

Ms. Victoria Fabella, Clerk
Ulster County Legislature
244 Fair Street Box 1800
Kingston, N.Y. 12402

Ms. Kelly Tuturro, Regional Director
New York State Department of Environmental Conservation, Region 3
21 South Putt Corners Road
New Paltz, NY 12561

Jenelle Perry, Secretary
Town of Olive Planning Board
PO Box 513
Shokan, NY 12481

Mr Jim Sofranko, Supervisor
Town of Olive
PO Box 180
West Shokan, NY 12494

Mr. William McKenna, Supervisor
Town of Woodstock Town Hall
45 Comeau Drive
Woodstock, NY 12498

Mr. John Bonafide, Director
Historic Preservation Field Services Bureau
New York State Office of Parks, Recreation & Historic Preservation
Peebles Island, PO Box 189
Waterford, NY 12188-0189

Office of Interoperable & Emergency Communications
State Campus, Building 7A, Suite 710
1220 Washington Avenue
Albany, New York 12242

United States Environmental Protection Agency, Region 2
Northeast Regional Office
290 Broadway
New York, NY 10007-1866

United States Fish and Wildlife Service
300 Westgate Center Drive
Hadley, MA 01035-9589

United States Army Corps of Engineers
New York Regulatory Branch
Western Permit Section Counties
26 Federal Plaza, Room 1937
New York, NY 10278-0090

Paul Rush, Deputy Commissioner
New York City Department of Environmental Protection
7870 NY 42
Grahamsville, NY 12740

ULSTER COUNTY LEGISLATUREE
SEQRA NOTICE OF INTENT TO SERVE AS LEAD AGENCY

Re: In the Matter of the Ulster County Legislature Consideration of the Construction of a
Public Safety Radio Tower and Appurtenances to be located at Tonche Mountain – Pitcairn
Estates Road in the Town of Olive: Notice to Involved Agencies

Ladies and Gentlemen:

Pursuant to 6 NYCRR Part 617.6(b)(3)(i) of the New York State Environmental Quality Review Act [SEQRA] Regulations, the Ulster County Legislature is circulating herewith the annexed Part 1 SEQRA Short Environmental Assessment Form and Ulster County Legislature, Resolution No. 466 of September 2022 for the above referenced construction of a public safety radio tower and appurtenances to be located at Tonche Mountain – Pitcairn Estates Road in the Town of Olive in the Town of Olive.

The construction of a public service radio tower and associated improvements (“the Project”) involves the construction of 110-120 foot radio tower with an equipment shelter, generator fencing and security lighting. Access to the site will utilize an existing road and electrical needs are expected to be met with existing service at the site.

The Project will utilize the current county leased parcel (SBL No. 37.1-5-12.412) that has an 80 ft. tall guyed tower on-site. It is anticipated that the County will be able to extend this guyed structure creating a facility approximately 120 ft. in height and capable of holding the necessary simulcast radio equipment. New anchors are anticipated and the County will repair or replace the existing equipment shelter at the site. Access to the site is extremely limited due to access through a residential courtyard. As currently envision the existing access will be utilized with special construction methods so as to avoid the need for a new access around the existing courtyard. If deemed necessary the County will explore the need for a new access around the courtyard. Disturbance is estimated to be less than 10,000 sq. ft. utilizing the existing access road.

The Project has been classified as an Unlisted Action by the Ulster County Legislature on September 16, 2022 in accordance with 6 NYCRR Part 617.6(a) and the Ulster County Legislature is seeking to establish itself as Lead Agency and conduct a coordinated SEQRA review, which will follow all Type I Action procedures. [6 NYCRR Part 617.6]

The Short Environmental Assessment Form, Part 1, and related documentation is currently being circulated to all Involved and Interested Agencies in order to assist the Legislature in its consideration of the Project as aforesaid.

