

LEGAL NOTICE OF PUBLIC HEARING

PLEASE TAKE NOTICE that the Town Board, Town of Poughkeepsie does hereby set **April 17, 2024 at 7:00pm** as the time, date and place of a public hearing to afford all interested parties an opportunity to be heard and seek public comment, in regard to the following:

A Proposed Local Law entitled “A Local Law to Amend Chapter 177 of the Code of the Town of Poughkeepsie entitled ‘Subdivision of Land’ and Chapter 210 of the Code entitled ‘Zoning’ to clarify the definitions of dwelling units, revise the incentive zoning provisions, and make related revisions”

AND PLEASE ALSO TAKE FURTHER NOTICE that said proposed amendment is available in full with Exhibit to preview on our website @ www.townofpoughkeepsie.com - Look for the public hearing page or in person @ the Town Clerk’s Office, Mon-Friday 8-4 PM

Felicia Salvatore, Town Clerk
Town of Poughkeepsie
March 21, 2024

RESOLUTION 3:20 - # 9 of 2024

WHEREAS, the Town Board has received a recommendation from the Code Update Committee that a local law should be considered for adoption to amend Chapters 177 and 210 to clarify the definitions of dwelling units and make related revisions; and

WHEREAS, annexed hereto is a proposed local law entitled, “A Local Law to amend Chapter 177 of the Code of the Town of Poughkeepsie entitled ‘Subdivision of Land’ and Chapter 210 of the Code entitled ‘Zoning’ to clarify the definitions of dwelling units, revise the incentive zoning provisions, and make related revisions”; and

WHEREAS, this action to amend the Town Code is a Type 1 Action under the New York State Environmental Quality Review Act, and an Environmental Assessment Form Part 1 (EAF) is annexed hereto; and

WHEREAS, the Town Board has determined that the proposed code amendments must be referred to the Dutchess County Department of Planning and Economic Development and to the Town Planning Board for review and recommendation; and

WHEREAS, the amendments require a public hearing.

NOW, THEREFORE BE IT RESOLVED THAT:

1. The Town Board hereby states that because only the Town Board can consider and adopt changes to the Town Code that it is the only involved agency, and the Board hereby declares that it is the Lead Agency for purposes of coordinating the environmental review of this matter pursuant to Article 8 of the Environmental Conservation Law; and
2. The Town Board hereby sets a public hearing on the proposed local law for April 17, 2024, at 7:00 PM, or as soon thereafter as the matter may come to be heard, in the Town Hall, One Overocker Road, Poughkeepsie, New York; and
3. The Town Board refers this matter to the Dutchess County Department of Planning and Economic Development for a recommendation pursuant to GML 239-m; and
4. The Town Board refers this matter to the Planning Board for an advisory report pursuant to Town Code Sections 210-154; and

5. The Town Board directs the Town Clerk to notify the Town Clerks of each of the surrounding municipalities of the public hearing pursuant to GML 239-nn.

Dated: March 20th 2024

Moved: Barbara Laird

Seconded: Rebecca Edwards

Motion passes/ fails: Ayes 7 Nays 0

JEN/mem
t-3/14/2024
m-3/20/2024

	AYE	NAY	ABSTAIN
<u>PRESENT</u> /ABSENT Councilman Reuter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<u>PRESENT</u> /ABSENT Councilman Laird	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<u>PRESENT</u> /ABSENT Councilwoman Burger	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<u>PRESENT</u> /ABSENT Councilman Cifone	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<u>PRESENT</u> /ABSENT Councilman Sharpe	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<u>PRESENT</u> /ABSENT Councilwoman Shershin	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<u>PRESENT</u> /ABSENT Supervisor Edwards	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

<i>Local Law Filing</i>	NEW YORK STATE DEPARTMENT OF STATE 162 WASHINGTON AVENUE ALBANY, NY 12231
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(Use this form to file a local law with the Secretary of State.)

Text of law should be given as amended. Do not include matter being eliminated and do not use italics or underlining to indicate new matter.

TOWN OF POUGHKEEPSIE

LOCAL LAW NO. __ (PROPOSED) OF THE YEAR 2024

A LOCAL LAW TO AMEND CHAPTER 177 OF THE CODE OF THE TOWN OF POUGHKEEPSIE ENTITLED “SUBDIVISION OF LAND” AND CHAPTER 210 OF THE CODE ENTITLED “ZONING” TO CLARIFY THE DEFINITIONS OF DWELLING UNITS, REVISE THE INCENTIVE ZONING PROVISIONS, AND MAKE RELATED REVISIONS

BE IT ENACTED by the Town Board of the Town of Poughkeepsie as follows:

SECTION 1. LEGISLATIVE INTENT

This local law amends Chapter 177 entitled “Subdivision of Land” and Chapter 210 entitled “Zoning” to clarify the definitions of dwelling units and make related revisions to both Chapters. The amendments also revise § 210-76 (“Incentives”) of the Zoning Law to replace the references to “multifamily developments” with a reference to § 177-15 of Chapter 177, and to add the Residence Single-Family 20,000 Square Foot District to the list of districts where incentives are permitted. The regulations are designed to protect the health, safety, and welfare of Town residents and to bring the Town’s Zoning Law into conformance with “Greenway Connections: Greenway Compact Program and Guides for Dutchess County Communities” pursuant to Chapter 18 of the Town Code. The proposed regulations are consistent with the recommendations of the Town’s 2021 *Comprehensive Plan*.

SECTION 2. APPLICATION

This local law shall apply within the Town of Poughkeepsie.

