

**APPENDIX C**  
**Environmental Evaluations**  
**And Consultations**

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Natural Resources  
Conservation Service

September 24, 2013

441 South Salina St.  
Suite 354  
Syracuse, NY 13212  
315-477-6506  
[kathryn.duncan@ny.usda.gov](mailto:kathryn.duncan@ny.usda.gov)

Alex Cole-Corde  
DHS/FEMA 4020/4031-DR-NY  
Leo W. O'Brien Federal Building  
11 A Clinton Avenue, Suite 742  
Albany, NY 12207

Re: Niagara Engine No. 6 FEMA PA-02-NY-4020-PW-05101(0) Village of  
Schoharie  
NRCS FPPA review

Mr. Cole-Corde,

I am in receipt of your email request dated September 20, 2013 with the information needed to complete a Farmland Conversion Impact Rating (NRCS-AD-1006) for the project cited above which is required by FEMA. After reviewing the documentation it is clear that the project is exempt from the Farmland Protection Policy Act (FPPA) provision.

The project is exempt because the site is of minimal size and it is in an area of urban buildup defined in the Act as "land with a density of 30 structures per 40-acre area." In those cases, a NRCS-AD-1006 is not required for this project. This letter can be retained as record of written determination regarding the Farmland Protection Policy Act.

If you have any questions about this determination please feel free to contact me.

Kathryn Duncan  
Cartographer



**Capital District Office**

547 River Street, Troy, NY 12180  
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[www.chazencompanies.com](http://www.chazencompanies.com)

Hudson Valley Office (845) 454-3980  
North Country Office (518) 812-0513

November 5, 2012

Mr. John Wolfe  
President  
Niagara Engine Company No. 6, Inc.  
P.O. Box 428, 114 Fort Road  
Schoharie, NY 12157-0428

*Re: Phase 1 Wetland Evaluation &  
Phase 1 Endangered, Threatened and Rare Species Habitat Assessment  
Relocation of Niagara Engine Company No. 6 Facilities  
114 and 118 Fort Road, Village of Schoharie, Schoharie County, New York  
Chazen Job # 91238.00*

Dear Mr. Wolfe:

The Chazen Companies (Chazen) have conducted a Phase I wetland assessment and a Phase 1 endangered, threatened and rare/special concern (ETR) species investigation at 114 and 118 Fort Road, Village of Schoharie, Schoharie County, New York. This is a 3.61 acre site consisting of two separate parcels identified on the Village of Schoharie Tax Map as Section 72.6, Block 2, Lots 19 and 20. Lot 19 was formerly utilized as a tractor dealership and repair shop. Lot 20 currently contains a vacant residence. Both lots are proposed to be combined and developed into a fire house for Niagara Engine Company No. 6, whose former fire house was destroyed in Hurricane Irene. Lot 19 is currently being used to house the fire department, however, the current structures do not provide enough room to house the fire trucks, equipment, and provide space for community functions such as dinners and other activities that are typically held at a fire station. Attachment 1, Figures, contains a Site Location Map, Tax Map, Orthophoto Map, Soils Map and Wetlands and Streams Map.

**Background Mapping Review**

Prior to visiting the sites, the NYSDEC Environmental Resources Mapper and National Wetland Inventory Mapper were reviewed. Computer screen shots of these mapping programs are provided in Attachment 2. The NYSDEC Environmental Resource Mapper illustrates streams and wetlands that are regulated by the NYSDEC under Article 15, Use and Protection of Waters (for streams), and Article 24, Freshwater Wetlands. It also identifies any significant natural communities and sites with the potential for endangered, threatened or rare plants or animals. The National Wetland Inventory maps are not regulatory maps, but provide information about the potential for wetlands to be present that might be regulated by the US Army Corps of Engineers (ACOE).

The following aquatic resources and potential presence of ETR species were identified during the background mapping review:

There are no NYSDEC or NWI mapped wetlands or streams on site. There are no significant natural communities or endangered, threatened or rare plants or animals mapped on site. There is a NYSDEC Class A stream located approximately 170 feet east of the site and a NYSDEC Class C stream located approximately 730 feet west of the site.

