

**RESOLUTION DECLARING SEQRA NEGATIVE DECLARATION AND APPROVING MINOR SUBDIVISION FOR MARY WALTER AT REINHART ROAD**

THE FOLLOWING RESOLUTION WAS OFFERED BY \_\_\_\_\_, WHO MOVED ITS ADOPTION, SECONDED BY \_\_\_\_\_

**WHEREAS, the Alden Town Board is considering an application by Mary Walter for the subdivision of two lots. The entire parcel currently consists of approximately 28.6 acres at Reinhardt E. Road, in the Town of Alden, further identified as SBL 97.00-1-28. The first proposed lot (“Parcel A”) would be an approximately 25 acre parcel with improvements and the second proposed lot (“Parcel B”) would be an approximately 3.2 acre vacant parcel (the “Proposed Action”);**

WHEREAS, the Proposed Action is an unlisted action within the requirements of the New York State Environmental Quality Review Act;

WHEREAS, the Town Building Inspector provided notice to the Erie County Division of Planning on November 12, 2021, for this Proposed Action, as required under Section 239-m of the General Municipal Law and "no recommendation" was received;

WHEREAS, the New York State Environmental Quality Review Act requires the Town to determine the Lead Agency status and the Lead Agency making a SEQRA determination;

WHEREAS, the Alden Town Board did assume Lead Agency Status on December 7, 2021;

WHEREAS, pursuant to Article 8 of the Environmental Conservation Law the Town Board has prepared the Short Form Environmental Assessment Form, which is now on file with the Town Board and the Town’s SEQRA Intake Officer; and

WHEREAS, during review of this Proposed Action, the Town of Alden assessed areas of environmental concern, and determined that no significant negative impacts would occur. In reaching this decision, the Town carefully considered all “Criteria” for Determination of Significance listed in the SEQRA Regulations.

**WHEREAS, the Town of Alden Planning Board on December 13, 2021 reviewed the Proposed Action and recommended to the Town Board the approval of the Proposed Action.**

**NOW, THEREFORE, BE IT RESOLVED AS FOLLOWS THAT:**

- 1. The Town Board, as Lead Agency, has determined that the Proposed Action is an Unlisted Action under SEQRA;**

2. **The Town of Alden, as Lead Agency hereby concludes that the project will not adversely affect the natural resources of the State and/or the health, safety and welfare of the public and is consistent with social and economic consideration;**

3. **That the following parcel, more particularly described as:**

*ALL THAT TRACT OR PARCEL OF LAND situate in the Town of Alden, County of Erie, State of New York being part of Lot 27, Township 11, Range 5, of the Holland Land Company's Survey, bounded and described as follows:*

*COMMENCING at a point on the centerline of Reinhardt Road at the southeast corner of Liber 6142, Page 371, and south corner of Liber 10869, Page 7607. Said point also being 320.00 feet southeasterly of the west line of lands deeded to B. Walter by Liber 296, Page 168 and the west line of Map Cover No. 2093;*

*THENCE northerly forming an interior angle of 90°36'37", and along the east line of lands conveyed by Liber 10869, Page 7607 a distance of 24.75 feet to the north line of Reinhardt Road and the True Point or Place of Beginning;*

*THENCE continuing along said east line a distance of 274.52 feet to the northeast corner of Liber 10869, Page 7607;*

*THENCE northwesterly parallel with Reinhardt Road and along the northerly line of lands conveyed by Liber 10869, Page 7607 a distance of 18.00 feet to the northwest corner of Liber 10869, Page 7607 and being the northeast corner of lands conveyed by Liber 6412, Page 371, said point also being the northeast corner of Subdivision Lot 3 as shown on Map Cover 2093 as filed in the Erie County Clerk's Office;*

*THENCE northerly forming an exterior angle of 85°57'00" a distance of 404.92 feet to a point on the southeasterly bounds of lands deeded to CSX Railroad (formerly New York Central Railroad and formerly Conrail by Liber 5403, page 247;*

*THENCE northeasterly along the southeasterly bounds of said Railroad lands a distance of 205.77 feet to the east line lands deeded to Orton P. Ward by Liber 180, Page 360;*

*THENCE southerly along Orton P. Ward's east line a distance of 744.63 feet to a point on the north line of Reinhardt Road;*

*THENCE northwesterly along the northern bounds of Reinhardt Road, a distance of 198.51 feet to the point or place of beginning. CONTAINING 3.20± acres of land.*

**Is given subdivision approval; and**

**4. This resolution shall take effect immediately.**

The above resolution was duly put to a roll call vote at a regular meeting of the Alden Town Board on January 18, 2022, the results of which were as follows:

Councilwomen Waiss	Aye	Nay
Supervisor Sitzman	Aye	Nay
Councilwomen Pautler	Aye	Nay