TO BIDDERS

1.1 ARTICLE 1 – DEFINED TERMS

A. 1.01 – Terms used in these Instructions to Bidders will have the meanings indicated in the General Conditions and Supplementary Conditions. Additional terms used in these Instructions to Bidders have the meanings indicated below which are applicable to both the singular and plural thereof:

1. Bidder – The individual or entity who submits a Bid directly to OWNER.
2. Issuing Office – The office from which the Bidding Documents are to be issued and where the bidding procedures are to be administered.
3. Successful Bidder – The lowest responsible Bidder submitting a responsive Bid to whom OWNER (on the basis of OWNER's evaluations as hereinafter provided) makes an award.

1.2 ARTICLE 2 – COPIES OF BIDDING DOCUMENTS

A. 2.01 – 3. Digital Copies of Drawings and Specifications may be obtained from the Empire State Purchasing Group on BidNet at http://www.bidnetdirect.com/townofrotterdam.

B. 2.02 – Complete sets of Bidding Documents must be used in preparing Bids; neither OWNER nor ENGINEER assumes any responsibility for errors or misinterpretations resulting from the use of incomplete sets of Bidding Documents.

C. 2.03 – OWNER and ENGINEER in making the Bidding Documents available on the above terms do so only for the purpose of obtaining Bids for the Work and do not confer a license or grant for any other use. Copies of RFP documents obtained from any other source are not considered official copies. The Town of Rotterdam cannot guarantee the accuracy of any information not obtained from the BidNet Direct website and is not responsible for any errors contained by any information received from alternate sources.

D. 2.04 – All sections requiring Bidder to supply information, signature, etc., are included in this document on a separate .pdf file for your convenience in identifying them. These sections include 004113 Bid Form, 004513 Contractor's Qualifications Statement, & 004519 Non-Collusion Affidavit. All requested information must be provided for bid to be considered for acceptance.

1.3 ARTICLE 4 – EXAMINATION OF BIDDING DOCUMENTS, OTHER RELATED DATA, AND SITE

A. On request, OWNER will provide Bidder access to the Site to conduct such examinations, investigations, explorations, tests, and studies as Bidder deems necessary for submission of a Bid. Bidder shall fill all holes and clean up and restore the Site to its former condition upon completion of such explorations, investigations, tests, and studies.

B. Contractor shall pay wages to all those under his employ as provided for by Section 220 of the Labor Law of the State of New York and as set forth in the most recently published Prevailing Wage Rate Schedule, which is available for review at the office of PRIME AE Group of NY and on the NYS Department of Labor website www.labor.state.ny.us. A copy of the schedule will be given to the successful bidder. The PRC # is 2020900562 and certified payrolls are required to be submitted by the Contractor

C. It is responsibility of each Bidder before submitting a Bid to do the following:

1. Examine and carefully study the Bidding Documents, including any Addenda and the other related data identified in the Bidding Documents.
2. Visit the Site and become familiar with and satisfy Bidder as to the general, local, and Site conditions that may affect cost, progress, and performance of the Work.
3. Become familiar with and satisfy Bidder as to all Federal, State, and local Laws and Regulations that may affect cost, progress, or performance of the Work.
4. Carefully study all reports of explorations and tests of subsurface conditions at or contiguous to the Site and all drawings of physical conditions in or relating to existing surface or subsurface structures at or contiguous to the Site (except Underground Facilities) which have been identified in the Supplementary Conditions as provided in paragraph 4.02 of the General Conditions, and carefully study all reports and drawings of a Hazardous Environmental Condition, if any, at the Site which have been identified in the Supplementary Conditions as provided in paragraph 4.06 of the General Conditions.
5. Obtain and carefully study (or assume responsibility for doing so) all additional or supplementary examinations, investigations, explorations, tests, studies, and data concerning conditions (surface, subsurface, and Underground Facilities) at or contiguous to the Site which may affect cost, progress, or performance of the Work or which relate to any aspect of the means, methods, techniques, sequences, and procedures of construction to be employed by Bidder, including any specific means, methods, techniques, sequences, and procedures of construction expressly required by the Bidding Documents, and safety precautions and programs incident thereto.
6. Agree at the time of submitting its Bid that no further examinations, investigations, explorations, tests, studies, or data are necessary for the determination of its Bid for performance of the Work at the price bid and within the times and in accordance with the other terms and conditions of the Bidding Documents.
7. Become aware of the general nature of the work to be performed by OWNER and others at the Site that relates to the Work as indicated in the Bidding Documents.
8. Correlate the information known to Bidder, information and observations obtained from visits to the Site, reports and drawings identified in the Bidding Documents, and all additional examinations, investigations, explorations, tests, studies, and data with the Bidding Documents.
9. Promptly give ENGINEER written notice of all conflicts, errors, ambiguities, or discrepancies that Bidder discovers in the Bidding Documents and confirm that the written resolution thereof by ENGINEER is acceptable to Bidder.
10. Determine that the Bidding Documents are generally sufficient to indicate and convey understanding of all terms and conditions for the performance of the Work.

D. The submission of a Bid will constitute an incontrovertible representation by Bidder that Bidder has complied with every requirement of this Article 4, that without exception the Bid is premised upon performing and furnishing the Work required by the Bidding Documents and applying any specific means, methods, techniques, sequences, and procedures of construction that may be shown or indicated or expressly required by the Bidding Documents, that Bidder

has given ENGINEER written notice of all conflicts, errors, ambiguities, and discrepancies that Bidder has discovered in Bidding Documents and the written resolutions thereof by ENGINEER are acceptable to Bidder, and that the Bidding Documents are generally sufficient to indicate and convey understanding of all terms and conditions for performing and furnishing the Work.

1.4 ARTICLE 6 – SITE AND OTHER AREAS

A. 6.01 – The Site is identified in the Bidding Documents. All additional lands and access thereto required for temporary construction facilities, construction equipment, or storage of materials and equipment to be incorporated in the Work are to be obtained and paid for by CONTRACTOR. Easement for permanent structures or permanent changes in existing facilities are to be obtained and paid for by OWNER unless otherwise provided in the Bidding Documents.

1.5 ARTICLE 7 – INTERPRETATIONS AND ADDENDA

A. 7.01 – All questions about the meaning or intent of the Bidding Documents are to be submitted to ENGINEER in writing. Interpretations or clarifications considered necessary by ENGINEER in response to such questions will be issued by Addenda mailed or delivered to all parties recorded by ENGINEER as having received the Bidding Documents. Questions received less than ten days prior to the date for opening of Bids may not be answered. Only questions answered by Addenda will be binding. Oral and other interpretations or clarifications will be without legal effect.

B. 7.02 – Addenda may be issued to clarify, correct, or change the Bidding Documents as deemed advisable by OWNER or ENGINEER.

1.6 ARTICLE 9 – CONTRACT TIMES

A. 9.01 – The number of days within which, or the dates by which, the Work is to be (a) Substantially Completed and (b) also completed and ready for final payment are set forth in the Agreement.

1.7 ARTICLE 11 – SUBSTITUTE AND "OR-EQUAL" ITEMS

A. 11.01 – The Contract, if awarded, will be on the basis of materials and equipment specified or described in the Bidding Documents, or "or-equal" materials and equipment as defined in paragraph 6.05 of the General Conditions, or those substitute or materials and equipment approved by the ENGINEER and identified by Addendum. The materials and equipment described in the Bidding Documents establish a standard of required type, function and quality to be met by any proposed substitute or "or-equal" item. Request for ENGINEER's clarification of materials and equipment considered "or-equal" prior to the Effective Date of the Agreement must be received by the ENGINEER at least 5 days prior to the date for receipt of Bids. No item of material or equipment will be considered by ENGINEER as a substitute unless written request for approval has been submitted by Bidder and has been received by ENGINEER at least 15 days prior to the date for receipt of Bids. Each request shall conform to the requirements of paragraph 6.05 of the General Conditions. The burden of proof of the merit

of the proposed item is upon the Bidder. ENGINEER's decision of approval or disapproval of a proposed item will be final. If ENGINEER approves any proposed substitute item, such approval will be set forth in an Addendum issued to all prospective Bidders. Bidders shall not rely upon approvals made in any other manner.

1.8 ARTICLE 12 – SUBCONTRACTORS, SUPPLIERS, AND OTHERS

A. 12.01 – If the Supplementary Conditions require the identity of certain Subcontractors, Suppliers, individuals, or entities to be submitted to OWNER in advance of a specified date prior to the Effective Date of the Agreement, the apparent Successful Bidder, and any other Bidder so requested, shall within five days after Bid opening, submit to OWNER a list of all such Subcontractors, Suppliers, individuals, or entities proposed for those portions of the Work for which such identification is required. Such list shall be accompanied by an experience statement with pertinent information regarding similar projects and other evidence of qualification for each such Subcontractor, Supplier, individual, or entity if requested by OWNER. IF OWNER or ENGINEER, after due investigation, has reasonable objection to any proposed Subcontractor, Supplier, individual, or entity, OWNER may, before the Notice of Award is given, request apparent Successful Bidder to submit a substitute, without an increase in the Bid.

B. 12.02 – If apparent Successful Bidder declines to make any such substitution, OWNER may determine such Bidder to be nonresponsive and reject the Bid. Declining to make requested substitutions will not constitute grounds for forfeiture of the Bid security of any Bidder. Any Subcontractor, Supplier, individual, or entity so listed and against which OWNER and ENGINEER makes no written objection prior to the giving of the Notice of Award will be deemed acceptable to OWNER and ENGINEER subject to revocation of such acceptance after the Effective Date of the Agreement as provided in paragraph 6.06 of the General Conditions.

C. 12.03 – CONTRACTOR shall not be required to employ any Subcontractor, Supplier, individual, or entity against whom CONTRACTOR has reasonable objection.

1.9 ARTICLE 13 – PREPARATION OF BID

A. 13.01 – The Bid form is included with the Bidding Documents in a .pdf file labeled *Forms to be Submitted With Bid*.

B. 13.02 – All blanks on the Bid form shall be completed by printing in ink or by typewriter and the Bid signed. A Bid price shall be indicated for each *section, Bid item, alternative, and unit price item* listed therein, or the words "No Bid," "No Change," or "Not Applicable" entered. Where space has been provided, the Bid price(s) on the form must be stated in words and numerals; in case of a conflict, words will take precedence.

C. 13.03 – A Bid by a corporation shall be executed in the corporate name by the president or a vice-president or other corporate officer accompanied by evidence of authority to sign. If required by State where work is to be performed, the corporate seal shall be affixed and attested by the secretary or an assistant secretary. The corporate address and state of incorporation shall be shown below the signature.

D. 13.04 – A Bid by a partnership shall be executed in the partnership name and signed by a partner (whose title must appear under the signature), accompanied by evidence of authority to sign. The official address of the partnership shall be shown below the signature.

E. 13.05 – A Bid by a limited liability company shall be executed in the name of the firm by a member and accompanied by evidence of authority to sign. The state of formation of the firm and the official address of the firm must be shown below the signature.

F. 13.06 – A Bid by an individual shall show the Bidder's name and official address.

G. 13.07 – A Bid by a joint venture shall be executed by each joint venturer in the manner indicated on the Bid form. The official address of the joint venture must be shown below the signature.

H. 13.08 – All names shall be typed or printed in ink below the signatures.

I. 13.09 – The Bid shall contain an acknowledgment of receipt of all Addenda, the numbers of which shall be filled in on the Bid form.

J. 13.10 – The address and telephone number for communication regarding the Bid shall be shown.

K. 13.11 – The Bid shall contain evidence of Bidder's authority and qualification to do business in the state where the Project is located or covenant to obtain such qualification prior to award of the Contract. Bidder's state contractor license number for the state of the Project, if any, shall also be shown on the Bid form.

L. 13.12 – Noncollusion Affidavit must be signed.

1.10 ARTICLE 14 – BASIS OF BID; EVALUATION OF BIDS

A. 14.01 – Lump Sum

1. Bidders shall submit a Bid on lump sum basis where applicable as set forth in the Bid form.

B. 14.02 – Unit Price

1. Bidders shall submit a Bid on a unit price basis where applicable, for each item of Work listed in the Bid schedule.
2. The total of all estimated prices will be determined as the sum of the products of the estimated quantity of each item and the unit price Bid for the item. The final quantities and Contract Price will be determined in accordance with paragraph 11.03 of the General Conditions.
3. Discrepancies between the multiplication of units of Work and unit prices will be resolved in favor of the unit prices. Discrepancies between the indicated sum of any column of figures and the correct sum thereof will be resolved in favor of the correct sum. Discrepancies between words and figures will be resolved in favor of the words.

C. 14.03 – Owner may elect to disqualify a bid due to failure to submit a bid in the form requested, failure to bid requested alternates or unit prices, failure to complete entries in all blanks in the Bid Form, or inclusion by the Bidder of any alternates, conditions, limitations or provisions not called for.

1.11 ARTICLE 15 – SUBMITTAL OF BID

A. 15.01 – Each prospective Bidder is can obtain a digital copy of the Bidding Documents from the Empire State Purchasing Group on BidNet at http://www.bidnetdirect.com/townofrotterdam.

B. 15.02 – A Bid shall be submitted no later than the date and time prescribed and in the method indicated in the advertisement or invitation to Bid.

1.12 ARTICLE 16 – MODIFICATION AND WITHDRAWAL OF BID

A. 16.01 – A Bid may be modified or withdrawn by an appropriate document duly executed in the manner that a Bid must be executed and delivered to the place where Bids are to be submitted prior to the date and time for the opening of Bids.

B. 16.02 – If within 24 hours after Bids are opened any Bidder files a duly signed written notice with OWNER and promptly thereafter demonstrates to the reasonable satisfaction of OWNER that there was a material and substantial mistake in the preparation of its Bid, that Bidder may withdraw its Bid. Thereafter, if the Work is rebid or negotiated, that Bidder will be disqualified from further bidding on the Work.

1.13 ARTICLE 17 – OPENING OF BIDS

A. 17.01 – All electronic bids or proposals must be received by the Town of Rotterdam via BidNet prior to the time and date in the Advertisement for Bids and will be electronically opened.

1.14 ARTICLE 18 – BIDS TO REMAIN SUBJECT TO ACCEPTANCE

A. 18.01 – All Bids will remain subject to acceptance for the period of time stated in the Bid form, but OWNER may, in its sole discretion, release any Bid and return the Bid security prior to the end of this period.

1.15 ARTICLE 19 – AWARD OF CONTRACT

A. 19.01 – OWNER reserves the right to reject any or all Bids, including without limitation, nonconforming, nonresponsive, unbalanced, or conditional Bids. OWNER further reserves the right to reject the Bid of any Bidder whom it finds, after reasonable inquiry and evaluation, to be non-responsible. OWNER also reserves the right to waive all informalities not involving price, time, or changes in the Work and to negotiate contract terms with the Successful Bidder.

B. 19.02 – More than one Bid for the same Work from an individual or entity under the same or different names will not be considered. Reasonable grounds for believing that any Bidder has

an interest in more than one Bid for the Work may be cause for disqualification of that Bidder and the rejection of all Bids in which that Bidder has an interest.

C. 19.03 – In evaluating Bids, OWNER will consider whether or not the Bids comply with the prescribed requirements, and such alternates, unit prices and other data, as may be requested in the Bid Form or prior to the Notice of Award.

D. 19.04 – In evaluating Bidders, OWNER will consider the qualifications of Bidders and may consider the qualifications and experience of Subcontractors, Suppliers, and other individuals or entities proposed for those portions of the Work for which the identity of Subcontractors, Suppliers, and other individuals or entities must be submitted as provided in the Supplementary Conditions.

E. 19.05 – OWNER may conduct such investigations as OWNER deems necessary to establish the responsibility, qualifications, and financial ability of Bidders, proposed Subcontractors, Suppliers, individuals, or entities to perform the Work in accordance with the contract Documents.

F. 19.06 – If the Contract is to be awarded, OWNER will award the Contract to the responsible Bidder whose Bid, conforming with all the material terms and conditions of the Advertisement for Bids, is lowest, price and other factors considered.

1.16 ARTICLE 20 – CONTRACT SECURITY AND INSURANCE

A. 20.01 – Article 5 of the General Conditions, as may be modified by the Supplementary Conditions, set forth OWNER's requirements as to performance Bond, payment Bond, and insurance. When the Successful Bidder delivers the executed Agreement to OWNER, it must be accompanied by such Bonds.

1.17 ARTICLE 21 – SIGNING OF AGREEMENT

A. 21.01 – When OWNER gives a Notice of Award to the Successful Bidder, it shall be accompanied by the required number of unsigned counterparts of the Agreement with the other contract Documents which are identified in the Agreement as attached thereto. Within 15 days thereafter, Successful Bidder shall sign and deliver the required number of counterparts of the Agreement and attached documents to OWNER. Within *{ten}* days thereafter, OWNER shall deliver one fully signed counterpart to Successful Bidder with a complete set of the Drawings with appropriate identification.

1.18 ARTICLE 22 – SALES AND USE TAXES

A. 22.01 –*OWNER is exempt from New York State sales and use taxes on materials and equipment to be incorporated in the Work. Exemption No. 14-6002187. Said taxes shall not be included in the Bid. Refer to paragraph 6.10 of the Supplementary Conditions for additional information.*

END OF DOCUMENT 002113

BIDDING DOCUMENTS TO BE COMPLETED & SUBMITTED WITH BID

- BID FORM
- NON-COLLUSION AFFIDAVIT
- NON-DISCRIMINATION AND HARASSMENT AFFIDAVIT

004113
Bid Form

For: Town of Rotterdam
Sludge and Screening/Grit Hauling and Disposal
Contract No. 1 – Sludge Hauling & Disposal

From:_____
(Name of Bidder)

Date Bid Submitted:_____

The undersigned BIDDER proposes and agrees, if this Bid is accepted, to enter into an agreement with OWNER in the form included in the Contract Documents to perform and finish all work as specified or indicated in the Contract Documents for the Bid Price and within the Bid Times indicated in this Bid and in accordance with the other terms and conditions of the Contract Documents.

BIDDER accepts all of the terms and conditions of the Advertisement or Invitation to Bid and Instructions to Bidders, including without limitation those dealing with the disposition of Bid security. This Bid will remain subject to acceptance for forty-five days after the day of Bid opening. BIDDER will sign and deliver the required number of counterparts of the Agreement with the Bonds and other documents required by the Bidding Requirements within ten days after the date of OWNER's Notice of Award.

In submitting this Bid, BIDDER represents, as more fully set forth in the Agreement, that:

BIDDER has examined copies of all the Bidding Documents including Addenda. BIDDER has visited the site and become familiar with and is satisfied as to the general, local and site conditions that may affect cost, progress, performance and furnishing of the work.

