



**BATAVIA CITY COUNCIL  
SPECIAL CONFERENCE MEETING**

**City Hall - Council Board Room  
One Batavia City Centre  
Monday, March 13<sup>th</sup>, 2023  
7:00 PM**

**AGENDA**

- I. Call To Order
- II. Invocation – Councilmember Jankowski
- III. Pledge Of Allegiance
- IV. Proclamation – Greg Ireland Retirement
- V. PBA Donation
- VI. Police Station SEQR \*\*\*
- VII. Glock Bid Award \*\*\*
- VIII. Adjournment

\*\*\*Move to Tonight's Business Agenda



# City of Batavia

## *Memorandum*

To: Honorable City Council

From: Rachael J. Tabelski, City Manager

Date: March 8, 2023

Subject: Police Facility SEQR

The City continues to design the new 20,000 Sq. Ft. Police Facility at the corner of Alva and Bank. The City is reviewing the project in accordance with the New York State Environmental Quality Review (SEQR) regulations.

The City Council of the City of Batavia announced its intent to serve as Lead Agency on February 13, 2023, to conduct an environmental review of proposed Project. The City commissioned LaBella Associates, DPC to prepare an environmental assessment of the significance of and potential environmental impact.

### Impacts to Land

There will be no significant adverse impacts to land use as a result of the proposed project as it will involve converting an existing parking lot to a +/-20,000 square foot police department facility with secured parking area. The project will involve approximately 1.4 acres of ground disturbance for parking lot reconstruction, building foundations, and utility installations. All standard construction practices will be used to minimize ground disturbance, erosion, dust, drainage problems, and noise. A Stormwater Pollution Prevention Plan (SWPPP) will be developed for the Project, which will describe all the construction site operator's activities to prevent stormwater contamination, control sediment and erosion, and comply with the requirements of the Clean Water Act (CWA). The City will require the contractor to implement erosion control measures as necessary in accordance with the "New York Standards and Specifications for Erosion and Sediment Controls" to minimize the impact of the excavation and backfill activities and to avoid sedimentation. Additionally, the project will not result in an overall increase of impervious surface, as the site is currently a fully paved parking lot.

### Impacts to Traffic



# City of Batavia

While minor inconveniences may be experienced by travelers on adjacent roadways during construction, no significant impacts have been identified. Construction vehicles and trucks may transport heavy equipment to and from the site during the construction phase of the project. As such, the project might temporarily affect traffic patterns along adjacent roadways. Once operational, a slight increase in traffic related to employees and visitors at the police department facility is expected. However, this increase would be consistent with the mixed-use character of the area and presence of ample public parking surrounding the project site.

## Impacts to Energy Use

There will be no significant adverse impact to energy use as a result of the proposed project. The proposed police facility will not require significantly more energy to operate compared to the existing police station and other police-related facilities in the area. Exact energy use calculations have not been performed; however, energy efficient building materials, appliances and other fixtures will be utilized for the proposed project wherever feasible.

## Impacts to Water and Wastewater

There will be no significant adverse environmental impacts to public water supplies or public wastewater treatment facilities. The project will connect to public water and wastewater infrastructure, which currently exists at the project site. The existing water and wastewater infrastructure/facilities have ample capacity to support the proposed +/-20,000 sf building.

## Impacts to Historic and Archaeological Resources

The State Historic Preservation Office (SHPO) website indicates that the project area is located within an archeologically sensitive area. The project was submitted to SHPO for their review and a letter was issued by SHPO dated December 12, 2022, indicating that no historic properties, including archaeological and/or historic resources, will be affected by the proposed project. As such, no significant adverse impacts to archeologically sensitive areas or historical resources will occur.

I recommend that the City Council, of the City of Batavia declare that, based on the Environmental Record, the Project will result in no major impacts and, therefore, will not cause significant adverse impact on the environment and issue a Negative Declaration under SEQR.

#XX-2023

**A RESOLUTION TO DECLARE A NEGATIVE DECLARATION UNDER SEQR FOR  
THE BATAVIA POLICE FACILITY PROJECT**

**Motion of Councilmember**

**WHEREAS**, the City of Batavia is undertaking a construction project at the corner of Alva and Bank Street, in an existing parking lot, to build a new Police Facility (the “Project”); and

**WHEREAS**, the Project will be approximately 20,000 square feet, with a secure parking area and an ADA accessible public entrance; and

**WHEREAS**, in accordance with the New York State Environmental Quality Review regulations (SEQR), the City Council of the City of Batavia announced its intent to serve as Lead Agency on February 13, 2023, to conduct an environmental review of proposed Project; and

**WHEREAS**, the City Council has commissioned LaBella Associates, DPC to prepare an environmental assessment of the significance of and potential environmental impact of the action described above; and

**WHEREAS**, The City Council has determined that the proposed action is an “Unlisted Action” as defined under SEQR; and

**WHEREAS**, the City Council has considered the Environmental Record prepared for this action, including any comments received from the Involved Agencies, and the proposed Negative Declaration.

**NOW, THEREFORE, BE IT RESOLVED**, the City Council, in its capacity of Lead Agency, has caused to be prepared an environmental assessment of the significance of and potential environmental impact of the action described above; and

**BE IT FURTHER RESOLVED**, The City Council declares that, based on the Environmental Record which has been prepared, the Project will result in no major impacts and, therefore, will not cause significant adverse impact on the environment. A Negative Declaration under SEQR is therefore issued for this project, and the City Manager of the City of Batavia is hereby authorized and directed to prepare and issue, on behalf of the City, the Negative Declaration in the Part 3 of the Environmental Assessment Form.

**Seconded by Councilmember  
and on roll call**

Prepared For:

City of Batavia  
One Batavia City Center  
Batavia, New York 14020

Prepared By:

LaBella Associates  
300 State Street  
Suite 201  
Rochester, New York 14614



Environmental Review

City of Batavia New Police Department Facility

CITY OF BATAVIA  
GENESEE COUNTY, NEW YORK  
JANUARY 2023

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ATTACHMENT 1: EXISTING CONDITIONS & PRELIMINARY SITE PLANS

ATTACHMENT 2: STATE AND FEDERAL AGENCY MAPS

ATTACHMENT 3: CORRESPONDENCE

## 1.0 PURPOSE AND NEED FOR THE PROJECT

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### 1.1 PROJECT DESCRIPTION

The City of Batavia is developing plans for the proposed development of a new police department facility located at Alva Place, City of Batavia, Genesee County, New York 14020 (SBL#84.011-1-54). The project will involve redevelopment of an existing parking lot located at the intersection of Alva Place and Bank Street into a state-of-the-art, ±20,000 square foot, police department facility with a secured parking area.

### 1.2 PURPOSE AND NEED

The proposed project will provide a modernized facility that consolidates all City of Batavia policing activities into a single location, while addressing the needs for modernized and evolving policing policy that accommodates a blend of community engagement, enforcement, training and public outreach, and public resources.

## 2.0 AFFECTED ENVIRONMENT/ENVIRONMENTAL CONSEQUENCES

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### 2.1 LAND USE/IMPORTANT FARMLAND/FORMALLY CLASSIFIED LANDS

#### 2.1.1 Affected Environment

Land use in the project area is urban in nature. The project site is within zoning district C-3: Central Commercial District (see attached Zoning Map). The project site is owned by the City of Batavia. The proposed action is an allowed use within the zoning district.

The approximate total acreage of ground disturbance is approximately 1.4 acres. Ground disturbance will include vertical disturbances for parking lot reconstruction, building foundations, and utility installations.

The predominant soil type on the project parcel is Ontario loam. Ontario silt loam is indicated to be well drained. Planned construction would affect soil in groups 1 through 4 of the NYS Land Classification System, which are determined to be suitable for prime farmland. It is estimated that 100% of the project area contains soil with a classification of 1. Additionally, it is estimated that 100% of the site contains slopes of between 0-10%. A copy of the NRCS Web Soil Survey and Soils Map is included in Attachment 2.

According to the Web Soil Survey generated for the project area using the USDA Web Soil Survey Mapper, the entire project area consists of "prime farmland". However, it should be noted that the entire project area consists of paved parking lot that has been developed for many decades and is located within a densely developed downtown area of the City of Batavia. No agricultural land is located within the project area. Additionally, the project area is not located within an NYS Agricultural District (see Agricultural District Map in Attachment 2).

The Proposed Action does not present the potential to impact or be impacted by prime and unique farmland as the project is located in a built urban environment. The project is therefore exempt from Farmland Protection Policy Act provisions as it is located in an



“urbanized area” as shown on USGS topographical and Census Bureau maps as described in 440-V-CPM Amendment 12 Part 523.10.B. The proposed Action does not result in a significant impact to the resource area.

No Prime Forestland or Prime Rangeland is included in the project area. Moreover, no Formally Classified Lands or Adirondack Park Lands are included in the project area (see NYS Adirondack Park Land Classification Map in Attachment 2).

### 2.1.2 Environmental Consequences

Short-term effects primarily involve construction-related impacts associated with the development of the new police department facility. However, it is not expected that construction will significantly impact prime soils, as new development is confined to a portion of the existing footprint of the asphalt paved public parking lot.

Although the current parking lot parcel contains suitable farmland soils, no portion of the land is located within an Agricultural District. The property is not developed for agricultural use as it is located within an urban area and is zoned for commercial use (C-3: Central Commercial District).

The project is not expected to induce growth since the impetus for this project is to provide a new space for the City of Batavia Police Department activities within an existing public parking lot with no plans for expansion.

### 2.1.3 Mitigation

All standard construction practices will be used to minimize ground disturbance, erosion, dust, drainage problems, and noise. A SWPPP will be developed for the Project which will describe all the construction site operator’s activities to prevent stormwater contamination, control sediment and erosion, and comply with the requirements of the Clean Water Act (CWA). The City will require the contractor to implement erosion control measures as necessary in accordance with the “New York Standards and Specifications for Erosion and Sediment Controls” to minimize the impact of the excavation and backfill activities and to avoid sedimentation.

As previously described, the project has been proposed to provide a new, centralized police department facility within downtown Batavia. The proposed improvements will not reverse recent development trends and will not alter the character of the community.

## 2.2 *WATER QUALITY ISSUES/SOLE SOURCE AQUIFERS/WILD & SCENIC RIVERS*

### 2.2.1 Affected Environment

It is not anticipated that the proposed project will have any impacts to water quality. The average depth to water table on the site is greater than 6 feet. Excavation necessary for the proposed building construction will be limited to building footers and foundation, and the surrounding ground surface will be restored to asphalt pavement. As such, adverse impacts to the water table are not anticipated.

Standard construction practices will be used to minimize ground disturbance, erosion, and excess drainage that may result during and after construction.

Additionally, the proposed project location is not located within or in the vicinity of Sole Source Aquifer or a National Parks Service-documented River (see Sole Source Aquifer Map and Nationwide Rivers Inventory Map).

#### 2.2.2 Environmental Consequences

As stated above, impacts to water quality are not anticipated because the improvements will be constructed within the footprint of the existing paved parking lot. Excavation activities will be limited as discuss above.

#### 2.2.3 Mitigation

The Town will require the contractor to implement erosion control measures as necessary in accordance with the “New York Standards and Specifications for Erosion and Sediment Controls” to minimize the impact of the excavation and backfill activities and to avoid sedimentation. Proposed construction activities will be completed in compliance with all applicable NYS guidelines and regulations.

### 2.3 *FLOODPLAINS*

#### 2.3.1 Affected Environment

Not applicable. According to the FEMA Flood Insurance Rate Map (FIRM) Panel Number 3602790001B, effective Date September 16, 1982, the project area is not located within a FEMA flood zone. No floodplains are anticipated to be impacted by the proposed project (see attached FRIM).

#### 2.3.2 Environmental Consequences

Not applicable.

#### 2.3.3 Mitigation

Not applicable.

### 2.4 *WETLANDS*

#### 2.4.1 Affected Environment

Not applicable. Based on the review of the New York State Department of Environmental Conservation (NYSDEC) Environmental Resource Mapper, and US Fish and Wildlife Service National Wetland Inventory Map, the proposed project site is not located within or in close proximity to any State of Federally regulated wetlands.

#### 2.4.2 Environmental Consequences

Not applicable.

#### 2.4.3 Mitigation

Not applicable.

## 2.5 CULTURAL RESOURCES

### 2.5.1 Affected Environment

Based on the review of the State Historic Preservation Office (SHPO) Cultural Resource Information System (CRIS) database, the project is not located within areas of archaeological sensitivity as designated by New York State. Additionally, the project site and adjacent properties do not appear to be eligible for historic listing, and no National Register Building Sites have been identified within the vicinity of the project area. However, based on the identification of project funding from a federal entity, Rural Development, the project was submitted to SHPO for Section 106 review. A letter of findings was issued for the proposed project by SHPO on December 12, 2022, stating, “no properties, including archaeological and/or historic resources, will be affected by this undertaking”. Please see attached SHPO No Effect letter in Attachment 3.

Informal consultation was initiated with Native American Tribes to include them in determining the project’s effect on any historic or cultural resources when the projects are not on Tribal land. Native American Indian Tribes must be contacted based on the listing by county in the HUD tribal directory assessment tool. The following contacts were identified for Genesee County, and notification letters provided on January 10, 2023.

A response was received from the Seneca Nation of Indians (SNI) on February 1, 2023. SNI reviewed the project and did not have any comments.

No response was received from the other tribes at date of publication. The notification period ended on February 9, 2023. The letters of notification and responses are provided in Attachment 3.

Tribal Name	Contact Information
Seneca Nation of Indians	Joe Stahlman, THPO Director Cultural Center 82 W. Hetzel Street Salamanca, NY 14779 <a href="mailto:Joe.Stahlman@sni.org">Joe.Stahlman@sni.org</a>
Seneca-Cayuga Nation	William Tarrant, THPO PO Box 453220 Grove, OK 74345 <a href="mailto:wtarrant@sctribe.com">wtarrant@sctribe.com</a>
Tonawanda Band of Seneca	Roger Hill, Chief 7027 Meadville Road Basom, NY 14013 <a href="mailto:tonseneca@aol.com">tonseneca@aol.com</a>

### 2.5.2 Environmental Consequences

Consultation with THPO is ongoing and LaBella will continue to work with THPO until a determination of no potential to affect to tribal resources is received for the proposed project.

### 2.5.3 Mitigation

LaBella will work with THPO to determine whether any mitigation will be required if impacts to tribal historic or cultural resources are found.

## 2.6 *BIOLOGICAL RESOURCES*

### 2.6.1 Affected Environment

The project area, which consists of a paved parking lot, does not contain important or unique wildlife habitat areas. Specifically, the EAF Mapper Application (<http://www.dec.ny.gov/eafmapper/>) provided by NYSDEC indicates that the project area does not contain any known:

- significant natural communities, or
- State- or Federally-listed threatened or endangered species, or
- habitat suitable for State- or Federally-listed threatened or endangered species, or
- State-listed rare species, or
- State-listed species of special concern.

No threatened or endangered species were flagged for the project area by the US Fish and Wildlife Service (USFWS). See attached USFWS IPaC report. No Critical Habitat was identified at the project site given the lack of threatened or endangered species present per USFWS (see attached ERM Map). No rare plants or animals were flagged by the NYSDEC for the project area. The project site does not provide suitable animal habitat as it is currently developed with an asphalt paved parking lot.

Certain birds are protected under the Migratory Bird Treaty Act and the Bald and Golden Eagle Protection Act. The IPaC report includes a migratory bird report with a probability of presence summary. The list includes the American Golden-plover, Bald Eagle, Belted Kingfisher, Blue-winged Warbler, Bobolink, Chimney Swift, Eastern Meadowlark, Lesser Yellowlegs, Red-headed Woodpecker, Ruddy Turnstone, Short-billed Dowitcher, Upland Sandpiper, and Wood Thrush. The existing paved parking lot does not include habitat or typical breeding grounds for Birds of Conservation Concern or Eagles.

### 2.6.2 Environmental Consequences

Not applicable.

### 2.6.3 Mitigation

Not applicable

## 2.7 COASTAL RESOURCES

### 2.7.1 Affected Environment

Not applicable. The proposed project location is not located within or in the vicinity of a Coastal Barrier Resources System (CBRS) unit or a Coastal Zone Management Area (see USFWS Coastal Barrier Resources System Map and NYS Coastal Zone Management Area Map in Attachment 2).

### 2.7.2 Environmental Consequences

Not applicable.

### 2.7.3 Mitigation

Not applicable.

## 2.8 SOCIO-ECONOMIC/ENVIRONMENTAL JUSTICE ISSUES

### 2.8.1 Affected Environment

Executive Order (EO) 12989 (Federal Actions to Address Environmental Justice in Minority Populations and Low-Income Populations) (February 11, 1994) requires Federal agencies to consider the impacts that may arise to human health or environmental effects due to a project on either minority or low-income populations.