Involved Agencies include the Town of Olive Town and Planning Boards, and the New York State Department of Homeland Security, New York State Department of Environmental Conservation and the New York City Department of Environmental Protection, as well as required consultation with the New York State Office of Parks and Recreation and Historic

Preservation. The County is seeking to utilize a "Balancing of Public Interests" analytic approach as part of the local municipal land use approval process in recognition of the nature of the use proposed and County's clear governmental interest in the Project.


Coordinated review with all involved and Interested agencies is being undertaken by the Legislature and pursuant to 6 NYCRR Part 617.6(b)(3)(i) a Lead Agency must be officially determined within thirty (30) calendar days of the date that the annexed materials were transmitted.

Please state your agency's interest, including objections if any, regarding selection of Lead Agency and potential environmental impacts of the proposed action by forwarding comments to the attention of Mr. Dennis Doyle, Director, Ulster County Planning Department at 244 Fair Street, PO Box 1800, Kingston, New York, 12402.

Should you have questions concerning this matter, please contact Mr. Dennis Doyle, Director, Ulster County Planning Department, (845)340-3339 or ddoy@co.ulster.ny.us

Dated: October 3, 2022

Sincerely,

A handwritten signature in black ink, appearing to read "D. Doyle", written over a horizontal line.

Dennis Doyle, Director
Ulster County Planning Department

Enc.

Cc: Tracey Bartels
Everett Erichsen
Steven Peterson
Marc Rider

List of Involved and Interested Agencies

Agency	SEQRA	Permit	Status
Local			
Town of Olive Town Board	Involved	balance of public interest test	Pending
Town of Olive Planning Board	Involved	balance of public interest test	Pending
Town of Woodstock Town Board	Interested	adjoining town – no permit	NA
Regional			
NYCDEP	Involved	Stormwater	Pending
State			
NYSDEC	Interested/Involved	Catskill Forest/Stormwater	Pending
NYSOPRHP	Interested/Involved	SHPO Historic/Archeological	Pending
NYS Office Interoperable & Emergency Com.	Interested/Involved	Frequency Standards	Pending
Federal			
US FCC	NEPA	Tower Site	Pending
USFWS	NEPA	NEPA Review	Pending
USEPA	NEPA	NEPA Review	Pending

Declaring Ulster County's Intent To Act As Lead Agency Under New York State Environmental Quality Review Act (SEQRA) For The Construction Of A Public Safety Radio Tower And Appurtenances To Be Located On Tonche Mountain Town Of Olive New York – Department Of Emergency Services

Referred to: The Energy, Environment and Sustainability Committee (Chairwoman Greene and Legislators Hansut, Erner, Maloney, and Stewart), The Law Enforcement and Public Safety Committee (Chairman Uchitelle and Legislators Hansut, Heppner, Hewitt, and Lopez), and The Public Works, Capital Projects and Transportation Committee (Chairwoman Petit and Legislators Fabiano, Litts, Nolan, and Stewart)

Chairman of the Law Enforcement and Public Safety Committee, Abe Uchitelle, offers the following:

WHEREAS, this resolution has been submitted at the request of the County Executive on behalf of the Department of Emergency Services; and

WHEREAS, Pursuant to Resolution No. 377 of August 2016 Capital Project 482 was established for the development of a Countywide Radio System and funding was provided for Professional Engineering Services; and

WHEREAS, Ulster County, is developing a new simulcast radio communication system and utilizing the services of its radio consultants, has analyzed the needed improvements to the existing radio communication system in terms of gaps in service due to lack of coverage from existing radio towers that result in the need for additional towers as well as improvements and/or replacement of existing towers to support the additional equipment necessary for the simulcast system; and

WHEREAS, this analysis shows that the existing Public Safety Radio Tower located on Tonche Mountain accessed from Pitcairn Estates Rd. in the Town of Olive and included within Tax Map Section Block and Lot (SBL) 37.1-5-12.412 will require to be upgraded or replaced with a taller facility, to support additional antennas and microwave dishes that enable communication between other towers in the system as well as provide better coverage in the area; and

WHEREAS, Ulster County desires to proceed with the required steps to improve or replace the Tonche public safety radio tower at or near its current location; and