BIDDER has studied carefully all reports of explorations and tests of subsurface conditions at or contiguous to the site and all drawings of physical conditions, in or relating to existing surface or subsurface structures at or contiguous to the site (except underground facilities) which have been identified in the Supplementary Conditions as provided in 4.02 of the General Conditions. BIDDER accepts the determination set forth in paragraph SC-4.02 of the Supplementary Conditions of the extent of the technical data contained in such reports and drawings upon which BIDDER is entitled to rely as provided in 4.02 of the General Conditions. BIDDER acknowledges that such reports and drawings are not contract documents and may not be complete for BIDDER's purposes. BIDDER acknowledges that OWNER and ENGINEER do not assume responsibility for the accuracy or completeness of information and data shown, or indicated, in the bidding documents with respect to underground facilities at or contiguous to the site. BIDDER has obtained and carefully studied (or assumes responsibility for having done so) all such additional or supplementary examinations, investigations, explorations, tests, studies and data concerning conditions (surface, subsurface and underground facilities) at or contiguous to the site or otherwise which may affect cost, progress, performance or furnishing of the work or which relate to any aspect of the means, methods, techniques, sequences and procedures of construction to be employed by BIDDER and safety precautions and programs incident thereto. BIDDER does not consider that any additional examinations, investigations, explorations, tests, studies or data are necessary for the determination of this Bid for the performance and furnishing of the work in accordance with the times, price and other terms and conditions of the contract documents.

BIDDER agrees that the Work will be substantially completed and ready for final payment in accordance with 14.04 of the General Conditions on or before the dates or within the number of calendar days indicated in the Agreement. BIDDER accepts the provisions of the Agreement as to liquidated damages in the event of failure to complete the Work within the times specified in the Agreement.

BIDDER is aware of the general nature of work to be performed by OWNER and others at the site that relates to work for which this Bid is submitted as indicated in the contract documents.

BIDDER has correlated the information known to BIDDER. Information and observations obtained from visits to the site, reports and drawings identified in the contract documents and all additional examinations, investigations, explorations, tests, studies and data with the contract documents.

BIDDER has given ENGINEER written notice of all conflicts, errors, ambiguities or discrepancies that BIDDER has discovered in the Contract Documents and the written resolution thereof by ENGINEER is acceptable to BIDDER and the contract documents are generally sufficient to indicate and convey understanding of all terms and conditions for performing and furnishing the work for which this Bid is submitted.

This Bid is genuine and not made in the interest of or on behalf of any undisclosed person, firm or corporation and is not submitted in conformity with any agreement or rules of any group, association, organization or corporation; BIDDER has not directly or indirectly induced or solicited any other Bidder to submit a false or sham Bid; BIDDER has not solicited or induced any person, firm or corporation to refrain from bidding; and BIDDER has not sought by collusion to obtain for itself any advantage over any other Bidder or over OWNER.

Contract No. 1 – Sludge Hauling and Disposal **Contractor Name:**_____

1. Base Bid Sludge Hauling and Disposal to City of Schenectady WRRF

Pay Item No.	Pay Item Description	Section No. (1)	Est. Qty.	Unit	Unit Price	Total Price
1.1.	Dumpsters for dewatered sludge (30CY) and screening/grit waste (15CY) for three years	445000	1	LS		
1.2.	Hauling & Disposal cost of sludge/ton (for 3 years)	445000	620	TON		
1.3.	Hauling & Disposal of cost screening & grit/ton (for 3 years)	445000	435	TON		
				Total of Items 1.1-1.3		

For work of Contract No. 1 – Sludge Hauling & Disposal, the BIDDER proposes to perform the work required in accordance with contract documents, complete for the total price of:

Contract No. 1 – Sludge Hauling & Disposal – Sludge and Screening/Grit Hauling and Disposal Base Bid (written in numbers):

$_____

Contract No. 1 – Sludge Hauling & Disposal – Sludge and Screening/Grit Hauling and Disposal Base Bid (written in words):

_____ Dollars and _____ Cents

Notes (1) – Contract will be evaluated for award based on the Total Base Bid amount.
(2) - Work included under Pay Item not limited to specification section listed.
(3) - The quantities shown above are estimates and are not guaranteed. Contractor shall include all disposal fees or testing in the bid prices.
(4) - Bid prices shall include all associated costs for completion of that particular item of work, including but not limited to all overhead and administrative costs. Failure to include any costs or work will not be grounds for extra payment.

2. Acknowledgment of Receipt of Addenda

Addenda #	Date	Contractor's Signature
_____	_____	_____
_____	_____	_____
_____	_____	_____

3. Address/Telephone and Telefax Number for Communications Regarding Bid

Name:_____

Address:_____

_____

Telephone:_____ Telefax: _____

4. Noncollusion Affidavit Signed (Section 004519)

_____ Yes _____No

BID FORM MUST BE INSERTED IN PROJECT MANUAL

_____ Yes _____No

5. Bidder's Signature

If Bidder is an Individual:

By: _____
(signature)

_____
(print or type name (and title if applicable))

DBA: _____

Address: _____

_____

Phone _____

If Bidder is a Partnership:

_____
(print or type firm name)

By: _____
(signature of General Partner)

_____
(print or type name & title)

Address: _____

_____

Phone _____

If Bidder is a Corporation:

_____
(print or type corporate name)

_____
(state of incorporation)

By: _____
(signature of President or Vice President)

_____
(print or type name & title)

(Corporate Seal)

Attest _____
(signature by corp. secretary/asst. secretary)

_____
(print or type name & title)

Address: _____

_____

Phone: _____

004518

NON-COLLUSION AFFIDAVIT

004519
Noncollusion Affidavit

Every bid or proposal made to a political subdivision of the state or any public department, agency or official thereof where competitive bidding is required by statute, rule, regulation or local law, for work or services performed or to be performed or goods sold or to be sold, shall contain the following statement subscribed by the bidder and affirmed by such bidder as true under the penalties of perjury.

By submission of this bid, each bidder and each person signing on behalf of any bidder, or in the case of a joint bid each party thereto, certifies that:

such bid is not made in the interest of or on behalf of any undisclosed person, partnership, company, association, organization or corporation;

such bid is genuine and not collusive or sham;

said bidder has not directly induced or solicited any other bidder to put in a false or sham bid and has not directly or indirectly colluded, conspired, connived or agreed with any bidder or anyone else to put in a sham bid, nor that anyone shall refrain from bidding;

said bidder has not in any manner, directly or indirectly, sought by agreement, communication or conference with anyone to fix the bid price of said bidder or of any other bidder, nor to fix any overhead, profit or cost element of such bid price, nor of that of any other bidder, nor to secure any advantage against the public body awarding the contract or anyone interested in the proposed contract;

all statements contained in such bid are true;

and, further, that said bidder has not directly or indirectly, submitted his bid price or any breakdown

thereof, nor the contents thereof, nor divulged information or data relative thereto, nor paid and will not pay fee in connection therewith to any corporation, partnership, company, association, organization, bid depository, nor to any member or agent thereof, nor to any other individual except to such persons or persons as have a partnership or other financial interest with said bidder in his general business.

No bid shall be considered for award, neither shall any award be made where above items have not been complied with.

If the bidder cannot make the foregoing certification, the bidder shall so state and shall furnish with the bid a signed statement which sets forth in detail the reasons why the above items have not been complied with. The bid shall not be considered for award, neither shall any award be made, unless the head of the purchasing unit of the political subdivision, public department, agency or official thereof to which the bid is made, or the appointed designee, determines that such disclosure was not made for the purpose of restricting competition.

Any bid hereafter made to any political subdivision of the state or any public department, agency or official thereof by a corporate bidder for work or services performed or to be performed or goods sold or to be sold, where competitive bidding is required by statute, rule, regulation or local law, and where such bid contains the certification referred to in this section, shall be deemed to have been authorized by the board of directors of the bidder, and such authorization shall be deemed to include the signing and submission of the bid and the inclusion therein of the certificate as to noncollusion as the act and deed of the corporation.

Signature : _____

Print Name: _____

Title _____

Business Address of Bidder _____

_____

Dated: _____

NONCOLLUSION AFFIDAVIT MUST BE INSERTED IN PROJECT MANUAL

004525

TOWN OF ROTTERDAM
NON-DISCRIMINATION AND HARASSMENT POLICY & AFFIDAVIT

903 Non-Discrimination and Harassment (Including Sexual Harassment) in the Workplace

Policy Statement – It is the policy of the Town of Rotterdam to promote a productive work environment and to prohibit conduct by any Elected Official or employee (as defined in Section 104 of the Employee Handbook) that disrupts or interferes with another's work performance or that creates an intimidating, offensive, or hostile work environment. In keeping with this goal, the Town is committed to educate Elected Officials and employees in the recognition and prevention of workplace discrimination and harassment, including sexual harassment, and to provide an effective means of eliminating such discrimination and harassment from the workplace. In short, the Town does not tolerate any form of discrimination or harassment, including sexual harassment, and will take all steps necessary to prevent and stop the occurrence of such activity in the workplace. The accompanying complaint procedure is intended to provide an effective mechanism for reporting, and resolving promptly, complaints of discrimination and harassment, including sexual harassment, without any risk of repercussion to any individual covered by this policy who, in good faith, files such complaint.

Applicability of Policy – This policy applies to all Elected Officials, Appointed Members of Boards and Commissions, employees, supervisors, and Department Heads, whether employed full or part-time, temporary or seasonal, paid or unpaid interns, volunteers, and those employed by companies contracting to provide services in the workplace. Depending on the extent of the Town's exercise of control, this policy may be applied to the conduct of non-Town employees with respect to harassment of Town employees in the workplace.

Prohibited harassment (including sexual harassment) is not limited to the physical workplace itself. It can occur while Elected Officials, employees or other individuals covered by this policy are traveling for Town business or at Town sponsored events or parties. Calls, texts, emails, and social media usage by employees or other individuals covered by this policy can constitute workplace harassment, even if they occur away from the workplace premises, on personal devices, or during non-work hours.

Prohibited Activity – No Elected Official, employee or other individuals covered by this policy shall engage in any of the following:

- Harassment: Unwanted, unreasonable verbal or physical conduct directed toward or affecting another person that disturbs, frightens, insults, threatens, intimidates, demeans, or offends that other person, that continues or is repeated after a request to cease, and that: 1) has the purpose or effect of creating an intimidating, hostile, or offensive work environment; 2) has the purpose or effect of unreasonably interfering with an individual's work performance; or 3) otherwise adversely affects an individual's employment opportunities. Harassment includes offensive or inappropriate images or written materials or electronic communications (e.g. letters, e-mail, text messages, or graffiti) as well as bias-based harassment and sexual harassment (see below).
- Bias-Based Harassment: Harassment that denigrates, offends or shows hostility or aversion toward an individual on the basis of sex, (including gender identity and the status of being transgender), sexual orientation, race, color, national origin, religion, disability, pregnancy, age, marital status, veteran status, military status, arrest or conviction record, genetic information or predisposing characteristics, domestic violence victim status, or any other protected status. Bias-based harassment includes, but is not limited to: epithets, slurs or negative stereotyping; threatening, intimidating, or hostile acts; denigrating jokes; and written, electronic, or graphic material that denigrates, ridicules, objectifies, or shows hostility, aversion or contempt toward an individual or group and that is placed on walls, bulletin boards, lockers or elsewhere on or in the Town's premises, vehicles, or equipment, or is circulated in the workplace, including through electronic means.
- Discrimination: The Town of Rotterdam is an Equal Opportunity Employer. The Town does not unlawfully discriminate on the basis of sex, (including gender identity and the status of being transgender), sexual orientation, race, color, national origin, religion, disability, pregnancy, age, marital status, veteran status, military status, arrest or conviction record, genetic information or predisposing characteristics, domestic violence victim status, or any other protected status. Unlawful discrimination based on membership in these categories is prohibited by applicable federal, state, or local laws. This policy applies to all terms and conditions of employment, including, but not limited to, hiring, placement, assignments, compensation, promotion, transfer, training, leave of absence, and termination.

Definition of Sexual Harassment – This policy places special attention on the prohibition of sexual harassment in the workplace.
Sexual harassment is a form of sex discrimination and is unlawful under federal, state, and (where applicable) local law. Sexual harassment includes harassment on the basis of sex, sexual orientation, self-identified or perceived sex, gender expression, gender identity and the status of being transgender.
Sexual harassment includes unwelcome conduct which is either of a sexual nature, or which is directed at an individual because of that individual's sex when:

- Such conduct has the purpose or effect of unreasonably interfering with an individual's work performance or creating an intimidating, hostile or offensive work environment, even if the reporting individual is not the intended target of the sexual harassment;
- Such conduct is made either explicitly or implicitly a term or condition of employment; or
- Submission to or rejection of such conduct is used as the basis for employment decisions affecting an individual's employment.

A sexually harassing hostile work environment includes, but is not limited to, words, signs, jokes, pranks, intimidation or physical violence which are of a sexual nature, or which are directed at an individual because of that individual's sex. Sexual harassment also consists of any unwanted verbal or physical advances, sexually explicit derogatory statements or sexually discriminatory remarks made by someone which are offensive or objectionable to the recipient, which cause the recipient discomfort or humiliation, or which interfere with the recipient's job performance.

Sexual harassment also occurs when a person in authority tries to trade job benefits for sexual favors. This can include hiring, promotion, continued employment or any other terms, conditions or privileges of employment. This is also called "quid pro quo" harassment.

Any employee who feels harassed should report so that any violation of this policy can be corrected promptly. Any harassing conduct, even a single incident, can be addressed under this policy.

Examples of Sexual Harassment - The following describes some of the types of acts that may be unlawful sexual harassment and that are strictly prohibited:

- Physical acts of a sexual nature, such as:
  - Touching, pinching, patting, kissing, hugging, grabbing, brushing against another employee's body or poking another employee's body;
  - Rape, sexual battery, molestation or attempts to commit these assaults.
- Unwanted sexual advances or propositions, such as:
  - Requests for sexual favors accompanied by implied or overt threats concerning the target's job performance evaluation, a promotion or other job benefits or detriments;
  - Subtle or obvious pressure for unwelcome sexual activities.
- Sexually oriented gestures, noises, remarks or jokes, or comments about a person's sexuality or sexual experience, which create a hostile work environment.
- Sex stereotyping occurs when conduct or personality traits are considered inappropriate simply because they may not conform to other people's ideas or perceptions about how individuals of a particular sex should act or look.
- Sexual or discriminatory displays or publications anywhere in the workplace, such as:
  - Displaying pictures, posters, calendars, graffiti, objects, promotional material, reading materials or other materials that are sexually demeaning or pornographic. This includes such sexual displays on workplace computers or cell phones and sharing such displays while in the workplace.
- Hostile actions taken against an individual because of that individual's sex, sexual orientation, gender identity and the status of being transgender, such as:
  - Interfering with, destroying or damaging a person's workstation, tools or equipment, or otherwise interfering with the individual's ability to perform the job;
  - Sabotaging an individual's work;
  - Bullying, yelling, name-calling.

Prohibition Against Retaliation – Unlawful retaliation can be any action that could discourage an employee from coming forward to make or support a claim of discrimination or harassment, including sexual harassment. Adverse action need not be job-related or occur in the workplace to constitute unlawful retaliation (e.g., threats of physical violence outside of work hours).

Unlawful retaliation against any employee who has engaged in "protected activity" is strictly prohibited by this policy as well as (where applicable) federal, state, and local law. Protected activity occurs when a person has:

- made a complaint of harassment or discrimination, either internally or with any anti- discrimination agency;
- opposed harassment or discrimination by making a verbal or informal complaint to management, or by simply informing a supervisor or management of harassment or discrimination;
- reported that another employee has been subjected to harassment or discrimination;
- encouraged a fellow employee to report harassment or discrimination;
- participated in a workplace investigation regarding harassment or discrimination;
- testified or assisted in a proceeding involving harassment or discrimination under the Human Rights Law or other anti-discrimination laws.

Even if the alleged discrimination or harassment does not turn out to rise to the level of a violation of law, the individual is protected from retaliation if the person had a good faith belief that the practices were unlawful. However, the retaliation provision is not intended to protect persons making intentionally false charges of discrimination or harassment.

Reporting of Discrimination and Harassment (including Sexual Harassment) – Reports of alleged discrimination and/or harassment (including sexual harassment) or retaliation may be made verbally or in writing. A form for the submission of a written complaint is attached to this policy and individuals are encouraged to use this form. If an individual chooses to submit a verbal complaint, such complaint will be recorded by the receiver of this complaint on this form. Employees are encouraged to report incidents of discrimination, harassment (including sexual harassment), or retaliation to their Department Head and/or the Town Supervisor as soon as possible after their occurrence. If the employee's Department Head is believed to be involved in the incident, or if the employee is not comfortable in addressing the incident with the Department Head, the report should be made directly to the Town Supervisor. If the Town Supervisor is believed to be involved in the incident or the employee is not comfortable reporting the incident to the Town Supervisor, the employee should report the incident to a member of the Town Board. Employees who believe they have been discriminated against or harassed and would like to obtain guidance as to how to proceed in filing a complaint, should contact their immediate supervisor, their Department Head, the Town Supervisor, or any member of the Town Board. Employees who work during off-hours are encouraged to contact their supervisor, their Department Head, the Town Supervisor, or any member of the Town Board at home if these individuals do not work during the employee's shift. Non-employees are encouraged to report incidents of alleged discrimination and harassment (including sexual harassment) to either the Department Head of the department where services are being provided, the Town Supervisor, or a member of the Town Board.

Supervisory Responsibility – Supervisory personnel must make every effort to ensure a work environment that is free from discrimination and harassment, including sexual harassment. Any Department Head or supervisor who receives a complaint or information about suspected prohibited activity (as outlined above), observes behavior that may constitute prohibited activity, or for any reason suspects that prohibited activity is occurring, is required to report such suspected prohibited activity to the Town Supervisor, or any member of the Town Board.

In addition to being subject to corrective action or discipline if they engaged in prohibited activity themselves, supervisory personnel will be subject to discipline for failing to report suspected prohibited activity or otherwise knowingly allowing prohibited activity to continue. Supervisory personnel will also be subject to corrective action or discipline for engaging in any form of retaliation prohibited by this policy.

Investigation of Complaint – The Town Supervisor, in consultation with the Town Board, will determine the appropriate individual(s) to conduct the investigation. All complaints pursuant to this policy, whether reported in verbal or written form, will be investigated promptly, thoroughly, and in as impartial a manner as possible. The investigation will normally include conferring with the parties involved and any named or apparent witnesses. All employees are required to cooperate in an investigation, if so directed. All persons involved, including complainants, witnesses and alleged perpetrators will be accorded due process to protect their rights to a fair and impartial investigation. All relevant materials, including all electronic communications, documents, emails or phone records that are relevant to the allegations will also be considered. A written report will be prepared documenting the results of the investigation. The individual who reported the complaint and the individual about whom the complaint was made will be notified of the final determination.

Confidentiality – Complaints of discrimination and harassment, including sexual harassment, will be handled and investigated promptly and in a manner that is as impartial and confidential as possible. In no event will information concerning a complaint be released by the Town to third parties or to anyone within the Town employment who is not directly involved in the investigation or handling of the complaint unless otherwise required by law.

Corrective Action and Discipline – Any employee who is found to have violated any aspect of this policy will be subject to corrective or disciplinary action, up to and including termination of employment, as provided by Town operating procedures, including Civil Service Law Section 75, or a collective bargaining agreement. Any Elected Official who violates this policy will be subject to remedial action as provided for and/or allowed under NYS Public Officers Law, as well as any other applicable statutes. Any vendor, supplier, visitor, customer, or other non-employee who violates this policy will be subject to remedial action, to the extent that the Town is empowered to take such action.

Legal Protections and External Remedies – Nothing in this policy should be construed as in any way limiting employees' rights to file a formal complaint with the appropriate state or federal agencies responsible for administering anti-discrimination laws. Complainants should be aware that time restrictions may apply and need to be considered.