Low income or minority populations that may be located within the vicinity of the project are considered utilizing the EPA Environmental Justice Screening and Mapping Tool (EJScreen). EJScreen uses demographic factors as very general indicators of a community's potential susceptibility to the types of environmental factors included in the screen tool and in context of EPA's EJ policies. Demographics is an indicator of potential susceptibility to environmental pollution.

Using the EJScreen, it was found that there are no superfund sites, toxic releases, water discharges, air pollution, hazardous waste, brownfields, or toxic substances control within the Project Area. The project area is located within Census Block Group #360379508002 and the demographic information for the project area census block is provided. The linguistic isolation rate near the project area is approximately 0 percent (0 percentile), the low-income population is 60 percent (88<sup>th</sup> percentile), and there are 21 percent people of color (40<sup>th</sup> percentile). See EJScreen results.

- At least 52.42 percent of the population within an urban area reported themselves to be members of minority groups; or
- At least 26.28 percent of the population within a rural area reported themselves to be members of minority groups; or
- At least 26.28 percent of the population within a rural area reported themselves to be members of minority groups; or

Per the NYS DEC InfoLocator Mapping Tool, the project area is not located within a Potential Environmental Justice Area. The nearest Potential Environmental Justice Area is located approximately 600 feet south of the project area.

### 2.8.2 Environmental Consequences

The project is not within a Potential Environmental Justice Area and will not have an impact on any disadvantaged community. The project is a benefit to the community as it will consolidate all City of Batavia policing activities into a single location and will accommodate a blend of community engagement, enforcement, training and public outreach and public resources.

### 2.8.3 Mitigation

Not applicable

## 3.0 MISCELLANEOUS ISSUES

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### 3.1 AIR QUALITY

#### 3.1.1 Affected Environment

The facility itself does not produce air emissions and the proposed improvements will not result in air emissions. The operation of heavy equipment and vehicles during the construction phase will result in minor, temporary emissions of exhaust, but will not significantly impact air quality. Once constructed, regular vehicle traffic from visitors and employee fleet vehicle use would be expected during normal business hours. The project is located in an area with a wide range of commercial and residential structures along with mature landscaping which should mitigate most air impacts.

#### 3.1.2 Environmental Consequences

Any air emissions resulting from heavy equipment and construction vehicles at the project site during construction will be temporary in nature. Significant air discharges will not result from regular vehicle traffic at the proposed development once the police department facility is operational.

#### 3.1.3 Mitigation

Not applicable.

### 3.2 TRANSPORTATION

#### 3.2.1 Affected Environment

Construction vehicles and trucks may transport heavy equipment to and from the site during the construction phase of the project. As such, the project might temporarily affect traffic patterns along the roadway/right-of-way of NYS Route 33/East Main Street and Bank Street in the general vicinity of the project site during construction.

It is not anticipated that the proposed project will create an increase in traffic during operation. The project site is currently a paved parking lot used for public parking for the surrounding commercial and medical facilities. A secured parking area for police department vehicles will be located on the western portion of the project area. The parking lot surrounding

the project area will remain open to the public. While the Batavia PD is operational 24 hours per day, 7 days per week, peak traffic times would likely continue to be during normal business hours of the surrounding commercial and medical facilities.

### 3.2.2 Environmental Consequences

While minor inconveniences may be experienced by travelers on adjacent roadways during construction, no significant impacts have been identified. Any traffic-related impacts will be temporary in nature. A slight increase in traffic related to employees and visitors at the police department facility is expected. However, this increase would be consistent with the mixed-use character of the area and presence of ample public parking surrounding the project site.

### 3.2.3 Mitigation

Construction signage and other measures will be implemented to direct traffic around the work area during construction of the police department facility. It is not anticipated that traffic patterns will be impacted during operations.

## 3.3 NOISE

### 3.3.1 Affected Environment

Commercial businesses along the affected portions of NYS Route 33/East Main Street and Bank Street may experience an increase in noise levels during construction activities at the project site.

The project is located in a heavily developed urban area subject to multiple noise sources. A wide range of noise impacts are expected in a mixed-use area. The main contributors to community noise include sources such as roadways, railroads, and airports. The closest railroad is the Depew, Lancaster & Western Railroad which is located approximately 1,700 feet to the south of the site. The closest airport is 2 miles to the north of the project site. Surrounding properties include multiple commercial, medical, and residential properties.

### 3.3.2 Environmental Consequences

The project will not produce operating noise exceeding the local ambient noise levels. Any temporary, minor increases in noise during construction will not result in significant impacts.

Once constructed the new police department facility should properly mitigate noise impacts from the surrounding noise sources. As such, noise from surrounding uses will not be a concern for employees/visitors at the police department facility.

### 3.3.3 Mitigation

Not applicable.

### 3.4 ENVIRONMENTAL RISK MANAGEMENT

#### Affected Environment

The proposed project includes excavation during construction to construct a new police department building and will include general site preparation, grading, installation of utilities where all excavated materials will remain on site. The project area does not include hazardous waste treatment, storage, and disposal facilities. The action will result in minimal solid waste which will be managed by the construction contractor.

Multiple online databases were searched to determine if the project site or adjacent areas had any potential contamination history. The NYSDEC Environmental Site Remediation Database revealed there are no records of remediation sites within the project area. Additionally, the NYSDEC Spill Incident Database also contained the no records within the vicinity of the project area. It is not anticipated that any hazardous materials, substances, or wastes will be released at, generated by, or required for the operation of the project.

A Phase I ESA is required for all commercial real estate direct or guaranteed loans equal to or greater than \$100,000 (e.g., any business, retail, community facility, housing or industrial site, not projects with General Obligation bonds) where a security interest is taken in the property. Due to the long-term use of the project site as a paved parking lot, the USDA RD will not require a Phase I ESA to be performed for this project.

Of note, an intergovernmental review was initiated on January 9, 2023. Project details were submitted to Richard Sutherland, Executive Director of the Genesee/Finger Lakes Regional Planning Council (GFLRPC). No response was received from GFLRPC at date of publication (see correspondence documents in Attachment 3).

#### 3.4.1 Environmental Consequences

No significant impacts have been identified with regard to environmental risks and potential hazards. No listed remediation sites or spill cases are substantially contiguous to the project area.

#### 3.4.2 Mitigation

Should suspicious materials be encountered during construction, excavation activities will be halted and NYSDEC will be contacted immediately using the NYS Spill Hotline, in accord with applicable regulations.



#### 4.0 SUMMARY OF MITIGATION

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All standard construction practices will be used to minimize ground disturbance, erosion, dust, drainage problems, and noise. Any areas disturbed during construction will be graded and re-paved as quickly as possible following construction in order to minimize erosion and sedimentation.

A SWPPP will be developed for the Project which will describe all the construction site operator's activities to prevent stormwater contamination, control sediment and erosion, and comply with the requirements of the Clean Water Act (CWA). The City will require the contractor to implement erosion control measures as necessary in accordance with the "New York Standards and Specifications for Erosion and Sediment Controls" to minimize the impact of the excavation and backfill activities and to avoid sedimentation.

Construction signage and other measures will be implemented to direct traffic around the work area during construction activities and equipment/vehicles traveling to and from the project site on Alva Place.

Should suspicious materials be encountered during construction, excavation activities will be halted, and NYSDEC will be contacted immediately using the NYS Spill Hotline, in accord with applicable regulations.



## ATTACHMENT 1: EXISTING CONDITIONS & PRELIMINARY SITE PLANS



## AERIAL LOCATION MAP



NOT TO SCALE

### Aerial Location Map

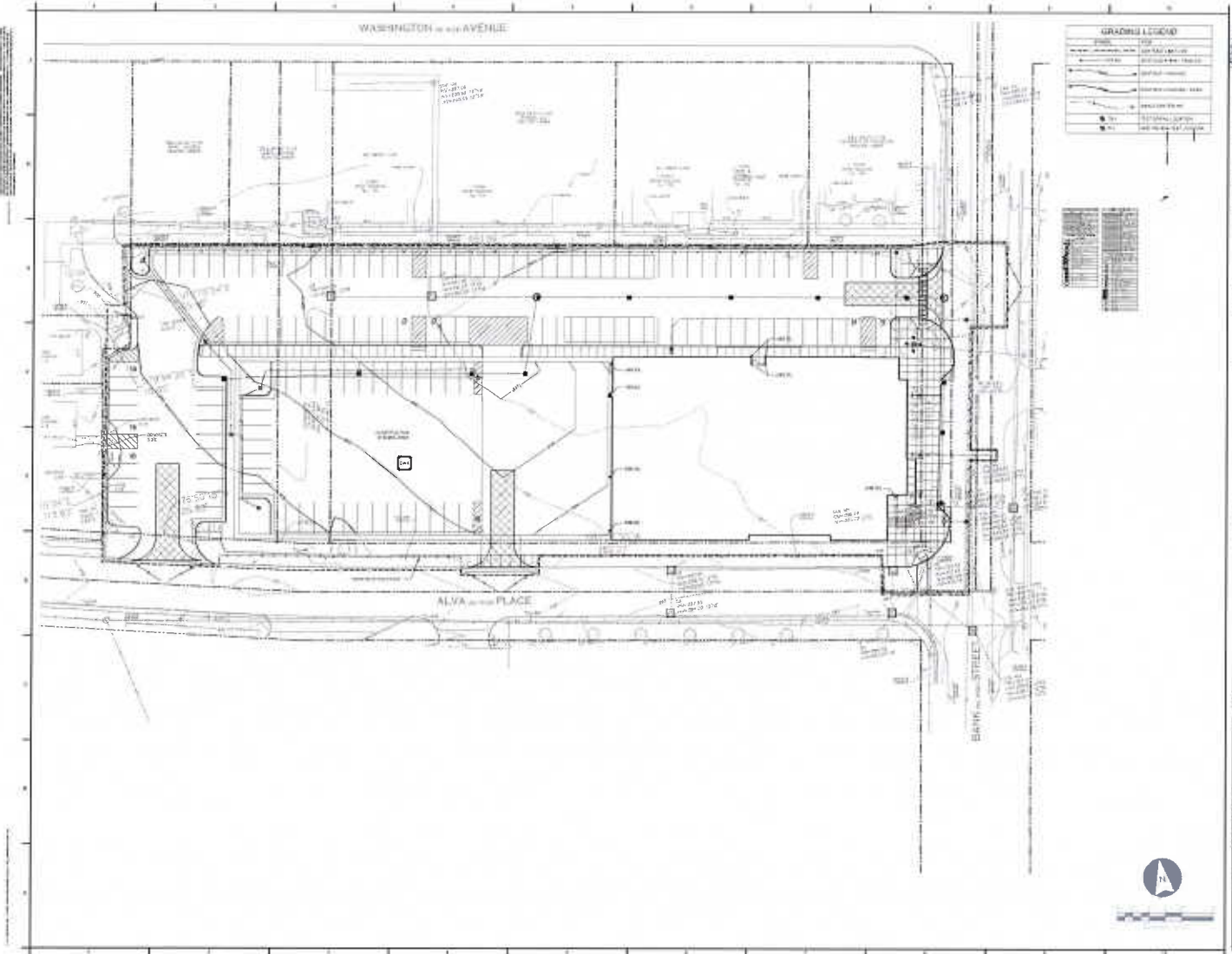
Alva Place  
Batavia, NY 14020

PROJECT NO. 2220004





## SITE PLANS



GRADING LEGEND	
[Symbol]	EXISTING GRADE
[Symbol]	PROPOSED GRADE
[Symbol]	PROPOSED FINISH GRADE
[Symbol]	PROPOSED CURB GRADE
[Symbol]	PROPOSED DRIVEWAY GRADE
[Symbol]	PROPOSED SIDEWALK GRADE
[Symbol]	PROPOSED BIKEWAY GRADE
[Symbol]	PROPOSED RAMP GRADE
[Symbol]	PROPOSED DRAINAGE
[Symbol]	PROPOSED UTILITY
[Symbol]	PROPOSED ELEVATION
[Symbol]	PROPOSED ELEVATION



ASHLEY MCGRAW  
 CIVIL ENGINEER  
 101 WEST AVENUE, SUITE 100  
 BALTIMORE, MD 21201



EDR  
 A Division of Whittaker  
 101 WEST AVENUE, SUITE 100  
 BALTIMORE, MD 21201

CITY OF BALTIMORE  
 POLICE FACILITY  
 101 West Avenue, Baltimore, Maryland, 21201

GRADING &  
 EROSION &  
 SEDIMENT  
 CONTROL PLAN

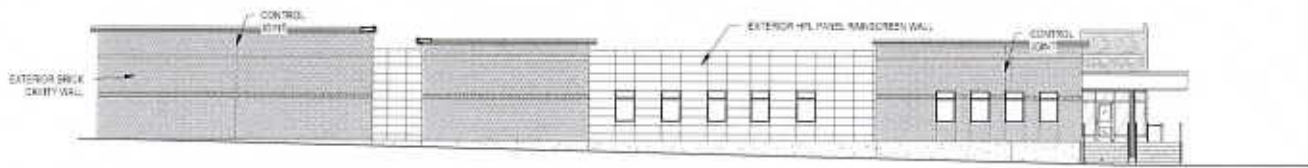
PD  
 C-201



ASHLEY MCGRAW



EAST ELEVATION



SOUTH ELEVATION

NEW POLICE FACILITY  
CITY OF BATAVIA

18 W. Main Street, Batavia, New York 14020

PROJECT

PROJECT NO. 21104

DESIGN BY Author

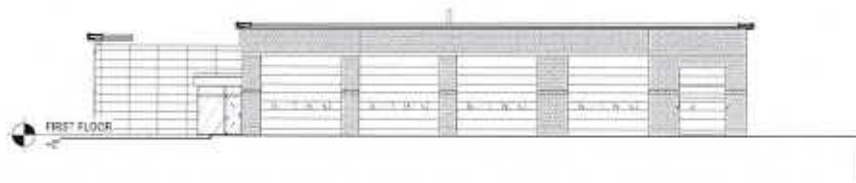
DATE 10/18/22

SHEET NO.

SK02



ASHLEY MCGRAW



WEST ELEVATION



NORTH ELEVATION

NEW POLICE FACILITY  
CITY OF BATON Rouge

10 St. Mary Street, Metairie, New York, 70002

PROJECT

DATE	2/1/04
DRAWN BY	Author
DATE	10/18/22
DATE	

SK03



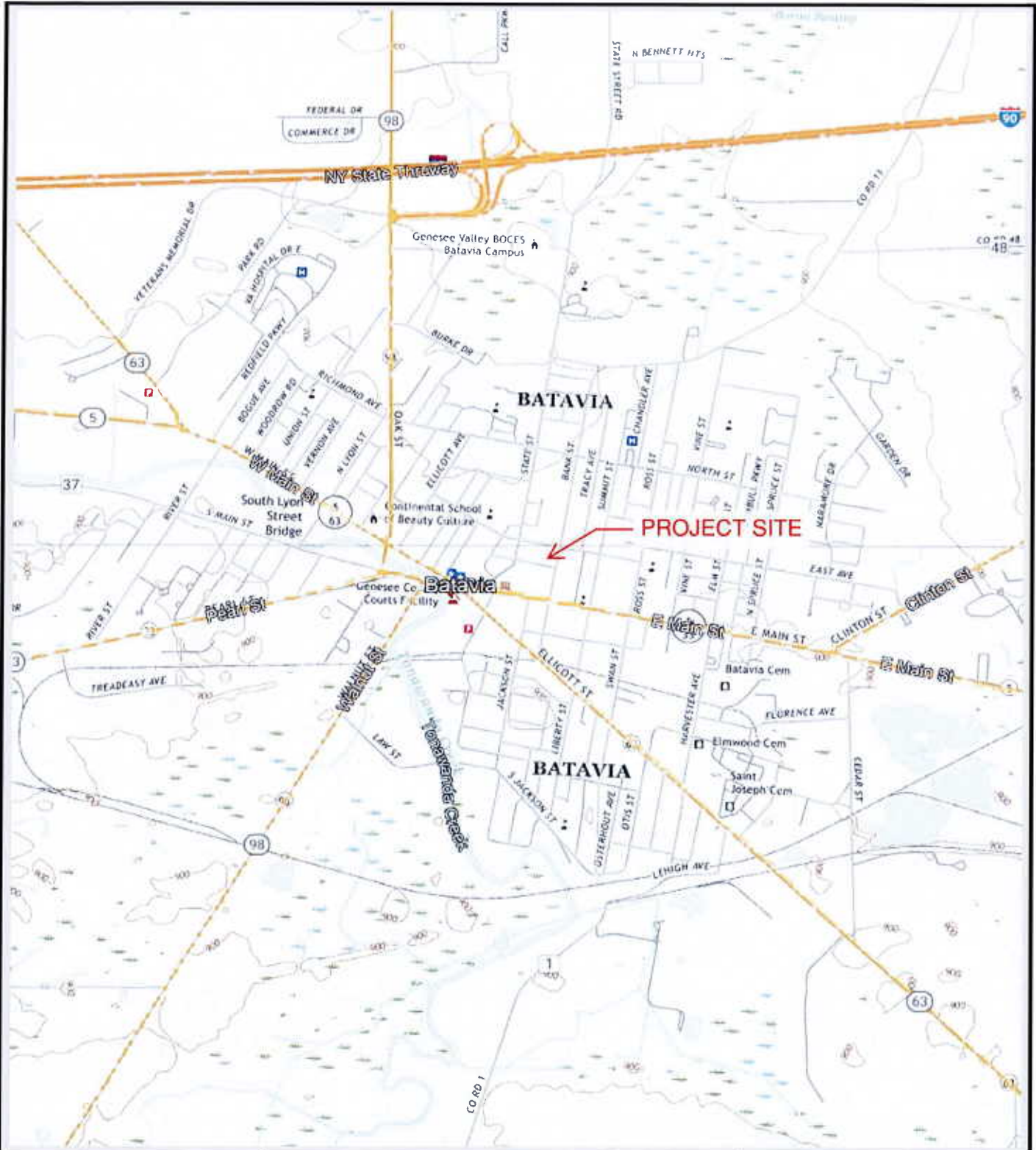


## **ATTACHMENT 2: STATE AND FEDERAL AGENCY MAPS**

- USGS Topographic Map
- Agricultural District Map
- NRCS Web Soil Survey
- CRIS Archaeological Sensitivity Area Map
- CRIS Historic Resource Eligibility Map
- NYSDEC Potential Environmental Justice Map
- NYSDEC Rare Plants, Animals & Natural Communities Map
- NYSDEC Wetlands & Streams Map
- USFWS National Wetland Inventory Map
- FEMA Flood FIRMette
- USFWS Coastal Barrier Resource System Map
- NYS Coastal Zone Management Area Map
- NYS Sole Source Aquifers Map
- NYS Nationwide Rivers Inventory Map