### **Site Inspection Methodology**

A site visit was conducted on October 26, 2012 to determine the presence/absence of wetlands on site. Photographs were taken of the site. These photographs are located in Attachment 3. The site visit included reviewing the site for indicators of wetlands or waters, including wetland vegetation, and field indicators of wetland hydrology and soils. Habitat was assessed to determine the suitability for any ETR species, including those ETR species that may be found in Schoharie County. These species include the federally-endangered Indiana bat (*Myotis sodalis*) and the state endangered bald eagle (*Haliaeetus leucocephalus*). The United States Fish and Wildlife Service ETR list for Schoharie County is included as Attachment 4. A letter was sent to the NY Natural Heritage Program to inquire about any known records of state listed species. A response, dated October 30, 2012, stated that there are no records of rare or state listed animals or plants, or significant natural communities, on or in the immediate vicinity of the site. The letter to NY Natural Heritage and response are also included in Attachment 4.

### **Results**

The following summarizes the results from the on-site ETR Review and Aquatic Resource Assessment:  
**ETR Review**

A majority of the site is comprised of an upland rural structure exterior community consisting of two large buildings, a pole barn, shed, cement pad and a gravel driveway located on Lot 19. Lot 20 is comprised of a vacant residential home surrounded by mowed lawn. A gravel drive is located at the northeastern portion of Lot 20 and also travels through a majority of Lot 19. It appears that the entire site had been cleared in the past. With the exception of the northern part of the property, the majority of the site contains few scattered trees. Trees that are on the site are fairly small in diameter.

Adjacent properties to the west are comprised mainly of residential lots. A majority of the site to the south is comprised of fields and farmland. There is a perennial NYSDEC Class A stream that is approximately 75 feet wide and at least 3 feet deep located east of the site. The area north of the site is comprised of some forest, residential lots and a cemetery.

The **bald eagle**, a state endangered and federally managed species, is known to occur in Schoharie County. This species roosts in mature or old growth forests near large bodies of water that provide foraging opportunities.

The site does not contain mature trees that would provide roosting habitat for the bald eagle. There are no large water bodies located on site that would provide foraging habitat. Fox Creek, located to the east

of the site, is likely too small to provide primary foraging habitat. Larger bodies of water, such as the Schoharie Creek, are located in the vicinity of the site and it is possible that bald eagles would utilize Fox Creek as a secondary foraging ground. Given the lack of mature trees on site and the distance to large water bodies, the site does not contain suitable bald eagle habitat.

The **Indiana bat**, a federally and state listed endangered species, is also known to occur in Schoharie County. In the summer, Indiana bats nest in dead, living or dying trees with loose bark. Bats prefer open habitat and travel stream corridors for foraging opportunities. However, the USFWS notes in Attachment 4 that “While Indiana bats were known to winter in Albany County, we now believe they are likely extirpated or in such small numbers that it is unlikely that they would be present and impacted by any specific proposed projects in Albany, Rensselaer, Saratoga, Schenectady and Schoharie Counties. This determination may change as we receive new information.”

The site is located near a stream and large open field areas that would provide suitable foraging habitat. The majority of the site lacks trees. Most trees that are located on site have a fairly small diameter, mainly between 5 and 11 inches, and tight bark that would not provide suitable roosting habitat. The northeastern corner of the site contains the most densely forested portion of the site. Trees in this area are also fairly small with tight bark. However, a few dead trees and snags were observed. Given the fact that the site provides minimal Indiana bat habitat and that Indiana bats are likely extirpated or found in very low numbers in Schoharie County, it is highly unlikely that the site contains Indiana bats. Therefore, construction is not anticipated to affect Indiana bats.