903 Non-Discrimination and Harassment (Including Sexual Harassment) in the Workplace

Harassment (including sexual harassment) is not only prohibited by Town policy but is also prohibited by federal, state, and (where applicable) local law. Aside from the Town's internal process, employees may also choose to pursue legal remedies with the following governmental entities at any time.

New York State Division of Human Rights (DHR)

The Human Rights Law (HRL) applies to employers in New York State with regard to harassment and protects employees and non-employees regardless of immigration status. A complaint alleging violation of the Human Rights Law may be filed either with DHR or in New York State Supreme Court. Complaints with DHR may be filed any time within one year of the harassment. If an individual did not file at DHR, they can sue directly in state court under the HRL, within three years of the alleged discrimination. An individual may not file with DHR if they have already filed an HRL complaint in state court. Filing an internal complaint with the Town does not extend the time limits to file with DHR or in court. The one year or three years is counted from date of the most recent incident of harassment. An attorney is not needed to file a complaint with DHR, and there is no cost to file with DHR. DHR will investigate the complaint and determine whether there is probable cause to believe that discrimination has occurred. Probable cause cases are forwarded to a public hearing before an administrative law judge. If discrimination is found after a hearing, DHR has the power to award relief, which varies but may include requiring the Town to take action to stop the harassment, or redress the damage caused, including paying monetary damages, attorney's fees and civil fines.

DHR's main office contact information is: NYS Division of Human Rights, One Fordham Plaza, Fourth Floor, Bronx, New York 10458, (718) 741-8400. Contact DHR at (888) 392- 3644 or visit dhr.ny.gov/complaint for more information about filing a complaint. The website has a complaint form that can be downloaded, filled out, notarized and mailed to DHR. The website also contains contact information for DHR's regional offices across New York State.

United States Equal Employment Opportunity Commission (EEOC)

The EEOC enforces federal anti-discrimination laws, including Title VII of the 1964 federal Civil Rights Act (codified as 42 U.S.C. § 2000e et seq.). An individual can file a complaint with the EEOC anytime within 300 days from the harassment. There is no cost to file a complaint with the EEOC. The EEOC will investigate the complaint and determine whether there is reasonable cause to believe that discrimination has occurred, at which point the EEOC will issue a Right to Sue letter permitting the individual to file a complaint in federal court. The EEOC does not hold hearings or award relief but may take other action including pursuing cases in federal court on behalf of complaining parties. Federal courts may award remedies if discrimination is found to have occurred. If an employee believes that he/she has been discriminated against at work, he/she can file a "Charge of Discrimination." The EEOC has district, area, and field offices where complaints can be filed. Contact the EEOC by calling 1-800-669-4000 (1-800-669-6820 (TTY)), visiting their website at www.eeoc.gov or via email at info@eeoc.gov. If an individual filed an administrative complaint with DHR, DHR will file the complaint with the EEOC to preserve the right to proceed in federal court.

Local Protections

Many localities enforce laws protecting individuals from sexual harassment and discrimination. An individual should contact the county, city or town in which they live to find out if such a law exists.

Contact the Rotterdam Police Department

If the harassment involves physical touching, coerced physical confinement or coerced sex acts, the conduct may constitute a crime. Contact the Rotterdam Police Department.

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Town of Rotterdam Non-Discrimination and Harassment Policy Affidavit

Every bid or proposal made to the Town of Rotterdam where competitive bidding is required by statute, rule, regulation or local law, for work or services performed or to be performed or goods sold or to be sold, shall contain the following statement subscribed by the bidder and affirmed by such bidder as true under the penalties of perjury.

By submission of this bid, each bidder and each person signing on behalf of any bidder, or in the case of a joint bid each party thereto, certifies that:

The bidder has received the Town of Rotterdam's *903 Non-Discrimination and Harassment (Including Sexual Harassment) in the Workplace* policy;

And said bidder understands and will comply with said non-discrimination and harassment policy;

No bid shall be considered for award, neither shall any award be made where above items have not been complied with.

If the bidder cannot make the foregoing certification, the bidder shall so state and shall furnish with the bid a signed statement which sets forth in detail the reasons why the above items have not been complied with. The bid shall not be considered for award, neither shall any award be made, unless the head of the purchasing unit of the political subdivision, public department, agency or official thereof to which the bid is made, or the appointed designee, determines that such disclosure was not made for the purpose of restricting competition.

Any bid hereafter made to any political subdivision of the state or any public department, agency or official thereof by a corporate bidder for work or services performed or to be performed or goods sold or to be sold, where competitive bidding is required by statute, rule, regulation or local law, and where such bid contains the certification referred to in this section, shall be deemed to have been authorized by the board of directors of the bidder, and such authorization shall be deemed to include the signing and submission of the bid and the inclusion therein of the certificate as to noncollusion as the act and deed of the corporation.

Signature : _____

Print Name: _____

Title _____

Business Address of Bidder _____

_____

Dated: _____

NON-DISCRIMINATION AND HARASSMENT AFFIDAVIT MUST BE INSERTED IN PROJECT MANUAL

Section 005200 CONTRACT AGREEMENT

(To be filled out after Contract Award)

This is an Agreement made as of **2020**, by and between the **Town of Rotterdam** (hereinafter called the OWNER), and _____ (hereinafter called CONTRACTOR).

CONTRACTOR agrees to perform all Work in accordance with the Contract Documents for the TOWN OF ROTTERDAM SLUDGE AND SCREENING/GRIT HAULING AND DISPOSAL CONTRACT NO. 1 – SLUDGE HAULING & DISPOSAL. **This contract shall be valid for three years with an option for a one-year extension from the date signed upon mutually acceptable terms.**

OWNER agrees to pay CONTRACTOR in accordance with the Contract Documents and in consideration of the completion of the Work in the sum **$**_____ Dollars, which the CONTRACTOR shall accept as full and complete payment for the performance of this Contract subject to additions or deductions as provided in the Contract Documents. CONTRACTOR agrees that OWNER will hold 5% of the amount requested for payment until final acceptance of work.

IN WITNESS WHEREOF, the parties hereunto have executed this agreement:

AGREED TO:	AGREED TO:
TOWN OF ROTTERDAM (Owner's Name)	
BY: Steven Tommasone	BY:
(Authorized Signature/Date)	(Authorized Signature/Date)
TITLE:	TITLE:
SUPERVISOR	

STATE OF NEW YORK)
)
COUNTY OF)

On this _____ day of _____, 2020, before me personally came _____ to me known, who being by me duly sworn did depose and say that he resides at _____ that he is the _____ of the corporation described in and which executed the foregoing instrument, that he knows the seal of said corporation; that the seal affixed to said instrument was such corporate seal; that it was so affixed by the order of the Board of Directors of said corporation and that he signed his name thereto like order.

_____
Notary Public

STATE OF NEW YORK)
)
COUNTY OF)

On this _____ day of _____, 2020, before me personally came _____ to me known, who being by me duly sworn did depose and say that he resides at _____ that he is the _____ of the corporation described in and which executed the foregoing instrument, that he knows the seal of said corporation; that the seal affixed to said instrument was such corporate seal; that it was so affixed by the order of the Board of Directors of said corporation and that he signed his name thereto like order.

_____
Notary Public

SECTION 007200 GENERAL CONDITIONS

1.1 SUMMARY

A. Document Includes:

1. General Conditions.

PART 2- PROJECT PROCEDURES

2.1 DRAWINGS AND SPECIFICATIONS

A. CONTRACTOR shall be furnished three (3) sets of Contract drawings, specifications & addenda.

B. CONTRACTOR shall keep one complete set of latest Contract drawings & specifications, with all addenda, available on job site until Work is accepted.

C. In case of discrepancy between drawings & specifications, interpretation shall be given preference in the following order, with later dates taking precedence over earlier date.
1. Addenda (later dates take precedence).
2. Technical Specifications.
3. General Requirements.
4. Contract Drawings (schedules or notes to take precedence over other data shown on aforesaid drawings).

2.2 LAYING OUT

A. CONTRACTOR shall thoroughly examine drawings & specifications & carefully check all dimensions before commencing Work & shall immediately report any discrepancies or errors discovered to Engineer.

B. It is the duty of the CONTRACTOR to take field measurements of Work & to be responsible for their accuracy.

2.3 SCHEDULING OF WORK

A. CONTRACTOR shall obtain advance permission prior to starting Work at site. Lead time required for notification shall be determined by OWNER.

2.4 PROTECTION OF WORK

A. CONTRACTOR shall be responsible for protection of all its Work at the end of each working day.

B. All equipment shall be covered & protected from dust, moisture or physical damage by others.

C. All costs for this protection shall be borne by CONTRACTOR.

D. CONTRACTOR shall make good all damage which may occur to its Work prior to date of final acceptance by OWNER

2.5 CLEANING UP

A. CONTRACTOR shall clean up debris/residue resulting from its Work daily & more often if same interferes with Work of others or presents a fire or safety hazard.

PART 3 - INSURANCES

3.1 EXCHANGE OF INSURANCE DATA

A. Before Work at site is started, CONTRACTOR shall deliver to OWNER, with copy to Engineer, certificate (& other evidence of insurance requested by OWNER) which CONTRACTOR is required to purchase & maintain in accordance with 3.2 and 3.3.

3.2 CONTRACTOR'S LIABILITY INSURANCE

A. Limits of liability for insurance shall provide coverage for not less than the following amounts or greater where re-quired by Law & Regulations
   1. Workers' Compensation, etc.
      a. State: Statutory
      b. Applicable Federal Statutory
      c. Employers Liability $1,000,000
   2. Comprehensive General Liability:
      a. Comprehensive General Liability
         1) Bodily Injury & Property Damage Liability combined: $1,000,000 each occurrence/ annual aggregate
         2) Property Damage Liability Insurance will provide Explosion, Collapse & Under-ground coverages where applicable.
         3) Personal Injury, with employment exclusion deleted: $1,000,000 each occurrence/ annual aggregate

3.3 PROPERTY INSURANCE

A. CONTRACTOR shall purchase & maintain until final payment Broad Form Builders Risk property insurance upon Work at site to full completed value thereof. This insurance shall include interests of OWNER, CONTRACTOR, subcontractors, Engineer & engineer's consultants in Work (all of whom shall be listed as insureds or additional insureds), shall insure against perils of fire & extended coverage, shall include all-risk insurance for physical loss & damage including theft, vandalism, malicious mischief, collapse, water damage & other such perils as may be provided in these General Requirements & shall include damages, losses &

expenses arising out of or resulting from any insured loss or incurred in repair or replacement of any insured property (including but not limited to fees & charges of engineers, architects, attorneys & other professionals). If not covered under all-risk insurance or otherwise provided in General Requirements, CONTRACTOR shall purchase & maintain similar property insurance on portions of Work stored on or off site or in transit when such portions of Work are to be included in Application for Payment.

3.4 OWNER'S INSURANCE

A. All policies of insurance (or certificates or other evidence thereof) required to be purchased & maintained by CONTRACTOR in accordance with 3.2 & 3.3 above will contain provision or endorsement that coverage afforded will not be canceled or materially changed or renewal refused until at least thirty days' prior written notice has been given to OWNER by certified mail.

3.5 ACCEPTANC OF INSURANCE

A. If OWNER has any objection to coverage afforded by or other provisions of insurance required to be purchased & maintained by CONTRACTOR in accordance with 3.2, 3.3 & 3.4 on basis of its not complying with Contract Documents, OWNER shall notify CONTRACTOR in writing thereof within ten days of date of delivery of such certificates to OWNER in accordance with 3.1. CONTRACTOR shall provide to OWNER such additional information in respect of insurance provided as OWNER may reasonably request. Failure by OWNER to give any such notice of objection within time provided shall constitute acceptance of such insurance purchased by CONTRACTOR as complying with Contract Documents.

PART 4 - REGULATORY REQUIREMENTS

4.1 CODES

A. CONTRACTOR shall comply with requirements of various codes referred to in these specifications & shall per-form all Work in strict compliance with all applicable codes & requirements of all governing agencies including, but not limited to:
1. NYS Uniform Fire Prevention & Building Code.
2. Life Safety Code - NFPA.
3. Occupational Safety & Health Act (OSHA) schedules & requirements.
4. NYS Department of Transportation.
5. National Electric Code.
6. New York State Energy Code.
7. Local Building Code.
8. All other governing agencies.

PART 5 - SUBMITTALS

5.1 RECORDS

A. CONTRACTOR shall maintain records of hauling dates and quantities which shall be submitted to the Town in a timely manner every month.

END OF DOCUMENT 007200

DIVISION 1 – GENERAL REQUIREMENTS

SECTION 011000
SUMMARY

PART 1 - GENERAL

1.1 RELATED DOCUMENTS

A. Drawings and general provisions of the Contract, including General Requirements and other Division 01 Specification Sections, apply to this Section.

1.2 SUMMARY

A. Section Includes:

1. Project information.
2. Contract summaries
3. Definition of Extent of Contract Work
4. Summary by Reference
5. Access to site.
6. Coordination with occupants.
7. Work restrictions.
8. Specification and Drawing conventions.
9. Miscellaneous provisions.

1.3 PROJECT INFORMATION

A. Project Identification: Town of Rotterdam Sludge and Screening/Grit Hauling and Disposal

1. Project Location: Rotterdam WWTP, 26 W Campbell Rd, Schenectady, NY 12306

B. Owner: Town of Rotterdam, 1100 Sunrise Blvd Rotterdam, NY 12306.

C. Engineer: PRIME AE Group, 100 Great Oaks Boulevard, Suite 114, Albany, NY, 12203.

D. Type of Contract:

1. Contracts for this Project include the following:

a. Contract No. 1: Sludge Hauling and Disposal

E. Contract Documents indicate work of Contract & related requirements & conditions that impact the project. Related requirements & conditions that are indicated on Contract Documents include, but are not necessarily limited to the following: Existing site conditions & restrictions on use of site.

F. Summary of Work: Work of this Contract consists of furnishing all materials, equipment and labor necessary for the storage of dewatered sludge and screenings/grit solid waste at the wastewater treatment plant. The contract also includes hauling the waste and disposal of waste at the specified locations.

G. Sludge and Screening/Grit Quantities: The estimated monthly production of dewatered sludge is a maximum of 18 tons with a soldis content of approximately 23.7%. The estimated monthly production of screening/grit is 12 tons.

H. Term of Contract: A 3-year contract is requested with an option for a 1 (one) addition year extension will be awarded at the sole discretion of the Town.

1.4 CONTRACT SUMMARIES

A. Contract No. 1 – Sludge Hauling and Disposal: Summary of Work

1. Protection of environment
2. Provide protection of persons and property from hazards associated with this work.
3. Furnish a 30 CY dumpster for dewatered sludge produced at the WWTP.
4. Furnish a 15 CY dumpster for screening/grit solid waste generated at the WWTP
5. Provide hauling and disposal services for dewatered sludge and screening/grit solid waste to licensed disposal site(s). Contractor shall make arrangements for a primary and secondary disposal location.
6. Contractor shall determine a location to weigh loads removed from the Rotterdam WWTP and shall include any related costs in their bid. All loads should be weighed before sludge or screening/grit are delivered to City of Schenectady WRRF and weigh slip shall be presented to City if the City is selected as a disposal location.
7. It is the responsibility of the Contractor to ensure sludge and screening/waste is disposed in a timely manner and thereby also have an alternate location determined if required.
8. Contractor shall coordinate work of this contract with the Chief WWTP Operator, or his designee, in order to minimize impact to the plant operations.

1.5 SUMMARY BY REFERENCE

A. Work can be summarized by reference to Contract, General Requirements, Specification sections, Drawings, Addenda & Modifications to Contract Documents issued subsequent to initial printing of this Project Manual & including but not necessarily limited to printed material referenced by any of these. It is recognized that work of Contract is unavoidably affected or influenced by governing regulations, natural phenomenon, including weather conditions & other forces outside contract documents.

B. In cases of discrepancy between Contract Drawings & Contract Specifications, interpretations shall be given preference in the following order:

1. Addenda (later dates take precedence).
2. Technical Specifications
3. Supplementary Conditions
4. General Conditions
5. Contract Drawings (Schedules or Notes to take precedence over other data shown on aforesaid drawings.)

1.6 ACCESS TO SITE

A. General: Contractor shall limit use of premises to Work indicated, so as to allow for Owner occupancy & other appropriate uses.

B. Use of Site: Limit use of Project site to areas within the Contract limits indicated. Do not disturb portions of Project site beyond areas in which the Work is indicated.
   1. Driveways, Walkways and Entrances: Keep driveways and entrances serving premises clear and available to Owner, Owner's employees, and emergency vehicles at all times. Do not use these areas for parking or for storage of materials.

      a. Schedule deliveries to minimize use of driveways and entrances by construction operations.
      b. Schedule deliveries to minimize space and time requirements for storage of materials and equipment on-site.

C. Condition of Existing Grounds: Maintain portions of existing grounds, landscaping, and hardscaping affected by construction operations throughout construction period. Repair damage caused by construction operations.

D. Temporary Facilities: Contractor is responsible to provide the necessary temporary facilities required to complete the work under this contract.

1.7 COORDINATION WITH OCCUPANTS

A. Partial Owner Occupancy: Owner will occupy the premises during entire construction period, with the exception of areas under construction. Cooperate with Owner during construction operations to minimize interruptions of services to Owner and facilitate Owner usage. Perform the Work so as not to interfere with Owner's operations. Maintain existing exits unless otherwise indicated.

   1. Maintain access to existing walkways, corridors, and other adjacent occupied or used facilities. Do not close or obstruct walkways, corridors, or other occupied or used facilities without written permission from Owner and authorities having jurisdiction.
   2. Any interruption of service is to be planned, scheduled, & approved by Owner as specified in “Work Restrictions” article.
      a. Coordinate operation of existing utilities, such as water main gate valves, with municipality.
   3. Provide not less than 72 hours' notice to Owner of activities that will affect Owner's operations.
   4. Notify individual homeowners of interruptions to water service and work that will impede home access, such as work in front of their driveways, a minimum of two days in advance.
   5. Precaution shall be taken during construction to prevent damage to existing facilities.

B. Disposal of materials shall be in accordance with all applicable codes & regulations.

1.8 WORK RESTRICTIONS

A. Work Restrictions, General: Comply with restrictions on construction operations.

   1. Comply with limitations on use of public streets and with other requirements of authorities having jurisdiction.

B. On-Site Work Hours: Limit work to normal business working hours of 7 a.m. to 4 p.m., Monday through Friday, unless otherwise indicated.

C. Noise, Vibration, and Odors: Coordinate operations that may result in high levels of noise and vibration, odors, or other disruption to Owner occupancy with Owner.

1. Notify Engineer and Owner not less than two days in advance of proposed disruptive operations.
2. Obtain Owner’s written permission before proceeding with disruptive operations.

D. Restricted Substances: Use of tobacco products and other controlled substances is not permitted.

E. Employee Identification: Provide identification tags for Contractor personnel working on Project site. Require personnel to use identification tags at all times.

F. Employee Screening: Comply with Owner's requirements for drug and background screening of Contractor personnel working on Project site.