SECTION 3. SEVERABILITY

The invalidity of any word, section, clause, paragraph, sentence, part, or provision of this Local Law shall not affect the validity of any other part of this Local Law which can be given effect without such part or parts.

SECTION 4. AMENDMENTS TO ARTICLE III OF THE SUBDIVISION REGULATIONS ENTITLED “APPLICATION AND REVIEW PROCEDURES”

§ 4.1. Section 177-14N of the Code is hereby amended by deleting it in its entirety and replacing it with the following new § 177-14N.

Dwelling unit type and location. Single-family dwellings and attached single-family dwellings shall be the only principal dwelling unit types permitted in a cluster subdivision. The Planning Board is specifically authorized to require a mix of dwelling unit types within the cluster subdivision. In addition, where the development property abuts a center or a hamlet district, the Planning Board may require the clustering of the units along the boundary of said center or hamlet district, and is specifically authorized to reduce the otherwise applicable yard setback and buffer setback distances to ensure that the units are placed against or in close proximity to the district boundary line so as to appear as an extension of the center or hamlet district.

SECTION 5. AMENDMENTS TO ARTICLE II OF THE ZONING LAW ENTITLED “DEFINITIONS AND WORD USAGE”

§ 5.1. Section 210-9 of the Code is hereby amended by deleting the definition of “Accessory Apartment” in its entirety and replacing it with the following new definition of “Accessory Apartment.”

ACCESSORY APARTMENT

See “dwelling; dwelling unit.”

§ 5.2. Section 210-9 of the Code is hereby amended by deleting the definition of “Accessory Apartment in Commercial District” in its entirety and replacing it with the following new definition of “Accessory Apartment in Commercial District.”

ACCESSORY APARTMENT IN COMMERCIAL DISTRICT

See “dwelling; dwelling unit.”

§ 5.3. Section 210-9 of the Code is hereby amended by deleting the definition of “Bedroom” in its entirety and replacing it with the following new definition of “Bedroom.”

BEDROOM

All rooms in a dwelling unit beyond one kitchen, living room and dining room or area. For the purpose of determining the number of bedrooms in a proposed multifamily dwelling, all dwelling units shall be rated as having at least one bedroom (example: studio apartment).

§ 5.4. Section 210-9 of the Code is hereby amended by adding the following new definition of “Community Residential Facility.”

COMMUNITY RESIDENTIAL FACILITY

A facility, as defined by § 41.34 of the New York State Mental Hygiene Law, for mentally disabled persons operated by or subject to licensure by the Office of Mental Health or the Office for People with Developmental Disabilities.

§ 5.5. Section 210-9 of the Code is hereby amended by deleting the definition of “Dwelling; Dwelling Unit” in its entirety and replacing it with the following new definition of “Dwelling; Dwelling Unit.”

DWELLING; DWELLING UNIT

A building, or entirely self-contained portion thereof, that provides complete housekeeping facilities, including independent kitchen, sanitary, living, and sleeping facilities, for one family. A nursing home, hotel, motel, rooming house, dormitory, fraternity, sorority, or any

other similar facility for transient occupancy shall not be deemed to constitute a dwelling. The following are types of dwellings.

A. ACCESSORY APARTMENT

A dwelling unit accessory to a single-family dwelling to which it is subordinate in terms of size, location and appearance, with physically separate access from any other dwelling unit or use.

B. ACCESSORY APARTMENT IN COMMERCIAL DISTRICT

A dwelling unit which is subordinate in terms of size, location and appearance to the principal commercial use in the building.

C. DWELLING, ATTACHED SINGLE FAMILY

One of two or more principal dwelling units, each located on a separate lot but attached along a common lot line by a vertical wall, unpierced, that extends from ground to roof, with each dwelling unit having a separate entrance from the outside on the ground floor. This use is only permitted in a cluster subdivision in districts where single-family dwellings are permitted.

E. DWELLING, MULTIFAMILY

A residential structure containing three or more dwelling units, whether stacked or side-by-side, located on a single lot.

D. DWELLING, SINGLE FAMILY

A detached building containing one principal dwelling unit on a single lot.

F. DWELLING, TOWNHOUSE

A type of multifamily dwelling.

G. DWELLING, TWO-FAMILY

A detached building containing two principal dwelling units, either side-by-side or stacked, located on a single lot.

§ 5.6. Section 210-9 of the Code is hereby amended by deleting the definition of “Dwelling Unit, Detached” in its entirety.

§ 5.7. Section 210-9 of the Code is hereby amended by deleting the definition of “Dwelling Unit, Semidetached” in its entirety.

§ 5.8. Section 210-9 of the Code is hereby amended by adding the following new definition of “Town Plan, Comprehensive Plan.”

TOWN PLAN, COMPREHENSIVE PLAN

A comprehensive plan that indicates the general locations recommended for the various functional classes or public works, places and structures and for the general physical development of the Town of Poughkeepsie and includes any unit or part of such plan separately adopted and any amendment to such plan or parts thereof.

SECTION 6. AMENDMENTS TO ARTICLE IV OF THE ZONING LAW ENTITLED “RESIDENTIAL DISTRICT REGULATIONS”

§ 6.1. Section 210-14B of the Code is hereby amended by adding the following new permitted use to the existing list alphabetically as subsection (3), and the remaining existing subsections shall be renumbered sequentially.

(3) Community residential facility.

§ 6.2. Section 210-15B of the Code is hereby amended by adding the following new permitted use to the existing list alphabetically as subsection (3), and the remaining existing subsections shall be renumbered sequentially:

(3) Community residential facility.

§ 6.3. Section 210-15.1B of the Code is hereby amended by adding the following new permitted use to the existing list alphabetically as subsection (3), and the remaining existing subsections shall be renumbered sequentially.