### **Aquatic Resource Review**

A majority of the site consists of upland impervious areas including buildings, driveways, and barns. A small portion of the site contains mowed grass/lawn. Two small areas containing aquatic resources were located on the site. One wetland, located on the western portion of the site, already contained some flagging, presumably placed by Lamont Engineers. The other wetland, located on the eastern portion of the site, was not flagged. Given the small size of the wetlands, Chazen decided to delineate the additional wetland during the site assessment. Flags were placed along the boundaries of the eastern wetland and denoted with the letter “E”. The pink pin flags that had already been placed in the western wetland were reviewed, determined to be accurate, and were not moved. In order to delineate the full extent of the linear wetland, some additional flags were placed near existing pin flags and were denoted with an “S” to signify the southern portion of the wetland or “N” to signify the northern portion. The western wetland is flagged as letters A – D in the following locations: “A” alongside Fort Road, “B” from Fort Road in a southeasterly direction to “C” just north of the bend in the driveway and “D” just south of the bend in the driveway. This wetland will be referred to Wetland B since a majority of flagging in this wetland identifies it as such. Attachment 5, Aquatic Resources, provides a map with the approximate extent of the wetlands located on site.

**Wetland B** consists of a linear wetland within a drainage channel. Emergent aquatic vegetation and some shrub vegetation was observed within the linear wetland. The drainage extends from Fort Road, near the boundary of Lot 19 and 20, in an east/southeasterly direction to the central portion of the property, where the drainage turns and continues in a southwesterly direction to the driveway, just north of the curve in the driveway. There is a culvert pipe in this location that directs flows under the driveway, where the drainage continues in a northeasterly direction along the driveway before

transitioning to an upland drainage community. Water in this linear wetland would flow in a northwesterly direction to Fort Road. There was some standing water, less than 1", at the time of the site visit. This wetland would be regulated by the ACOE. There would be no regulated buffer around this wetland.

Wetland E is located near the eastern portion of the site, north of the driveway. A majority of this wetland is located on the National Grid property that bisects the eastern portion of Lot 19. Flags E1-E3 are located on the southwestern portion of the wetland. Flags E4-E5 are located on the southeastern portion of the wetland. This wetland is mainly dominated by shrub vegetation with some herbaceous vegetation near the southern border. This wetland would be regulated by ACOE. There would be no regulated buffer around this resource.

The most current site layout, Version 4 Site Plan, included as Attachment 6, appears to impact portions of Wetland B. The layout also places a pole barn at the eastern portion of the property, in close proximity to the western edge of Wetland E. Permitting would likely be required for any temporary or permanent impacts to the wetlands mentioned above. If impacts to the above mentioned aquatic resources cannot be avoided, a Nationwide Permit from the Army Corps of Engineers would be needed prior to construction. If wetland impacts can be kept below 0.1 acre, mitigation would not be required; if impacts are greater than 0.1 acre, compensatory mitigation would be required.

The Chazen Companies thank you for the opportunity to conduct this work. If you have any questions or require additional information, please do not hesitate to contact me at 518-824-1934.

