Appendix M

State Environmental Quality Review

SEQR

State Environmental Quality Review NEGATIVE DECLARATION Notice of Determination of Non-Significance

Identifying # 2007-SLM-9-196

Date December 12, 2006

This notice is issued pursuant to Part 617 of the implementing regulations pertaining to Article 8 (State Environmental Quality Review Act) of the Environmental Conservation Law.

The NYS Department of Environmental Conservation as lead agency, has determined that the proposed action described below will not have a significant environmental impact and a Draft Environmental Impact Statement will not be prepared.

Name of Action: Adoption of the Zoar Valley Multiple Use Area Unit Management Plan

SEQR Status:	Type 1 <u>X</u>
	Unlisted

Conditioned Negative Declaration:		Yes	
	Χ	No	

Description of Action: The Zoar Valley Multiple Use Area Unit Management Plan sets forth the proposed goals, objectives, management actions and associated costs for 2,923 acres of the Multiple Use Area. The plan details all proposed activities for a 10 year period, dating from the time of approval and adoption. A review and update will take place at the end of the tenth year. Public input has been given to the completion of this final draft plan.

General management activities planned for the unit include: boundary line maintenance, forest inventory, enhanced wildlife habitat practices by maintaining bluebird and wood duck nest boxes, construction of a parking area, expansion of an existing parking area and the maintenance of existing parking areas, acquisition of additional properties from willing sellers, conduct routine maintenance of existing roads, access sites, trails and gates, construct access for persons with disabilities, develop a public use brochure and law enforcement. Most of the forest land objectives will be attained through commercial forest product harvesting.

Land Management Actions:

An average of 10 acres of land will receive treatments annually to convert softwood plantations to more natural mixed hardwood forests. Ten acres of the chestnut plantation will be mowed annually. Forty six acres of fields will be mowed annually. The acreage of plantations will be reduced and the acreage of natural forests increased. Approximately 75 acres will receive treatments over the next 10 years to enhance wildlife habitat by improving the health of scattered

apple trees.

Improve Public Access:

A new two car parking area will be constructed on the Gowanda-Zoar road and the parking area at Ross Pond access will be expanded to hold 10 cars. Both projects will include parking spaces for individuals with disabilities. Access at Forty road will be improved to accommodate individuals with disabilities.

Boundary Line Surveys and Maintenance:

Boundary line surveys will be carried out when new properties are acquired in order to allow posting and painting. Maintenance on a recurring basis is warranted in order to facilitate administrative and public use as well as discourage trespass.

Forest Inventory:

An inventory is needed on a 20 year cycle in order to monitor vegetative conditions and provide necessary data to guide decision making for ecosystem management.

Acquisition of Private Parcels through Fee Simple Title:

The plan proposes the acquisition, through fee simple title, of parcels within or adjacent to the Cattaraugus Creek gorges. These purchases will facilitate public and administrative access to the gorges yet protect the gorges from development. All purchases will be made from willing sellers only and must be approved through local Town government.

Public Information on the Unit:

Informational signs at kiosks will be installed at eight locations across the unit. A brochure will also be developed to describe the unit's features, recreational opportunities and rules and regulations to the public.

Maintenance:

Periodic maintenance will be conducted on roads, trails and parking areas.

Location: (Include street address and the name of the municipality/county. A location map of appropriate scale is also recommended.)

The unit consists of three parcels of land which include the main Multiple Use Area, a Cattaraugus Creek Waterway Access and a detached parcel of Multiple Use Area. It is located in the Town of Collins in Erie County and the Towns of Persia and Otto in Cattaraugus County

Reasons Supporting This Determination:

(See 617.7(a)-(c) for requirements of this determination; see 617.7(d) for Conditioned Negative Declaration) Activities planned for this unit will be covered by the following Generic Environmental Impact Statements: State Forest Commercial Product Sales Program, Wildlife Management Program, Oil and Gas Drilling, Red Pine Plantation Program, Plan and Final GEIS for Conserving Open Space in New York State and the State Forest Recreation Management Program.

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Activities which would require a site specific environmental review include: site preparation with herbicide and clearcuts larger than 40 acres. If, after the final approval of the plan, activities are added to the plan to provide better management of the unit and are not covered by this negative declaration or cited under the Generic Environmental Impact Statements, the Department will undertake a site specific environmental review for such activities. Oil and gas well pad developments will require additional impact studies.

Activities in the plan will be performed in accordance with the standards and policies set forth in the following documents: Continuous Forest Inventory Handbook, State Forest Multiple Use Management Handbook, Unpaved Forest Roads Handbook and the Timber Management Handbook. In addition, activities in the plan will be guided by the Environmental Conservation Law, Best Management Practices, the expertise of the

Department's foresters and biologists and the views expressed by the participating public.

Parking area designation and relocation projects will incorporate the use of Best Management Practices, including but not limited to such considerations as:

Locating parking areas to minimize necessary cut and fill;

Locating parking areas away from streams, wetlands, and unstable slopes wherever possible;

Locating parking areas on flat, stable, well-drained sites;

Locating parking areas in areas that require a minimum amount of tree cutting;

Limiting construction to periods of low or normal rainfall;

Wherever possible, using wooded buffers to screen parking areas from roads:

Limiting the size of the parking area to the minimum necessary to address the intended use

If Conditioned Negative Declaration, provide on attachment the specific mitigation measures imposed, and identify comment period (not less than 30 days from date of publication in the ENB)

For Further Information:

Contact Person: Wayne W. Cooper, Regional Forester

Address: NYSDEC

182 East Union Street

Suite 3

Allegany, NY 14706

Telephone Number: (716) 372-0645

For Type 1 Actions and Conditioned Negative Declarations, a Copy of this

Notice is sent to:

Appropriate Regional Office of the Department of Environmental Conservation

Chief Executive Officer, Town/City/Village of

Other involved agencies (if any)

Applicant (if any)

Environmental Notice Bulletin - NYS DEC - 625 Broadway - Albany, NY 12233-1750 (Type One Actions Only)