Resolution No. 466 September 20, 2022

Declaring Ulster County's Intent To Act As Lead Agency Under New York State Environmental Quality Review Act (SEQRA) For The Construction Of A Public Safety Radio Tower And Appurtenances To Be Located On Tonche Mountain Town Of Olive New York – Department Of Emergency Services

WHEREAS, the development and installation of a public safety radio tower and appurtenances at the Tonche Mountain Site constitutes an action as defined under NYCRR Part 617.2(b) [SEQRA], and the County wishes to establish itself as a lead agency and conduct a coordinated review as provided for in NYCRR Part 617.6; now, therefore be it

RESOLVED, that the Ulster County Legislature has determined, after review of the criteria contained in 6 NYCRR Parts 617.4 and 617.5, that the project is an Unlisted Action; and, be it further

RESOLVED, that pursuant to 6 NYCRR Part 617.6(b) (3) of the Regulations pertaining to Article 8 of the Environmental Conservation Law of New York State (SEQRA), the Ulster County Legislature hereby declares its intent to serve as Lead Agency for the above-referenced project; and, be it further

RESOLVED, that the Ulster County Legislature will conduct a coordinated review and circulate its Notice of Intent to serve as Lead Agency, together with the EAF and accompanying documentation to all interested and involved agencies pursuant to 6 NYCRR Part 617.6(b) (2) (i) and 6 NYCRR Part 617.6(b) (3); and, be it further

RESOLVED, that pursuant to 6 NYCRR Part 617.6(b) (3), at the conclusion of an otherwise unchallenged thirty (30) day period following the date of transmittal of the Notice of Intent, the EAF and documentation aforesaid to the interested agencies, the Legislature shall become the Lead Agency under SEQRA for this project,

and move its adoption.

ADOPTED BY THE FOLLOWING VOTE:

AYES: NOES:

Passed Committee: Energy, Environment and Sustainability on _____.

Passed Committee: Law Enforcement and Public Safety on _____.

Resolution No. 466 September 20, 2022

Declaring Ulster County's Intent To Act As Lead Agency Under New York State Environmental Quality Review Act (SEQRA) For The Construction Of A Public Safety Radio Tower And Appurtenances To Be Located On Tonche Mountain Town Of Olive New York – Department Of Emergency Services

Passed Committee: Public Works, Capital Projects and Transportation on _____.

FINANCIAL IMPACT:
NONE

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			
County of Ulster			
Name of Action or Project: Tonche Mountain Public Safety Radio Tower			
Project Location (describe, and attach a location map): Ulster County Town of Olive Pitcairn Rd SBL 37.1-5-12.412 See location map			
Brief Description of Proposed Action: The County is upgrading its Public Safety Communications to a simulcast system. Several new towers will be needed as will upgrades to existing towers to handle additional equipment and increased height to provide tower to tower communication. The Project will utilize the current county leased parcel (SBL No. 37.1-5-12.412) that has an 80 ft. tall guyed tower on-site. It is anticipated that the County will be able to extend this guyed structure creating a facility approximately 120 ft. in height and capable of holding the necessary simulcast radio equipment. New anchors are anticipated and the County will repair or replace the existing equipment shelter at the site. It is important to note that the existing tower does not meet the new structural requirements for tower facilities. Access to the site is extremely limited due to access through a residential courtyard. As currently envision the existing access will be utilized with special construction methods so as to avoid the need for a new access around the existing courtyard. If deemed necessary the County will explore the need for a new access around the courtyard. Disturbance is estimated to be less than 10,000 sq.ft. utilizing the existing access road.			
Name of Applicant or Sponsor: County of Ulster		Telephone: 845-340-3340	
		E-Mail: ddoy@co.ulster.ny.us	
Address: 244 Fair Street			
City/PO: Box 1800 Kingston		State: NY	Zip Code: 12402
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.		NO <input checked="" type="checkbox"/>	YES <input type="checkbox"/>
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: See attached list		NO <input type="checkbox"/>	YES <input checked="" type="checkbox"/>
3. a. Total acreage of the site of the proposed action?		_____ 2 acres	
b. Total acreage to be physically disturbed?		_____ < .5 acres	
c. Total acreage (project site and any contiguous properties) owned or controlled by the applicant or project sponsor?		_____ 2 acres	
4. Check all land uses that occur on, are adjoining or near the proposed action:			
5. <input type="checkbox"/> Urban <input type="checkbox"/> Rural (non-agriculture) <input type="checkbox"/> Industrial <input type="checkbox"/> Commercial <input type="checkbox"/> Residential (suburban)			
<input checked="" type="checkbox"/> Forest <input type="checkbox"/> Agriculture <input type="checkbox"/> Aquatic <input checked="" type="checkbox"/> Other(Specify): existing tower site			
<input type="checkbox"/> Parkland			

