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TOWN OF WEST SENECA

TOWN SUPERVISOR
SHEILA M. MEEGAN
TOWN COUNCIL
EUGENE P. HART
WILLIAM P. HANLEY, JR.

TO: The Honorable Town Board

FROM: John J. Fenz, Esq.
Town Attorney

DATE: June 7, 2017

RE: 2500 North America Drive – Certo Brothers Addition
Restricted Use Application

Upon your review of the application for a Restricted Use Permit from Certo Brothers for expansion of their property located at 2500 Union Road for a cold storage facility and if that application meets your approval, kindly adopt the following Resolution:

WHEREAS, on August 12, 1991, the Town of West Seneca accepted the Final Environmental Impact Statement for the West Seneca Industrial Park which was prepared by Waste Resource Associates, Inc.;

WHEREAS, the Town of West Seneca received an application for a Restricted Use Permit from Certo Brothers for expansion of their property located at 2500 Union Road for a cold storage facility in the West Seneca Industrial Park;

WHEREAS, this application was considered by the Industrial Park Review Committee on May 19, 2017 and all conditions of review have been met;

WHEREAS, the Town Board of the Town of West Seneca, as the lead agency acting pursuant to the State Environmental Quality Review Act, Article 8 of the New York State Environmental Conservation Law, has reviewed the Final Environmental Impact Statement for the West Seneca Industrial Park Overlay District ("FEIS") and the Short Form Environmental Assessment Form; analyzing the potential for the Project to result in any significant adverse environmental impacts, and has otherwise taken a hard look at the potential environmental impacts utilizing the criteria specified in 6 NYCRR 617.7(c); and

WHEREAS, upon such review, the Town Board has not identified any potentially significant adverse environmental impacts associated with the proposed use of the Subject Property, and has determined that the Project is consistent with the Final Environmental Impact Statement and no further Environmental Impact Statement is necessary; and

WHEREAS, the Industrial Park Review Committee reviewed the Project on May 19, 2017 and the Senior Code Enforcement Officer recommended to this Board that the Restricted Use Permit be granted; and

WHEREAS, pursuant to the Town Code, the Town Board further finds that the granting a Restricted Use Permit for the Subject Property to allow for the Project is appropriate for the location and will not adversely affect surrounding properties;

THEREFORE, BE IT RESOLVED THAT, the Town of West Seneca Town Board certifies that any environmental impacts resulting from the Project are consistent with the provisions of the Final Environmental Impact Statement and the proposed action is not anticipated to result in any significant negative effect of the environment and a Negative Declaration is hereby issued; and

BE IT FURTHER RESOLVED THAT the Town Board hereby grants to the Applicant a Restricted Use Permit for the Industrial Park Overlay District.

TOWN OF WEST SENECA



JOHN A. GULLO
CODE ENFORCEMENT OFFICER,
CFEI, CHS-IV, CDP-1

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June 7, 2017

Honorable Town Board

RE: Restricted Use Permit For new access drive and a 26,360 square ft structure for Certo Bros, located at 2500 North America Drive

Dear Town Board Members:

On May 19, 2017 a meeting of the Industrial Park Committee was held to consider the above-mentioned addition and new access drive for Certo Bros for a business occupancy.

The committee recommends that a restricted use permit be issued, with a negative environmental impact declaration.

If you have any questions on the restricted use permit please contact my office.

Sincerely Yours,

John A. Gullo
Senior Code Enforcement Officer