1. Maintain list of approved screened personnel with Owner's representative.

1.9 SPECIFICATION AND DRAWING CONVENTIONS

A. Specification Content: The Specifications use certain conventions for the style of language and the intended meaning of certain terms, words, and phrases when used in particular situations. These conventions are as follows:

1. Imperative mood and streamlined language are generally used in the Specifications. The words "shall," "shall be," or "shall comply with," depending on the context, are implied where a colon (:) is used within a sentence or phrase.
2. Specification requirements are to be performed by Contractor unless specifically stated otherwise.

B. Division 01 General Requirements: Requirements of Sections in Division 01 apply to the Work of all Sections in the Specifications.

1.10 SPECIAL NOTICE FOR BIDDERS

A. Contractor is responsible for obtaining all necessary permits, paying application fees, and obtaining approvals prior to beginningwork associated with this contract. Application fees will be reimbursed under the Allowance item. It is the Contractor’s responsibility to provide any additional information necessary to complete the applications. Compliance with Insurance requirements will also be the Contractor’s responsibility. Work may not be allowed to commence in all areas until permits are granted.

PART 2 - PRODUCTS (Not Used)

PART 3 - EXECUTION

A. General: Notify Owner prior to commencement of work.

B. Disposal of materials shall be in accordance with all applicable codes and regulations.

END OF SECTION 011000

DIVISION 2 THROUGH 16 – TECHNICAL SPECIFICATIONS

SECTION 445100
SOLID WASTE COLLECTION, TRANSFER AND HAULING EQUIPMENT

PART 1 - GENERAL

1.1 RELATED DOCUMENTS

A. General provisions of the Contract, including General and Supplementary Conditions and Division 01 Specification Sections, apply to this Section.

1.2 MEASUREMENT AND PAYMENT

A. Measurement and Storage: Measurement for storage shall be based on the actual number of cubic yards dewatered sludge and grit/screenings in-place prior to removal. Currently the Town uses 30 CY roller dumpster trailers 3-4 times a month for dewatered sludge and one 15 CY roller dumpster trailer for screenings/grit per month. A roller dumpster and a covered dumpster of appropriate the same sizes shall be provided by the contractor to store the materials on site before its hauled or the dumpsters can be returned to the plant the same day it is hauled and disposed.

B. Removal and Transportation: Compensation for transportation and disposal of contaminated material will be paid as a per ton basis as mentioned in the bid price provided on the bid form based upon the estimated quantities provided. This cost shall include any other items incidental to removal and handling not defined as having a specific unit cost, including overhead and profit.

C. Disposal Costs: Contractor shall include all testing and disposal fees associated with the disposal of sludge and screening/grit.

1.3 SUMMARY

A. Section includes requirements for sludge hauling and screenings & grit hauling and storage. Contractor shall provide appropriately sized roll-off containers or alternative as approved by Town to transport and dispose sludge from Rotterdam WWTP to licensed disposal site(s). Currently sludge is disposed at the City of Schenectady WRRF. It is the responsibility of the Contractor to ensure sludge and screening/waste is disposed in a timely manner and thereby also have an alternate location determined if required.

B. All loads shall be weighed at a location identified by the Contractor before the sludge or screening/grit are delivered to City of Schenectady WRRF and weigh slip shall be presented to City if the City is selected as a disposal location. Hauling rates shall be a flat fee per ton inclusive of all applicable taxes, surcharges, fees, etc.

C. All trucks used for hauling sludge shall have sealed beds to keep liquid sludge material from leaking out of the truck and shall be covered. All upkeep and maintenance of the trucks used for hauling including but not limited to, insurance, repairs, fuel, cleaning, normal wear, permitting and licensing are the responsibility of the loading and hauling contractor

D. Notify the Engineer within 24 hours, and before removal, if sludge to be hauled has volume or other characteristic discrepancies between data provided and actual field conditions are discovered.

E. Work of this contract shall be coordinated with the Chief WWTP Operator or his designee to ensure minimal impact to plant operations.

1.4 PRECONSTRUCTION MEETINGS

A. Preconstruction Conference: Conduct conference at the Town of Rotterdam Wastewater Treatment Plant, 26 W. Campbell Rd, Rotterdam, NY 12306.

1. Review methods and procedures related to the storage, hauling and disposal of sludge and screenings & grit, including but not limited to the following:
    a. Storage site and dimensions
    b. Sludge composition
    c. Screening & grit composition
    d. Any logistical constraints associated with supplying new dumpster and removing old one

1.5 INFORMATIONAL SUBMITTALS

A. Qualification Data: For sludge hauling .

B. Work Plan: A work plan shall be submitted within 30 days of Notice of Proceed. No adjustment for time or money will be made if resubmittals of the Work Plan are required due to deficiencies in the plan. At a minimum, the Work Plan shall include:
1. Schedule of activities.
2. Protection of the general public and workers plan.
3. Method of removal and equipment to be used.
4. Storage methods and locations for liquid and solid contaminated material.
5. Location of disposal facility.
6. Decontamination procedures.
7. Spill contingency plan shall be provided to Engineer, NYSDEC and the Town of Rotterdam for approval. Spill Hotline: 1-800-457-7362
8. Any subcontractors used shall be listed.

C. Pollution Liability Insurance: Contractor shall provide a pollution liability insurance for all the materials accepted from the Town. Contractor shall maintain a three (3) million aggregate of general liability insurance with the Town named insured. Contractor shall indemnify the Town for any future liabilities.

1.6 QUALITY ASSURANCE

A. Sludge Hauling and Storage Specialist Qualifications: A firm that employs personnel experienced and skilled in the processes and operations indicated.

B. Regulatory Requirements:
   1. Permits and Licenses: Obtain required federal, state, and local permits for removal, hauling and storage of dewatered sludge and screening/grit solid waste.
   2. Sludge haulers are to have necessary New York State Part 364 Waste Transporter Permit
   3. Contractor to ensure the disposal site has all applicable permits and licensing.

PART 2 - PRODUCTS

2.1 WASTE STORAGE:

A. Dewatered sludge and screening/grit solid waste shall be stored on-site for which the following shall be provided:
   1. One covered 30CY roll-on dumpster for liquid dewatered sludge.
   2. One covered 15CY dumpster for screening/grit solid waste.
   3. All roll-off containers will be filled by WWTP Personnel and staged in the plant's sludge dewatering building and preliminary treatment building for the hauling contractor. Roll-off units used to temporarily store sludge shall be watertight. A cover shall be placed over the units while in transit and to prevent precipitation from contacting the stored material.

2.2 EQUIPMENT AND TRANSPORTATION REQUIRED FOR SLUDGE HAULING:

A. All equipment for loading and unloading of sludge will be the responsibility of the contractor.

B. All trucks used for hauling sludge shall have sealed beds to keep liquid sludge material from leaking out of the truck and shall be covered.

2.3 SPILL/LEAKAGE RESPONSE MATERIALS:

A. Provide appropriate spill response materials including, but not limited to the following: containers, adsorbents, shovels, and personal protective equipment. Spill response materials shall always be available when sludge or solid waste are being handled or transported. Spill response materials shall be compatible with the type of materials being handled.

B. Liners shall be provided for both the 15 CY and 30 CY dumpster to prevent leakage during filling and hauling operations. Liners shall be polyethylene and have a minimum thickness of 6mm.

PART 3 - EXECUTION

3.1 PROTECTION

A. Protect persons, motor vehicles, surrounding surfaces of building, building site, plants, and surrounding buildings from harm resulting from sludge removal procedures.

   1. Use only proven protection methods, appropriate to each area and surface being protected.

3.2 SLUDGE STORAGE AND HAULING

A. Trailer for liquid sludge will be loaded by WWTP personnel with dewatered sludge with solids content of 21.2% to 25.6%, average 23.7%. Trailer will be used as storage until they are full. The estimated sludge production is approximately 8 tons per month with a maximum of 18 tons.

B. Trailer for solid waste will be loaded by WWTP personnel with screenings/grit waste. Trailer will be used as storage until they are full. The estimated screening/grit production is approximately 12 tons per month.

C. Trailers are to be hauled to the City of Schenectady WRRF at a frequency that prevents any excessive odor issues. Any offending trailer should be hauled within three hours once contractor is notified by contract administrator. Frequency of hauling shall be determined by the Town and the Contractor.

D. All weight limits for transportation and storage are to be adhered to. All weight limits for transportation and storage are to be adhered to. Approximate weights of empty 15CY and 30CY dumpsters are 4,000 lbs and 6000 lbs respectively. The weight limit associated with a 15CY and 30CY dumpster is approximately 2 tons and 4-5 tons respectively. All loads shall be weighed at a location identified by the Contractor before the sludge or screening/grit are delivered to City of Schenectady WRRF.

E. Contractor will place an empty trailer when removing the full trailer or the empty trailer shall be returned the same day. The location of the two trailers is specified in Exhibit 2.

F. All trailers used during the term of this agreement shall be clean and in good condition. The Town reserves the right to request a replacement trailer for equipment not meeting the Town's standards. Such replacement shall be delivered, and the defective trailer removed within 24 hours of the Town's request.

G. All upkeep and maintenance of the trucks used for hauling including but not limited to, insurance, repairs, fuel, cleaning, normal wear, permitting and licensing are the responsibility of the loading and hauling contractor.

H. Any violation of weight regulations or traffic laws shall be the sole responsibility of the Contractor, who shall hold the Town harmless from any penalty or sanction, civil or criminal, due to any violation.

I. Clean up of any material spilled or discarded shall be the sole responsibility of the Contractor and shall be conducted at the Contractor's expense, in accordance with all applicable laws and regulations.

J. Should the Contractor fail to clean any spill in a satisfactory or timely fashion, Town reserves the right to arrange for proper clean up and shall charge all costs back to the Contractor. Any penalties associated with such a spill shall also be charged to the Contractor.

K. Should a mechanical breakdown occur in route to the disposal site, Contractor shall immediately dispatch a tow truck or repair crew to the disabled vehicle. If the disabled vehicle cannot be repaired where it sits, it shall first be towed to the disposal site for the proper removal of biosolids. This shall be the sole responsibility of the Contractor and carried out at their expense.

END OF SECTION 445100

EXHIBIT 1

NYS PREVAILING WAGE RATE SCHEDULE

Andrew M. Cuomo, Governor

Roberta Reardon, Commissioner

Town of Rotterdam

Madhuri Dinakar, Design Engineer
100 Great Oaks Boulevard
Suite 114
Albany NY 12203

Schedule Year	2020 through 2021
Date Requested	05/12/2020
PRC#	2020900562

Location	Rotterdam NY
Project ID#	01-2002-C1
Occupation Type(s)	Trash and Refuse Removal

PREVAILING WAGE SCHEDULE FOR ARTICLE 9 PUBLIC WORK PROJECT

Attached is the current schedule(s) of the prevailing wage rates and prevailing hourly supplements for the project referenced above. A unique Prevailing Wage Case Number (PRC#) has been assigned to the schedule(s) for your project.

The Schedule is effective from July 2020 through June 2021. All updates or corrections, are posted on the 1st business day of each month. Updated PDF copies of your schedule can be accessed by entering your assigned PRC# at the proper location on the website, www.labor.ny.gov. Future copies of the annual determination are also available on the Department's website.

It is the responsibility of the contracting agency or its agent to annex and make part, the attached schedule, to the specifications for this project, when it is advertised for bids and /or to forward said schedules to the successful bidder(s), immediately upon receipt, in order to insure the proper payment of wages.

Please refer to the "General Provisions of Laws Covering Workers on Article 9 Public Work Building Service Contracts" provided with this schedule, for the specific details relating to other responsibilities of the Department of Jurisdiction.

Upon completion or cancellation of this project, enter the required information and mail **OR** fax this form to the office shown at the bottom of this notice, **OR** fill out the electronic version via the NYSDOL website.

NOTICE OF COMPLETION / CANCELLATION OF PROJECT

Date Completed: _____ Date Cancelled: _____

Name & Title of Representative: _____

Phone: (518) 457-5589 Fax: (518) 485-1870
W. Averell Harriman State Office Campus, Bldg. 12, Room 130, Albany, NY 12240

General Provisions of Laws Covering Workers on Article 9 Public Work Building Service Contracts

Introduction

The Labor Law requires public work contractors and subcontractors to pay a service employee under a contract for building service work for a public agency, a wage of not less than the prevailing wage and supplements (fringe benefits) in the locality for the classification(s) in which the worker was employed. Such a public work building service contract must be in excess of one thousand five hundred dollars ($1,500.00).

Building service employee includes, but is not limited, to, watchman, guard, doorman, building cleaner, porter, handyman, janitor, gardener, groundskeeper, stationary fireman, elevator operator and starter, window cleaner, and occupations relating to the collection of garbage or refuse, and to the transportation of office furniture and equipment, and to the transportation and delivery of fossil fuel but does not include clerical, sales, professional, technician and related occupations.

Building service employee also does not include any employee to whom the provisions of Article 8 are applicable.

Responsibilities of the Public Agency

A Public Agency means the state, any of its political subdivisions, a public benefit corporation, a public authority or commission or special purpose district board appointed pursuant to law, and a board of education.

The Public Agency responsible for preparing the specifications for a building service contract must file a statement identifying the types of employees and work to be performed with the New York State Commissioner of Labor, or other fiscal officer (NOTE: The New York State Commissioner of Labor is the fiscal officer on all building service contracts except for those performed by or on behalf of a city, in which case the fiscal officer is the comptroller or other analogous officer of the city).

A separate filing is required for every building service contract. Only one filing is required for each contract, regardless of the duration of the contract. To file with the Commissioner of Labor, the Public Agency MUST submit a Request for Wage and Supplement Information" form (PW 39) to the Bureau of Public Work, either online, by fax, or by mail.

In response to each filing, the Bureau of Public Work will assign a Prevailing Rate Case (PRC) number to each building service contract, and will issue a Prevailing Wage Schedule setting forth the wage rates required to be paid for work performed and the expiration date of those rates. If work on the contract continues beyond the expiration date set forth in the Wage Schedule, new rates and expiration dates will be made available online as part of the original PRC Prevailing Wage Schedule determination automatically, without further filings or requests from the Public Agency.

The Public Agency must include in the specifications for each building service contract the PRC number assigned to such contract and stipulation obligating the contactor to pay not less than the wage rates set forth in the Prevailing Wage Schedule issued under that PRC number.

Upon the awarding of the contract, the law requires that the Public Agency furnish the following information to the Bureau of Public Work: the name and address of the contractor, the date the contract was let and the approximate dollar value of the contract. To facilitate compliance with this provision of the Labor Law, a copy of the Bureaus "Notice of Contract Award" form (PW 16.9) is provided with the original Prevailing Rate Schedule. The Public Agency is required to notify the Bureau of the completion or cancellation of any public work building service contract. The Bureaus PW 200.9 form is provided for this purpose.

Hours

A building service employee, employed by a contractor, shall work up to eight (8) hours in any one day and up to forty (40) hours in any workweek for the appropriate posted prevailing wage rate. A building service employee who works more than eight (8) hours in any one day or more than forty (40) hours in any workweek shall be paid wages for such overtime at a rate not less than one-and-one-half (1.5) times his prevailing basic cash hourly rate.

Wages and Supplements

The wages and supplements to be paid and/or provided to a building service employee, employed on a public work contract shall be not less than those listed in the Prevailing Rate Schedule provided with the awarded contract. In no event shall the basic hourly cash rate of pay be less than the statutory minimum wage or in a city with a local law requiring a higher minimum wage on city contract work, less than the minimum wage specified in such local law.

The Commissioner of Labor makes an annual determination of the prevailing rates, which is in effect from July 1st through June 30th of the following year. Any errors in the annual determination will be corrected and posted to the NYSDOL website on the first business day of each month. Contractors are responsible for paying these updated rates as well, retroactive to July 1st.

If a prime contractor on a public work contract has not been provided with a Prevailing Rate Schedule, the contractor must notify the Public Agency who in turn must request an original Prevailing Rate Schedule form the Bureau of Public Work.

Requests may be submitted by: mail to NYSDOL, Bureau of Public Work, State Office Bldg. Campus, Bldg. 12, Rm. 130, Albany, NY 12240; Fax to Bureau of Public Work (518) 485-1870; or electronically at the NYSDOL website www.labor.state.ny.us. www.labor.ny.gov.

Upon receiving the original schedule, the Public Agency is REQUIRED to provide complete copies to all prime contractors who in turn MUST, by law, provide copies of all applicable county schedules to each subcontractor and obtain from each subcontractor, an affidavit certifying such schedules were received.

Payrolls and Payroll Records

Every contractor and subcontractor MUST keep original payrolls or transcripts subscribed and affirmed as true under penalty of perjury. Payrolls must be maintained for at least three (3) years from the project's date of completion. Additionally, as per Article 6 of the Labor Law, contractors and subcontractors are required to establish, maintain, and preserve for not less that six (6) years, contemporaneous, true, and accurate payroll records. At a minimum, payrolls must show the following information for each person employed on a public work project: Name; Address, Last 4 Digits of Social Security number, Classification(s) in which the worker was employed, Hourly wage rate(s) paid, Supplements paid or provided, and Daily and weekly number of hours worked in each classification. Payroll records and transcripts are required to be kept on site during all the time that work under that contract is being performed.

In addition, the Commissioner of Labor may require contractors to furnish, with ten (10) days of a request, payroll records sworn to as their validity and accuracy for public work and private work. Payroll records include, by are not limited to time cards, work description sheets, proof that supplements were provided, canceled payroll checks and payrolls. Failure to provide the requested information within the allotted ten (10) days will result in the withholding of up to 25% of the contract, not to exceed $100,000.00.

All contractors or their subcontractors shall provide to their subcontractors a copy of the Prevailing Rate Schedule specified in the public work contract as well as any subsequently issued schedules. A failure to provide these schedules by a contractor or subcontractor is a violation of Article 9, Section 237 of the Labor Law. The prime contractor is responsible for any underpayments of prevailing wages or supplements by any subcontractor.

All subcontractors engaged by a public work project contractor or its subcontractor, upon receipt of the original schedule and any subsequently issued schedules shall provide to such contractor a verified statement attesting that the subcontractor has received the Prevailing Rate Schedule and will pay or provide the applicable rates of wages and supplements specified therein. (See NYS Labor Law, Article 9. Section 237).

Withholding of Payments

When a complaint is filed with the Commissioner of Labor alleging the failure of a contractor or subcontractor to pay or provide the prevailing wages or supplements, or when the Commissioner of Labor believes that unpaid wages or supplements may be due, payments on the public work contract shall be withheld from the prime contractor in a sufficient amount to satisfy the alleged unpaid wages and supplements, including interest and civil penalty, pending a final determination.

When the Bureau of Public Work finds that a contractor or subcontractor on a public work contract failed to pay or provide the requisite prevailing wages or supplements, the Bureau is authorized by Sections 235.2 of the Labor Law to so notify the financial officer of the Public Agency that awarded the public work contract. Such officer MUST then withhold or cause to be withheld from any payment due the prime contractor on account of such contract the amount indicated by the Bureau as sufficient to satisfy the unpaid wages and supplements, including interest and any civil penalty that may be assessed by the Commissioner of Labor. The withholding continues until there is a final determination of the underpayment by the Commissioner of Labor or by the court in the event a legal proceeding is instituted for review of the determination of the Commissioner of Labor.

The Public Agency shall comply with this order of the Commissioner of Labor or of the court with respect to the release of the funds so withheld.

Summary of Notice Posting Requirements

The current Prevailing Rate Schedule must be posted in a prominent and accessible place on the site of the public work contract.