## USGS TOPOGRAPHIC MAP



  
 NOT TO SCALE

### Site Location Map

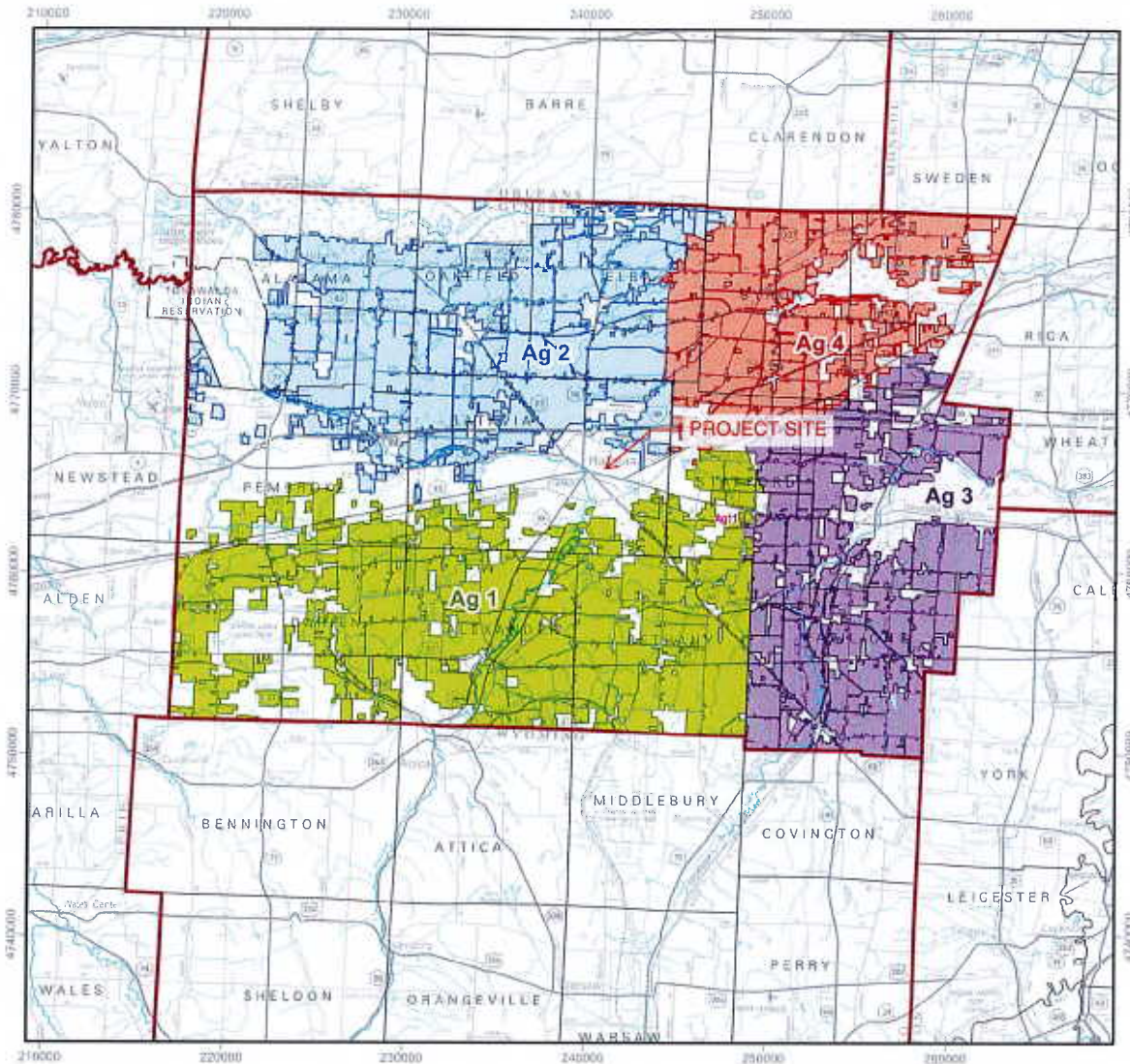
Alva Place  
 Batavia, New York 14020



PROJECT NO. 2220004



## AGRICULTURAL DISTRICT MAP



**MAP PROJECTION**  
UTM Zone 18, NAD83 meters



**Genesee County**

<p><b>Ag. District 1</b> </p>	<p><b>Ag. District 3</b> </p>
<p><b>Ag. District 2</b> </p>	<p><b>Ag. District 4</b> </p>

**DISTRICT CERTIFICATIONS and TOWNS**

<p><b>DISTRICT 1</b> CERTIFIED 1/11/2016 Alexander Darien Batavia Pembroke Bethany Stafford</p>	<p><b>DISTRICT 3</b> CERTIFIED 9/13/2019 Bergen Stafford Le Roy Pavilion</p>
<p><b>DISTRICT 2</b> CERTIFIED 8/15/2017 Alabama Elba Batavia Oakfield Byron Pembroke</p>	<p><b>DISTRICT 4</b> CERTIFIED 6/29/2021 Bergen Le Roy Byron Stafford Elba</p>

**MAP SOURCE INFORMATION**

Map created at Cornell IRIS (Institute for Resource Information Sciences) <<http://iris.cals.cornell.edu>> for the NYS Department of Agriculture and Markets <<https://www.agriculture.ny.gov>>

Base Map: state250\_bw.tif 1998  
Scale: 1:250,000;  
County boundaries imported from the file nyshore.e00 from the NYSGIS Clearinghouse website: <<http://gis.ny.gov>>

Agricultural Districts boundary data is available at CUGIR (Cornell University Geospatial Information Repository) website: <<http://cugir.library.cornell.edu>>

**Base map contains data copyrighted by the NYS ITS GIS Program.**

**DISCLAIMER**

This is a general reference to Agricultural District boundaries; not a legal substitute for actual tax parcel information.

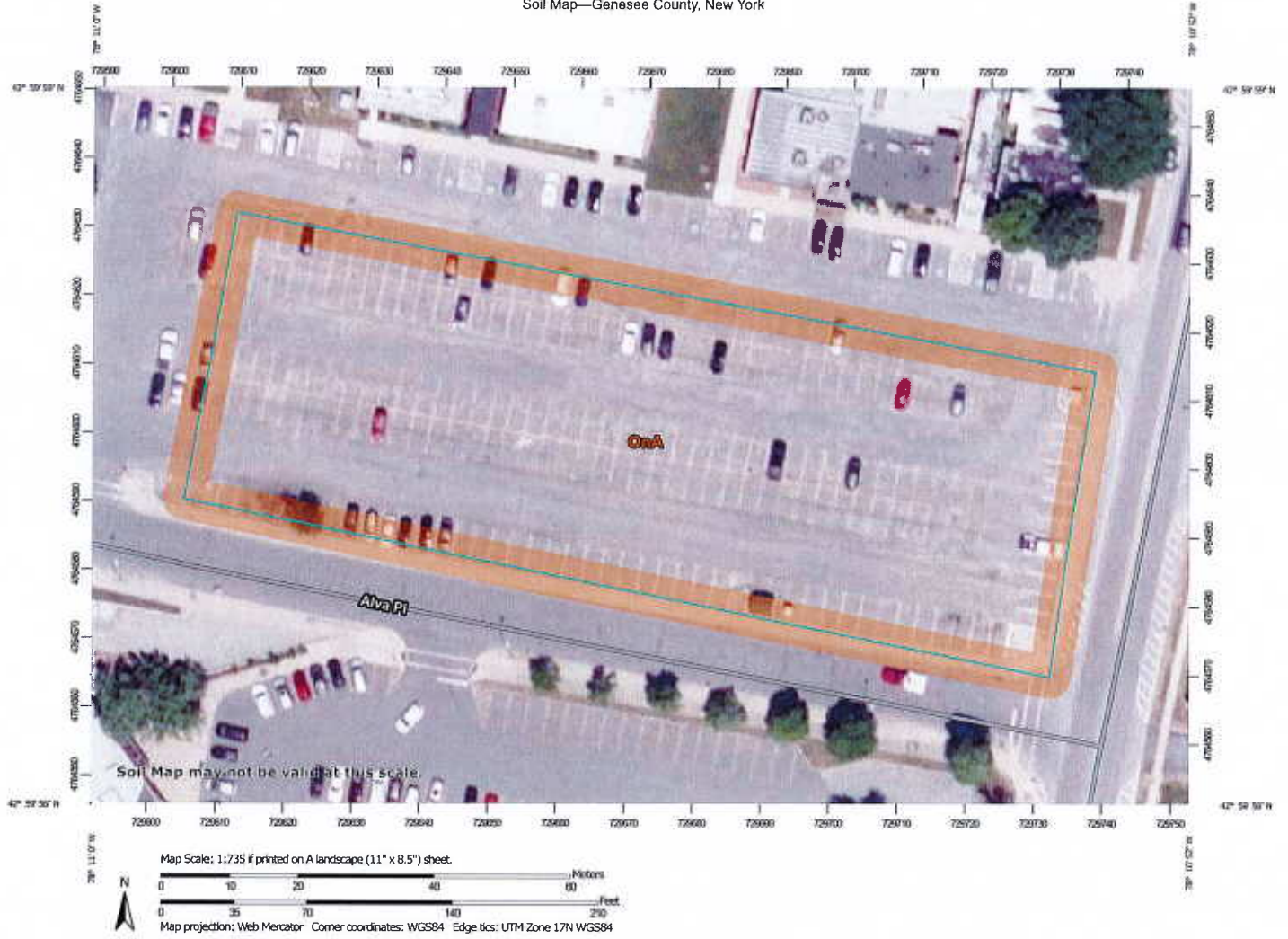
Boundaries as certified prior to January 2022

Open Enrollment Annual Inclusions added after the certification date are not included in this data. Check with county agencies to confirm the status of individual parcels.







































## NRCS WEB SOIL SURVEY

Soil Map—Genesee County, New York



Soil Map—Genesee County, New York

**MAP LEGEND**

- |  |   |
|--|---|
|  Area of Interest (AOI) |  Spoil Area            |
| <b>Soils</b>   |  Stony Spot            |
|  Soil Map Unit Polygons |  Very Stony Spot       |
|  Soil Map Unit Lines    |  Wet Spot              |
|  Soil Map Unit Points   |  Other                 |
| <b>Special Point Features</b>  |  Special Line Features |
|  Blowout                | <b>Water Features</b>   |
|  Borrow Pit             |  Streams and Canals    |
|  Clay Spot              | <b>Transportation</b>   |
|  Closed Depression      |  Rails                 |
|  Gravel Pit            |  Interstate Highways   |
|  Gravelly Spot        |  US Routes            |
|  Landfill             |  Major Roads         |
|  Lava Flow            |  Local Roads         |
|  Marsh or swamp       | <b>Background</b>   |
|  Mine or Quarry       |  Aerial Photography  |
|  Miscellaneous Water  |   |
|  Perennial Water      |   |
|  Rock Outcrop         |   |
|  Saline Spot          |   |
|  Sandy Spot           |   |
|  Severely Eroded Spot |   |
|  Sinkhole             |   |
|  Slide or Slip        |   |
|  Sodic Spot           |   |

**MAP INFORMATION**

The soil surveys that comprise your AOI were mapped at 1:24,000.

Warning: Soil Map may not be valid at this scale.

Enlargement of maps beyond the scale of mapping can cause misunderstanding of the detail of mapping and accuracy of soil line placement. The maps do not show the small areas of contrasting soils that could have been shown at a more detailed scale.

Please rely on the bar scale on each map sheet for map measurements.

Source of Map: Natural Resources Conservation Service  
 Web Soil Survey URL:  
 Coordinate System: Web Mercator (EPSG:3857)

Maps from the Web Soil Survey are based on the Web Mercator projection, which preserves direction and shape but distorts distance and area. A projection that preserves area, such as the Albers equal-area conic projection, should be used if more accurate calculations of distance or area are required.

This product is generated from the USDA-NRCS certified data as of the version date(s) listed below.

Soil Survey Area: Genesee County, New York  
 Survey Area Data: Version 23, Sep 10, 2022

Soil map units are labeled (as space allows) for map scales 1:50,000 or larger.

Date(s) aerial images were photographed: Jun 15, 2020—Jun 17, 2020

The orthophoto or other base map on which the soil lines were compiled and digitized probably differs from the background imagery displayed on these maps. As a result, some minor shifting of map unit boundaries may be evident.

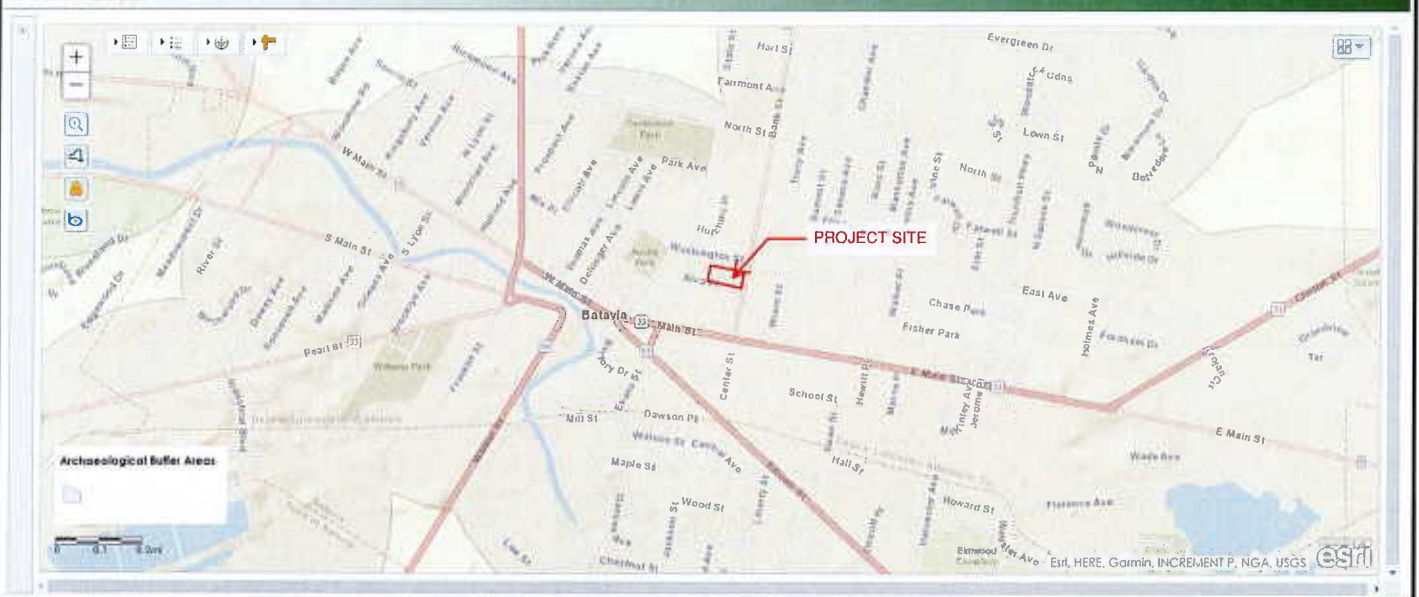


## Map Unit Legend

Map Unit Symbol	Map Unit Name	Acres in AOI	Percent of AOI
OnA	Ontario loam, 0 to 3 percent slopes	1.4	100.0%
<b>Totals for Area of Interest</b>		<b>1.4</b>	<b>100.0%</b>



# CRIS ARCHEOLOGICAL SENSITIVITY AREA MAP



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WY00012.11



NOT TO SCALE

### Archeologically Sensitive Area Map

Alva Place  
Batavia, NY 14020

PROJECT NO. 2220004





# CRIS HISTORIC RESOURCE ELIGIBILITY MAP



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Version 1.2.14



NOT TO SCALE

### Historic Eligibility Map

Alva Place  
Batavia, NY 14020

PROJECT NO. 2220004





# NYSDEC POTENTIAL ENVIRONMENTAL JUSTICE MAP

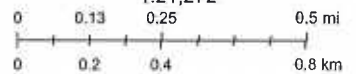


# PEJA Map



1/18/2023

1:21,272



Esri, NASA, NGA, USGS, FEMA, Esri, HERE, Garmin, SafeGraph, GeoTechnologies, Inc, METANASA, USGS, EPA, NPS, US Census Bureau.