(3) Community residential facility.

§ 6.4. Section 210-16B of the Code is hereby amended by adding the following new permitted use to the existing list alphabetically as subsection (3), and the remaining existing subsections shall be renumbered sequentially.

(3) Community residential facility.

§ 6.5. Section 210-17B of the Code is hereby amended by adding the following new permitted use to the existing list alphabetically as subsection (1), and the remaining existing subsections shall be renumbered sequentially:

(1) Community residential facility.

§ 6.6. Section 210-18B of the Code is hereby amended by adding the following new permitted use to the existing list alphabetically as subsection (2), and the remaining existing subsections shall be renumbered sequentially.

(2) Community residential facility.

§ 6.7. Section 210-21F of the Code is hereby amended by deleting it in its entirety and replacing it with the following new § 210-21F.

Dwelling unit type. The only dwelling type permitted in a PROD is multifamily dwelling.

SECTION 7. AMENDMENTS TO ARTICLE V OF THE ZONING LAW ENTITLED “TOWN CENTER DISTRICT REGULATIONS”

§ 7.1. Section 210-22B of the Code is hereby amended by adding the following new permitted use to the existing list alphabetically as subsection (9), and the remaining existing subsections shall be renumbered sequentially.

(9) Community residential facility.

§ 7.2. Section 210-24A(11) of the Code is hereby amended by deleting it in its entirety and replacing it with the following new § 210-24A(11).

Provide for a diverse range of housing options within walkable proximity to employment, retail, services and community facilities, including single-family dwellings, two-family dwellings, and multifamily dwellings.

§ 7.3. Section 210-26B of the Code is hereby amended by adding the following new permitted use to the existing list alphabetically as subsection (8), and the remaining existing subsections shall be renumbered sequentially.

(8) Community residential facility.

§ 7.4. Section 210-27B of the Code is hereby amended by adding the following new permitted use to the existing list alphabetically as subsection (10), and the remaining existing subsections shall be renumbered sequentially.

(10) Community residential facility.

SECTION 8. AMENDMENTS TO ARTICLE VIII OF THE ZONING LAW ENTITLED "SUPPLEMENTARY REGULATIONS"

§ 8.1. Section 210-67.1A(1) of the Code is hereby amended by deleting it in its entirety and replacing it with the following new § 210-67.1A(1).

Electric vehicle charging station(s) (EVCS) with a Level 1 or Level 2 charging level shall be permitted in all zoning districts as an accessory use to a single-family dwelling, two-family dwelling, or multifamily dwelling to serve the occupants of the dwelling(s).

§ 8.2. Sections 210-76A to G(1) of the Code are hereby amended by deleting them in their entirety and replacing them with the following new § 210--76A to G(1).

- A. Statement of policy. Pursuant to § 261-b of the Town Law, the Town of Poughkeepsie hereby establishes a policy of encouraging the preservation of open space and the provision of facilities and amenities that would benefit the Town by providing incentive(s) to applicants seeking approval of a major subdivision plat to develop the residential uses in accordance with the standards of this chapter and Chapter 177.
- B. Purpose. The purpose of the Town's system of incentive zoning is to advance the goals and policies expressed in the Town Plan and this chapter. Pursuant to a findings statement adopted after the review and acceptance of a final generic environmental impact statement that analyzed the potential environmental effects associated with adoption of this chapter, the Town Board hereby finds that the system of incentive zoning set forth in this section is consistent with the Town Plan and that such incentives are compatible with the development otherwise permitted in the residential districts as set forth in this chapter. As set forth below, the Town Board has established standards for the proper application of incentive zoning to a major subdivision plat, and the specific findings the Town Board shall make prior to approving an adjustment to the maximum density unit requirements of this chapter.
- C. Grant of authority. In considering an application for approval of a major subdivision plat, the Town Board is hereby authorized to adjust the maximum density unit requirements of the zoning district in which the property is located in exchange for one or more of the specifically identified incentives, and in accordance with the standards and conditions set forth below. In authorizing the incentive adjustment to the maximum density unit requirements pursuant to said section, the Town Board shall ensure that the benefit to the Town is permanent, and may require such easements, sureties or other performance guarantees that the Board deems necessary.

- D. Applicability. The incentives set forth herein shall be applicable only to parent parcels of not less than 25 acres that are zoned R-4A, R-2A, R-1.5A, or R-20,000 for which an application for approval of a major subdivision pursuant to this chapter and Chapter 177 of the Town Code has been submitted. The Town Board is solely vested with the authority to grant an incentive bonus in return for one or more of the benefits as set forth in this section.
- E. Location of open space. The Town Board is authorized to require the reconfiguration of a development plan to ensure that the open space to be protected under the plan consists of usable open space as defined in this chapter
- F. Maximum allowable adjustment. In no event shall the total of the Tier 1, Tier 2, Tier 3, and Tier 4 incentive adjustments set forth below exceed 100% of the base maximum density unit calculation for the conventional subdivision in accordance with § 177-15 of Chapter 177 as determined by the Planning Board in its recommendation to the Town Board. Only one adjustment per tier shall be allowed for any one development project.
- G. Incentives. Notwithstanding any contrary provision of the Town Law, this chapter, or Chapter 177 that limits or restricts the maximum unit density of a proposed major subdivision, an applicant may apply for an incentive adjustment to the maximum unit density requirements of this chapter in exchange for one or more of Tier 1, Tier 2, Tier 3, or Tier 4 benefits for any major subdivision.
 - (1) Tier 1 Open Space Incentive. The calculation of the Tier 1 incentive is based on the maximum density unit calculation for a conventional subdivision prior to the addition of any Tier 2, Tier 3, or Tier 4 incentive, and shall be in addition to any Tier 2, Tier 3, or Tier 4 incentive adjustment up to the maximum allowable adjustment.
 - (a) For the permanent preservation of not less than 40% of the gross land area of a parent parcel as usable open space, a thirty-percent increase in the total number of dwelling units; or
 - (b) For the permanent preservation of not less than 50% of the gross land area of a parent parcel as usable open space, a forty-percent increase in the total number of dwelling units.