Apprentices

Employees cannot be paid apprentice rates unless they are individually registered in a program registered with the NYS Commissioner of Labor. The allowable ratio of apprentices to journeyworkers in any craft classification can be no greater than the statewide building trade ratios promulgated by the Department of Labor and included with the Prevailing Rate Schedule. An employee listed on a payroll as an apprentice who is not registered as above, must be paid the prevailing journeyworker's wage rate for the classification of work the employee is actually performing.

NYSDOL Labor Law, Article 9, Section 231-7a, require that only apprentices individually registered with the NYS Department of Labor may be paid apprenticeship rates on a public work project. No other Federal or State Agency of office registers apprentices in New York State.

Persons wishing to verify the apprentice registration of any person must do so in writing by mail, to the NYSDOL Office of Employability Development / Apprenticeship Training, State Office Bldg. Campus, Bldg. 12, Albany, NY 12240 or by Fax to NYSDOL Apprenticeship Training (518) 457-7154. All requests for verification must include the name and social security number of the person for whom the information is requested

The only conclusive proof of individual apprentice registration is written verification from the NYSDOL Apprenticeship Training Albany Central office. Neither Federal nor State Apprenticeship Training offices outside of Albany can provide conclusive registration information.

It should be noted that the existence of a registered apprenticeship program is not conclusive proof that any person is registered in that program. Furthermore, the existence or possession of wallet cards, identification cards, or copies of state forms is not conclusive proof of the registration of any person as an apprentice.

Interest and Penalties

In the event that an underpayment of wages and/or supplements is found:

- Interest shall be assessed at the rate then in effect as prescribed by the Superintendent of Banks pursuant to section 14-a of the Banking Law, per annum from the date of underpayment to the date restitution is made.
- A Civil Penalty may also be assessed, not to exceed 25% of the total of wages, supplements, and interest due.

Debarment

Any contractor or subcontractor and/or its successor shall be ineligible to submit a bid on or be awarded any public work contract or subcontract with any state, municipal corporation or public body for a period of five (5) years when:

- Two (2) willful determinations have been rendered against that contractor or subcontractor and/or its successor within any consecutive six (6) year period.
- There is any willful determination that involves the falsification of payroll records or the kickback of wages or supplements.

Criminal Sanctions

Willful violations of the Prevailing Wage Law (Article 9 of the Labor Law) constitute a misdemeanor punishable by fine or imprisonment, or both.

Discrimination

No employee or applicant for employment may be discriminated against on account of age, race, creed, color, national origin, sex, disability or marital status.

No contractor, subcontractor nor any person acting on its behalf, shall by reason of race, creed, color, disability, sex or national origin discriminate against any citizen of the State of New York who is qualified and available to perform the work to which the employment relates (NYS Labor Law, Article 9, Section 239-1).

No contractor, subcontractor, nor any person acting on its behalf, shall in any manner, discriminate against or intimidate any employee on account of race, creed, color, disability, sex, or national origin (NYS Labor Law, Article 9, Section 239-2).

The Human Rights Law also prohibits discrimination in employment because of age, marital status, or religion.

There may be deducted from the amount payable to the contractor under the contract a penalty of $50.00 for each calendar day during which such person was discriminated against or intimidated in violation of the provision of the contract (NYS Labor Law, Article 9, Section 239-3).

The contract may be cancelled or terminated by the State or municipality. All monies due or to become due thereunder may be forfeited for a second or any subsequent violation of the terms or conditions of the anti-discrimination sections of the contract (NYS Labor Law, Article 9, Section 239-4).

Every employer subject to the New York State Human Rights Law must conspicuously post at its offices, places of employment, or employment training centers notices furnished by the State Division of Human Rights.

Workers' Compensation

In accordance with Section 142 of the State Finance Law, the contractor shall maintain coverage during the life of the contract for the benefit of such employees as required by the provisions of the New York State Workers' Compensation Law.

A contractor who is awarded a public work contract must provide proof of workers' compensation coverage prior to being allowed to begin work.

The insurance policy must be issued by a company authorized to provide workers' compensation coverage in New York State. Proof of coverage must be on form C-105.2 (Certificate of Workers' Compensation Insurance) and must name this agency as a certificate holder.

If New York State coverage is added to an existing out-of-state policy, it can only be added to a policy from a company authorized to write workers' compensation coverage in this state. The coverage must be listed under item 3A of the information page.

The contractor must maintain proof that subcontractors doing work covered under this contract secured and maintained a workers' compensation policy for all employees working in New York State.

Every employer providing worker's compensation insurance and disability benefits must post notices of such coverage in the format prescribed by the Workers' Compensation Board in a conspicuous place on the jobsite.

Unemployment Insurance

Employers liable for contributions under the Unemployment Insurance Law must conspicuously post on the jobsite notices furnished by the New York State Department of Labor.

Andrew M. Cuomo, Governor

Roberta Reardon, Commissioner

Town of Rotterdam

Madhuri Dinakar, Design Engineer
100 Great Oaks Boulevard
Suite 114
Albany NY 12203

Schedule Year	2020 through 2021
Date Requested	05/12/2020
PRC#	2020900562

Location	Rotterdam NY
Project ID#	01-2002-C1
Occupation Type(s)	Trash and Refuse Removal

Notice of Contract Award

New York State Labor Law, Article 9, Section 231.5 requires that certain information regarding the awarding of public work contracts, be furnished to the Commissioner of Labor. One "Notice of Contract Award" (PW 16.9, which may be photocopied), MUST be completed for EACH prime contractor on the above referenced project.

Upon notifying the successful bidder(s) of this building service contract, enter the required information and mail **OR** fax this form to the office shown at the bottom of this notice, **OR** fill out the electronic version via the NYSDOL website.

Contractor Information
All information must be supplied

Federal Employer Identification Number: _____

Name: _____

Address: _____

_____

City: _____ State: _____ Zip: _____

Amount of Contract: $_____ Occupation(s): _____

Approximate Starting Date: ___/___/___ _____

Approximate Completion Date: ___/___/___ _____

Phone: (518) 457-5589 Fax: (518) 485-1870
W. Averell Harriman State Office Campus, Bldg. 12, Room 130, Albany, NY 12240

Introduction to the Prevailing Rate Schedule

Introduction

The Labor Law requires public work contractors and subcontractors to pay a service employee under a contract for building service work for a public agency, a wage of not less than the prevailing wage and supplements (fringe benefits) in the locality for the classification(s) in which the worker was employed. Such a public work building service contract must be in excess of one thousand five hundred dollars ($1,500).

Requesting a Wage Schedule

For every building service contract, the public agency must file a statement identifying the types of employees and work to be performed by submitting a Request for Wage and Supplement Information form (PW 39) to the Bureau of Public Work, either online, by fax, or by mail.

The Commissioner of Labor makes an annual determination of the prevailing rates. This determination is in effect from July 1st through June 30th of the following year.

The Public Agency must include the specifications for each building service contract the PRC number assigned to such contract and stipulation obligating the contractor to pay not less than the wage rates set forth in the Prevailing Wage Schedule issued under that PRC number.

Hours

A building service employee, employed by a contractor, shall work up to eight (8) hours in any one day and up to forty (40) hours in any workweek for the appropriate posted prevailing wage rates. A building service employee who works more than eight (8) hours in any one day or more than forty (40) hours in any workweek shall be paid wages for such overtime at a rate not less than one-and-one-half (1.5) times the prevailing basic cash hourly rate.

Wages and Supplements

The wages and supplements to be paid and/or provided to a building service employee, employed on a public work contract shall be not less than those listed in the Prevailing Rate Schedule.

A supplemental benefit of 'paid time off' shall be provided as paid leave, or converted to an hourly value paid to the employee. If 'paid time off' is converted to an hourly monetary value, such an amount is to be paid in addition to any other hourly supplements required by this schedule.

The hourly value for 'paid time off' would be calculated as follows: hourly wage rate X 8 hours per day X total number of paid days off divided by 2080 hours. For example: $16.00 per hour wage rate X 8 hours per day = $128.00; $128.00 X 5 paid days off = $640.00; $640.00 divided by 2080 hours = $0.31 per hour. The $0.31 per hour amount would be in addition to any other required supplemental monetary amount paid.

All 'paid time off' provided to part-time employees, shall be prorated (divided, distributed, or assessed proportionately) based on fulltime equivalent hours.

The amount of 'paid time off' for part-time employees, would be calculated as follows: number of part-time weekly hours divided by 40 fulltime weekly hours = percentage of 'paid time off' for part-time employee. For example: a fulltime employee works 40 hours per week and a part-time employee works 30 hours per week (30 hours divided by 40 hours = .75); If a fulltime employee is provided 5 paid vacation days (5 X .75 = 3.75), a part-time employee would be provided 3.75 paid vacation days.

Payrolls and Payroll Records

Every contractor and subcontractor MUST keep original payrolls or transcripts subscribed and affirmed as true under penalty of perjury. Payrolls must be maintained for at least three (3) years from the projects date of completion. Additionally, as per Article 6 of the Labor Law, contractors and subcontractors are required to establish, maintain, and preserve for not less that six (6) years, contemporaneous, true, and accurate payroll records.

At a minimum, payrolls must show the following information for each person employed on a public work project: Name; Address, Last 4 Digits of Social Security number, Classification(s) in which the worker was employed, Hourly wage rate(s) paid, Supplements paid or provided, and Daily and weekly number of hours worked in each classification.

Payroll records and transcripts are required to be kept on site during all the time that work under that contract is being performed.

NOTE: *For more detailed information regarding Article 9 prevailing wage contracts, please refer to "General Provisions of Laws Covering Workers on Article 9 Public Work Building Service Contracts".*

If you have any questions concerning the attached schedule or would like additional information, please write to:

New York State Department of Labor
Bureau of Public Work
State Office Campus, Bldg. 12
Albany, NY 12240

OR

Contact the nearest BUREAU of PUBLIC WORK District Office

District Office Locations:	Telephone #	FAX #
Bureau of Public Work - Albany	518-457-2744	518-485-0240
Bureau of Public Work - Binghamton	607-721-8005	607-721-8004
Bureau of Public Work - Buffalo	716-847-7159	716-847-7650
Bureau of Public Work - Garden City	516-228-3915	516-794-3518
Bureau of Public Work - Newburgh	845-568-5287	845-568-5332
Bureau of Public Work - New York City	212-932-2419	212-775-3579
Bureau of Public Work - Patchogue	631-687-4882	631-687-4902
Bureau of Public Work - Rochester	585-258-4505	585-258-4708
Bureau of Public Work - Syracuse	315-428-4056	315-428-4671
Bureau of Public Work - Utica	315-793-2314	315-793-2514
Bureau of Public Work - White Plains	914-997-9507	914-997-9523
Bureau of Public Work - Central Office	518-457-5589	518-485-1870

Schenectady County Article 9

Trash and Refuse Removal **08/01/2020**

JOB DESCRIPTION Trash and Refuse Removal **DISTRICT** 10

ENTIRE COUNTIES
Albany, Columbia, Fulton, Greene, Montgomery, Rensselaer, Saratoga, Schenectady, Schoharie, Ulster, Warren, Washington

WAGES

Per hour:	07/01/2020
Commercial	$ 19.49
Residential	18.05

IMPORTANT INFORMATION:
Article 9 §230.6. "Prevailing wage" means the wage determined by the fiscal officer to be prevailing for the various classes of building service employees in the locality. In no event shall the basic hourly cash rate of pay be less than the statutory minimum wage established by article nineteen of this chapter, or, in a city with a local law requiring a higher minimum wage on city contract work, less than the minimum wage specified in such local law.

SUPPLEMENTAL BENEFITS
Benefits paid to non-probationary employees:

Per hour:	07/01/2020
	$ 1.55
First (1st) Forty (40) Hours:	07/01/2020
Single	$ 3.15
Two Person	6.01
Family	8.17

Vacation is earned by employees working at least 150 days in the last 12 consecutive months:

After completing 12 Months of service (1 yr)	1 Week
After completing 36 Months of service (3 yrs)	2 Weeks
After completing 120 Months of service (10 yrs)	3 Weeks
After completing 180 Months of service (15 yrs)	3 Weeks 1 Day
After completing 192 Months of service (16 yrs)	3 Weeks 2 Days
After completing 204 Months of service (17 yrs)	3 Weeks 3 Days
After completing 216 Months of service (18 yrs)	3 Weeks 4 Days
After completing 228 Months of service (19 yrs)	4 Weeks

*Vacation weekly pay shall be determined by taking the employees previous years W-2 Gross reported earnings and multiplying by 2.0%

OVERTIME PAY
See (B, B2, K) on OVERTIME PAGE

HOLIDAY
Paid: See (5, 6) on HOLIDAY PAGE
Must work the last regularly scheduled day before and after holiday.

Holidays falling on a Saturday or Sunday are observed on same day designated by the State of New York for Public Employees.

Employee's working at least 12 consecutive months and having worked 200 days will receive 5 floating holidays.

10-294

Trash and Refuse Removal **08/01/2020**

JOB DESCRIPTION Trash and Refuse Removal **DISTRICT** 10

ENTIRE COUNTIES
Albany, Columbia, Greene, Rensselaer, Saratoga, Schenectady, Warren, Washington

WAGES
For use with Transfer Station Operation.

Per hour: 07/01/2020

Indus. Truck Driver/Tractor Operator
$ 19.74

Laborer/ non-construction
$ 17.85

Conveyor operators and tenders
$ 18.06

Weighers/Measurers
$ 18.60

IMPORTANT INFORMATION:
Article 9 §230.6. "Prevailing wage" means the wage determined by the fiscal officer to be prevailing for the various classes of building service employees in the locality. In no event shall the basic hourly cash rate of pay be less than the statutory minimum wage established by article nineteen of this chapter, or, in a city with a local law requiring a higher minimum wage on city contract work, less than the minimum wage specified in such local law.

SUPPLEMENTAL BENEFITS
Per hour: $ 2.25

OVERTIME PAY
See (B, B2) on OVERTIME PAGE

HOLIDAY
Paid: See (1) on HOLIDAY PAGE

10-NYS/R&S - Trans.Station.Ops

Overtime Codes

Following is an explanation of the code(s) listed in the OVERTIME section of each classification contained in the attached schedule. Additional requirements may also be listed in the HOLIDAY section.

NOTE: Supplemental Benefits are 'Per hour worked' (for each hour worked) unless otherwise noted

(AA)	Time and one half of the hourly rate after 7 and one half hours per day
(A)	Time and one half of the hourly rate after 7 hours per day
(B)	Time and one half of the hourly rate after 8 hours per day
(B1)	Time and one half of the hourly rate for the 9th & 10th hours week days and the 1st 8 hours on Saturday. Double the hourly rate for all additional hours
(B2)	Time and one half of the hourly rate after 40 hours per week
(C)	Double the hourly rate after 7 hours per day
(C1)	Double the hourly rate after 7 and one half hours per day
(D)	Double the hourly rate after 8 hours per day
(D1)	Double the hourly rate after 9 hours per day
(E)	Time and one half of the hourly rate on Saturday
(E1)	Time and one half 1st 4 hours on Saturday; Double the hourly rate all additional Saturday hours
(E2)	Saturday may be used as a make-up day at straight time when a day is lost during that week due to inclement weather
(E3)	Between November 1st and March 3rd Saturday may be used as a make-up day at straight time when a day is lost during that week due to inclement weather, provided a given employee has worked between 16 and 32 hours that week
(E4)	Saturday and Sunday may be used as a make-up day at straight time when a day is lost during that week due to inclement weather
(E5)	Double time after 8 hours on Saturdays
(F)	Time and one half of the hourly rate on Saturday and Sunday
(G)	Time and one half of the hourly rate on Saturday and Holidays
(H)	Time and one half of the hourly rate on Saturday, Sunday, and Holidays
(I)	Time and one half of the hourly rate on Sunday
(J)	Time and one half of the hourly rate on Sunday and Holidays
(K)	Time and one half of the hourly rate on Holidays
(L)	Double the hourly rate on Saturday
(M)	Double the hourly rate on Saturday and Sunday
(N)	Double the hourly rate on Saturday and Holidays
(O)	Double the hourly rate on Saturday, Sunday, and Holidays
(P)	Double the hourly rate on Sunday
(Q)	Double the hourly rate on Sunday and Holidays
(R)	Double the hourly rate on Holidays
(S)	Two and one half times the hourly rate for Holidays

(S1) Two and one half times the hourly rate the first 8 hours on Sunday or Holidays One and one half times the hourly rate all additional hours.

(T) Triple the hourly rate for Holidays

(U) Four times the hourly rate for Holidays

(V) Including benefits at SAME PREMIUM as shown for overtime

(W) Time and one half for benefits on all overtime hours.

(X) Benefits payable on Paid Holiday at straight time. If worked, additional benefit amount will be required for worked hours. (Refer to other codes listed.)

Holiday Codes

PAID Holidays:

Paid Holidays are days for which an eligible employee receives a regular day's pay, but is not required to perform work. If an employee works on a day listed as a paid holiday, this remuneration is in addition to payment of the required prevailing rate for the work actually performed.

OVERTIME Holiday Pay:

Overtime holiday pay is the premium pay that is required for work performed on specified holidays. It is only required where the employee actually performs work on such holidays. The applicable holidays are listed under HOLIDAYS: OVERTIME. The required rate of pay for these covered holidays can be found in the OVERTIME PAY section listings for each classification.

Following is an explanation of the code(s) listed in the HOLIDAY section of each classification contained in the attached schedule. The Holidays as listed below are to be paid at the wage rates at which the employee is normally classified.

(1)	None
(2)	Labor Day
(3)	Memorial Day and Labor Day
(4)	Memorial Day and July 4th
(5)	Memorial Day, July 4th, and Labor Day
(6)	New Year's, Thanksgiving, and Christmas
(7)	Lincoln's Birthday, Washington's Birthday, and Veterans Day
(8)	Good Friday
(9)	Lincoln's Birthday
(10)	Washington's Birthday
(11)	Columbus Day
(12)	Election Day
(13)	Presidential Election Day
(14)	1/2 Day on Presidential Election Day
(15)	Veterans Day
(16)	Day after Thanksgiving
(17)	July 4th
(18)	1/2 Day before Christmas
(19)	1/2 Day before New Years
(20)	Thanksgiving
(21)	New Year's Day
(22)	Christmas
(23)	Day before Christmas
(24)	Day before New Year's
(25)	Presidents' Day
(26)	Martin Luther King, Jr. Day
(27)	Memorial Day
(28)	Easter Sunday

New York State Department of Labor - Bureau of Public Work
State Office Building Campus
Building 12 - Room 130
Albany, New York 12240

REQUEST FOR WAGE AND SUPPLEMENT INFORMATION

As Required by Articles 8 and 9 of the NYS Labor Law

Fax (518) 485-1870 or mail this form for new schedules or for determination for additional occupations.