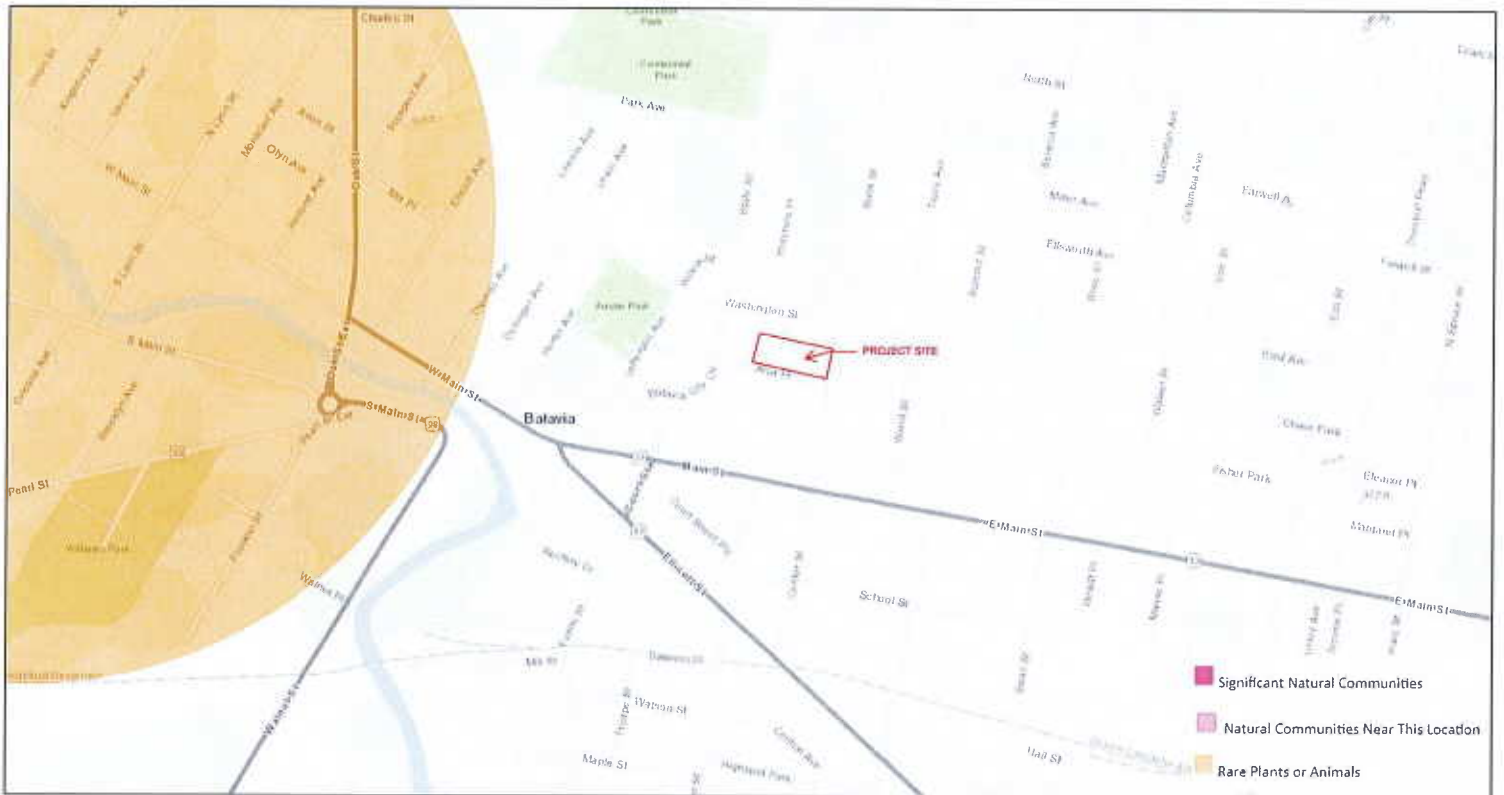


# NYSDEC RARE PLANTS, ANIMALS & NATURAL COMMUNITIES MAP



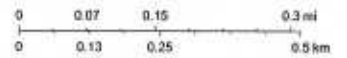


## Rare Plants & Animals and Significant Natural Communities



January 18, 2023

1:9,028



Sources: Esri, HERE, Garmin, Intermap, increment P Corp., GEBCO, USGS, FAO, NPS, NRCAN, GeoBase, IGN, Kadaster NL, Ordnance Survey, Esri Japan, METI, Esri China (Hong Kong), (c) OpenStreetMap contributors, and the GIS User Community

NYS Department of Environmental Conservation  
file a legal document



## NYSDEC WETLANDS & STREAMS MAP

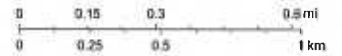


# NYSDEC Wetlands



January 18, 2023

1:18,056



Sources: Esri, HERE, Garmin, Intermap, increment P Corp., GEBCO, USGS, FAO, APO, NRCAN, GeBCO, IGN, Nippon, NGA, GEBCO, Survey, Esri, Japan, METI, Esri, China (Beijing), Esri, Swisstopo, Mapbox, and the GIS User Community.

NYS Department of Environmental Conservation  
Not a legal document



# USFWS NATIONAL WETLAND INVENTORY MAP

Wetlands



November 17, 2022

**Wetlands**

- |   |                                |   |                                   |   |          |
|---|--------------------------------|---|-----------------------------------|---|----------|
|  | Estuarine and Marine Deepwater |  | Freshwater Emergent Wetland       |  | Lake     |
|  | Estuarine and Marine Wetland   |  | Freshwater Forested/Shrub Wetland |  | Other    |
|   |                                |  | Freshwater Pond                   |  | Riverine |


This map is for general reference only. The US Fish and Wildlife Service is not responsible for the accuracy or currentness of the base data shown on this map. All wetlands related data should be used in accordance with the layer metadata found on the Wetlands Mapper web site.



## FEMA FLOOD FIRMette



Approx. at (200) 658-0020.

  
 APPROXIMATE SCALE  
 500 0 500 FEET

NATIONAL FLOOD INSURANCE PROGRAM


**FIRM**  
FLOOD INSURANCE RATE MAP

CITY OF  
BATAVIA, NEW YORK  
GENESEE COUNTY

ONLY PANEL PRINTED

COMMUNITY-PANEL NUMBER  
360278 0001 B

EFFECTIVE DATE:  
SEPTEMBER 16, 1982

  
 Federal Emergency Management Agency

This is an official FIRMette showing a portion of the above-referenced flood map created from the MSC FIRMette Web tool. This map does not reflect changes or amendments which may have been made subsequent to the date on the title block. For additional information about how to make sure the map is current, please see the Flood Hazard Mapping Updates Overview fact sheet available on the FEMA Flood Map Service Center home page at <https://www.fema.gov>.



# USFWS COASTAL BARRIER RESOURCE SYSTEM MAP








**U.S. Fish and Wildlife Service**  
**Coastal Barrier Resources System**

CBRS



November 15, 2022

-  CBRS Buffer Zone
-  System Unit
- CBRS Units**
-  Otherwise Protected Area

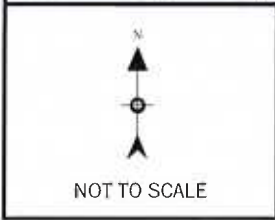
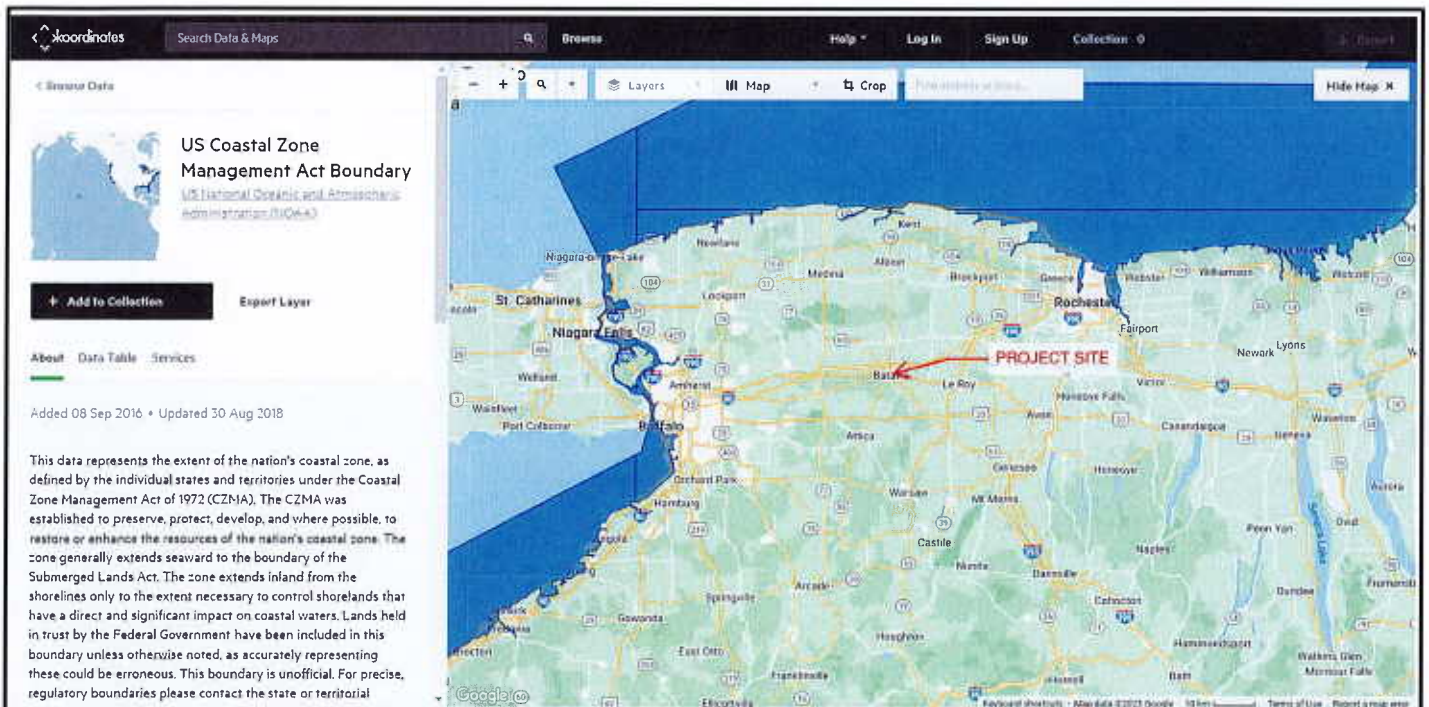
This map is for general reference only. The Coastal Barrier Resources System (CBRS) boundaries depicted on this map are representations of the controlling CBRS boundaries, which are shown on the official maps, accessible at <https://www.fws.gov/library/collected/official-coastal-barrier-resources-system-maps>. All CBRS related data should be used in accordance with the layer metadata found on the CBRS Mapper website.

The CBRS Buffer Zone represents the area immediately adjacent to the CBRS boundary where users are advised to contact the Service for an official determination (<https://www.fws.gov/service/coastal-barrier-resources-system-property-documentation>) as to whether the property or project site is located "in" or "out" of the CBRS.

CBRS Units normally extend seaward out to the 20- or 30-foot bathymetric contour (depending on the location of the unit). The true seaward  
 This page was produced by the CBRS Mapper




# NYS COASTAL ZONE MANAGEMENT AREA MAP



**CZMA Map**  
 Alva Place  
 Batavia, NY 14020

PROJECT NO. 2220004



**LaBella**  
 Powered by partnership.



## NYS SOLE SOURCE AQUIFERS MAP

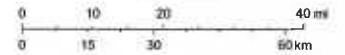
# SOLE SOURCE AQUIFERS



11/15/2022, 10:22:42 AM

■ Sole\_Source\_Aquifers

1:1,155,581



Ext. HERE, Garmin, NGA, USGS, NPS

U.S. Environmental Protection Agency



# NYS NATIONWIDE RIVERS INVENTORY MAP

# Nationwide Rivers Inventory

This is a listing of more than 3,200 free-flowing river segments in the U.S. that are believed to possess one or more "outstandingly remarkable" values.

National Park Service  
U.S. Department of the Interior



[Home](#) | [Frequently Asked Questions](#) | [Website Policies](#) | [Contact Us](#)

EXPERIENCE YOUR AMERICA™



NOT TO SCALE

## Nationwide Rivers Inventory Map

Alva Place  
Batavia, NY 14020

PROJECT NO. 2220004





## **ATTACHMENT 3: CORRESPONDENCE**

- SHPO No Effect Letter
- Tribal Consultation Correspondence
- Intergovernmental Review Correspondence





## SHPO NO EFFECT LETTER



**New York State  
Parks, Recreation and  
Historic Preservation**

**KATHY HOCHUL**  
Governor

**ERIK KULLESEID**  
Commissioner

December 12, 2022

Emily Gillen  
Environmental Analyst  
LaBella Associates  
300 State Street  
Suite 201  
Rochester, NY 14614

Re: RD  
New City of Batavia Police Facility  
Alva Place, Batavia, NY 14020  
22PR07312

Dear Emily Gillen:

Thank you for requesting the comments of the State Historic Preservation Office (SHPO). We have reviewed the project in accordance with Section 106 of the National Historic Preservation Act of 1966. These comments are those of the SHPO and relate only to Historic/Cultural resources. They do not include potential environmental impacts to New York State Parkland that may be involved in or near your project. Such impacts must be considered as part of the environmental review of the project pursuant to the National Environmental Policy Act and/or the State Environmental Quality Review Act (New York Environmental Conservation Law Article 8).

Based upon this review, it is the opinion of the New York SHPO that no historic properties, including archaeological and/or historic resources, will be affected by this undertaking.

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

Sincerely,

R. Daniel Mackay

Deputy State Historic Preservation Officer  
Division for Historic Preservation

rev: T. Lloyd



# TRIBAL CONSULTATION CORRESPONDENCE

January 10, 2023

William Tarrant, THPO Officer  
Seneca-Cayuga Nation  
PO Box 453220  
Grove, OK 74345

Subject: Finding of No Historic Properties Affected  
Batavia Police Department Project  
Alva Street, Batavia, NY

Dear Mr. Stahlman,

The City of Batavia seeking financial assistance from the Rural Housing Service (RHS) under its Community Facilities Direct Loan and Grant Program for the Batavia Police Department Project. The Nationwide Programmatic Agreement among the USDA RD Programs, National Conference of State Historic Preservation Officers, Tribal Signatories, and The Advisory Council on Historic Preservation for Sequencing Section 106 (NPA) is being utilized for the project.

The City of Batavia is proposing to redevelop an existing parking lot located at the intersection of Alva Place and Bank Street in the City of Batavia into a state-of-the-art, ±20,000 square foot, Police Department facility with secure parking area. Proposed horizontal disturbance is 1.4 acres, and maximum vertical disturbances are approximately 18 inches for parking lot reconstruction, 60 inches for building foundations, and 72 inches for utility installations. The proposed project will provide a modernized facility that consolidates all City of Batavia policing activities into a single location, while addressing the needs for a modernized and evolving policing policy that accommodates a blend of community engagement, enforcement, training and public outreach and public resources.

If RHS elects to fund the project, it will become an undertaking subject to review under Section 106 of the National Historic Preservation Act, 54 U.S.C. 306108, and its implementing regulations, 36 CFR Part 800.