5. Is the proposed action,	NO	YES	N/A
a. A permitted use under the zoning regulations? balance of public interest test	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
b. Consistent with the adopted comprehensive plan? the town of Olive does not have a comp plan	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
6. Is the proposed action consistent with the predominant character of the existing built or natural landscape? existing tower on-site	<input type="checkbox"/>	NO	YES <input checked="" type="checkbox"/>
7. Is the site of the proposed action located in, or does it adjoin, a state listed Critical Environmental Area? If Yes, identify: _____	<input checked="" type="checkbox"/>	NO	YES <input type="checkbox"/>
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?	<input checked="" type="checkbox"/> <input checked="" type="checkbox"/> <input checked="" type="checkbox"/>	NO	YES <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/>
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: <u>Not Applicable - No energy codes exist for public safety radio systems - the site will use a diesel back-up generator. No on-tower lighting is proposed or necessary</u>	<input type="checkbox"/>	NO	YES <input type="checkbox"/>
10. Will the proposed action connect to an existing public/private water supply? If No, describe method for providing potable water: _____	<input checked="" type="checkbox"/>	NO	YES <input type="checkbox"/>
11. Will the proposed action connect to existing wastewater utilities? If No, describe method for providing wastewater treatment: _____	<input checked="" type="checkbox"/>	NO	YES <input type="checkbox"/>
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?	<input checked="" type="checkbox"/> <input checked="" type="checkbox"/>	NO	YES <input type="checkbox"/> <input type="checkbox"/>
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: _____	<input checked="" type="checkbox"/> <input type="checkbox"/>	NO	YES <input type="checkbox"/> <input type="checkbox"/>