This Form Must Be Typed

Submitted By: (Check Only One) ☐ Contracting Agency ☐ Architect or Engineering Firm ☐ Public Work District Office Date:

A. Public Work Contract to be let by: (Enter Data Pertaining to Contracting/Public Agency)

1. Name and complete address ☐ (Check if new or change)

Telephone: ( ) Fax: ( )
E-Mail:

2. NY State Units (see Item 5)

- ☐ 01 DOT
- ☐ 02 OGS
- ☐ 03 Dormitory Authority
- ☐ 04 State University Construction Fund
- ☐ 05 Mental Hygiene Facilities Corp.
- ☐ 06 OTHER N.Y. STATE UNIT
- ☐ 07 City
- ☐ 08 Local School District
- ☐ 09 Special Local District, i.e., Fire, Sewer, Water District
- ☐ 1O Village
- ☐ 11 Town
- ☐ 12 County
- ☐ 13 Other Non-N.Y. State (Describe)

3. SEND REPLY TO ☐ check if new or change)
Name and complete address:

Telephone:( ) Fax: ( )
E-Mail:

4. SERVICE REQUIRED. Check appropriate box and provide project information.

- ☐ New Schedule of Wages and Supplements.
  APPROXIMATE BID DATE :
- ☐ Additional Occupation and/or Redetermination

PRC NUMBER ISSUED PREVIOUSLY FOR THIS PROJECT :

OFFICE USE ONLY

B. PROJECT PARTICULARS

5. Project Title _____

Description of Work _____

Contract Identification Number _____

Note: For NYS units, the OSC Contract No. _____

6. Location of Project:
Location on Site _____

Route No/Street Address _____

Village or City _____

Town _____

County _____

7. Nature of Project - Check One:

- ☐ 1. New Building
- ☐ 2. Addition to Existing Structure
- ☐ 3. Heavy and Highway Construction (New and Repair)
- ☐ 4. New Sewer or Waterline
- ☐ 5. Other New Construction (Explain)
- ☐ 6. Other Reconstruction, Maintenance, Repair or Alteration
- ☐ 7. Demolition
- ☐ 8. Building Service Contract

8. OCCUPATION FOR PROJECT :

- ☐ Construction (Building, Heavy Highway/Sewer/Water)
- ☐ Tunnel
- ☐ Residential
- ☐ Landscape Maintenance
- ☐ Elevator maintenance
- ☐ Exterminators, Fumigators
- ☐ Fire Safety Director, NYC Only
- ☐ Guards, Watchmen
- ☐ Janitors, Porters, Cleaners, Elevator Operators
- ☐ Moving furniture and equipment
- ☐ Trash and refuse removal
- ☐ Window cleaners
- ☐ Other (Describe)

9. Has this project been reviewed for compliance with the Wicks Law involving separate bidding? YES ☐ NO ☐

10. Name and Title of Requester

Signature

SEE PAGE TWO FOR LAWS RELATING TO PUBLIC WORK CONTRACTS

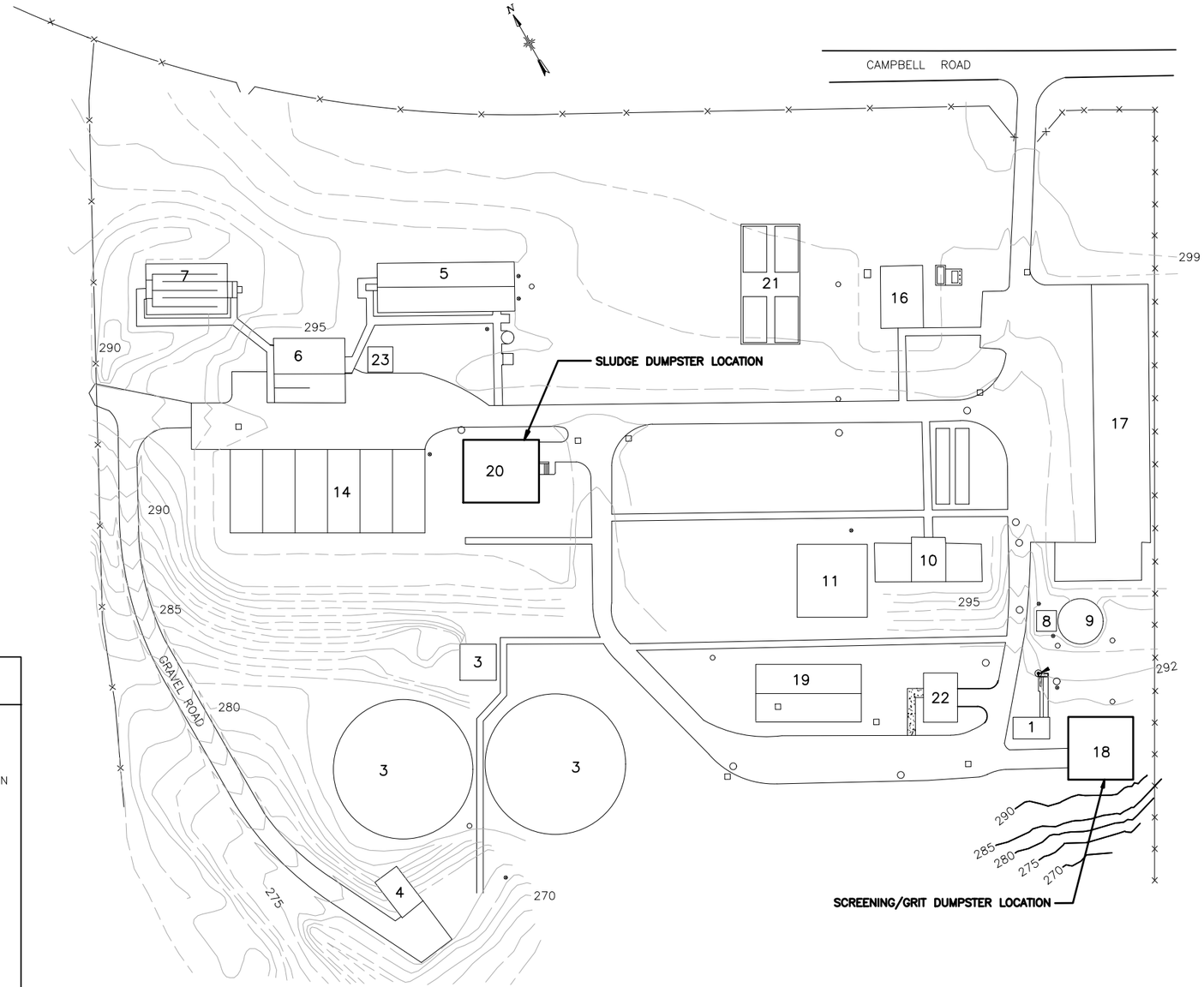
NYSDOL Bureau of Public Work Debarment List 07/28/2020

Article 9

AGENCY	Fiscal Officer	FEIN	EMPLOYER NAME	EMPLOYER DBA NAME	ADDRESS	DEBARMENT START DATE	DEBARMENT END DATE
DOL	DOL	*****5530	CFM SERVICE CORPORATION INC		225 MONTAUK HIGHWAY SUITE 219MORICHES NY 11955	11/28/2012	04/15/2021
DOL	DOL	*****5530	CFM SERVICE CORPORATION INC		225 MONTAUK HIGHWAY SUITE 219MORICHES NY 11955	11/28/2012	04/15/2021
DOL	DOL		DENNISDAN OGBEIDE		P.O BOX 50028 BRONX NY 10458	04/24/2018	04/24/2023
DOL	DOL	*****5067	DENOG PROTECTIVE SECURITY SERVICES INC		P. O BOX 50028 BRONX NY 10458	04/24/2018	04/24/2023
DOL	NYC		JOSEPH KLEINPETER		225 MONTAUK HIGHWAY SUITE 219MORICHES NY 11955	04/15/2016	04/15/2021

EXHIBIT 2

WASTEWATER TEATMENT PLANT SITE PLAN



STRUCTURE NUMBER	STRUCTURE STATUS	DESCRIPTION
1	EXISTING	PRELIMINARY TREATMENT BUILDING
~~2~~	~~DEMOLISHED~~	~~PRIMARY SETTLING TANKS~~
3	EXISTING	TRICKLING FILTERS AND DOSING TANKS
4	EXISTING	INTERMEDIATE PUMP STATION
5	EXISTING	SECONDARY SETTLING TANKS AND SLUDGE PUMP STATION
6	EXISTING	CHLORINE AND TERTIARY FILTER BUILDING
7	EXISTING	CHLORINE CONTACT TANK
8	EXISTING	SEPTAGE DUMP STATION
9	EXISTING	GRAVITY THICKENER
10	EXISTING	ANAEROBIC DIGESTER BUILDING
11	EXISTING	SLUDGE HOLDING TANK
~~12~~	~~DEMOLISHED~~	~~NORTH SLUDGE DRYING BEDS~~
~~13~~	~~DEMOLISHED~~	~~SOUTH SLUDGE DRYING BEDS~~
14	EXISTING	COVERED SLUDGE DRYING BEDS
~~15~~	~~DEMOLISHED~~	~~SLUDGE LAGOON~~
16	EXISTING	CONTROL BUILDING
17	EXISTING	PUBLIC WORKS GARAGE
18	EXISTING	PRELIMINARY TREATMENT WORKS
19	EXISTING	PRIMARY SEDIMENTATION TANKS
20	EXISTING	SLUDGE DEWATERING FACILITY
21	EXISTING	RBC UNIT AREA
22	EXISTING	PRIMARY SLUDGE PUMP STATION
23	EXISTING	CHLORINE TRANSFER STATION

TREATMENT PLANT SITE PLAN

GRAPHIC SCALE

40.0 0 20.0 40.0 80.0

NO.	DATE	REVISION	BY
00	05/28/20	ORIGINAL ISSUE	DPC

PRIME AE®
KB Group of NY, Inc. dba PRIME AE Group of NY
Albany Office
100 Great Oaks Blvd | Suite 114 | Albany, New York 12203
Ph: 518 382 1774 Fax: 518 382 1776
www.primeeng.com

PROJ. ENGR.: DPC | DRAWN BY: MD | CHECKED BY: ATB

TOWN OF ROTTERDAM
SCHENECTADY COUNTY

SLUDGE AND SCREENING/GRIT HAULING AND DISPOSAL

CONTRACT NO. 1 - SLUDGE HAULING & DISPOSAL

SHEET TITLE:

OVERALL WASTEWATER TREATMENT PLANT SITE PLAN

SCALE: AS SHOWN

FILE NO.: 01-2002

DATE: MAY 2020

SHEET NO.: --

RESOLUTION NO. 224.20

THEREFORE, UPON MOTION OF Councilmember _____,

seconded by Councilmember _____,

SECTION 1. Authorize the comptroller to make various payments for services to AMZ Construction Services, Inc., 1234 Main Street, Rotterdam Junction, New York, 12150.

SECTION 2. This resolution shall become effective August 26, 2020.

DATED: August 26, 2020

NAME	AYES	NOES	ABSTAIN
Christou			
Guidarelli			
Miller-Herrera			
Signore			
Tommasone			

DRAFT

RESOLUTION NO. 225.20

THEREFORE, UPON MOTION OF Councilmember _____,

seconded by Councilmember _____,

SECTION 1. Authorize the issuance of a bond for the Highbridge Pump Station.

SECTION 2. This resolution shall become effective August 26, 2020.

DATED: August 26, 2020

NAME	AYES	NOES	ABSTAIN
Christou			
Guidarelli			
Miller-Herrera			
Signore			
Tommasone			

DRAFT

RESOLUTION NO. 226.20

THEREFORE, UPON MOTION OF Councilmember _____,

seconded by Councilmember _____,

SECTION 1. Award a contract to the lowest responsible bidder for work to be completed on the Highbridge Pump Station.

SECTION 2. This resolution shall become effective August 26, 2020.

DATED: August 26, 2020

NAME	AYES	NOES	ABSTAIN
Christou			
Guidarelli			
Miller-Herrera			
Signore			
Tommasone			

DRAFT

RESOLUTION NO. 227.20

THEREFORE, UPON MOTION OF Councilmember _____,

seconded by Councilmember _____,

SECTION 1. Authorize the Supervisor to enter into an agreement with Rotterdam Boys and Girls Club of Schenectady, P.O. Box 466, Schenectady, New York, 12301 for educational and recreational services, for the years 2019-2021, in an amount not to exceed eighteen thousand five hundred and 00/100 dollars ($18,500.00) annually.

SECTION 2. This resolution shall become effective August 26, 2020.

DATED: August 26, 2020

NAME	AYES	NOES	ABSTAIN
Christou			
Guidarelli			
Miller-Herrera			
Signore			
Tommasone			

DRAFT

RESOLUTION NO. 228.20

THEREFORE, UPON MOTION OF Councilmember _____,

seconded by Councilmember _____,

SECTION 1. Declare an emergency regarding the broken 36" trunk line of the buried stream on Patten Drive, and authorize a contract that piggybacks on the May 2020 Onondaga County award for cured-in pipe lining to Precision Trenching, LLC.

SECTION 2. This resolution shall become effective August 26, 2020.

DATED: August 26, 2020

NAME	AYES	NOES	ABSTAIN
Christou			
Guidarelli			
Miller-Herrera			
Signore			
Tommasone			

DRAFT

RESOLUTION NO. 229.20

THEREFORE, UPON MOTION OF Councilmember _____,

seconded by Councilmember _____,

BE IT RESOLVED BY THE TOWN BOARD AS FOLLOWS:

SECTION 1. Authorize the Supervisor to enter into an agreement with KB Group of New York, Inc., 100 Great Oaks, Boulevard, Suite 114, Albany, New York 12203, to provide professional engineering services to develop a project manual and bid package for the Town's sewage pump station alarms, in an amount not to exceed four thousand four hundred fifty and 00/100 dollars ($4,450.00).

SECTION 2. This resolution shall become effective August 26, 2020.

DATED: August 26, 2020

NAME	AYES	NOES	ABSTAIN
Christou			
Guidarelli			
Miller-Herrera			
Signore			
Tommasone			

DRAFT

TOWN OF ROTTERDAM

John F. Kirvin Government Center • 1100 Sunrise Boulevard • Rotterdam, NY 12306
Telephone: 518-355-7575 • Fax: 518-355-7976 • Website: www.rotterdamny.org

LEGISLATIVE REQUEST FORM

DATE:	July 31, 2020
TO:	Steven Tommasone – Town Supervisor
FROM:	Michael T. Maher – Assistant Project Manager
TITLE OF REQUEST:	Contract Amendment #1-Sewage Pump Station Alarms
TOWN BOARD MEETING:	August 26, 2020
Background Information:	KB Group of NY, Inc is the engineer for the Sewage Pump Station Alarms.
Evaluation/Analysis:	KB Group of NY, Inc. is proposing to prepare a Project Manual containing the plans, specifications and bid form, respond to contractor questions, issue addenda as necessary and review the bids and make a recommendation of award to the Town.
Recommendation(s):	Authorize the Supervisor to sign a Contract Amendment for Sewage Pump Station Alarms not to exceed $4,450.00.
Attachment/Document(s):	Contract Amendment
Compliance with Purchasing Policy:	
Effect(s) on Existing Law(s):	None
LEGISLATION WILL BE PREPARED BY:	Supervisors Office

Albany Office
100 Great Oaks Boulevard | Suite 114 | Albany, New York 12203
P: 518.382.1774

July 29, 2020

Steven A. Tommasone, Supervisor
Town of Rotterdam
1100 Sunrise Blvd., Town Hall
Rotterdam, NY 12306

Re: Town of Rotterdam
Sewage Pump Station Alarms
Proposed Contract Amendment #1
Our Project No. 01-1903

Dear Mr. Tommasone:

We are pleased to submit this proposal to provide professional engineering services for additional Engineering Services for the Town's sewage pump station alarms. Our current contract scope of work included meeting with Town staff, determining the alarm conditions at the pump stations to monitor and preparing a scope of work and specification for the alarm system with which the Town could obtain quotes for a couple of the pump stations. It is now the Town's intention to bid the new alarm panels for all remaining pump stations that do not currently have alarms, which will require a formal bid. We propose to prepare a Project Manual containing the plans, specifications and bid form, respond to contractor questions, issue addenda as necessary and review the bids and make a recommendation of award to the Town.

We propose to complete the above additional work for a fee not to exceed $4,450 as an amendment to our current contract. Our work under this Proposal will be performed in accordance with our Standard Terms & Conditions that were included with the original proposal. If you are in agreement with this Proposal, please return an executed copy of this proposal.

Please note that we can provide a separate proposal for construction engineering and inspection services in order to prepare a completed works certification to NYSDEC at the end of the project.

If you have any questions, please feel free to contact me.

Sincerely,
KB Group of NY, Inc. dba PRIME AE Group of NY

Douglas P. Cole, PE
Senior Director of Water and Wastewater

cc: Mickey Maher, Town Assistant Project Manager
Kate McGuirl, Town Attorney

Accepted by:

_____ Dated: _____
Steven Tommasone, Supervisor

_____ Dated: _____
Kumar Buvanendaran, P.E.
President

RESOLUTION NO. 230.20

THEREFORE, UPON MOTION OF Councilmember _____,

seconded by Councilmember _____,

BE IT RESOLVED BY THE TOWN BOARD AS FOLLOWS:

SECTION 1. Authorize the Supervisor to enter into an agreement with C. T. Male Associates, 50 Century Hill Drive, Latham, New York 12110 for explosive gas monitoring at the Town of Rotterdam MSW landfill, as set forth by NYSDEC, for the year 2020, in an amount not to exceed fourteen thousand eight hundred and seventy five and 00/100 dollars ($14,875.00).

SECTION 2. This resolution shall become effective August 26, 2020.

DATED: August 26, 2020

NAME	AYES	NOES	ABSTAIN
Christou			
Guidarelli			
Miller-Herrera			
Signore			
Tommasone			

DRAFT

TOWN OF ROTTERDAM

John F. Kirvin Government Center • 1100 Sunrise Boulevard • Rotterdam, NY 12306
Telephone: 518-355-7575 • Fax: 518-355-7976 • Website: www.rotterdamny.org

LEGISLATIVE REQUEST FORM

DATE:	August 4, 2020
TO:	Steven Tommasone – Town Supervisor
FROM:	Michael Maher – Assistant Project Manager MM
TITLE OF REQUEST:	Authorization for Supervisor to sign contract agreement with C.T. Male for Landfill Monitoring Services.
TOWN BOARD MEETING:	August 26, 2020
Background Information:	C.T. Male has been performing the above referenced services since 2003.
Evaluation/Analysis:	In 2009 NYSDEC approved C.T. Males request to reduce sampling frequency and list of parameters at the MSW Landfill from quarterly to annually and approved elimination of water sampling location SW-4. C.T. Male is very familiar with the Town's Landfill. They have extensive knowledge with similar projects and the 6NYCRR Part 360 regulations. Due to the increase in chemical analytical laboratory testing costs new agreement at $14,875.00 for 2020.
Recommendation(s):	Town Board Resolution needs to be prepared to authorize Supervisor to sign contract agreement from C.T. Male for Landfill Monitoring 2020 at $14,875.00 for year.
Attachment/Document(s):	Contract agreement C.T. Male Associates for 2020.
Compliance with Purchasing Policy:	Yes.
Effect(s) on Existing Law(s):	None
LEGISLATION WILL BE PREPARED BY:	Supervisors Office

C.T. MALE ASSOCIATES
Engineering, Surveying, Architecture, Landscape Architecture & Geology, D.P.C.

CONTRACT AGREEMENT

Project No. 03.3131

Agreement made this 3rd day of August 2020, by and between **C.T. MALE ASSOCIATES ENGINEERING, SURVEYING, ARCHITECTURE, LANDSCAPE ARCHITECTURE & GEOLOGY, D.P.C.**, a Design Professional Corporation registered in New York State and authorized to do business in the State of New York (hereinafter called C.T. MALE ASSOCIATES); and **Town of Rotterdam** (hereinafter called CLIENT).