RHS defines the area of potential effect (APE), as an area that includes all Project construction and excavation activity required to construct, modify, improve, or maintain and facilities; any right-of-way or easement areas necessary for the construction, operation, and maintenance of the Project; all areas used for excavation of borrow material and habitat creation; all construction staging areas, access routes, utilities, spoil areas, and stockpiling areas. Impacts that come from the undertaking at the same time and place with no intervening causes, are considered "direct" regardless of its specific type (e.g., whether it is visual, physical, auditory, etc.). "Indirect" effects to historic properties are those caused by the undertaking that are later in time or farther removed in distance but are still reasonably foreseeable.

Based on this definition, the City of Batavia proposes that the APE for the referenced project consists of 1.4 acres as shown on the enclosed map. The geographic scope of the APE will not be final until a determination is made by RHS pursuant to 36 CFR § 800.4(a)(1). The APE does not include any tribal lands as defined pursuant to 36 CFR § 800.16(x).

Pursuant to 36 CFR § 800.2(c)(4), and 7 CFR § 1970.5(b)(2) of the regulations, "Environmental Policies and Procedures" (7 CFR Part 1970), RHS has issued a blanket delegation to its applicants to initiate and proceed through Section 106 review if there is agreement.

In delegating this authority, RHS is advocating for the direct interaction between its Community Facilities Direct Loan and Grant Program applicants and Indian tribes. RHS believes this interaction, prior to direct agency involvement, will support and encourage the consideration of impacts to historic properties of importance to Indian tribes earlier in project planning.

The City of Batavia is notifying you about the referenced project because of the possible interest of the Seneca-Cayuga Nation in Genesee County. Should the Seneca-Cayuga Nation elect to participate in Section 106 review of the referenced project, please notify me in writing via letter or email as soon as possible at the following addresses – 300 State Street, Suite 201, Rochester, NY 14614 or [egillen@labellapc.com](mailto:egillen@labellapc.com).

Please include with your affirmative response, a description of any specific historic properties or important tribal resources in the APE and your recommendations about the level of effort needed to identify additional historic properties which might be affected by the referenced project. The City of Batavia will respect the confidentiality of the information which you provide, to the fullest extent possible.

If at any time you wish to share your interests, recommendations and concerns directly with RHS, as the agency responsible for conducting Section 106 review, or to request that RHS participate directly in Section 106 review, please notify me at once, preferably via email. However, you may contact RHS directly. If you wish to do so, please submit your request John Helgren (U.S. Department of Agriculture, Rural Development) at [john.helgren@usda.gov](mailto:john.helgren@usda.gov).

Please submit your response **electronically** by February 9, 2023. RHS will proceed to the next step in Section 106 review if you fail to provide a timely response. Should you have any questions or require additional information you may contact me at the mailing address and e-mail provided above.

Sincerely,



Emily Gillen  
Environmental Analyst  
LaBella Associates, D.P.C.

Enclosures

January 10, 2023

Joe Stahlman, THPO Director  
Seneca Nation of Indians  
Cultural Center  
82 W. Hetzel Street  
Salamanca, NY 14779

Subject: Finding of No Historic Properties Affected  
Batavia Police Department  
Alva Street, Batavia, NY

Dear Mr. Stahlman,

The City of Batavia seeking financial assistance from the Rural Housing Service (RHS) under its Community Facilities Direct Loan and Grant Program for the Batavia Police Department Project. The Nationwide Programmatic Agreement among the USDA RD Programs, National Conference of State Historic Preservation Officers, Tribal Signatories, and The Advisory Council on Historic Preservation for Sequencing Section 106 (NPA) is being utilized for the project.

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If at any time you wish to share your interests, recommendations and concerns directly with RHS, as the agency responsible for conducting Section 106 review, or to request that RHS participate directly in Section 106 review, please notify me at once, preferably via email. However, you may contact RHS directly. If you wish to do so, please submit your request John Helgren (U.S. Department of Agriculture, Rural Development) at [john.helgren@usda.gov](mailto:john.helgren@usda.gov).

Please submit your response **electronically** by February 9, 2023. RHS will proceed to the next step in Section 106 review if you fail to provide a timely response. Should you have any questions or require additional information you may contact me at the mailing address and e-mail provided above.

Sincerely,



Emily Gillen  
Environmental Analyst  
LaBella Associates, D.P.C.

Enclosures

## Gillen, Emily

---

**From:** Joe Stahlman <Joe.Stahlman@sni.org>  
**Sent:** Wednesday, February 1, 2023 10:04 AM  
**To:** Gillen, Emily  
**Subject:** [Ext] RE: External: THPO Consultation RE: Batavia PD

**Follow Up Flag:** Follow up  
**Flag Status:** Completed

Morning Emily,  
SNI THPO has reviewed the project in Batavia. At this time, we have no comments on the project. Please contact me if cultural resources are uncovered.

Thank you,

Joe

Dr. Joe Stahlman  
Tribal Historic Preservation Office  
Seneca Nation  
82 W. Hetzel Street  
Salamanca, NY 14779  
Phone (716) 945-1760  
[Joe.Stahlman@sni.org](mailto:Joe.Stahlman@sni.org)



**From:** Gillen, Emily <egillen@LaBellaPC.com>  
**Sent:** Tuesday, January 10, 2023 9:23 AM  
**To:** Joe Stahlman <Joe.Stahlman@sni.org>  
**Subject:** External: THPO Consultation RE: Batavia PD

**CAUTION:** This email originated from outside of the organization. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Dear Dr. Stahlman,



Please find the attached THPO Consultation Letter for a new police department facility in Batavia, NY. If you have any questions or comments, please don't hesitate to contact me.

Best,

**Emily Gillen**

LaBella Associates | Environmental Analyst



585-295-6268    **direct**  
585-454-6110    **office**  
315-256-1740    **cell**  
300 State Street, Suite 201  
Rochester, NY 14614  
[labellapc.com](http://labellapc.com)

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**CAUTION:** This email originated from outside the LaBella organization. Do not click links or open attachments unless you recognize the sender and know the content is safe.

January 10, 2023

Roger Hill, Chief  
Tonawanda Seneca Nation  
7027 Meadville Road  
Basom, NY 14013

Subject: Finding of No Historic Properties Affected  
Batavia Police Department  
Alva Street, Batavia, NY

Dear Mr. Hill,

The City of Batavia seeking financial assistance from the Rural Housing Service (RHS) under its Community Facilities Direct Loan and Grant Program for the Batavia Police Department Project. The Nationwide Programmatic Agreement among the USDA RD Programs, National Conference of State Historic Preservation Officers, Tribal Signatories, and The Advisory Council on Historic Preservation for Sequencing Section 106 (NPA) is being utilized for the project.

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RHS defines the area of potential effect (APE), as an area that includes all Project construction and excavation activity required to construct, modify, improve, or maintain and facilities; any right-of-way or easement areas necessary for the construction, operation, and maintenance of the Project; all areas used for excavation of borrow material and habitat creation; all construction staging areas, access routes, utilities, spoil areas, and stockpiling areas. Impacts that come from the undertaking at the same time and place with no intervening causes, are considered "direct" regardless of its specific type (e.g., whether it is visual, physical, auditory, etc.). "Indirect" effects to historic properties are those caused by the undertaking that are later in time or farther removed in distance but are still reasonably foreseeable.

Based on this definition, the City of Batavia proposes that the APE for the referenced project consists of 1.4 acres as shown on the enclosed map. The geographic scope of the APE will not be final until a determination is made by RHS pursuant to 36 CFR § 800.4(a)(1). The APE does not include any tribal lands as defined pursuant to 36 CFR § 800.16(x).

Pursuant to 36 CFR § 800.2(c)(4), and 7 CFR § 1970.5(b)(2) of the regulations, "Environmental Policies and Procedures" (7 CFR Part 1970), RHS has issued a blanket delegation to its applicants to initiate and proceed through Section 106 review if there is agreement.

In delegating this authority, RHS is advocating for the direct interaction between its Community Facilities Direct Loan and Grant Program applicants and Indian tribes. RHS believes this interaction, prior to direct agency involvement, will support and encourage the consideration of impacts to historic properties of importance to Indian tribes earlier in project planning.

The City of Batavia is notifying you about the referenced project because of the possible interest of the Tonawanda Seneca Nation in Genesee County. Should the Tonawanda Seneca Nation elect to participate in Section 106 review of the referenced project, please notify me in writing via letter or email as soon as possible at the following addresses – 300 State Street, Suite 201, Rochester, NY 14614 or [egillen@labellapc.com](mailto:egillen@labellapc.com).

Please include with your affirmative response, a description of any specific historic properties or important tribal resources in the APE and your recommendations about the level of effort needed to identify additional historic properties which might be affected by the referenced project. The City of Batavia will respect the confidentiality of the information which you provide, to the fullest extent possible.

If at any time you wish to share your interests, recommendations and concerns directly with RHS, as the agency responsible for conducting Section 106 review, or to request that RHS participate directly in Section 106 review, please notify me at once, preferably via email. However, you may contact RHS directly. If you wish to do so, please submit your request John Helgren (U.S. Department of Agriculture, Rural Development) at [john.helgren@usda.gov](mailto:john.helgren@usda.gov).

Please submit your response **electronically** by February 9, 2023. RHS will proceed to the next step in Section 106 review if you fail to provide a timely response. Should you have any questions or require additional information you may contact me at the mailing address and e-mail provided above.

Sincerely,



Emily Gillen  
Environmental Analyst  
LaBella Associates, D.P.C.

Enclosures



# INTERGOVERNMENTAL REVIEW CORRESPONDENCE

## Gillen, Emily

---

**From:** Gillen, Emily  
**Sent:** Monday, January 9, 2023 1:13 PM  
**To:** rsutherland@gflrpc.org  
**Cc:** Flynn, Ed; Kabat, Frances  
**Subject:** Intergovernmental Review - Batavia PD

Dear Mr. Sutherland,

LaBella is completing NEPA work for the New Police Department Project in Batavia. As part of this process, it appears an Intergovernmental Clearinghouse Review is required. Below are the project details to initiate the review process. Please let me know if you need any additional information.

- City of Batavia, One Batavia City Centre, Batavia, NY 14020
- Rachael Tabelski, City Manager – (585) 345-6300
- The City of Batavia is developing plans for the proposed development of a new police facility located at Alva Place, City of Batavia, Genesee County, New York 14020 (SBL #84.011-1-54). The project will involve the construction of a 20,000 square foot (SF) police station and secured parking area.
- Amount of request – \$15M
- Purpose of loan – construction
- Federal Agency providing funding – Rural Development
- Community Facilities Direct Loans & Grants, Catalog #10.766

Best,

### Emily Gillen

LaBella Associates | Environmental Analyst



585-295-6268    **direct**  
585-454-6110    **office**  
315-256-1740    **cell**  
300 State Street, Suite 201  
Rochester, NY 14614  
[labellapc.com](http://labellapc.com)

Project:

Date:

***Short Environmental Assessment Form  
Part 2 - Impact Assessment***

**Part 2 is to be completed by the Lead Agency.**

Answer all of the following questions in Part 2 using the information contained in Part 1 and other materials submitted by the project sponsor or otherwise available to the reviewer. When answering the questions the reviewer should be guided by the concept "Have my responses been reasonable considering the scale and context of the proposed action?"

	No, or small impact may occur	Moderate to large impact may occur
1. Will the proposed action create a material conflict with an adopted land use plan or zoning regulations?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
2. Will the proposed action result in a change in the use or intensity of use of land?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
3. Will the proposed action impair the character or quality of the existing community?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
4. Will the proposed action have an impact on the environmental characteristics that caused the establishment of a Critical Environmental Area (CEA)?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
5. Will the proposed action result in an adverse change in the existing level of traffic or affect existing infrastructure for mass transit, biking or walkway?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
6. Will the proposed action cause an increase in the use of energy and it fails to incorporate reasonably available energy conservation or renewable energy opportunities?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
7. Will the proposed action impact existing: a. public / private water supplies?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
b. public / private wastewater treatment utilities?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
8. Will the proposed action impair the character or quality of important historic, archaeological, architectural or aesthetic resources?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
9. Will the proposed action result in an adverse change to natural resources (e.g., wetlands, waterbodies, groundwater, air quality, flora and fauna)?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
10. Will the proposed action result in an increase in the potential for erosion, flooding or drainage problems?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
11. Will the proposed action create a hazard to environmental resources or human health?	<input checked="" type="checkbox"/>	<input type="checkbox"/>

Project:

Date:

**Short Environmental Assessment Form**  
**Part 3 Determination of Significance**

For every question in Part 2 that was answered “moderate to large impact may occur”, or if there is a need to explain why a particular element of the proposed action may or will not result in a significant adverse environmental impact, please complete Part 3. Part 3 should, in sufficient detail, identify the impact, including any measures or design elements that have been included by the project sponsor to avoid or reduce impacts. Part 3 should also explain how the lead agency determined that the impact may or will not be significant. Each potential impact should be assessed considering its setting, probability of occurring, duration, irreversibility, geographic scope and magnitude. Also consider the potential for short-term, long-term and cumulative impacts.

See attached Part 3 EAF Narrative.

- Check this box if you have determined, based on the information and analysis above, and any supporting documentation, that the proposed action may result in one or more potentially large or significant adverse impacts and an environmental impact statement is required.
- Check this box if you have determined, based on the information and analysis above, and any supporting documentation, that the proposed action will not result in any significant adverse environmental impacts.

City of Batavia	
Name of Lead Agency	Date
Rachael Tabelski	City Manager
Print or Type Name of Responsible Officer in Lead Agency	Title of Responsible Officer
Signature of Responsible Officer in Lead Agency	Signature of Preparer (if different from Responsible Officer)

City of Batavia Police Facility Project  
Part 3 Narrative

The City of Batavia City Council (the "Council") thoroughly analyzed the proposed City of Batavia Police Facility Project (the "Project") and its environmental setting, utilizing the criteria specified in 6 NYCRR § 617.7. The City Council examined Part 1 of the Short Environmental Assessment Form ("EAF") prepared for the Project and retained environmental professionals to review available information regarding potential impacts from the Project. The City Council also completed Part 2 of the EAF, which identified only small impacts. No moderate to large impacts were identified.

Based on a review of the information contained in the EAF, the City Council's knowledge of the proposed project area, and such further investigation of the Project and its potential environmental impact as the Council deemed appropriate – the Council determines that the proposed Project will not have any significant adverse impacts on the environment. The Council provides the information below in support of its determination. The following small impacts were identified.

Impacts to Land

There will be no significant adverse impacts to land use as a result of the proposed project as it will involve converting an existing parking lot to a +/-20,000 square foot police department facility with secured parking area. The project will involve approximately 1.4 acres of ground disturbance for parking lot reconstruction, building foundations, and utility installations. All standard construction practices will be used to minimize ground disturbance, erosion, dust, drainage problems, and noise. A Stormwater Pollution Prevention Plan (SWPPP) will be developed for the Project, which will describe all the construction site operator's activities to prevent stormwater contamination, control sediment and erosion, and comply with the requirements of the Clean Water Act (CWA). The City will require the contractor to implement erosion control measures as necessary in accordance with the "New York Standards and Specifications for Erosion and Sediment Controls" to minimize the impact of the excavation and backfill activities and to avoid sedimentation. Additionally, the project will not result in an overall increase of impervious surface, as the site is currently a fully paved parking lot.

Impacts to Traffic

While minor inconveniences may be experienced by travelers on adjacent roadways during construction, no significant impacts have been identified. Construction vehicles and trucks may transport heavy equipment to and from the site during the construction phase of the project. As such, the project might temporarily affect traffic patterns along adjacent roadways. Once operational, a slight increase in traffic related to employees and visitors at the police department facility is expected. However, this increase would be consistent with the mixed-use character of the area and presence of ample public parking surrounding the project site.



### Impacts to Energy Use

There will be no significant adverse impact to energy use as a result of the proposed project. The proposed police facility will not require significantly more energy to operate compared to the existing police station and other police-related facilities in the area. Exact energy use calculations have not been performed; however, energy efficient building materials, appliances and other fixtures will be utilized for the proposed project wherever feasible.

### Impacts to Water and Wastewater

There will be no significant adverse environmental impacts to public water supplies or public wastewater treatment facilities. The project will connect to public water and wastewater infrastructure, which currently exists at the project site. The existing water and wastewater infrastructure/facilities have ample capacity to support the proposed +/-20,000 sf building.

### Impacts to Historic and Archaeological Resources

The State Historic Preservation Office (SHPO) website indicates that the project area is located within an archeologically sensitive area. The project was submitted to SHPO for their review and a letter was issued by SHPO dated December 12, 2022, indicating that no historic properties, including archaeological and/or historic resources, will be affected by the proposed project. As a such, no significant adverse impacts to archeologically sensitive areas or historical resources will occur.

Categorical Exclusion Form with Instructions



**U.S. DEPARTMENT OF AGRICULTURE RURAL DEVELOPMENT  
 ENVIRONMENTAL CHECKLIST FOR CATEGORICAL EXCLUSIONS**

1. **APPLICANT NAME:** City of Batavia

2. **NAME OF PROPOSAL (provide brief description):** City of Batavia New Police Facility  
 The City of Batavia is proposing to redevelop an existing parking lot located at the intersection of Alva Place and Bank Street in the City of Batavia into a state-of-the-art, ±20,000 square foot, Police Department facility with secure parking area.