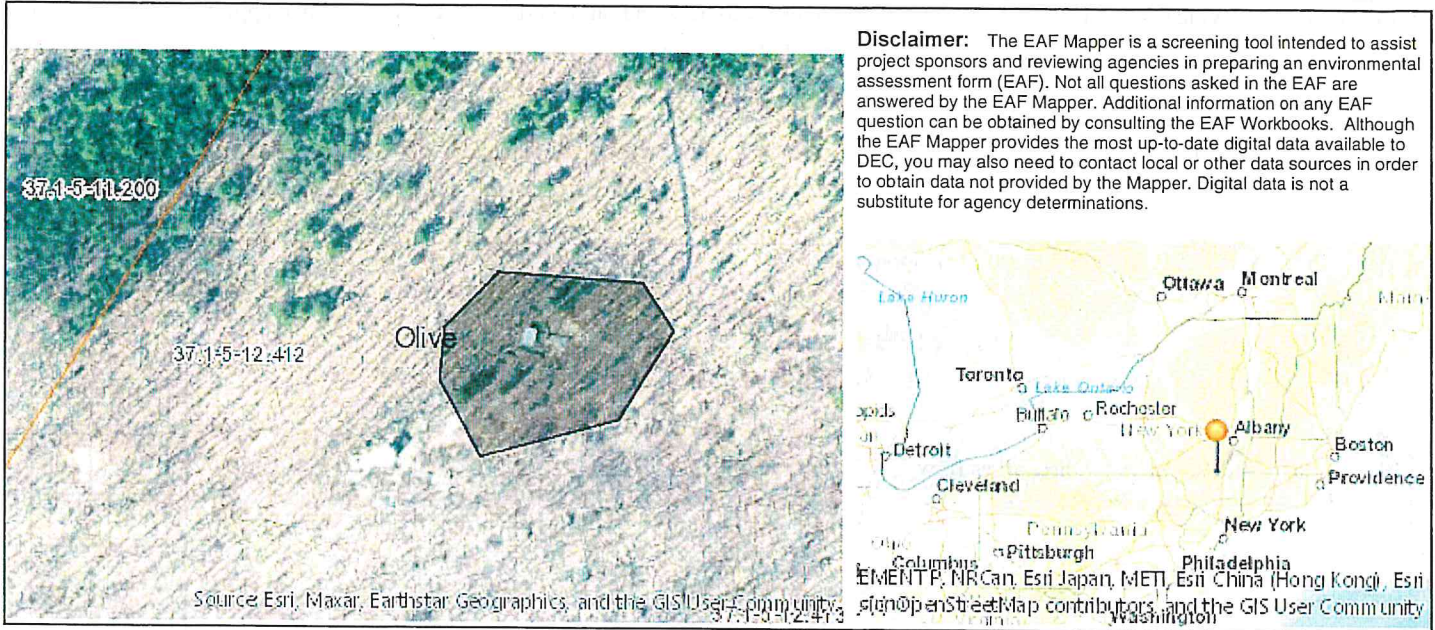
14. Identify the typical habitat types that occur on, or are likely to be found on the project site. Check all that apply:
 Shoreline Forest Agricultural/grasslands Early mid-successional
 Wetland Urban Suburban

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?	NO	YES
	<input checked="" type="checkbox"/>	<input type="checkbox"/>
16. Is the project site located in the 100-year flood plan?	NO	YES
	<input checked="" type="checkbox"/>	<input type="checkbox"/>
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: _____ _____	NO	YES
	<input checked="" type="checkbox"/>	<input type="checkbox"/>
	<input type="checkbox"/>	<input type="checkbox"/>
	<input type="checkbox"/>	<input type="checkbox"/>
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: _____ _____	NO	YES
	<input checked="" type="checkbox"/>	<input type="checkbox"/>
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: _____ _____	NO	YES
	<input checked="" type="checkbox"/>	<input type="checkbox"/>
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: _____ _____	NO	YES
	<input checked="" type="checkbox"/>	<input type="checkbox"/>