A. CLIENT and C.T. MALE ASSOCIATES, for the mutual consideration hereinafter set forth, agree as follows:

Scope of Work involves the field sampling, laboratory testing, and reporting for the Town's closed landfill's, consistent with the prior year's scope of work as further explained in C.T. Male's proposal dated February 19, 2014, summarized as follows:

• Mobilization (includes mileage): $250/event x 1 event/year =	$ 250.00
• Sample 3.0 Acre C&D Debris Landfill Locations Annually and Analysis for Routine Parameters: 2 samples/event x $255/sample x 1 event/year =	$ 510.00
• Sample 3.4 Acre C&D Debris Landfill Locations Annually, Analysis for Baseline Parameters and Data Validation: 7 samples/event x $525/sample x 1 event/year =	$ 3,675.00
• Sample MSW Surface Water Locations Annually and Analysis for Routine Parameters: 3 samples/event x $255/sample x 1 event/year =	$ 765.00
• Sample MSW Groundwater and Leachate Locations Annually, Analysis For Baseline Parameters and Data Validation: 15 samples/event x $525/sample x 1 event/year =	$ 7,875.00
• Report Preparation for Annual Sampling Event: (includes any clerical, postage and material/print charges): $1,800/event x 1 event/year =	$ 1,800.00
Total Annual Cost	**$14,875.00**

In 2019 the annual baseline sampling event was conducted during the second quarter. Therefore, in 2020 the annual baseline sampling event is to be conducted during the third second quarter (July-September).

Services Excluded From This Scope.

- Additional work that may be required by the NYS Department of Enviornmental Conservation (DEC) or the Town, not included in the defined Scope of Work.

B. CLIENT agrees to pay C.T. MALE ASSOCIATES as compensation for services as follows:

1. **$14,875.00.**

3. Additional fees and other charges will be invoiced monthly, if necessary and as approved by client. The amount of invoice shall be due at the time of billing. When bills are not paid within 30 days, a late payment service charge will be charged on any unpaid balance at the rate of 1.25%

compounded monthly (annual rate of 15%) or the highest rate allowable under applicable State law, whichever is higher.

4. All rates in this Agreement are valid through December 31, 2020.

C. CLIENT shall furnish the following as their authorization to proceed:

1. Signed Agreement.

D. This Agreement, as signed by the CLIENT and/or his/her representative, includes the following Standard Terms and Conditions incorporated herein by this reference.

E. The person signing this Agreement warrants he/she has authority to sign as, or on behalf of, the CLIENT. If such person does not have such authority, it is agreed that he/she will be personally liable for all breaches of this Agreement, and that in any action against them for breach of such warranty, a reasonable attorney's fee shall be included in any judgment rendered.

F. CLIENT shall provide C.T. MALE ASSOCIATES personnel with any information regarding potential hazards or whether personal protective measures are required when working on project site(s) associated with this contract and that C.T. MALE ASSOCIATES personnel be afforded the opportunity to review any health and safety plan available for site(s) that they will be working on.

AGREED TO:

TOWN OF ROTTERDAM
John F. Kirvin Government Center – Rotterdam Town Hall

1100 Sunrise Boulevard
Rotterdam, NY 12306
Phone: 518.355.7575 Ext. 393
Fax: 518.355.2725
Email: lgallo@rotterdam.org

By: _____
Print Authorized Name Date

_____
Sign Authorized Name

Title: _____

AGREED TO:

C.T. MALE ASSOCIATES ENGINEERING, SURVEYING, ARCHITECTURE, LANDSCAPE ARCHITECTURE & GEOLOGY , DPC
50 Century Hill Drive
Latham, NY 12110
Phone: 518.786.7400
Fax: 518.786.7299

Email: j.munsey@ctmale.com

By: _____ 8/3/2020
John S. Munsey, P.G.

Title: Managing Scientist & Principal

C.T. MALE ASSOCIATES

Engineering, Surveying, Architecture, Landscape Architecture & Geology, D.P.C.

STANDARD TERMS AND CONDITIONS OF AGREEMENT

1. **EXTRA WORK**: Extra work shall include, but not be limited to, additional office or field work caused by policy or procedural changes or governmental agencies, changes in the project, and work necessitated by any of the causes described in Paragraph 5 hereof. All extra work to be authorized by CLIENT in writing prior to commencement by C.T. MALE ASSOCIATES.

2. **OWNERSHIP OF DOCUMENTS AND/OR ELECTRONIC MEDIA FILES**: All tracings, specifications, computations, survey notes and media files and other original documents as instruments of service are and shall remain the property of C.T. MALE ASSOCIATES unless otherwise provided by law. CLIENT shall not use such items on other projects without C.T.MALE ASSOCIATES' prior written consent. C.T. MALE ASSOCIATES shall not release CLIENT's data without authorization.

3. **LIMITATIONS OF PROBABLE COST ESTIMATES**: Any estimate of the probable cost of the project or any part thereof is not to be construed, nor is it intended, as a guarantee of the total cost.

4. **APPROVAL OF WORK**: The work performed by C.T. MALE ASSOCIATES shall be deemed approved and accepted by CLIENT as and when invoiced unless CLIENT objects within 30 days of the invoice date by written notice specifically stating the details in which CLIENT believes such work is incomplete or defective.

5. **DELAY**: Any delay, default, or termination in or of the performance of any obligation of C.T. MALE ASSOCIATES under this Agreement caused directly or indirectly by strikes, accidents, acts of God, shortage or unavailability of labor, materials, power or transportation through normal commercial channels, failure of CLIENT or CLIENT's agents to furnish information or to approve or disapprove C.T. MALE ASSOCIATES' work promptly, late, slow or faulty performance by CLIENT, other contractors or governmental agencies, the performance of whose work is precedent to or concurrent with the performance of C.T. MALE ASSOCIATES' work, or any other acts of the CLIENT or any other Federal, State, or local government agency, or any other cause beyond C.T. MALE ASSOCIATES' reasonable control, shall not be deemed a breach of this Agreement. The occurrence of any such event shall suspend the obligations of C.T. MALE ASSOCIATES as long as performance is delayed or prevented thereby, and the fees due hereunder shall be equitably adjusted.

6. **TERMINATION**: The obligation to provide further services under this Agreement may be terminated by either party upon seven (7) days written notice in the event of substantial failure by the other party to perform in accordance with the terms hereof through no fault of the terminating party. In the event of any termination, C.T. MALE ASSOCIATES shall be paid for all services rendered to the date of termination, as well as for all reimbursable expenses and termination expenses. For purposes of this section, the failure of the CLIENT to pay C.T. MALE ASSOCIATES within thirty (30) days of receipt of an invoice shall be considered such a substantial failure. In the event of a substantial failure on the part of the CLIENT, C.T. MALE ASSOCIATES, in addition to the right to terminate set forth in this paragraph, may also elect to suspend work until the default in question has been cured. No delay or omission on the part of C.T. MALE ASSOCIATES in exercising any right or remedy hereunder shall constitute a waiver of any such right or remedy on any future occasion.

7. **INDEMNIFICATION**: CLIENT shall indemnify, defend and hold C.T. MALE ASSOCIATES harmless for any and all loss, cost, expense, claim, damage, or liability of any nature arising from: (a) soil conditions; (b) changes in plans or specifications made by CLIENT or others; (c) use by CLIENT or others of plans, surveys, or drawings unsigned by C.T. MALE ASSOCIATES or for any purpose other than the specific purpose for which they were designed; (d) job site conditions and performance of work on the project by others; (e) inaccuracy of data or information supplied by CLIENT; and (f) work performed on material or data supplied by others, unless said loss was solely caused by C.T. MALE ASSOCIATES' own negligence.

8. **LITIGATION**: Should litigation be necessary to collect any portion of the amounts payable hereunder, then all costs and expenses of litigation and collection, including without limitation, fees, court costs, and attorney's fees (including such costs and fees on appeal), shall be the obligation of the CLIENT.

9. **REPLACEMENT OF SURVEY STAKES**: C.T. MALE ASSOCIATES, if included in Paragraph A of the Agreement, will provide necessary construction stakes. In instances where it is determined that negligence on the part of the CLIENT or others results in the need for restaking, the cost of such restaking will be billed as an extra to the CLIENT on a time basis. It will be the CLIENT's responsibility to provide adequate protection of the stakes against his own negligence or the negligence of those working for or with him and against vandalism by others. If staking is ordered by the CLIENT or others prematurely and construction does not take place, it will also be the CLIENT's responsibility to protect said stakes until such time as construction takes place.

10. **AERIAL MAPPING**: Areas obscured by dense vegetation or shadow will be labeled as "DENSE WOODS", "SHADOW", or "OBSCURED AREA". C.T. MALE ASSOCIATES cannot certify as to the accuracies within these areas. Field verification of such area(s) must be undertaken and is not included within the scope of this Agreement unless explicitly stated.

11. **OBSERVATION AND TESTING OF CONSTRUCTION, SAFETY**: The observation and testing of construction is not included herein unless specifically agreed upon in the Scope of Services as set forth in Paragraph A of this Agreement. It should be understood that the presence of C.T. MALE ASSOCIATES' field representative will be for the purpose of providing observation and field testing. Under no circumstances is it C.T. MALE ASSOCIATES' intent to directly control or supervise the physical activities of the contractor's workmen to accomplish the work on this project. The presence of C.T. MALE ASSOCIATES' field representative at the site is to provide the CLIENT with a continuing source of information based upon the field representative's observations of the contractor's work, but does not include any superintending, supervision, or direction of the actual work of the contractor or the contractor's workmen. The contractor should be informed that neither the presence of C.T. MALE ASSOCIATES' field representative nor observation and testing personnel shall excuse the contractor in any way for defects discovered in his work. It is understood that C.T. MALE ASSOCIATES will not be responsible for job or site safety on the project.

12. **RESTRICTIONS ON USE OF REPORTS**: It should be understood that any reports rendered under this Agreement will be prepared in accordance with the agreed Scope of Services and pertain only to the subject project and are prepared for the exclusive use of the CLIENT. Use of the reports and data contained therein for other purposes is at the CLIENT's sole risk and responsibility.

13. **RISK ALLOCATION**: The CLIENT agrees that C.T. MALE ASSOCIATES' liability for damages to the CLIENT for any cause whatsoever in connection with this project, and regardless of the form of action, whether in contract or in tort, including negligence, shall be limited to the greater of $50,000, or C.T. MALE ASSOCIATES' total fee for services rendered on the project.

14. **CLIENT RESPONSIBILITIES**: Client shall be responsible for providing all reasonable assistance required by C.T. MALE ASSOCIATES in connection with Services, including, without limitation, any assistance specified in the Proposal. In particular, Client will provide the following:

Reasonable ingress to and egress from the Site by C.T. MALE ASSOCIATES and/or its subcontractors and their respective personnel and equipment.

Clean, secure, and unobstructed space and areas at the Site for C.T. MALE ASSOCIATES equipment and vehicles or those of C.T. MALE ASSOCIATES' subcontractors.

Information in the possession of Client (including, without limitation, facility and/or Site schematics, engineering drawings and plot plans) detailing the construction of facilities located underground or above ground at the Site that pertain to the stated scope of work or are necessary to assist C.T. MALE ASSOCIATES in performing Services and/or to successfully carry out the project.

Prior to any boring, drilling, and/or excavation work being commenced by C.T. MALE ASSOCIATES, the specific location(s) of such work will be provided to Client. Prior to any boring, drilling, excavation or other intrusive subsurface activities on the Site, Client or Client's representative shall identify any private and public subsurface obstruction or utility that Client or its representative knows or believes to exist at the Site. C.T. MALE ASSOCIATES, at its discretion, may contact the local public utility locator and, if agreed by Client, a private utility locator to determine the existence and location of subsurface obstruction or utilities. Client or Client's representative will provide C.T. MALE ASSOCIATES with prior approval of each location where C.T. MALE ASSOCIATES will carry-out any intrusive activity on the Site. Client agrees that if C.T. MALE ASSOCIATES or its subcontractor causes damage to a subsurface obstruction or utility that was not properly identified by Client, or marked by the public utility locator or private utility locator, if any, the Client shall indemnify, defend and hold harmless C.T. MALE ASSOCIATES, its officers, directors, employees and independent contractors from and against any and all claims, costs, fines, or other liability arising out of, or in connection with any damage to any such subsurface obstruction or utilities, except to the extent such claims, costs, fines, or other liability are caused by C.T. MALE ASSOCIATES' negligence or willful misconduct.

15. **CONTROLLING LAWS**: This Agreement is to be governed by the laws of the State of New York.

16. **INSURANCE**: C.T. MALE ASSOCIATES shall procure and maintain throughout the period of this Agreement, at C.T. MALE ASSOCIATES' own cost, insurance for protection from claims under worker's compensation, temporary disability and other similar insurance required by applicable State and Federal laws. Certificates for all such policies of insurance shall be provided to the CLIENT upon written request. C.T. MALE ASSOCIATES shall not be responsible for any loss, damage or liability beyond the amounts, limits and conditions of such insurance.

17. **SUCCESSORS AND ASSIGNS**: Neither CLIENT nor C.T. MALE ASSOCIATES shall assign, sublet, or transfer any rights under or interest in (including, but without limitation, moneys that may become due or moneys that are due) this Agreement without the written consent of the other, except to the extent that any assignment, subletting or transfer is mandated by law or the effect of this limitation may be restricted by law.

18. **MEDIATION**: CLIENT and C.T. MALE ASSOCIATES agree to make every effort to resolve all claims, disputes or controversies a rising out of, or in relation to the interpretation, application or enforcement of this agreement through mediation. The parties further agree that the CLIENT will require, as a condition for participation in the project and their agreement to perform labor or services, that all contractors, subcontractors, subcontractors and material-persons, whose portion of the work amounts to five thousand dollars ($5,000) or more, and their insurers and sureties shall agree to this procedure.

19. **EQUAL EMPLOYMENT OPPORTUNITY**: C.T. MALE ASSOCIATES is committed to equal employment opportunity for all persons regardless of race, color, sex, age, national origin, marital status, handicap, or veteran's status. In striving to eliminate discrimination in the workplace, it is our policy to deal only with sub-contractors, vendors, suppliers, and other affiliates who recognize and support equal employment opportunity and comply with all applicable State and Federal Equal Employment Opportunity laws and regulations including the annual filing of Standard Form EEO-1.

20. **NOTICES**: All notices called for by this Contract shall be in writing and shall be deemed to have been sufficiently given or served when presented personally and when deposited in the mail, postage prepaid, certified and return receipt requested.

RESOLUTION NO. 231.20

THEREFORE, UPON MOTION OF Councilmember _____,

seconded by Councilmember _____,

BE IT RESOLVED BY THE TOWN BOARD AS FOLLOWS:

SECTION 1. The Town Board of the Town of Rotterdam hereby rescinds Order 1 of 2020.

SECTION 2. This resolution shall become effective August 26, 2020.

DATED: August 26, 2020

NAME	AYES	NOES	ABSTAIN
Christou			
Guidarelli			
Miller-Herrera			
Signore			
Tommasone			

DRAFT

RESOLUTION NO. 232.20

THEREFORE, UPON MOTION OF Councilmember _____,

seconded by Councilmember _____,

BE IT RESOLVED BY THE TOWN BOARD AS FOLLOWS:

SECTION 1. The Town Board of the Town of Rotterdam hereby declares the town board as "lead agency" under NYCRR Part 617 (SEQR) in relation to relation to the EDPL process for Sewer 7, Extension 2.

SECTION 2. The Town Board of the Town of Rotterdam hereby authorizes the town planner to prepare, file, publish, and distribute all documents as necessary to comply with NYCRR Part 617 (State Environmental Quality Review).

SECTION 3. The Town Board of the Town of Rotterdam hereby adopts the Negative Declaration, dated June 24, 2020, as prepared by the Senior Planner relating to relation to the EDPL process for Sewer 7, Extension 2 and authorizes the Town Supervisor of the Town of Rotterdam to sign the Negative Declaration on behalf of the Town Board and authorizes the Senior Planner to distribute all documents as necessary to comply with 6 NYCRR Part 617.12 (State Environmental Quality Review).

SECTION 4. The Town Board of the Town of Rotterdam hereby authorizes the Senior Planner to distribute all documents as necessary to comply with 6 NYCRR Part 617.12 (State Environmental Quality Review).

SECTION 5. This resolution shall become effective August 26, 2020.

BY ORDER OF THE ROTTERDAM TOWN BOARD
DIANE M. MARCO, TOWN CLERK

DATED: August 26, 2020

NAME	AYES	NOES	ABSTAIN
Christou			
Guidarelli			
Miller-Herrera			
Signore			
Tommasone			

DRAFT

RESOLUTION NO. 233.20

THEREFORE, UPON MOTION OF Councilmember _____,

seconded by Councilmember _____,

BE IT RESOLVED BY THE TOWN BOARD AS FOLLOWS:

The Town Clerk of the Town of Rotterdam is hereby directed to publish in the official newspaper of the Town of Rotterdam not less than ten (10) days prior to the date designated for the public hearing provided for by the following public notice:

TOWN OF ROTTERDAM
NOTICE OF HEARING

PLEASE TAKE NOTICE: That the Town Board of the Town of Rotterdam will hold a public hearing on Wednesday, September 9, 2020 at 7:00 p.m. The public hearing is open to the public, and persons may attend telephonically. Members of the public may listen to and/or speak at the public hearing by dialing 1 (929) 205-6099, then entering the conference ID no. 867 0373 0307, followed by the pound symbol.

The public hearing will be held electronically, via a video conference for the town board, and a conference call for all members of the public, for the following purpose:

TOWN OF ROTTERDAM
Regarding the Condemnation of Certain Property
Interest in Support of a Sewer District Extension Project

PLEASE TAKE NOTICE that the Town Board of the Town of Rotterdam, New York will hold a Public Hearing pursuant to Article 2 and Section 201 of the Eminent Domain Procedure Law of the State of New York on Wednesday, February 12, 2020 at 7:00 p.m., located at the John F. Kirvin Government Center, 1100 Sunrise Blvd, Rotterdam, New York 12306.

The purpose of the Public Hearing will be to inform the public, to review the public use to be served, to consider the need and location of the property acquisitions and to assess the impact of the acquisitions on the environment and the residents in the vicinity of the Town of Rotterdam proposed Sewer District Number 7, Extension No. 2 (Carman Road Project). The Town Board wishes to describe, consider and solicit public comment on a proposal to acquire property interests along and near the sanitary sewer system to be constructed.

The Town of Rotterdam is proposing a gravity sewer line of approximately 2,880 linear feet, low pressure sewer main of approximately 600 linear feet, and a sanitary sewer pump station with 950 linear feet of force main and associated appurtenances. The sewer mains would begin adjacent to Carman Road at the Albany County line and run north to the traffic circle intersection of Hamburg Street and Curry Road. At the intersection of Carman Road and Marra Lane, a sewer main, that starts 800 feet to the east of Carman Road on Marra Lane, will connect to the Carman Road sewer main. Where the Carman Road sewer main crosses the access road to the Philomena Apartment complex a sewer main that collects sewage from the complex will be connected. Approximately 600 feet south of the Hamburg Street, Carman Road and Curry Road traffic circle the sewer main will cross the Pine Grove Apartment complex to a pump station located on the Metro10 Property. Also included on the Metro10 property is a gravity sewer main that collects sewage from the property. From the pump station a force main runs through the Metro10 property,

DRAFT

crosses Curry Road east of the traffic circle and runs through the Sunoco property to connect to the Town's existing Hamburg Street Sewer District Number 7 infrastructure.