3. **ADDRESS OR GENERAL LOCATION OF PROPOSAL:** Alva Place, Batavia, NY 14020 (SBL #84.011-1-54)

4. FEDERAL ACTION:	Loan	<input checked="" type="checkbox"/>	Grant	<input checked="" type="checkbox"/>	Guarantee	<input type="checkbox"/>	Construction Work Plan or Loan/System Design	<input type="checkbox"/>

5. **APPLICABLE RD PROGRAM:** Community Facilities Direct Loans & Grants

6. **THIS PROPOSAL QUALIFIES AS A CATEGORICAL EXCLUSION IN ACCORDANCE WITH § 1970.53 \_\_\_\_\_ OR § 1970.54 (a)(3)**

7. \* **ENVIRONMENTAL REPORT PREPARED FOR RD:** YES  NO

\*This form can be used to document the consideration and incorporation by reference of environmental information from any source

8. **S. 106 Findings:** No Potential to Affect

No Historic Properties Affected  No Adverse Effect to Historic Properties

9. **Endangered Species Act, Section 7 Findings:** Species/Habitat - Not Present  Species/Habitat Present -

No Effect

Species/Habitat Present - May Affect, Not Likely To Adversely Affect

10. **IF PREPARED, ATTACH ENVIRONMENTAL REPORT (SEE EXHIBIT C)**

For the items listed below, indicate either a "Yes" or "No" in the appropriate columns. If the answer is "Yes" in the "Adversely Affected" column for any listed resources, then an extraordinary circumstance exists and the proposed action is not eligible for a Categorical Exclusion.

Table (Con.)

Resources	Resources Present		Effects to Resources		
	Yes	No	No Effect	Affected	Adversely Affected
a. Historic Properties/Cultural Resources (Historic Properties listed or eligible for listing in the National Register of Historic Places, sites of cultural or religious significance to tribes)	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
b. Threatened or Endangered Species, Critical Habitat, State Listed Species	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
c. Wetlands	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
d. Floodplains (100 or 500 year floodplains)	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
e. Formally Classified Lands (State/Federal Parks, Monuments, Natural Landmarks, Wilderness Areas, Wild and Scenic Rivers, National Forest System Lands, other Federal or State Lands, etc.)	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
f. Water Resources (Sole Source Aquifers, Well-head protection areas, Watershed Protection Areas, etc.)	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
g. Coastal Resources (Coastal Barrier Resources System or Coastal Zone Management Areas)	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
h. Coral Reefs or Protected aquatic habitats (Only applies to American Samoa, Florida, Guam, Hawaii, Northern Marianna Islands, Puerto Rico, U.S. Virgin Islands)	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Questions	Yes	No	<p>The project area is located within the City of Batavia and therefore exempt from Farmland Protection Policy Act provisions as it is located in and "urbanized area" as shown on USGS topographical and Census Bureau maps as described in 440-V-CPM Amendment 12 Part 523.10.B</p>		
i. Is the proposal located on Important Farmland (Prime Farmland, Unique Farmland, Farmland of Statewide Importance, Farmland of Local Importance) and if so, has Form AD-1006 been completed?	<input checked="" type="checkbox"/>	<input type="checkbox"/>			
j. Does the project threaten a violation of local, state, or federal statutory, regulatory, or permitting requirements and have all necessary permits been identified?	<input type="checkbox"/>	<input checked="" type="checkbox"/>			
k. Is the proposal located within EPA-designated Non-Attainment or Maintenance Areas for Air Quality Criteria Pollutants?	<input type="checkbox"/>	<input checked="" type="checkbox"/>			
l. Does the proposal result in the production of unpermitted hazardous materials or waste, or consist of construction of a new RCRA hazardous materials handling facility?	<input type="checkbox"/>	<input checked="" type="checkbox"/>			

Table (Con.)

m. Does the proposal have any Environmental Justice concerns or disproportionately high and adverse human health or environmental effects on minority populations or low-income populations?	<input type="checkbox"/>	<input checked="" type="checkbox"/>	
n. Is the proposal controversial for environmental reasons? If so, attach a summary of the controversy(ies) and any actions taken and resolutions necessary to respond to the concerns.	<input type="checkbox"/>	<input checked="" type="checkbox"/>	
o. Is the proposal controversial for other than environmental reasons? If so, attach a summary of the controversy(ies) and any actions taken and resolutions necessary to respond to the concerns.	<input type="checkbox"/>	<input checked="" type="checkbox"/>	

**11. FINDING:**

I find that the proposal meets the criteria established in 7 CFR §§1970.53, "Categorical Exclusions Involving No or Minimal Disturbance," or 1970.54 (c), "Categorical Exclusions Involving Small-scale Development." Upon review of the proposal's description or the Environmental Report I find that the proposal is consistent with 40 CFR §1508.4, "Categorical Exclusion" and does not have any extraordinary circumstances or that the proposal individually or cumulatively does not have a significant effect on the human environment and, therefore, neither an Environmental Assessment nor an Environmental Impact Statement is required.

**12. SIGNATURES:**

---

---

*Emily Gillen*

02/28/2023

**12a. SIGNATURE OF PREPARER**

**DATE**

Emily Gillen

Environmental Analyst

**NAME OF PREPARER**

**TITLE**

---

---

**12b. SIGNATURE OF STATE ENVIRONMENTAL  
COORDINATOR OR NATIONAL ENVIRONMENTAL STAFF**

**DATE**

**NAME OF STATE ENVIRONMENTAL COORDINATOR OR  
NATIONAL ENVIRONMENTAL STAFF**

**TITLE**

---

---

**12c. SIGNATURE OF APPROVING OFFICIAL**

**DATE**

**NAME OF APPROVING OFFICIAL**

**TITLE**

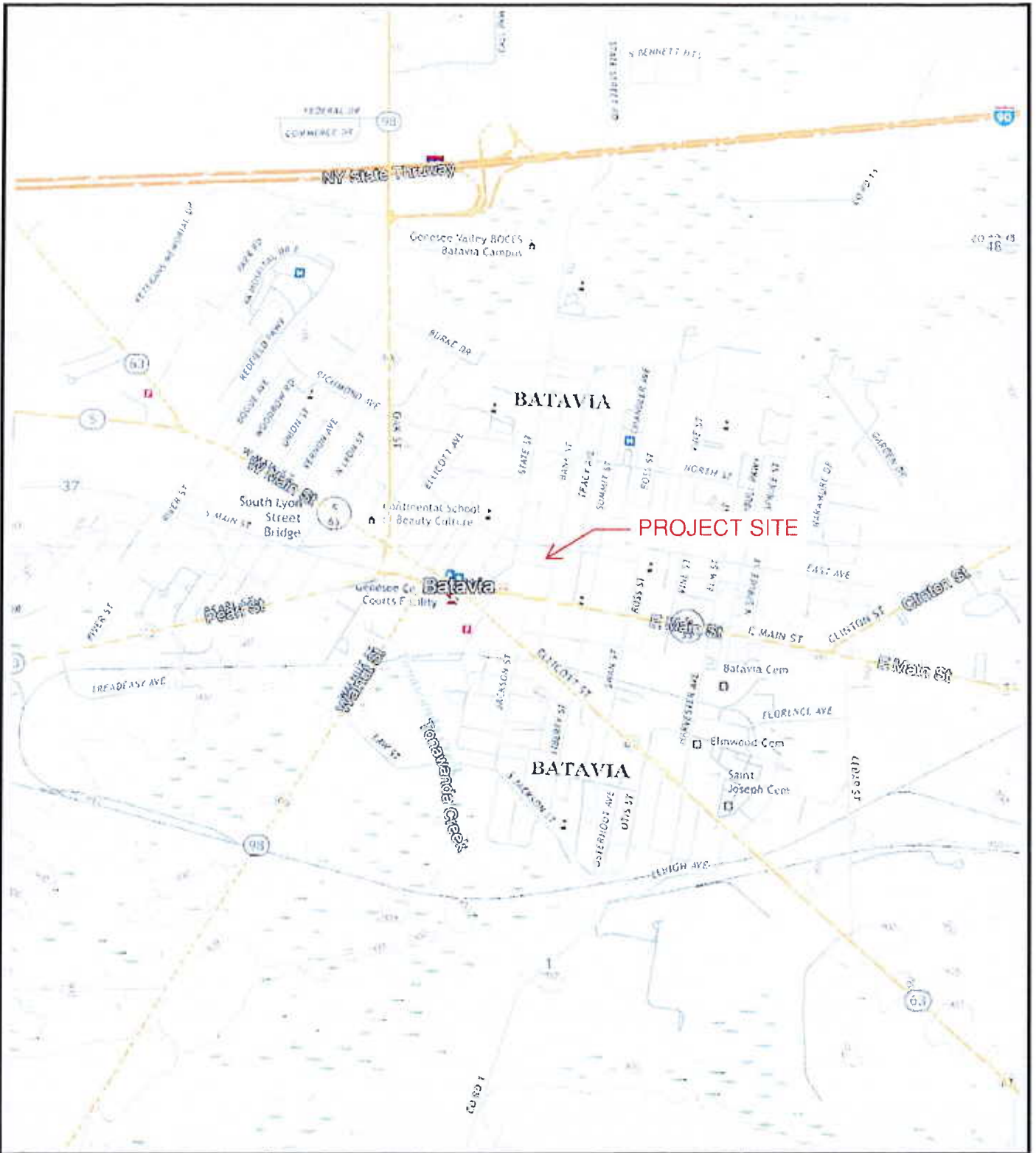
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## USGS TOPOGRAPHIC MAP

—



NOT TO SCALE

### Site Location Map

Alva Place  
Batavia, New York 14020

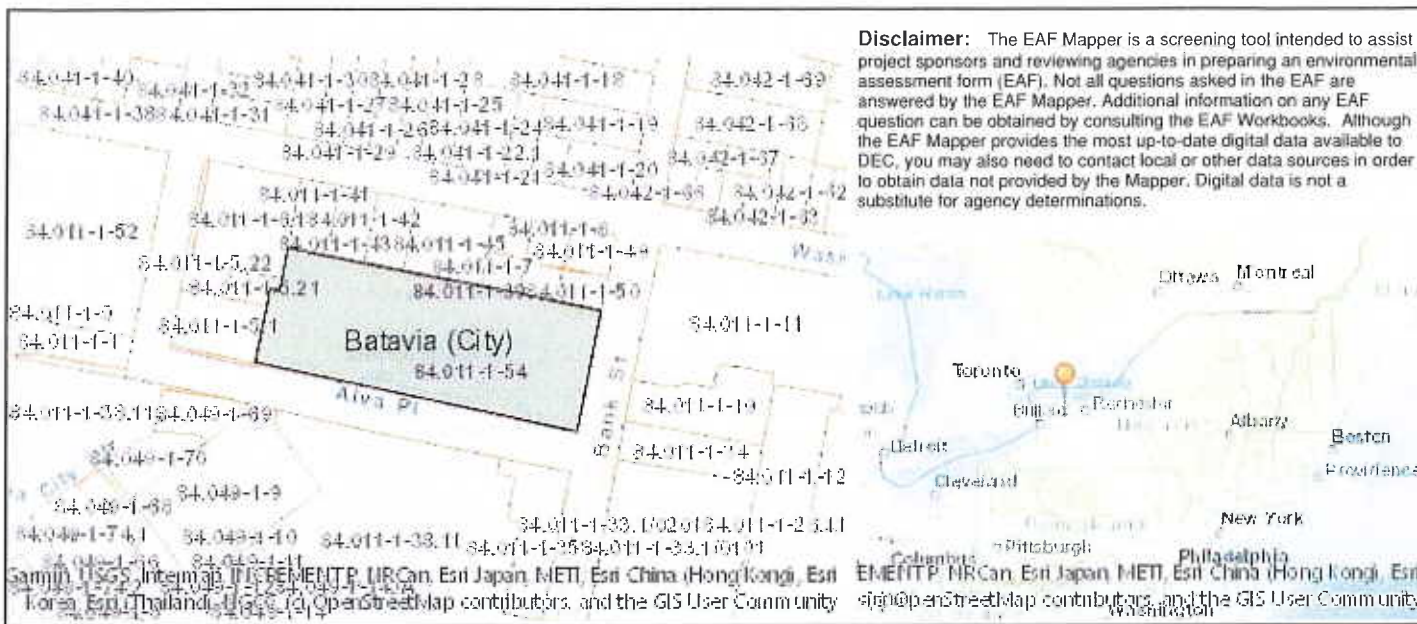


PROJECT NO. 2220004



## NYS EAF MAPPER SUMMARY REPORT





B.i.i [Coastal or Waterfront Area]	No
B.i.ii [Local Waterfront Revitalization Area]	No
C.2.b. [Special Planning District]	Digital mapping data are not available or are incomplete. Refer to EAF Workbook.
E.1.h [DEC Spills or Remediation Site - Potential Contamination History]	Digital mapping data are not available or are incomplete. Refer to EAF Workbook.
E.1.h.i [DEC Spills or Remediation Site - Listed]	Digital mapping data are not available or are incomplete. Refer to EAF Workbook.
E.1.h.i [DEC Spills or Remediation Site - Environmental Site Remediation Database]	Digital mapping data are not available or are incomplete. Refer to EAF Workbook.
E.1.h.iii [Within 2,000' of DEC Remediation Site]	Yes
E.1.h.iii [Within 2,000' of DEC Remediation Site - DEC ID]	819016, C819019, C819023, C819021
E.2.g [Unique Geologic Features]	No
E.2.h.i [Surface Water Features]	No
E.2.h.ii [Surface Water Features]	No
E.2.h.iii [Surface Water Features]	No
E.2.h.v [Impaired Water Bodies]	No
E.2.i. [Floodway]	Digital mapping data are not available or are incomplete. Refer to EAF Workbook.
E.2.j. [100 Year Floodplain]	Digital mapping data are not available or are incomplete. Refer to EAF Workbook.
E.2.k. [500 Year Floodplain]	Digital mapping data are not available or are incomplete. Refer to EAF Workbook.
E.2.l. [Aquifers]	Yes
E.2.l. [Aquifer Names]	Principal Aquifer

E.2.n. [Natural Communities]	No
E.2.o. [Endangered or Threatened Species]	No
E.2.p. [Rare Plants or Animals]	No
E.3.a. [Agricultural District]	No
E.3.c. [National Natural Landmark]	No
E.3.d [Critical Environmental Area]	No
E.3.e. [National or State Register of Historic Places or State Eligible Sites]	Yes - Digital mapping data for archaeological site boundaries are not available. Refer to EAF Workbook.
E.3.e.ii [National or State Register of Historic Places or State Eligible Sites - Name]	Batavia Club
E.3.f. [Archeological Sites]	Yes
E.3.i. [Designated River Corridor]	No