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

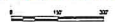
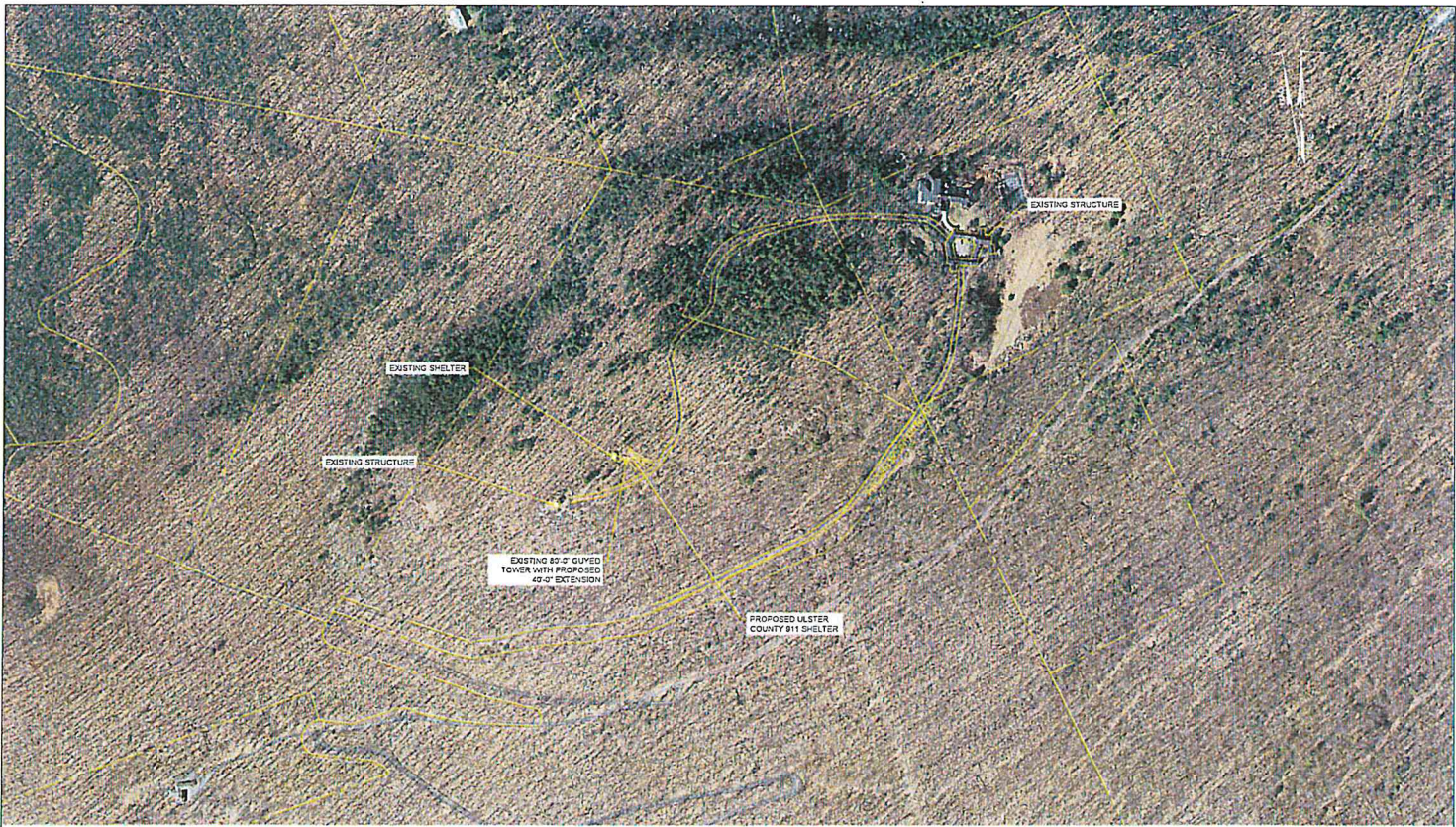
Applicant/sponsor/name: County of Ulster Date: 9.30.2022

Signature: _____ Title: Director of Planning



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] No
- Part 1 / Question 15 [Threatened or Endangered Animal] No
- Part 1 / Question 16 [100 Year Flood Plain] No
- Part 1 / Question 20 [Remediation Site] No



AERIAL PLAN



C&S Engineers, Inc.
 499 Col. Eileen Collins Blvd.
 Syracuse, New York 13212
 Phone: 315-455-2000
 Fax: 315-455-9237
 www.cscs.com