§ 8.3. Section 210-76G(2)(a) of the Code is hereby amended by deleting it in its entirety and replacing it with the following new § 210-76G(2)(a).

The calculation of the Tier 2 incentive is based on the maximum density for a conventional subdivision prior to the addition of any Tier 1, Tier 3, or Tier 4 incentive, and shall be in addition to any Tier 1, Tier 3, or Tier 4 incentive adjustment up to the maximum allowable adjustment.

§ 8.4. In § 210-76G(3), the introductory paragraph of that section is hereby amended by deleting it in its entirety and replacing it with the following new § 210-76G(3) introductory paragraph. (Subsections (a) through (c) remain unchanged.)

Tier 3 Workforce Housing or Senior Housing Incentive. The calculation of the Tier 3 incentive is based on the maximum density for a conventional subdivision prior to the addition of any Tier 1, Tier 2, or Tier 4 incentive, and shall be in addition to any Tier 1, Tier

2, or Tier 4 incentive adjustment up to the maximum allowable adjustment. The bonus density shall not exceed 30%, regardless of the unit allocation.

§ 8.5. In § 210-76G(4), the introductory paragraph of that section is hereby amended by deleting it in its entirety and replacing it with the following new § 210-76G(4) introductory paragraph. (Subsection (a) remains unchanged.)

Tier 4 Historic Preservation Incentive. The calculation of the Tier 4 incentive is based on the maximum density for a conventional subdivision prior to the addition of any Tier 1, Tier 2, or Tier 3 incentive, and shall be in addition to any Tier 1, Tier 2, and Tier 3 incentive adjustment up to the maximum allowable adjustment.

§ 8.6. Section 210-76H(1) of the Code is hereby amended by deleting it in its entirety and replacing it with the following new § 210-76H(1).

Applications. An application for an incentive bonus shall be in writing and submitted to the Planning Board as part of an application for approval of a major subdivision plat or cluster subdivision. The application shall include a statement as to the estimated buildable yield of the proposed development parcel in accordance with § 177-15 of Chapter 177, a copy of an environmental assessment form (EAF) or draft environmental impact statement (DEIS), a boundary and topographic survey accurately depicting existing site conditions, a proposed subdivision plat or site plan, and a grading plan. The application for an incentive bonus shall also contain an explanation and necessary drawings describing the proposed amenity(ies), include any covenants, grants of easement or other restrictions proposed to be imposed upon the use of the land, buildings or structures, and explain the requested incentive adjustment.

§ 8.7. Section 210-76H(3) of the Code is hereby amended by deleting it in its entirety and replacing it with the following new § 210-76H(3).

Planning Board review and referral. The applicant shall submit its application for approval of a major subdivision plat or cluster subdivision, including the application for an incentive bonus, to the Planning Board. At the next regular meeting of the Planning Board at which the application is to be considered, the Planning Board shall refer to the Town Board the application seeking an incentive bonus. The Planning Board shall also include a statement of its determination as to the buildable yield of the development parcel and the number of density units that may be constructed. The Planning Board shall continue its review of the application for approval of a major subdivision plat or cluster subdivision simultaneously with the Town Board's review of the application for an incentive bonus all in accordance with Chapter 177 or Article VIII of this chapter, as the case may be.

§ 8.8. Section 210-76I(1) of the Code is hereby amended by deleting it in its entirety and replacing it with the following new § 210-76I(1).

That the major subdivision application provides one or more of the benefits identified under the Tier 1, Tier 2, Tier 3 or Tier 4 incentive.

§ 8.9. Section 210-76I(3) of the Code is hereby amended by deleting it in its entirety and replacing it with the following new § 210-76I(3).

That the units designated as “affordable housing” and “senior housing” shall remain as affordable housing or senior housing by an annual certification to the Board identifying the occupancy of the units by qualified persons and families, and that a failure to so certify may

be deemed a violation of the approval granted by the Planning Board. The Town Board may grant one or more waivers from this provision, not to exceed one year each, upon written request and proof from the applicant that despite best efforts the applicant has been unable to locate persons or families qualified to occupy one or more of the units designated as “affordable housing” or “senior housing.”

§ 8.10. Section 210-90.1 of the Code is hereby amended by deleting it in its entirety and replacing it with the following new § 210-90.1.

Notwithstanding any other provision to the contrary, the formula set forth in § 177-15 of Chapter 177 shall be used to determine the maximum number of density units (i.e., units per acre or “DU”) within a multifamily development that is subject to site plan or special permit approval, whether or not a subdivision is proposed.

SECTION 9. EFFECTIVE DATE

This local law shall take effect immediately after it is filed with the Secretary of State as provided in section twenty-seven of the Municipal Home Rule Law.

**Full Environmental Assessment Form
Part 1 - Project and Setting**

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 1 is accurate and complete.