# USFWS NATIONAL WETLAND INVENTORY MAP



**U.S. Fish and Wildlife Service**  
**National Wetlands Inventory**

Wetlands



November 17, 2022

**Wetlands**

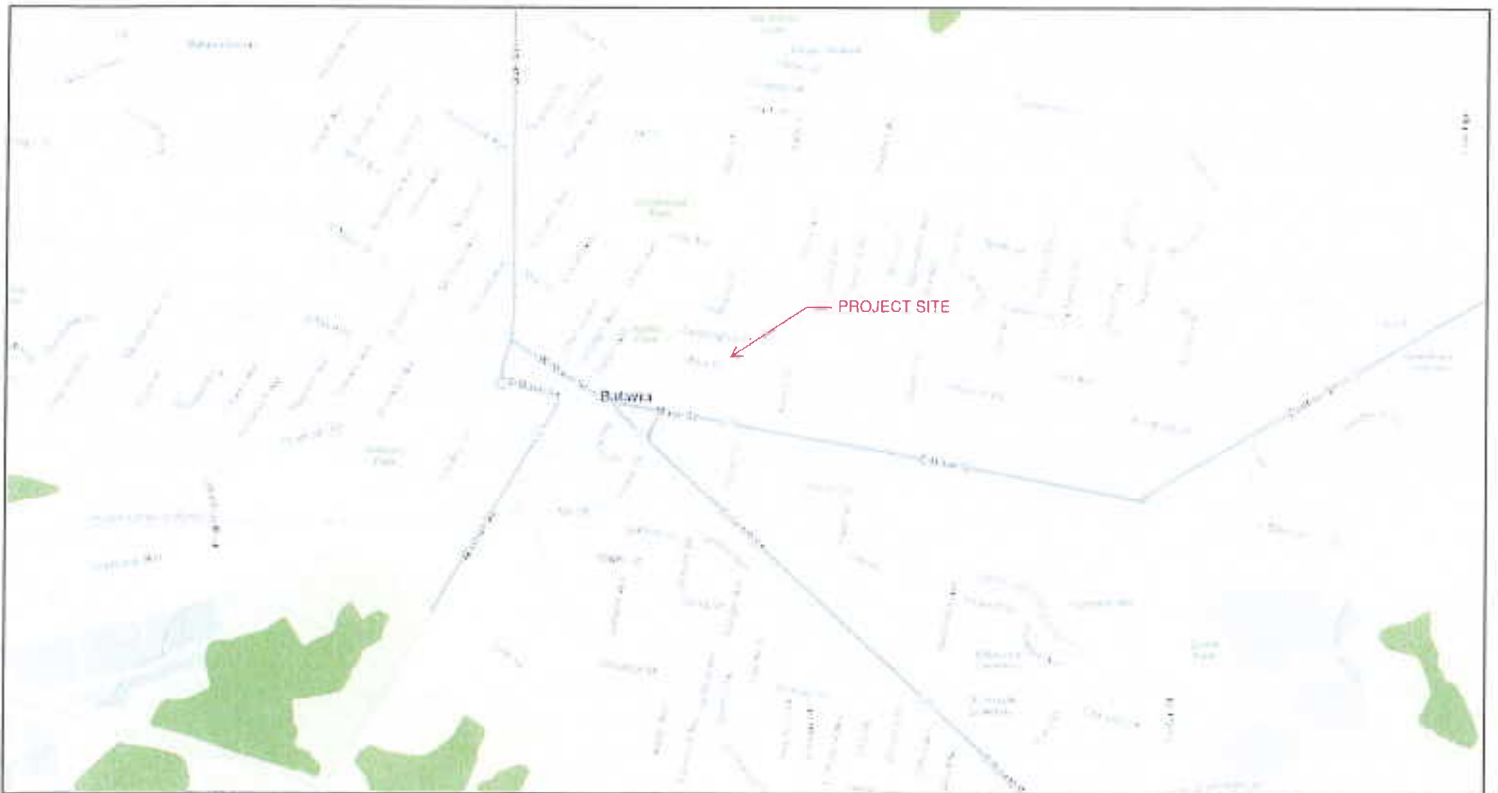
- |                                |                                   |          |
|--------------------------------|-----------------------------------|----------|
| Estuarine and Marine Deepwater | Freshwater Emergent Wetland       | Lake     |
| Estuarine and Marine Wetland   | Freshwater Forested/Shrub Wetland | Other    |
|                                | Freshwater Pond                   | Riverine |

This map is for general reference only. The US Fish and Wildlife Service is not responsible for the accuracy or currentness of the base data shown on this map. All wetlands related data should be used in accordance with the layer metadata found on the Wetlands Mapper web site.





## NYSDEC WETLANDS & STREAMS MAP

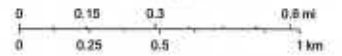
# Environmental Resource Mapper



November 17, 2022

1:18,056

-  State Regulated Freshwater Wetlands (Outside of the Adirondack Park)
-  State Regulated Wetland Checkzone

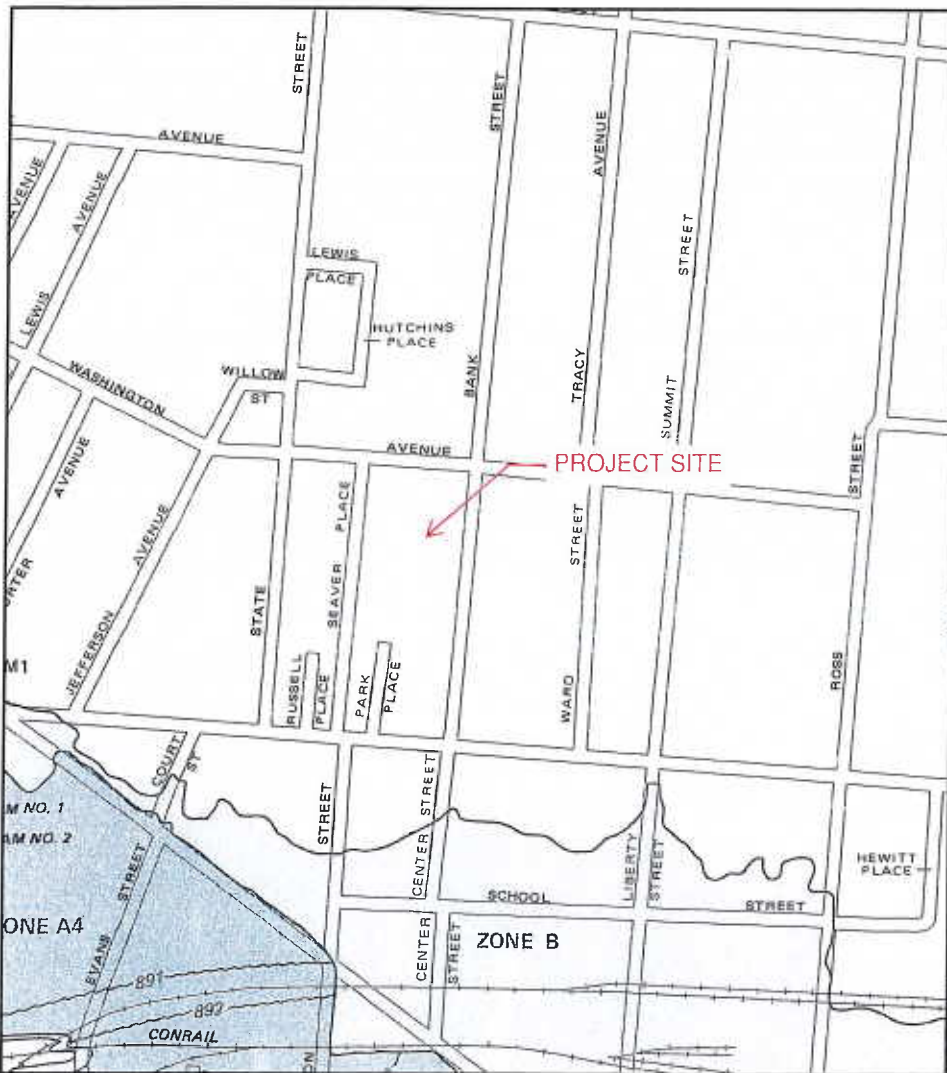


Sources: Esri, HERE, Garmin, Intermap, increment P Corp., GEBCO, USGS, FAO, NPS, NRCAN, GeoBase, IGN, Kadaster NL, Ordnance Survey, Esri Japan, METI, Esri China (Hong Kong), Swisstopo, OpenStreetMap contributors, and the GIS User Community

NYS Department of Environmental Conservation  
Not a legal document



## FEMA FLOOD FIRMeTte



APPROXIMATE SCALE

500 0 500 FEET

NATIONAL FLOOD INSURANCE PROGRAM

**FIRM**  
FLOOD INSURANCE RATE MAP

CITY OF  
BATAVIA, NEW YORK  
GENESEE COUNTY

ONLY PANEL PRINTED

COMMUNITY-PANEL NUMBER  
360279 0001 B

EFFECTIVE DATE:  
SEPTEMBER 16, 1982

Federal Emergency Management Agency

This is an official FIRMSite showing a portion of the above-referenced flood map created from the MSC FIRMSite Web tool. This map does not reflect changes or amendments which may have been made subsequent to the date on the title block. For additional information about how to make sure the map is current, please see the Flood Hazard Mapping Updates Overview fact sheet available on the FEMA Flood Map Service Center home page at <https://msc.fema.gov>.

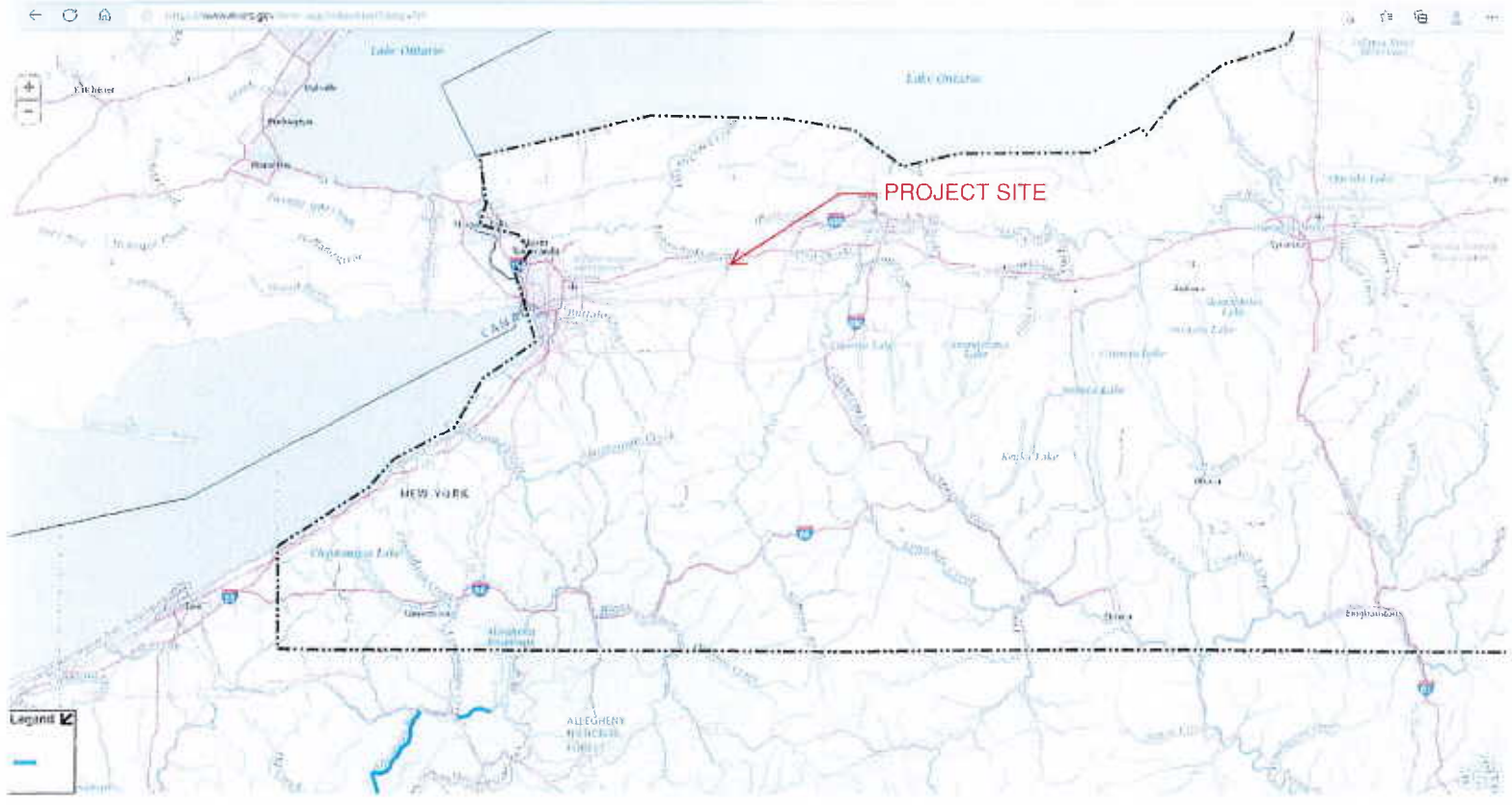




# NATIONAL WILD & SCENIC RIVER SYSTEMS MAP



# NATIONAL WILD AND SCENIC RIVERS SYSTEM





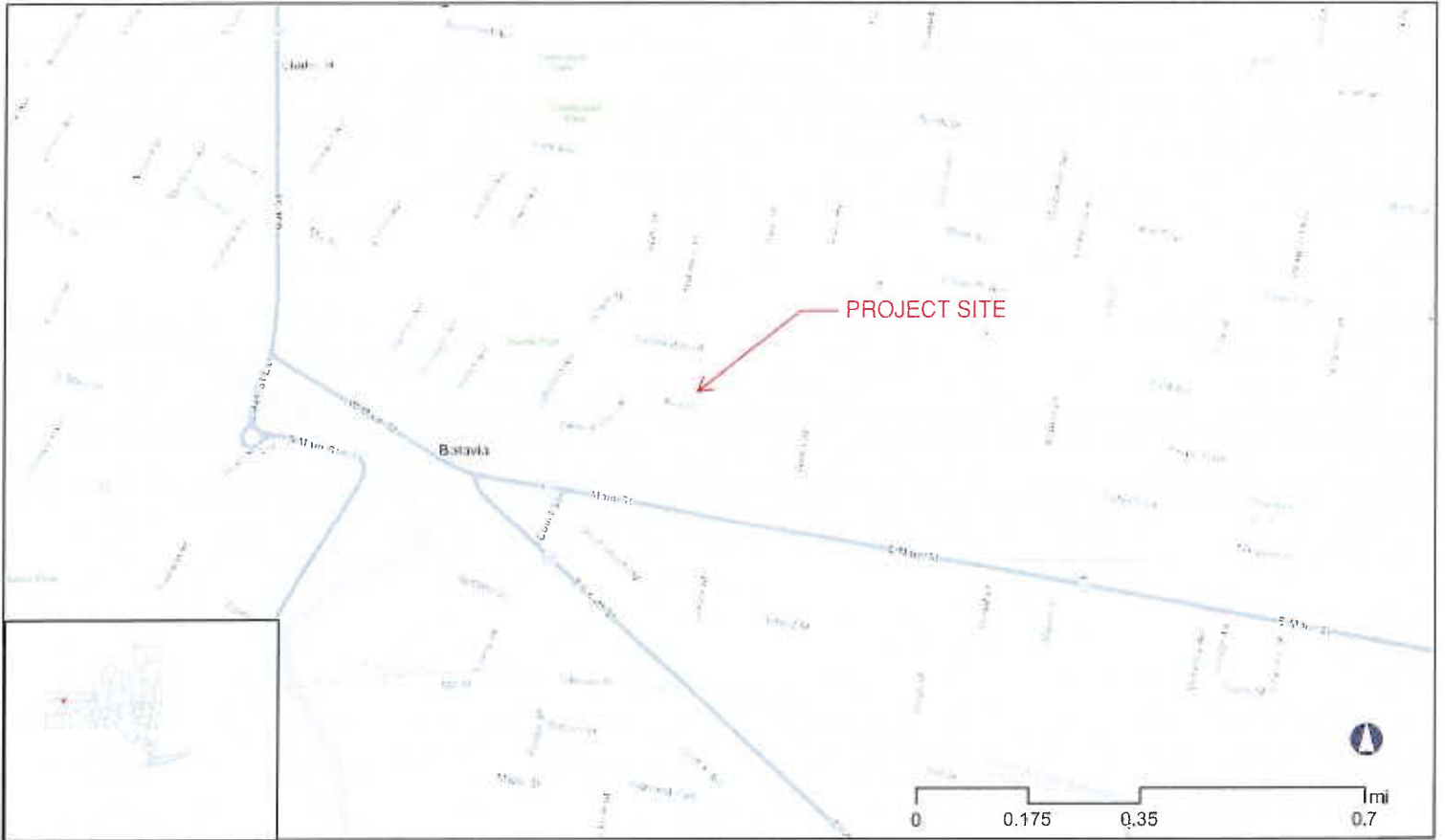
## NYS SOLE SOURCE AQUIFERS MAP





## NYS COASTAL ATLAS

# Coastal Atlas



- |                             |                                  |                           |                     |
|-----------------------------|----------------------------------|---------------------------|---------------------|
| LWRPs_June2022              | CoastalBoundary_Polyline_May2022 | SASS                      | NativeAmericanLands |
| DOS_ArtificialCanals_2020NW | SigHabs_NYSDOS_2014_new          | Long_Island_Sound_Program | FederalLands_NY     |



Department of State

The New York Department of State (DOS) gives no warranty, expressed or implied, as to the accuracy, reliability, or completeness of data shown on this map product. DOS does not assume responsibility for the use or application of any information represented on this map nor responsibility for any error, omission or other discrepancy between the electronic and printed versions of documents.



## USDA CORRESPONDENCE

## Gillen, Emily

---

**From:** Ufnar, Daniel - NRCS, Syracuse, NY <daniel.ufnar@usda.gov>  
**Sent:** Wednesday, November 16, 2022 9:07 AM  
**To:** Gillen, Emily  
**Cc:** Kabat, Frances  
**Subject:** [Ext] RE: [External Email]Property Consult

Ms. Gillen,

If the project area is within the City of Batavia then it would be exempt from Farmland Protection Policy Act provisions as the site is located in and "urbanized area" as shown on USGS topographical and Census Bureau maps as described in 440-V-CPM Amendment 12 Part 523.10.B.

Please let me know if you require a formal response letter, or if you need any further information.