Sincerely,



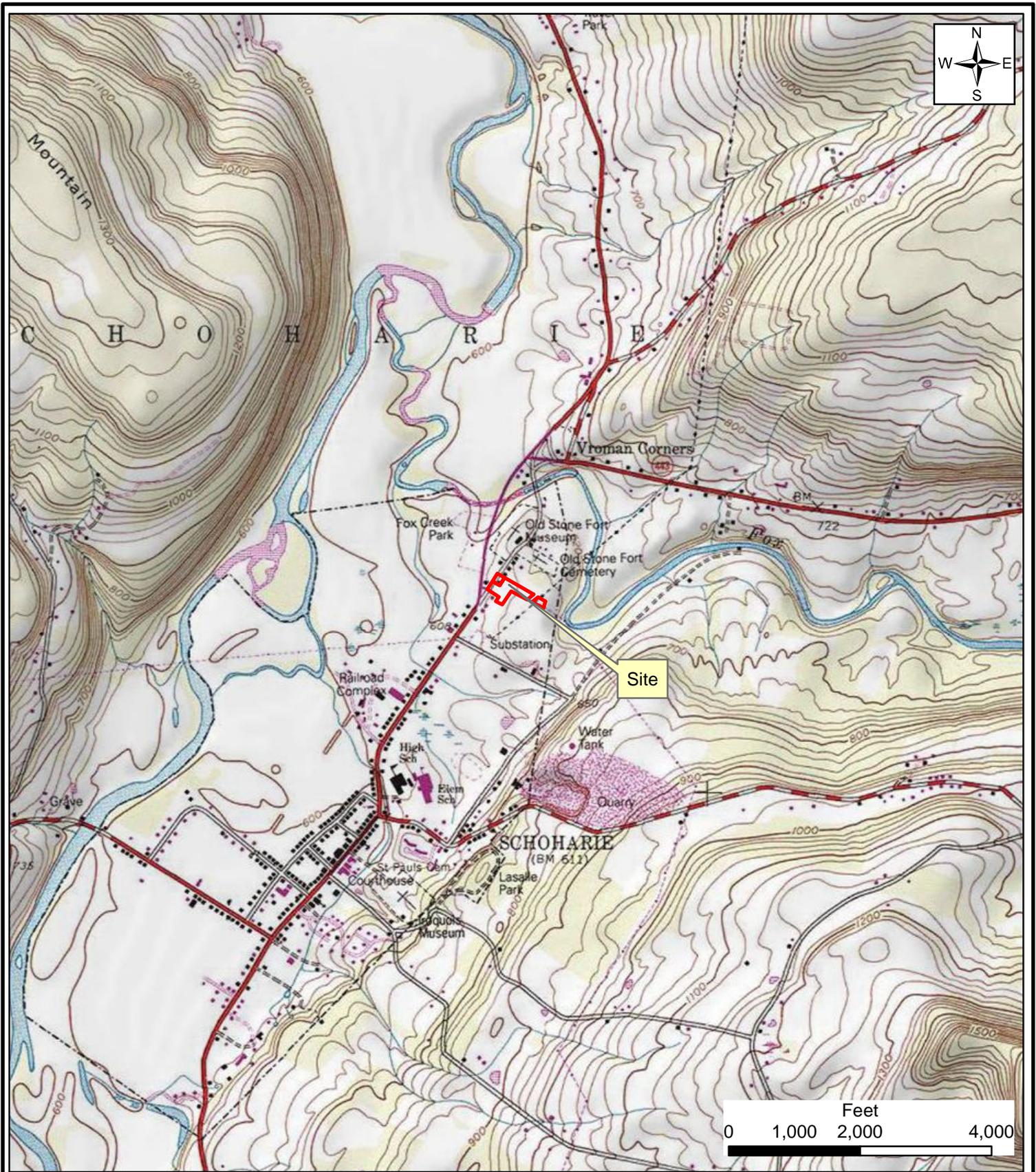
Barbara B. Beall, PWS, LEED® AP  
Director of Ecology and Wetland Services

cc: Bob Mitchell, Mitchell Associates Architects  
Chazen Team

Attachments:

1. Figures
2. Mapped Resources
3. Photo Log
4. Agency Correspondence
5. Flagged Resources Map
6. Site Plan Map

Attachment 1:  
Figures



**THE**  
**Chazen**  
**COMPANIES**  
 ENGINEERS/SURVEYORS  
 PLANNERS  
 ENVIRONMENTAL SCIENTISTS  
 LANDSCAPE ARCHITECTS

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 21 Fox Street, Poughkeepsie, NY 12601  
 Phone: (845) 454-3980