A. Project and Applicant/Sponsor Information.

Name of Action or Project: A local law to clarify the definitions of dwelling units and make related revisions to the Zoning Law and Subdivision Regulations.		
Project Location (describe, and attach a general location map): Town of Poughkeepsie, New York		
Brief Description of Proposed Action (include purpose or need): This local law amends Chapter 177, entitled "Subdivision of Land", and Chapter 210, entitled "Zoning", to clarify the definitions of dwelling units and make related revisions to both Chapters. The amendments also revise § 210-76 ("Incentives") of the Zoning Law to replace the references to "multifamily developments" with a reference to § 177-15 of Chapter 177, and to add the Residence Single-Family 20,000 Square Foot District to the list of districts where incentives are permitted. The regulations are designed to protect the health, safety, and welfare of Town residents and to bring the Town's Zoning Law into conformance with "Greenway Connections: Greenway Compact Program and Guides for Dutchess County Communities" pursuant to Chapter 18 of the Town Code. The proposed regulations are consistent with the recommendations of the Town's 2021 Comprehensive Plan.		
Name of Applicant/Sponsor: Town of Poughkeepsie Town Board		Telephone: (845) 485-3600 E-Mail: redwards@townofpoughkeepsie-ny.gov
Address: 1 Overocker Road		
City/PO: Poughkeepsie	State: New York	Zip Code: 12603
Project Contact (if not same as sponsor; give name and title/role): Michael Welti, AICP - Director of Municipal Development - Town of Poughkeepsie		Telephone: (845) 485-3657 E-Mail: mwelti@townofpoughkeepsie-ny.gov
Address: 1 Overocker Road		
City/PO: Poughkeepsie	State: NY	Zip Code: 12603
Property Owner (if not same as sponsor): N/A		Telephone: N/A E-Mail: N/A
Address: N/A		
City/PO: N/A	State: N/A	Zip Code: N/A

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, <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No or Village Board of Trustees	Town Board - Code Amendment	Proposed March 2024
b. City, Town or Village Planning Board or Commission <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	Planning Board - Recommendation	Projected recommendation by the Planning Board at March 2024 meeting.
c. City, Town or Village Zoning Board of Appeals <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		
d. Other local agencies <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		
e. County agencies <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	Dutchess County Planning (DCP) - GML 239 referral	Projected response from the County Planning Department in April 2024.
f. Regional agencies <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		
g. State agencies <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		
h. Federal agencies <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		
i. Coastal Resources. <ul style="list-style-type: none"> i. Is the project site within a Coastal Area, or the waterfront area of a Designated Inland Waterway? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No ii. Is the project site located in a community with an approved Local Waterfront Revitalization Program? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No iii. Is the project site within a Coastal Erosion Hazard Area? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> 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?	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
<ul style="list-style-type: none"> • 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?	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
If Yes, does the comprehensive plan include specific recommendations for the site where the proposed action would be located?	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> 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?)	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
If Yes, identify the plan(s): The Town of Poughkeepsie is a Hudson River Valley Greenway Compact Community and is within the Hudson River Valley National Heritage Area.	

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?	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
If Yes, identify the plan(s): The Town Board adopted the Natural Resource Inventory (NRI) and Open Space Plan on April 12, 2023.	

C.3. Zoning	
a. Is the site of the proposed action located in a municipality with an adopted zoning law or ordinance. If Yes, what is the zoning classification(s) including any applicable overlay district? The proposed Code Amendment would apply to all zoning districts in the Town where residential development is allowed.	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
b. Is the use permitted or allowed by a special or conditional use permit?	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
c. Is a zoning change requested as part of the proposed action? If Yes, i. What is the proposed new zoning for the site? Zoning Text Amendment	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
C.4. Existing community services.	
a. In what school district is the project site located? Arlington CSD, Wappingers CSD, Spackenkill CSD, and Hyde Park CSD	
b. What police or other public protection forces serve the project site? Town of Poughkeepsie Police Department	
c. Which fire protection and emergency medical services serve the project site? Arlington Fire District, Fairview Fire District, and New Hamburg Fire District	
d. What parks serve the project site? Town and County Parks	

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)?	
b. a. Total acreage of the site of the proposed action? _____ acres b. Total acreage to be physically disturbed? _____ acres c. Total acreage (project site and any contiguous properties) owned or controlled by the applicant or project sponsor? _____ acres	
c. Is the proposed action an expansion of an existing project or use? i. If Yes, what is the approximate percentage of the proposed expansion and identify the units (e.g., acres, miles, housing units, square feet)? % _____ Units: _____	<input type="checkbox"/> Yes <input type="checkbox"/> No
d. Is the proposed action a subdivision, or does it include a subdivision? If Yes, i. Purpose or type of subdivision? (e.g., residential, industrial, commercial; if mixed, specify types) ii. Is a cluster/conservation layout proposed? iii. Number of lots proposed? _____ iv. Minimum and maximum proposed lot sizes? Minimum _____ Maximum _____	<input type="checkbox"/> Yes <input type="checkbox"/> No
e. Will the proposed action be constructed in multiple phases? i. If No, anticipated period of construction: _____ months ii. If Yes: • Total number of phases anticipated _____ • Anticipated commencement date of phase 1 (including demolition) _____ month _____ year • Anticipated completion date of final phase _____ month _____ year • Generally describe connections or relationships among phases, including any contingencies where progress of one phase may determine timing or duration of future phases: _____ _____ _____	<input type="checkbox"/> Yes <input type="checkbox"/> No

