FEB 21 2012

**City of North Tonawanda**
**Department of Engineering**
City Hall, 216 Payne Avenue
North Tonawanda, NY 14120-5493
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**Dale W. Marshall, P. E.**
*City Engineer*
Phone: **(716) 695-8565**
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February 16, 2012

Honorable Robert G. Ortt, Mayor
and Common Council Members
City Hall
North Tonawanda, New York 14120

**RE: Northwest Storm Sewer Project, Phase II (Witmer Road)**
**Project 2010-08**
**SEQRA- Environmental Assessment**

Honorable Body:

In accordance with the New York State Environmental Quality Review Act (SEQRA), the City in its capacity as Lead Agency, has prepared an environmental assessment of the significance of potential environmental impacts of reducing floodwater volumes currently impacting properties adjacent to the Niagara County Refuse Site on the north end of Witmer Road by the construction of open ditches and culvert piping tying into the Town of Wheatfield's southern drainage system. This project is considered an unlisted action under SEQRA.

In order for the City to issue a Negative Declaration, Notice of Determination of Non-Significance, the Common Council should act on the following attached resolution.

Very truly yours,

Dale W. Marshall

Dale W. Marshall, P.E.
City Engineer

DWM:dwm
Attachment

Cc: file, w/a
Shawn P. Nickerson, City Attorney, w/a
Bradley Rowles, Superintendent of Public Works
David R. Jakubaszek, City Accountant
Scott Ribarczyk, P.E., Wendel

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WHEREAS, the City of North Tonawanda intends to reduce floodwater depth and volume in area adjacent to the Niagara County Refuse Site at the north end of Witmer Road by the construction of a series of open ditches and culvert piping, tying into the Town of Wheatfield's southern drainage system.

BE IT RESOLVED, that the Common Council has reviewed the Environmental Assessment prepared by the City Engineer; and

BE IT RESOLVED, that the Common Council declares that based on the Environmental Assessment which has been prepared, the project is an unlisted action and will not result in any significant adverse impacts, and therefore will not have a significant impact on the environment; and

FURTHER, BE IT RESOLVED that the Common Council as Lead Agency hereby issues a Negative Declaration under SEQR Regulations for the construction of open ditches and storm sewer piping; and authorizes the Mayor to sign said Environmental Assessment form.

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