

TOWN OF WEST SENECA



JOHN FENZ
TOWN ATTORNEY
jfenz@twsny.org

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: April 18, 2017
RE: Jim Collins Heating & Cooling, Inc.
Restricted Use Application

Upon your review of the application for a Restricted Use Permit from Jim Collins Heating, 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 Jim Collins Heating & Cooling, Inc. to develop a 5,000 sf one-story heating and cooling supply warehouse facility and paved surface parking lot in the West Seneca Industrial Park;

WHEREAS, this application was considered by the Industrial Park Review Committee on April 18, 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

12-C 1

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 April 18, 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.