**Capital District Office:**  
 547 River Street, Troy, NY 12180  
 Phone: (518) 273-0055

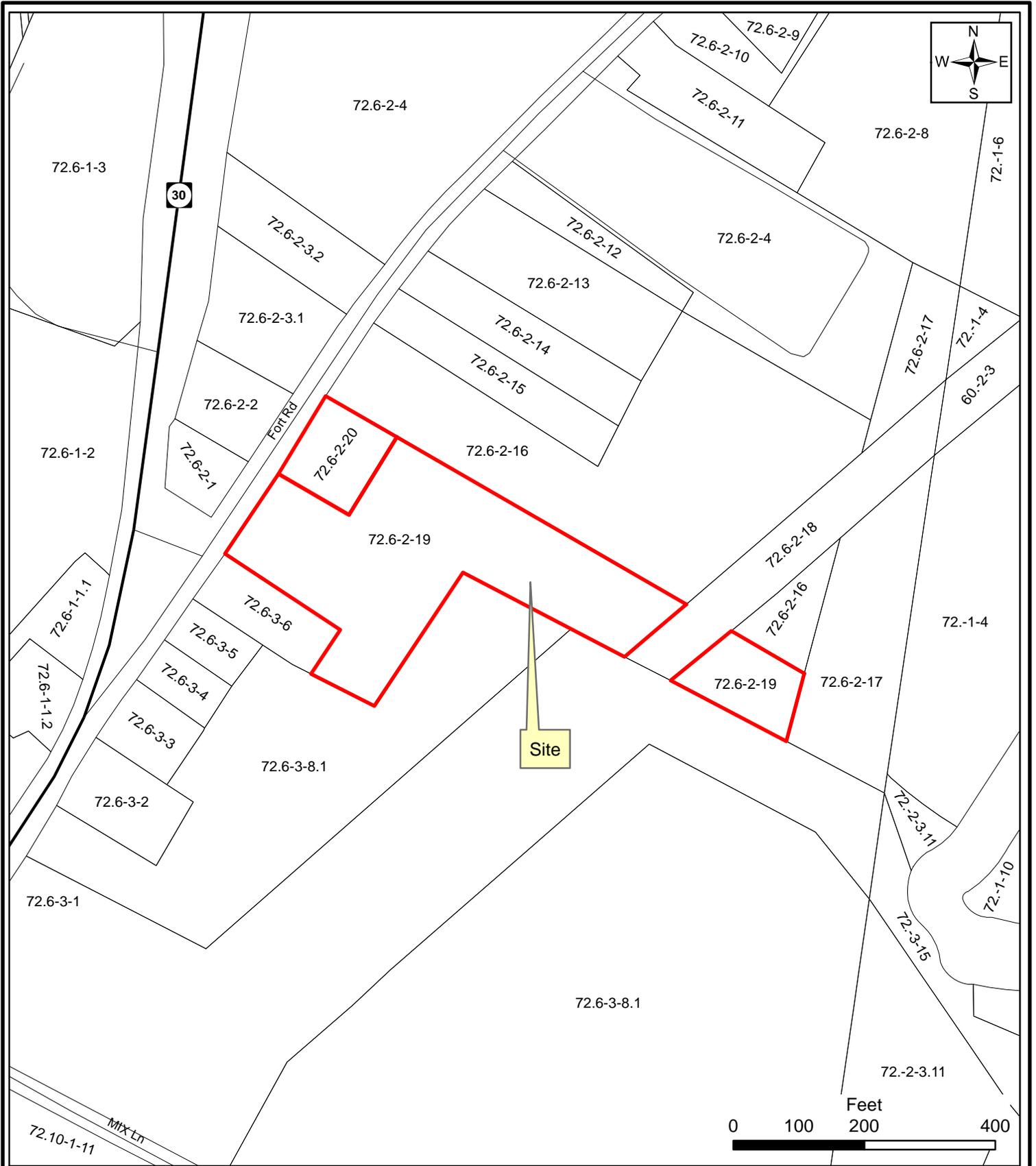
**Glens Falls Office:**  
 100 Glen Street, Glens Falls, NY 12801  
 Phone: (518) 812-0513

**Niagara Engine Company No. 6 Property**  
**Figure 1 - Site Location Map**

114 and 118 Fort Road  
 Village of Schoharie, Schoharie County, New York

Source: Schoharie County Office of Real Property Services 2011 Tax Parcel Data; NYS Department of Transportation 2008 Roads Dataset; USGS Topographic Map of the Schoharie, New York Quadrangle, Dated 1943 (Photorevised 1994), 7.5-Minute Series.