<p>f. Does the project include new residential uses? <input type="checkbox"/> Yes <input type="checkbox"/> No If Yes, show numbers of units proposed.</p> <table style="width: 100%; border-collapse: collapse;"> <tr> <td style="width: 25%;"></td> <td style="width: 25%; text-align: center;"><u>One Family</u></td> <td style="width: 25%; text-align: center;"><u>Two Family</u></td> <td style="width: 25%; text-align: center;"><u>Three Family</u></td> <td style="width: 20%; text-align: center;"><u>Multiple Family (four or more)</u></td> </tr> <tr> <td>Initial Phase</td> <td>_____</td> <td>_____</td> <td>_____</td> <td>_____</td> </tr> <tr> <td>At completion of all phases</td> <td>_____</td> <td>_____</td> <td>_____</td> <td>_____</td> </tr> </table>		<u>One Family</u>	<u>Two Family</u>	<u>Three Family</u>	<u>Multiple Family (four or more)</u>	Initial Phase	_____	_____	_____	_____	At completion of all phases	_____	_____	_____	_____
	<u>One Family</u>	<u>Two Family</u>	<u>Three Family</u>	<u>Multiple Family (four or more)</u>											
Initial Phase	_____	_____	_____	_____											
At completion of all phases	_____	_____	_____	_____											
<p>g. Does the proposed action include new non-residential construction (including expansions)? <input type="checkbox"/> Yes <input type="checkbox"/> No If Yes,</p> <p>i. Total number of structures _____ ii. Dimensions (in feet) of largest proposed structure: _____ height; _____ width; and _____ length iii. Approximate extent of building space to be heated or cooled: _____ square feet</p>															
<p>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? <input type="checkbox"/> Yes <input type="checkbox"/> No If Yes,</p> <p>i. Purpose of the impoundment: _____ ii. If a water impoundment, the principal source of the water: <input type="checkbox"/> Ground water <input type="checkbox"/> Surface water streams <input type="checkbox"/> 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): _____</p>															
D.2. Project Operations															
<p>a. Does the proposed action include any excavation, mining, or dredging, during construction, operations, or both? <input type="checkbox"/> Yes <input type="checkbox"/> No (Not including general site preparation, grading or installation of utilities or foundations where all excavated materials will remain onsite) If Yes:</p> <p>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. _____ _____ iv. Will there be onsite dewatering or processing of excavated materials? <input type="checkbox"/> Yes <input type="checkbox"/> 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? <input type="checkbox"/> Yes <input type="checkbox"/> No ix. Summarize site reclamation goals and plan: _____ _____ _____</p>															
<p>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? <input type="checkbox"/> Yes <input type="checkbox"/> No If Yes:</p> <p>i. Identify the wetland or waterbody which would be affected (by name, water index number, wetland map number or geographic description): _____ _____</p>															

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)

 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 (CO₂)
 • _____ Tons/year (short tons) of Nitrous Oxide (N₂O)
 • _____ Tons/year (short tons) of Perfluorocarbons (PFCs)
 • _____ Tons/year (short tons) of Sulfur Hexafluoride (SF₆)
 • _____ Tons/year (short tons) of Carbon Dioxide equivalent of Hydrofluorocarbons (HFCs)
 • _____ Tons/year (short tons) of Hazardous Air Pollutants (HAPs)

<p>h. Will the proposed action generate or emit methane (including, but not limited to, sewage treatment plants, landfills, composting facilities)? <input type="checkbox"/> Yes <input type="checkbox"/> No</p> <p>If Yes:</p> <p style="margin-left: 20px;">i. Estimate methane generation in tons/year (metric): _____</p> <p style="margin-left: 20px;">ii. Describe any methane capture, control or elimination measures included in project design (e.g., combustion to generate heat or electricity, flaring): _____</p>		
<p>i. Will the proposed action result in the release of air pollutants from open-air operations or processes, such as quarry or landfill operations? <input type="checkbox"/> Yes <input type="checkbox"/> No</p> <p>If Yes: Describe operations and nature of emissions (e.g., diesel exhaust, rock particulates/dust): _____</p>		
<p>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? <input type="checkbox"/> Yes <input type="checkbox"/> No</p> <p>If Yes:</p> <p style="margin-left: 20px;">i. When is the peak traffic expected (Check all that apply): <input type="checkbox"/> Morning <input type="checkbox"/> Evening <input type="checkbox"/> Weekend <input type="checkbox"/> Randomly between hours of _____ to _____.</p> <p style="margin-left: 20px;">ii. For commercial activities only, projected number of truck trips/day and type (e.g., semi trailers and dump trucks): _____</p> <p style="margin-left: 20px;">iii. Parking spaces: Existing _____ Proposed _____ Net increase/decrease _____</p> <p style="margin-left: 20px;">iv. Does the proposed action include any shared use parking? <input type="checkbox"/> Yes <input type="checkbox"/> No</p> <p style="margin-left: 20px;">v. If the proposed action includes any modification of existing roads, creation of new roads or change in existing access, describe: _____</p> <p style="margin-left: 20px;">vi. Are public/private transportation service(s) or facilities available within ½ mile of the proposed site? <input type="checkbox"/> Yes <input type="checkbox"/> No</p> <p style="margin-left: 20px;">vii. Will the proposed action include access to public transportation or accommodations for use of hybrid, electric or other alternative fueled vehicles? <input type="checkbox"/> Yes <input type="checkbox"/> No</p> <p style="margin-left: 20px;">viii. Will the proposed action include plans for pedestrian or bicycle accommodations for connections to existing pedestrian or bicycle routes? <input type="checkbox"/> Yes <input type="checkbox"/> No</p>		
<p>k. Will the proposed action (for commercial or industrial projects only) generate new or additional demand for energy? <input type="checkbox"/> Yes <input type="checkbox"/> No</p> <p>If Yes:</p> <p style="margin-left: 20px;">i. Estimate annual electricity demand during operation of the proposed action: _____</p> <p style="margin-left: 20px;">ii. Anticipated sources/suppliers of electricity for the project (e.g., on-site combustion, on-site renewable, via grid/local utility, or other): _____</p> <p style="margin-left: 20px;">iii. Will the proposed action require a new, or an upgrade, to an existing substation? <input type="checkbox"/> Yes <input type="checkbox"/> No</p>		
<p>l. Hours of operation. Answer all items which apply.</p> <table style="width: 100%; border: none;"> <tr> <td style="width: 50%; vertical-align: top;"> <p>i. During Construction:</p> <ul style="list-style-type: none"> • Monday - Friday: _____ • Saturday: _____ • Sunday: _____ • Holidays: _____ </td> <td style="width: 50%; vertical-align: top;"> <p>ii. During Operations:</p> <ul style="list-style-type: none"> • Monday - Friday: _____ • Saturday: _____ • Sunday: _____ • Holidays: _____ </td> </tr> </table>	<p>i. During Construction:</p> <ul style="list-style-type: none"> • Monday - Friday: _____ • Saturday: _____ • Sunday: _____ • Holidays: _____ 	<p>ii. During Operations:</p> <ul style="list-style-type: none"> • Monday - Friday: _____ • Saturday: _____ • Sunday: _____ • Holidays: _____
<p>i. During Construction:</p> <ul style="list-style-type: none"> • Monday - Friday: _____ • Saturday: _____ • Sunday: _____ • Holidays: _____ 	<p>ii. During Operations:</p> <ul style="list-style-type: none"> • Monday - Friday: _____ • Saturday: _____ • Sunday: _____ • Holidays: _____ 	