SITE NAME: TONCHE SITE
 107 PITCAIRN ROAD
 SHODAN, NY

ULSTER COUNTY

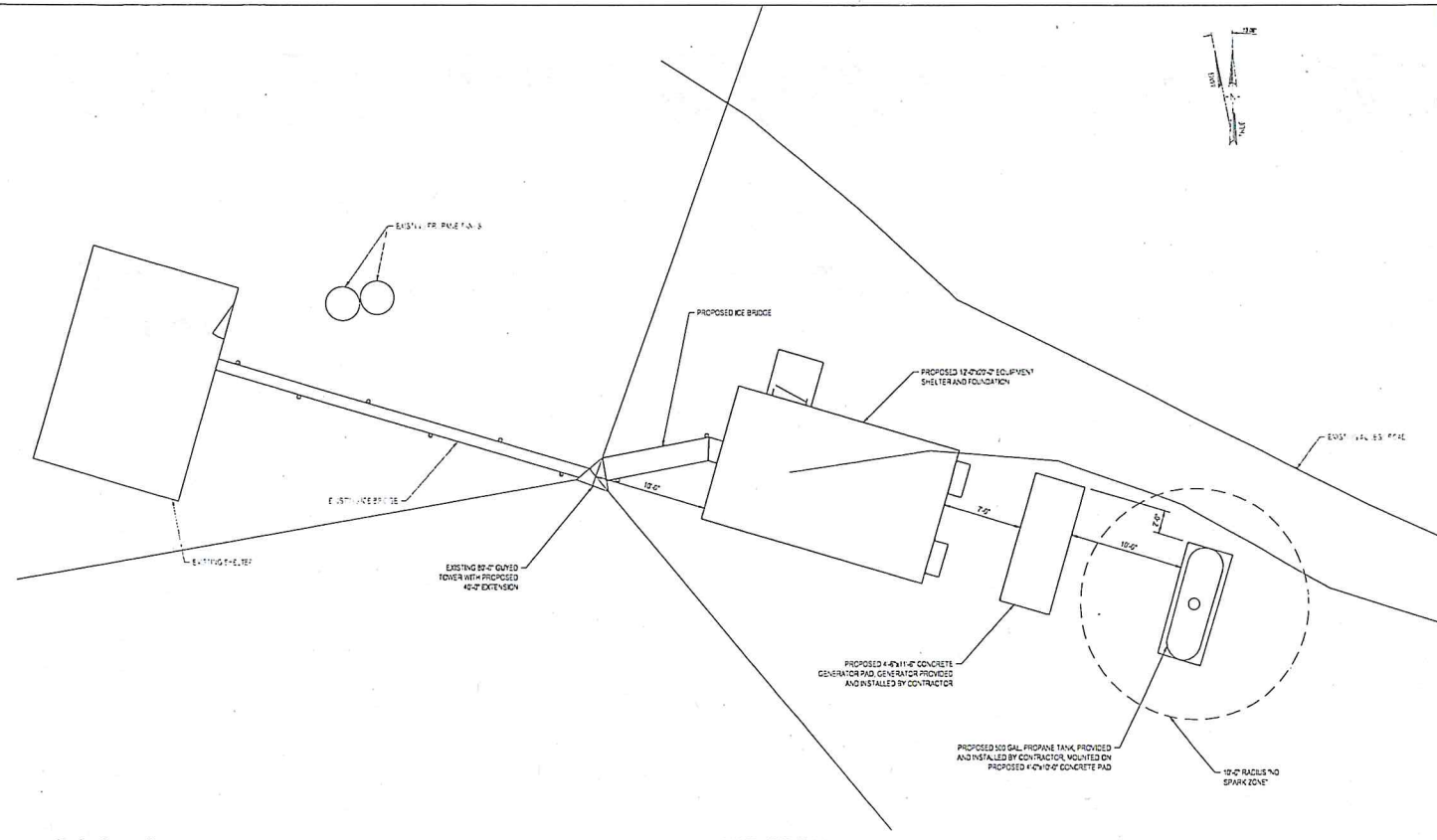


No.	DATE	REVISIONS	BY	CHK APP'D

SCALE: AS SHOWN DESIGNED BY: DRAWN BY:

ULSTER COUNTY
 AERIAL PLAN
 DRAWING NUMBER
C1 0

Site: 16, 2022 - 10/20/2021 - Ulster County, NY - Ulster County - Tonawanda, NY - 10/20/2021 - 10/20/2021



COMPOUND PLAN

C&S COMPANIES
 C&S Engineers, Inc.
 499 Col. Eileen Collins Blvd.
 Syracuse, New York 13212
 Phone: 315-455-2000
 Fax: 315-455-9667
 www.cscoc.com

SITE NAME: TONCHE SITE
 107 PITCAIRN ROAD
 SHOKAN, NY

ULSTER COUNTY

NO.	DATE	REVISES	BY	CHK APP'D

SCALE: AS SHOWN DESIGNED BY: DRAWN BY:

ULSTER COUNTY

COMPOUND PLAN

DRAWING NUMBER

C2

REV.

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