The proposed project may require relocation of overhead and/or underground electric, telephone and cable lines as well as underground water mains. All utility work will be performed in a manner that would minimize the number and length of interruptions of service to utility users. All proposed work will be coordinated with the affected utility owners during detailed design.

Copies of the acquisition maps are available for public inspection on the town's website: www.rotterdamny.org and at the Rotterdam Town Clerk's Office, at the Town Hall, 1100 Sunrise Boulevard, Rotterdam, New York, between the hours of 8:30 a.m. and 4:30 p.m. Monday through Friday.

Construction of the improvements will require the acquisition of fee (ownership) interests, easements and rights-of-way pursuant to the Eminent Domain Procedure Law over properties within the Town of Rotterdam. However, it is intended that all existing access to surrounding properties will be maintained.

The affected properties are further identified by the following tax map parcel numbers:

71.6-4-19	71.6-4-20.21	71.6-4-21.21	71.6-4-22
71.6-3-32	71.6-3-31.1	71.6-3-29	71.6-3-28
71.6-3-26	71.6-3-25	71.6-3-23.3	71.6-5-2.4
71.6-5-8.1	71.6-5-9	71.6-5-10	71.6-5-1.31
71.7-1-6.111			

All persons having an interest in the proposed property acquisitions or the improvement - project are invited to attend the public hearing and may give oral or written statements and submit other documents concerning the proposed project. Those property owners who may subsequently wish to challenge condemnation of their property via judicial review may do so only on the basis of issues, facts and objections raised at this Public Hearing.

The Town Board of the Town of Rotterdam hereby authorizes the Chazen Companies to serve personally or by certified mail, return receipt requested, each affected property's assessment record billing owner or his or her attorney of record a letter with this notice in accordance with Section 202 (C) of the Eminent Domain Procedure Law of the State of New York.

BY ORDER OF THE ROTTERDAM TOWN BOARD
DIANE M. MARCO, TOWN CLERK

DATED: August 26, 2020
Daily Gazette: Please publish once on August 29, 2020
Town Clerk
Post

NAME	AYES	NOES	ABSTAIN
Christou			
Guidarelli			
Miller-Herrera			
Signore			
Tommasone			

DRAFT

RESOLUTION NO. 234.20

THEREFORE, UPON MOTION OF Councilmember _____,

seconded by Councilmember _____,

BE IT RESOLVED BY THE TOWN BOARD AS FOLLOWS:

SECTION 1. That the Town Board of the Town of Rotterdam hereby ratifies the decision of various department heads to declare the following equipment obsolete and be sold at auction:

SECTION 2. This resolution shall become effective August 26, 2020.

DATED: August 26, 2020

NAME	AYES	NOES	ABSTAIN
Christou			
Guidarelli			
Miller-Herrera			
Signore			
Tommasone			

DRAFT

RESOLUTION NO. 235.20

THEREFORE, UPON MOTION OF Councilmember _____,

seconded by Councilmember _____,

BE IT RESOLVED BY THE TOWN BOARD AS FOLLOWS:

Pursuant to Section 36 of the General Municipal Law regarding the Uniform System of Accounts, the following **gas** expenditures from April 1, 2020 through and including June 30, 2020 are hereby authorized to be transferred into various accounts:

GENERAL FUNDS

FROM	TO	AMOUNT
A-1355.4302 Assessor	A 5132.4304	$ 11.66
A-3120.4302 Police	"	$ 8,187.55
A-3310.4302 Traffic	"	$ 149.68
A-3410.4302 Fire Dist. & Ambul	"	$ 1,059.85
A-3620.4302 DPW Gasoline	"	$ 141.51
A-7110.4302 Parks	"	$ 735.03

HIGHWAY FUND

FROM	TO	AMOUNT
DA-5140.4304 Unleaded Gas for Trucks	A 5132.4304	$ 531.90
DA-5110.4304 Unleaded Gas for Trucks	"	$ 1,424.51

SEWER DISTRICT NO. 2 O & M

FROM	TO	AMOUNT
SS2-8120.4302 Gasoline	A 5132.4304	$ 542.02

WATER DISTRICT NO. 5 O & M

FROM	TO	AMOUNT
SW5-8340.4302 Gasoline	A 5132.4304	$ 710.27

RESOLVED, pursuant to Section 36 of the General Municipal Law regarding the Uniform System of Accounts, the following **diesel** expenditures from April 1, 2020 through and including June 30, 2020 are hereby authorized to be transferred into various accounts:

GENERAL FUND

FROM	TO	AMOUNT
A-3410.4302 Fire Dist.	DA 5148. 4304	$ 710.40
A-8160.4162 Compost	"	$ 2,172.27
A-7110.4302 Parks	"	$ 12.83
A-8189.4302 Landfill	"	$ 318.93

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HIGHWAY FUND

FROM	TO	AMOUNT
DA-5140.4304 Diesel for Trucks	DA 5148.4304	$ 2,443.78
DA-5110.4304 Diesel for Trucks	"	$ 5,203.59

SEWER DISTRICT NO. 2 O & M

FROM	TO	AMOUNT
SS2-8120.4302 Gasoline	DA 5148.4304	$ 110.15

WATER DISTRICT NO. 5 O & M

FROM	TO	AMOUNT
SW5-8340.4302 Gasoline	DA 5148.4304	$ 109.88

DATED: August 26, 2020

NAME	AYES	NOES	ABSTAIN
Christou			
Guidarelli			
Miller-Herrera			
Signore			
Tommasone			

DRAFT

TOWN OF ROTTERDAM

John F. Kirvin Government Center • 1100 Sunrise Boulevard • Rotterdam, NY 12306
Telephone: 518-355-7575 • Fax: 518-355-7976 • Website: www.rotterdamny.org

LEGISLATIVE REQUEST FORM

DATE: August 3, 2020

TO: Steve Tommasone, Supervisor

FROM: Larry LaMora, Highway Superintendent

TITLE OF REQUEST: Transfer Expense of Gasoline and Diesel between proper appropriation lines

TOWN BOARD MEETING: August 26, 2020

Background Information: All departments fuel at one location and costs need to be distributed to the correct departments.

Evaluation/Analysis: Second Quarter transfers are ready to be made.

Recommendation(s): Transfer proper usage to each department within the Town for the period from April 1, 2020 through and including June 30,2020

Attachment/Document(s): Second Quarter Fuel Usage

Compliance with Purchasing Policy: NA

Effect(s) on Existing Law(s): General Municipal Law 36

LEGISLATION WILL BE PREPARED BY: Town Attorney & Supervisor's Office

RESOLUTION NO. 236.20

THEREFORE, UPON MOTION OF Councilmember _____,

seconded by Councilmember _____,

BE IT RESOLVED BY THE TOWN BOARD AS FOLLOWS:

SECTION 1. The town's clerk report for the month of July 2020 has been placed on file and the town clerk's check in the amount of four thousand six hundred thirty nine and 26/100 dollars ($4,639.26) has been submitted to the supervisor for deposit.

SECTION 2. This resolution shall become effective August 26, 2020.

DATED: August 26, 2020

NAME	AYES	NOES	ABSTAIN
Christou			
Guidarelli			
Miller-Herrera			
Signore			
Tommasone			

DRAFT

TOWN OF ROTTERDAM

John F. Kirvin Government Center • 1100 Sunrise Boulevard • Rotterdam, NY 12306
Telephone: 518-355-7575 • Fax: 518-355-7976 • Website: www.rotterdamny.org

LEGISLATIVE REQUEST FORM

DATE: **August 11, 2020**

TO: Steve Tommasone, Supervisor

FROM: Diane M. Marco, Town Clerk

TITLE OF LEGISLATIVE REQUEST: Revenue received for **July 2020, $4,639.26 in** the Town Clerks office.

TO BE PLACED ON TOWN BOARD AGENDA OF: **August 26, 2020**

TO BE PLACED ON TOWN BOARD MEETING OF: **August 26, 2020**

Background Information: Attached

Evaluation/Analysis: Increase revenue for the Town.

Recommendation(s): To place on the Town Board Agenda and Town Board meeting of **August 26, 2020.**

Attachment/Documents(s): Attached

Compliance with Purchasing Policy: N/A

Effect(s) on Existing Law(s): N/A

LEGISLATION WILL BE PREPARED BY: Attorney Kate McGuirl

Town Clerk Monthly Report
July 01, 2020 - July 31, 2020

Account Description	Fee Description	Account#	Qty	Local Share
Conservation	Conservation	A1255	8	12.76
			Sub-Total:	**$12.76**
Dog Licensing	Exempt Dog	A2544	2	0.00
Dog Licensing	Female, Spayed	A2544	121	1,694.00
Dog Licensing	Female, Unspayed	A2544	9	153.00
Dog Licensing	Male, Neutered	A2544	114	1,596.00
Dog Licensing	Male, Unneutered	A2544	9	153.00
			Sub-Total:	**$3,596.00**
Ez pass	Ez Pass		1	25.00
			Sub-Total:	**$25.00**
Late Fees	Late Fee -Dog Renewal		23	230.00
			Sub-Total:	**$230.00**
Marriage Lic.	MARRIAGE LICENSE FEE		17	297.50
			Sub-Total:	**$297.50**
Misc	Misc		1	50.00
			Sub-Total:	**$50.00**
MISC. FEES	Certified Copies		82	820.00
	Insufficient Funds		1	20.00
			Sub-Total:	**$840.00**
PERMIT FEES	Garage Sale		59	295.00
			Sub-Total:	**$295.00**
Senior Discount	Senior Discount	A2544	71	-707.00
			Sub-Total:	**-$707.00**
			Total Local Shares Remitted:	**$4,639.26**

Amount paid to:	NYS Ag. & Markets for spay/neuter program	289.00
Amount paid to:	NYS Environmental Conservation	218.24
Amount paid to:	State Health Dept. For Marriage Licenses	382.50

Total State, County & Local Revenues: $5,529.00

Total Non-Local Revenues: $889.74

To the Supervisor:

Pursuant to Section 27, Sub 1, of the Town Law, I hereby certify that the foregoing is a full and true statement of all fees and monies received by me, Diane M. Marco, Town Clerk, Town of Rotterdam during the period stated above, in connection with my office, excepting only such fees and monies, the application of which are otherwise provided for by law.

Supervisor	Date	Town Clerk	Date
	8/1/2020	Diane M Marco	8/1/2020

Monthly Worksheet of Daily Work

July 2020

DATE	AMOUNT DEPOSITED	DEC LICENSE SALES	DEC PORTION	TOWN PORTION	DOG AMOUNT PAID	STATE AG MKTS PORTION	TOWN PORTION	MARRIAGE FEE PAID	STATE DOH PORTION	TOWN PORTION	BINGO/ GAMES CHANCE	GAMES CHANCE	TOWN PORTION	EZ PASS
7/1/2020	$140.00	$0.00	$0.00	$0.00	$35.00	$3.00	$32.00	$80.00	$45.00	$35.00	$0.00	$0.00	$0.00	$0.00
7/2/2020	$80.00	$0.00	$0.00	$0.00	$70.00	$9.00	$61.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00
7/6/2020	$430.00	$0.00	$0.00	$0.00	$315.00	$28.00	$287.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00
7/7/2020	$60.00	$0.00	$0.00	$0.00	$50.00	$4.00	$46.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00
7/8/2020	$281.00	$0.00	$0.00	$0.00	$281.00	$27.00	$254.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00
7/9/2020	$650.00	$0.00	$0.00	$0.00	$470.00	$40.00	$430.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00
7/10/2020	$310.00	$0.00	$0.00	$0.00	$95.00	$7.00	$88.00	$80.00	$45.00	$35.00	$0.00	$0.00	$0.00	$0.00
7/13/2020	$235.00	$0.00	$0.00	$0.00	$160.00	$14.00	$146.00	$40.00	$22.50	$17.50	$0.00	$0.00	$0.00	$0.00
7/14/2020	$185.00	$0.00	$0.00	$0.00	$85.00	$7.00	$78.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00
7/15/2020	$175.00	$0.00	$0.00	$0.00	$15.00	$3.00	$12.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00
7/16/2020	$325.00	$0.00	$0.00	$0.00	$185.00	$17.00	$168.00	$80.00	$45.00	$35.00	$0.00	$0.00	$0.00	$0.00
7/17/2020	$41.00	$5.00	$4.72	$0.28	$31.00	$5.00	$26.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00
7/20/2020	$175.00	$0.00	$0.00	$0.00	$100.00	$10.00	$90.00	$40.00	$22.50	$17.50	$0.00	$0.00	$0.00	$0.00
7/21/2020	$311.00	$25.00	$23.62	$1.38	$201.00	$17.00	$184.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00
7/22/2020	$200.00	$30.00	$28.34	$1.66	$90.00	$10.00	$80.00	$40.00	$22.50	$17.50	$0.00	$0.00	$0.00	$0.00
7/23/2020	$276.00	$81.00	$76.54	$4.46	$95.00	$8.00	$87.00	$80.00	$45.00	$35.00	$0.00	$0.00	$0.00	$0.00
7/24/2020	$280.00	$25.00	$23.62	$1.38	$70.00	$6.00	$64.00	$80.00	$45.00	$35.00	$0.00	$0.00	$0.00	$25.00
7/27/2020	$380.00	$0.00	$0.00	$0.00	$90.00	$6.00	$84.00	$120.00	$67.50	$52.50	$0.00	$0.00	$0.00	$0.00
7/28/2020	$175.00	$25.00	$23.62	$1.38	$120.00	$10.00	$110.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00
7/29/2020	$305.00	$0.00	$0.00	$0.00	$265.00	$27.00	$238.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00
7/30/2020	$140.00	$35.00	$33.06	$1.94	$55.00	$5.00	$50.00	$40.00	$22.50	$17.50	$0.00	$0.00	$0.00	$0.00
7/31/2020	$375.00	$5.00	$4.72	$0.28	$ 300.00	$ 26.00	$ 274.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00
7/31 DMM audited	**$5,529.00**	$231.00	**$218.24**	**$12.76**	$ 3,178.00	**$ 289.00**	**$ 2,889.00**	$680.00	**$382.50**	**$297.50**	$0.00	**$0.00**	**$0.00**	**$25.00**

THE RED THERMO SECURED "SP" LOGO IN THE LOWER CORNER OF THIS CHECK MUST FADE TEMPORARILY WHEN WARMED BY TOUCH OR FRICTION. SEE BACK FOR ADDITIONAL FEATURES.

TOWN OF ROTTERDAM
TOWN CLERK ACCOUNT
1100 SUNRISE BLVD
ROTTERDAM, NY 12306

DATE August 4 2021 2796
29-7/213

PAY TO THE ORDER OF Steve Tommasone Supervisor $ 4639.26

Four Thousand Six Hundred Thirty nine and 26/100 DOLLARS

KeyBank
KeyBank National Association

MEMO Review July 2020

Doug M. Mills
Town Clerk

Mobile Deposit Sale Details on back

⑈002796⑈ ⑆021300077⑆ 884000898 4⑈

RESOLUTION NO. 237.20

THEREFORE, UPON MOTION OF Councilmember _____,

seconded by Councilmember _____,

BE IT RESOLVED BY THE TOWN BOARD AS FOLLOWS:

SECTION 1. Pursuant to Section 36 of the General Municipal Law of the State of New York and Sections 102, 112 and 113 of Town Law of the State of New York, regarding the Uniform System of Accounts, the following are transfers to the various accounts for 2020 and are hereby audited and approved:

Fund	Account Number			Title	Amount
General	A7110	185021	FROM:	RECREATION SPECIALIST PREP	-4,100.00
General	A7140	4904	INTO:	PROGRAM SUPPLIES MISC	4,100.00
General	A8810	4904	FROM:	CEMETERY MAINT. & SUPPLIES	-4,976.10
General	A8810	2000	INTO:	EQUIPMENT	4,976.10
				Net Change	0.00

SECTION 2. This resolution shall become effective August 26, 2020.

DATED: August 26, 2020

NAME	AYES	NOES	ABSTAIN
Christou			
Guidarelli			
Miller-Herrera			
Signore			
Tommasone			

DRAFT

TOWN OF ROTTERDAM

John F. Kirvin Government Center • 1100 Sunrise Boulevard • Rotterdam, NY 12306
Telephone: 518-355-7575 • Fax: 518-355-7976 • Website: www.rotterdamny.org

LEGISLATIVE REQUEST FORM

DATE: August 11, 2020

TO: Steven Tommasone, Supervisor

FROM: Jacqueline Every, Comptroller

TITLE OF LEGISLATIVE REQUEST: Budget Transfers for 2020 Budget

TO BE PLACED ON TOWN BOARD AGENDA OF: August 26, 2020

TO BE PLACED ON TOWN BOARD MEETING OF: August 26, 2020

Background Information: Transfers to cover appropriation accounts for 2020 budget purchases.

Evaluation/Analysis: Necessary to keep expenditures funded for purchases.

Recommendation(s): Pass resolution to fund appropriation lines.

Attachment/Document(s): List of proposed transfers.

Compliance with Purchasing Policy: N/A

Effect(s) on Existing Law(s): Town Law Sections 112 & 113

LEGISLATION WILL BE PREPARED BY: Kate McGuirl, Town Attorney

Memorandum

To: Jacqueline Every, Comptroller

From: Michael T. Maher, Assistant Project Manager MTM

Subject: Budget Transfer

Date: August 13, 2020

Please transfer the following funds to cover expenses:

From	**A8810 4904 Cemetery Maintenance and Supply**	**Amount** $ 4,976.10
To	**~~A8110~~ A8810 2000 Cemetery Equipment**	**Amount** $ 4,976.10

Thank you.

cc: Steven Tommasone, Supervisor

RECEIVED
AUG 17 2020
TOWN OF ROTTERDAM
COMPTROLLERS OFFICE

TOWN OF ROTTERDAM
SENIOR CITIZEN CENTER
Department of Parks & Recreation

Memorandum

To: Jacki Every, Comptroller

From: Paula Diamante

Re: Budget Transfer

Date: 8/13/20

From:

A7110 185021	Recreation Specialist	$4,100.00

To:

A7140 4904	Program Supplies Miscellaneous	$4,100.00

RECEIVED
AUG 13 2020
TOWN OF ROTTERDAM
COMPTROLLERS OFFICE

RESOLUTION NO. 238.20

THEREFORE, UPON MOTION OF Councilmember _____,

seconded by Councilmember _____,

BE IT RESOLVED BY THE TOWN BOARD AS FOLLOWS:

SECTION 1. The Town Board of the Town of Rotterdam hereby adopts the minutes of the July 22, 2020 town board meeting, as attached, to reflect a complete and accurate record of the proceedings of the meeting on the above referenced date.

SECTION 2. This resolution shall become effective August 26, 2020.

DATED: August 26, 2020

NAME	AYES	NOES	ABSTAIN
Christou			
Guidarelli			
Miller-Herrera			
Signore			
Tommasone			

DRAFT