<p>m. Will the proposed action produce noise that will exceed existing ambient noise levels during construction, operation, or both? <input type="checkbox"/> Yes <input type="checkbox"/> No</p> <p>If yes:</p> <p>i. Provide details including sources, time of day and duration:</p> <p>_____</p> <p>_____</p>	
<p>ii. Will the proposed action remove existing natural barriers that could act as a noise barrier or screen? <input type="checkbox"/> Yes <input type="checkbox"/> No</p> <p>Describe: _____</p> <p>_____</p>	
<p>n. Will the proposed action have outdoor lighting? <input type="checkbox"/> Yes <input type="checkbox"/> No</p> <p>If yes:</p> <p>i. Describe source(s), location(s), height of fixture(s), direction/aim, and proximity to nearest occupied structures:</p> <p>_____</p> <p>_____</p>	
<p>ii. Will proposed action remove existing natural barriers that could act as a light barrier or screen? <input type="checkbox"/> Yes <input type="checkbox"/> No</p> <p>Describe: _____</p> <p>_____</p>	
<p>o. Does the proposed action have the potential to produce odors for more than one hour per day? <input type="checkbox"/> Yes <input type="checkbox"/> No</p> <p>If Yes, describe possible sources, potential frequency and duration of odor emissions, and proximity to nearest occupied structures: _____</p> <p>_____</p> <p>_____</p>	
<p>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? <input type="checkbox"/> Yes <input type="checkbox"/> No</p> <p>If Yes:</p> <p>i. Product(s) to be stored _____</p> <p>ii. Volume(s) _____ per unit time _____ (e.g., month, year)</p> <p>iii. Generally, describe the proposed storage facilities: _____</p> <p>_____</p>	
<p>q. Will the proposed action (commercial, industrial and recreational projects only) use pesticides (i.e., herbicides, insecticides) during construction or operation? <input type="checkbox"/> Yes <input type="checkbox"/> No</p> <p>If Yes:</p> <p>i. Describe proposed treatment(s):</p> <p>_____</p> <p>_____</p> <p>_____</p>	
<p>ii. Will the proposed action use Integrated Pest Management Practices? <input type="checkbox"/> Yes <input type="checkbox"/> No</p>	
<p>r. Will the proposed action (commercial or industrial projects only) involve or require the management or disposal of solid waste (excluding hazardous materials)? <input type="checkbox"/> Yes <input type="checkbox"/> No</p> <p>If Yes:</p> <p>i. Describe any solid waste(s) to be generated during construction or operation of the facility:</p> <ul style="list-style-type: none"> • Construction: _____ tons per _____ (unit of time) • Operation : _____ tons per _____ (unit of time) <p>ii. Describe any proposals for on-site minimization, recycling or reuse of materials to avoid disposal as solid waste:</p> <ul style="list-style-type: none"> • Construction: _____ • Operation: _____ <p>iii. Proposed disposal methods/facilities for solid waste generated on-site:</p> <ul style="list-style-type: none"> • 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:

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			
• Forested			
• Meadows, grasslands or brushlands (non-agricultural, including abandoned agricultural)			
• Agricultural (includes active orchards, field, greenhouse etc.)			
• Surface water features (lakes, ponds, streams, rivers, etc.)			
• Wetlands (freshwater or tidal)			
• Non-vegetated (bare rock, earth or fill)			
• 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): _____
 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): _____