Daniel Ufnar  
State Soil Scientist  
USDA-Natural Resources Conservation Service  
441 S. Salina Street, Suite 354  
Syracuse, NY 13202  
(315) 477-6538  
[daniel.ufnar@usda.gov](mailto:daniel.ufnar@usda.gov)  
<http://www.ny.nrcs.usda.gov/>

**From:** Gillen, Emily <egillen@LaBellaPC.com>  
**Sent:** Wednesday, November 16, 2022 8:54 AM  
**To:** Ufnar, Daniel - NRCS, Syracuse, NY <daniel.ufnar@usda.gov>  
**Cc:** Kabat, Frances <FKabat@LaBellaPC.com>  
**Subject:** [External Email]Property Consult

---

**[External Email]**

If this message comes from an **unexpected sender** or references a **vague/unexpected topic**;  
Use caution before clicking links or opening attachments.  
Please send any concerns or suspicious messages to: [Spam.Abuse@usda.gov](mailto:Spam.Abuse@usda.gov)

---

Mr. Ufnar,

I am conducting a NEPA review for a proposed police department building at Alva Place, Batavia, NY 14020 (SBL #84.011-1-54). USDA Web Soil Survey indicates the entire site is prime farmland (see attached). The property has been a paved parking lot for a number of years and it's located in the heavily developed City of Batavia (surrounding properties include a shopping mall, medical/commercial properties, etc.). Additionally, the property is not located within an NYS agricultural district.

I am reaching out to you to determine if this property would be subject to the Farmland Protection Policy Act based upon its location. Please let me know if you need any additional information. Thanks for your help.



Best,

**Emily Gillen**

LaBella Associates | Environmental Analyst



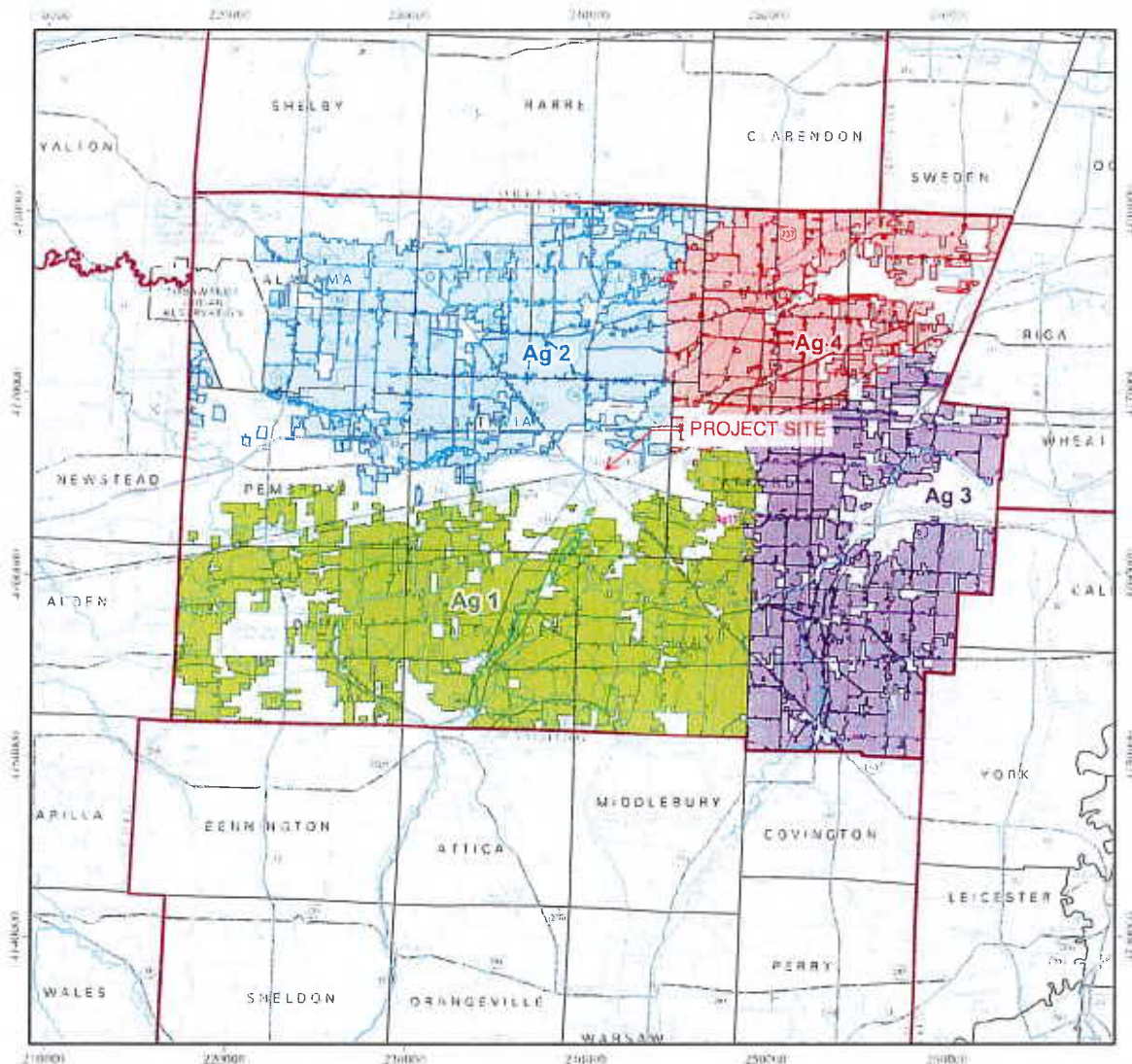
585-295-6268    **direct**  
585-454-6110    **office**  
315-256-1740    **cell**  
300 State Street, Suite 201  
Rochester, NY 14614  
[labellapc.com](http://labellapc.com)

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## AGRICULTURAL DISTRICT MAP



**MAP PROJECTION**  
UTM Zone 18, NAD83 meters



## Genesee County

Ag. District 1  Ag. District 3 

Ag. District 2  Ag. District 4 

## DISTRICT CERTIFICATIONS and TOWNS

### DISTRICT 1

CERTIFIED 1/11/2016  
Alexander Darien  
Batavia Pembroke  
Bethany Stafford

### DISTRICT 3

CERTIFIED 9/13/2019  
Bergen Stafford  
Le Roy  
Pavilion

### DISTRICT 2

CERTIFIED 8/15/2017  
Alabama Elba  
Batavia Oakfield  
Byron Pembroke

### DISTRICT 4

CERTIFIED 6/29/2021  
Bergen Le Roy  
Byron Stafford  
Elba

## MAP SOURCE INFORMATION

Map created at Cornell IRIS (Institute for Resource Information Sciences) <<http://iris.cals.cornell.edu>> for the NYS Department of Agriculture and Markets <<https://www.agriculture.ny.gov>>

Base Map: state250\_bw.tif 1998  
Scale: 1:250,000;  
County boundaries imported from the file nyshore.e00 from the NYSGIS Clearinghouse website: <<http://gis.ny.gov>>

### DISCLAIMER

This is a general reference to Agricultural District boundaries; not a legal substitute for actual tax parcel information.

Boundaries as certified prior to January 2022

Agricultural Districts boundary data is available at CUGIR (Cornell University Geospatial Information Repository) website: <<http://cugir.library.cornell.edu>>

**Base map contains data copyrighted by the NYS ITS GIS Program.**

Open Enrollment Annual Inclusions added after the certification date are not included in this data. Check with county agencies to confirm the status of individual parcels.



# US EPA CRITERIA POLLUTANT NONATTAINMENT SUMMARY REPORT



		8-Hour Ozone (2015)	8-Hour Ozone (2008)	PM-2.5 (2012)	PM-2.5 (2006)	PM-2.5 (1997)	PM-10 (1987)	SO2 (2010)	SO2 (1971)	LEAD (2008)
IN	Fort Wayne-Huntington-Auburn							21 1 NonAtt		
KS	Salina									0 1 NonAtt
KY	Henderson-Webster Counties							7 2 NonAtt		
KY-IN	Louisville	1,061 <sup>5</sup> [Split] Mod								
LA	Evangeline Parish							0 1 NonAtt		
LA	New Orleans							36 1 NonAtt		
MA-NH	Boston-Worcester-Manchester		17 1 Mar							
MD	Baltimore	2,663 6 Mod	2,663 6 Mod					990 2 NonAtt		
MI	Allegan County	47 1 Mod								
MI	Benton Harbor	157 1 Mod								
MI	Detroit-Ann Arbor							52 1 NonAtt		
MI	Muskegon	4,705 7 Mar						254 1 NonAtt		
MI	Minneapolis-St. Paul	147 1 Mod								9 1 NonAtt
MO	Iron, Dent, and Reynolds Counties									0 3 NonAtt
MO	New Madrid County							0 1 NonAtt		
MO-IL	St. Louis	2,488 8 Mod						0 1 NonAtt		5 1 NonAtt
MT	Billings/Laurel								7 1 NonAtt	
MT	Lame Deer						1 1 Mod			
MT	Libby					9 1 Mod				
MT	Polson (Lake County)						4 1 Mod			
MT	Ronan (Lake County)						3 1 Mod			
NV	Las Vegas	1,892 1 Mar								
NY	Jamestown		135 1 Mar							
NY	St. Lawrence County							12 1 NonAtt		
NY-NJ-CT	New York-N. New Jersey-Long Island	20,217 24 Mod	20,217 24 Sev5				1,586 1 Mod			
OH	Cleveland-Akron-Elyria	2,780 7 Mod								
OH-KY-IN	Cincinnati-Middletown-Wilmington	1,929 <sup>7</sup> [Split] Mod								
OR	Klamath Falls				47 1 Mod					
PA	Clearfield and Indiana Counties							93 2 NonAtt		
PA	Lancaster		519 1 Mar							
PA	Pittsburgh-New Castle		2,356 7 Mar	1,223 1 Mod	21 1 Mod	21 1 Mod		15 1 NonAtt	5 1 NonAtt	18 1 NonAtt
PA	Reading		411 1 Mar					127 1 NonAtt		29 1 NonAtt
PA	Warren County							18 1 NonAtt		19 1 NonAtt
PA-NJ	Allentown-Bethlehem-Easton		712 3 Mar						109 1 NonAtt	
PA-NJ-DE-MD	Philadelphia-Wilmington-Atlantic City	7,437 16 Mod	7,437 16 Mar							
PR	Arecibo									32 1 NonAtt
PR	Guayama-Salinas							23 1 NonAtt		
PR	San Juan							275 5 NonAtt		
TN	Johnson City-Kingsport-Bristol							15 1 NonAtt		
TX	Dallas-Fort Worth	6,202 9 Mod	6,280 10 Sev5							
TX	Fairfield							4 2 NonAtt		
TX	Houston-Sugar Land-Baytown	5,773 6 Mod	5,892 8 Sev5							
TX	Howard County							0 1 NonAtt		
TX	Hutchinson County							15 1 NonAtt		
TX	Mount Pleasant							0 1 NonAtt		
TX	Navarro County							2 1 NonAtt		
TX	San Antonio	1,715 1 Mod								
TX	Tatum							2 2 NonAtt		
TX-NM	El Paso-Las Cruces						3 1 Mod			

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UT	Provo	812	2	Mar							
UT	Salt Lake City	516	1	Mar	518	1	Ser				
UT	Tooele County	1,616	4	Mod	1,665	5	Ser		1,030	1	NonAtt
UT	Uinta Basin	47	2	Mar					58	1	NonAtt
VA	Giles County							0	1	NonAtt	
WA	Whatcom County							0	1	NonAtt	
WI	Milwaukee- Racine	1,648	5	Mod							
WI	Sheboygan	68	1	Mod							
WV- OH	Parkersburg- Marietta							4	2	NonAtt	
WY	Upper Green River Basin										
			11	3	Mar						

The area population is displayed in 1000's. 'Cat.' is Category.

**Area Name:**

The "State(s) Area Name" column contains a common or general name for the nonattainment areas on the row, but may not reflect the exact name of any area on the row. This column cannot be exact since the nonattainment area for one pollutant may not contain the same counties, cities, or states as the nonattainment area for another pollutant on the same row, to see the area name or click on them to see the associated counties. The abbreviations listed in the "State(s)" column reflect all states identified in row. However, some states on a row may be nonattainment for some pollutants and not for others in the general area.

**Split Area:**

'Split' in the No. Ctys column indicates that the multi-state area has states that have been redesignated but the area does not become a maintenance area until all states in the area are redesignated. The whole area population is displayed in this report. Clicking on a "Split" No. Ctys will display information for the state(s) that have not been redesignated.

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# City of Batavia

## *Memorandum*

To: Rachael Tabelski, City Manager

From: Shawn Heubusch, Police Chief

Date: March 1, 2023

Subject: Bid Responses and Recommendation for the Purchase of Glock Firearms

The City of Batavia on February 23, 2023 advertised for bid for the purchase of Glock firearms to replace the current firearms issued by the Police Department. The bids were advertised and returned by the New York State authorized Glock distributors.

The bids were opened on February 28, 2023 publicly in the Police Department lobby. There were two responsive bidders;

AmChar Wholesale, Inc, Rochester, NY	-	\$24,011.89 (includes trade-in value)
Parros Gun Shop & Police Supply, Waterbury, VT	-	\$25,225.69 (includes trade-in value)

I am recommending that City Council award the bid to AmChar Wholesale, Inc. as the lowest bidder.

Please advise if you have any questions.

**Police Department**  
10 Main Street  
Batavia, New York 14020



**Phone: 585-345-6350**  
**Fax: 585-344-1878**  
**Records: 585-345-6303**  
**Detective Bureau: 585-345-6370**  
**[www.batavianewyork.com](http://www.batavianewyork.com)**



#-2023

**A RESOLUTION TO AWARD A CONTRACT FOR THE PURCHASE OF  
GLOCK FIREARMS FOR THE POLICE DEPARTMENT**

**Motion of Councilmember**

**WHEREAS**, the City has solicited bids for the purchase of Glock firearms for the Police Department; and

**WHEREAS**, Two (2) bids was received on February 28, 2023 following a public bid process of authorized Glock distributors; and

**WHEREAS**, AmChar Wholesale, Inc. of Rochester, N.Y., was the lowest responsible bidder.

**NOW, THEREFORE, BE IT RESOLVED**, by the Council of the City of Batavia that a contract is hereby awarded to AmChar Wholesale, Inc. of Rochester, N.Y., for the purchase of Glock firearms in the amount of \$24,011.89.

**Seconded by Councilmember  
and on roll call**

DRAFT



# Quotation

100 Air Park Dr  
 Rochester, NY 14624  
 Phone: (585) 465-2863  
 Fax: (585) 328-4406

DATE: 2/28/2023

Quotatic Batavia Police Dept  
 Attention Dan Coffey  
 dcoffey@batavianewyork.com  
 10 W Main St  
 Batavia, NY 14020  
 Phone Phone: (585) 345-6350

Quote is Valid For 30 Days

Prepared by Ted Pinelli Mobile - (585) 465-2863 - Email - ted.pinelli@amchar.com

SALES PERSON	CUSTOMER ID	SHIP DATE	SHIP VIA	FOB POINT	TERMS
Ted Pinelli	B38180	TBD	FedEx		Net 30
QUANTITY	DESCRIPTION	UNIT PRICE		DISCOUNT	AMOUNT
35	PA455S302MOS7A1 GLOCK 45 MOS WITH AIMPOINT ACRO P2 AMERIGLO TALL BACK UP SIGHTS BLACK	\$ 904.96			\$ 31,673.60
1	GLOGLAWPX4350702FRMOS Glock 43X MOS HGA 9MM 3.6 IN BBL GNS 5LB BLACK 2 10RD MAGS MOS W FRONT RAIL	\$ 402.29			\$ 402.29
1	RIT3TMPRD2 RITON X3 TACTIX MPRD2 RED DOT 3 MOA DOT SHIELD FOOTPRINT AUTO SHUTOFF	\$ 161.00			\$ 161.00

TRADE-INS...UPON RECEIPT OF ( 35 ) ANTICIPATED USED GLOCK 22 HANGUNS THE DEPARTMENT WILL BE ISSUED A CREDIT OF \$235.00 FOR EACH WEAPON TRADED. TOTAL CREDIT AMOUNT WILL BE DETERMINED BY THE FINAL NUMBER OF TRADES RECEIVED. ESTIMATED TRADE IN CREDIT \$8225.00

ALL

GUNS MUST COME WITH 3 MAGAZINES AND BE IN WORKING ORDER AND RUST FREE UNLESS PRIOR AGREEMENT HAS BEEN MADE. \$10.00 CHARGE FOR EACH MISSING MAGAZINE.

(\$8,225.00)

We may need a exemption certificate so we can send you this product federal excise tax exempt.

SUBTOTAL	\$ 24,011.89
SHIPPING	
Total	\$ 24,011.89

All Quotes subject to factory price stability and may change without notice. Prices quoted are contingent to signed acceptance of this quotation

X  2/28/23  
 William Hackett- Dir of L/E Sales