v. Is the project site subject to an institutional control limiting property uses?	<input type="checkbox"/> Yes <input type="checkbox"/> No
<ul style="list-style-type: none"> • 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? <input type="checkbox"/> Yes <input type="checkbox"/> No • Explain: _____ 	
E.2. Natural Resources On or Near Project Site	
a. What is the average depth to bedrock on the project site? _____ feet	
b. Are there bedrock outcroppings on the project site? <input type="checkbox"/> Yes <input type="checkbox"/> No	
If Yes, what proportion of the site is comprised of bedrock outcroppings? _____ %	
c. Predominant soil type(s) present on project site: _____ %	
_____ %	
_____ %	
d. What is the average depth to the water table on the project site? Average: _____ feet	
e. Drainage status of project site soils: <input type="checkbox"/> Well Drained: _____ % of site	
<input type="checkbox"/> Moderately Well Drained: _____ % of site	
<input type="checkbox"/> Poorly Drained _____ % of site	
f. Approximate proportion of proposed action site with slopes: <input type="checkbox"/> 0-10%: _____ % of site	
<input type="checkbox"/> 10-15%: _____ % of site	
<input type="checkbox"/> 15% or greater: _____ % of site	
g. Are there any unique geologic features on the project site? <input type="checkbox"/> Yes <input type="checkbox"/> 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)? <input type="checkbox"/> Yes <input type="checkbox"/> No	
ii. Do any wetlands or other waterbodies adjoin the project site? <input type="checkbox"/> Yes <input type="checkbox"/> No	
If Yes to either <i>i</i> or <i>ii</i> , 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? <input type="checkbox"/> Yes <input type="checkbox"/> No	
iv. For each identified regulated wetland and waterbody on the project site, provide the following information:	
<ul style="list-style-type: none"> • Streams: Name _____ Classification _____ • Lakes or Ponds: Name _____ Classification _____ • Wetlands: Name _____ Approximate Size _____ • Wetland No. (if regulated by DEC) _____ 	
v. Are any of the above water bodies listed in the most recent compilation of NYS water quality-impaired waterbodies? <input type="checkbox"/> Yes <input type="checkbox"/> No	
If yes, name of impaired water body/bodies and basis for listing as impaired: _____	

i. Is the project site in a designated Floodway? <input type="checkbox"/> Yes <input type="checkbox"/> No	
j. Is the project site in the 100-year Floodplain? <input type="checkbox"/> Yes <input type="checkbox"/> No	
k. Is the project site in the 500-year Floodplain? <input type="checkbox"/> Yes <input type="checkbox"/> No	
l. Is the project site located over, or immediately adjoining, a primary, principal or sole source aquifer? <input type="checkbox"/> Yes <input type="checkbox"/> No	
If Yes:	
i. Name of aquifer: _____	

<p>m. Identify the predominant wildlife species that occupy or use the project site: _____ N/A _____ _____</p>	
<p>n. Does the project site contain a designated significant natural community? <input type="checkbox"/> Yes <input type="checkbox"/> No If Yes: i. Describe the habitat/community (composition, function, and basis for designation): _____ _____</p>	
<p>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</p>	
<p>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? <input type="checkbox"/> Yes <input type="checkbox"/> No If Yes: i. Species and listing (endangered or threatened): _____ _____</p>	
<p>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? <input type="checkbox"/> Yes <input type="checkbox"/> No If Yes: i. Species and listing: _____ _____</p>	
<p>q. Is the project site or adjoining area currently used for hunting, trapping, fishing or shell fishing? <input type="checkbox"/> Yes <input type="checkbox"/> No If yes, give a brief description of how the proposed action may affect that use: _____ _____</p>	
E.3. Designated Public Resources On or Near Project Site	
<p>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? <input type="checkbox"/> Yes <input type="checkbox"/> No If Yes, provide county plus district name/number: _____</p>	
<p>b. Are agricultural lands consisting of highly productive soils present? <input type="checkbox"/> Yes <input type="checkbox"/> No i. If Yes: acreage(s) on project site? _____ ii. Source(s) of soil rating(s): _____</p>	
<p>c. Does the project site contain all or part of, or is it substantially contiguous to, a registered National Natural Landmark? <input type="checkbox"/> Yes <input type="checkbox"/> No If Yes: i. Nature of the natural landmark: <input type="checkbox"/> Biological Community <input type="checkbox"/> Geological Feature ii. Provide brief description of landmark, including values behind designation and approximate size/extent: _____ _____</p>	
<p>d. Is the project site located in or does it adjoin a state listed Critical Environmental Area? <input type="checkbox"/> Yes <input type="checkbox"/> No If Yes: i. CEA name: _____ ii. Basis for designation: _____ iii. Designating agency and date: _____</p>	

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?	<input type="checkbox"/> Yes <input type="checkbox"/> No	
If Yes:		
<i>i.</i> Nature of historic/archaeological resource: <input type="checkbox"/> Archaeological Site <input type="checkbox"/> Historic Building or District		
<i>ii.</i> Name: _____		
<i>iii.</i> 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?	<input type="checkbox"/> Yes <input type="checkbox"/> No	
g. Have additional archaeological or historic site(s) or resources been identified on the project site?	<input type="checkbox"/> Yes <input type="checkbox"/> No	
If Yes:		
<i>i.</i> Describe possible resource(s): _____		
<i>ii.</i> Basis for identification: _____		
h. Is the project site within five miles of any officially designated and publicly accessible federal, state, or local scenic or aesthetic resource?	<input type="checkbox"/> Yes <input type="checkbox"/> No	
If Yes:		
<i>i.</i> Identify resource: _____		
<i>ii.</i> Nature of, or basis for, designation (e.g., established highway overlook, state or local park, state historic trail or scenic byway, etc.): _____		
<i>iii.</i> Distance between project and resource: _____ miles.		
i. Is the project site located within a designated river corridor under the Wild, Scenic and Recreational Rivers Program 6 NYCRR 666?	<input type="checkbox"/> Yes <input type="checkbox"/> No	
If Yes:		
<i>i.</i> Identify the name of the river and its designation: _____		
<i>ii.</i> Is the activity consistent with development restrictions contained in 6NYCRR Part 666?		<input type="checkbox"/> Yes <input type="checkbox"/> 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 Poughkeepsie Date March 13, 2024

Signature Michael A. Welti, AICP Title Dir./Municipal Development - Town of Poughkeepsie