Drawn:	JLK
Date:	October 2012
Scale:	As Noted
Project:	91238.00
Figure:	1



**THE Chazen COMPANIES**  
 ENGINEERS/SURVEYORS  
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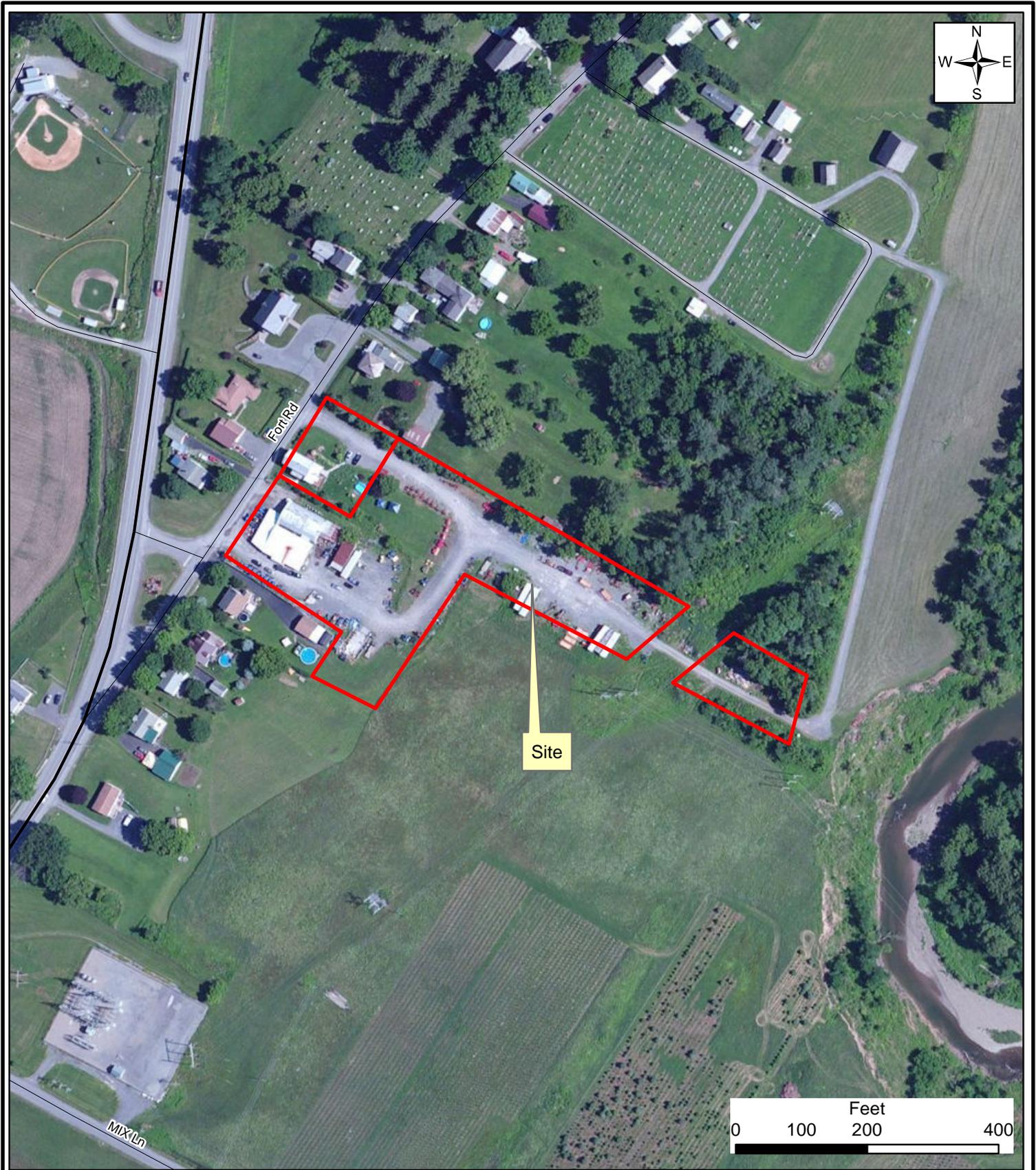
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 100 Glen Street, Glens Falls, NY 12801  
 Phone: (518) 812-0513

**Niagara Engine Company No. 6 Property**  
**Figure 2 - Tax Map**  
 114 and 118 Fort Road  
 Village of Schoharie, Schoharie County, New York

Source: Schoharie County Office of Real Property Services 2011 Tax Parcel Data; NYS Department of Transportation 2008 Roads Dataset.

Drawn:	JLK
Date:	October 2012
Scale:	As Noted
Project:	91238.00
Figure:	2



**THE**  
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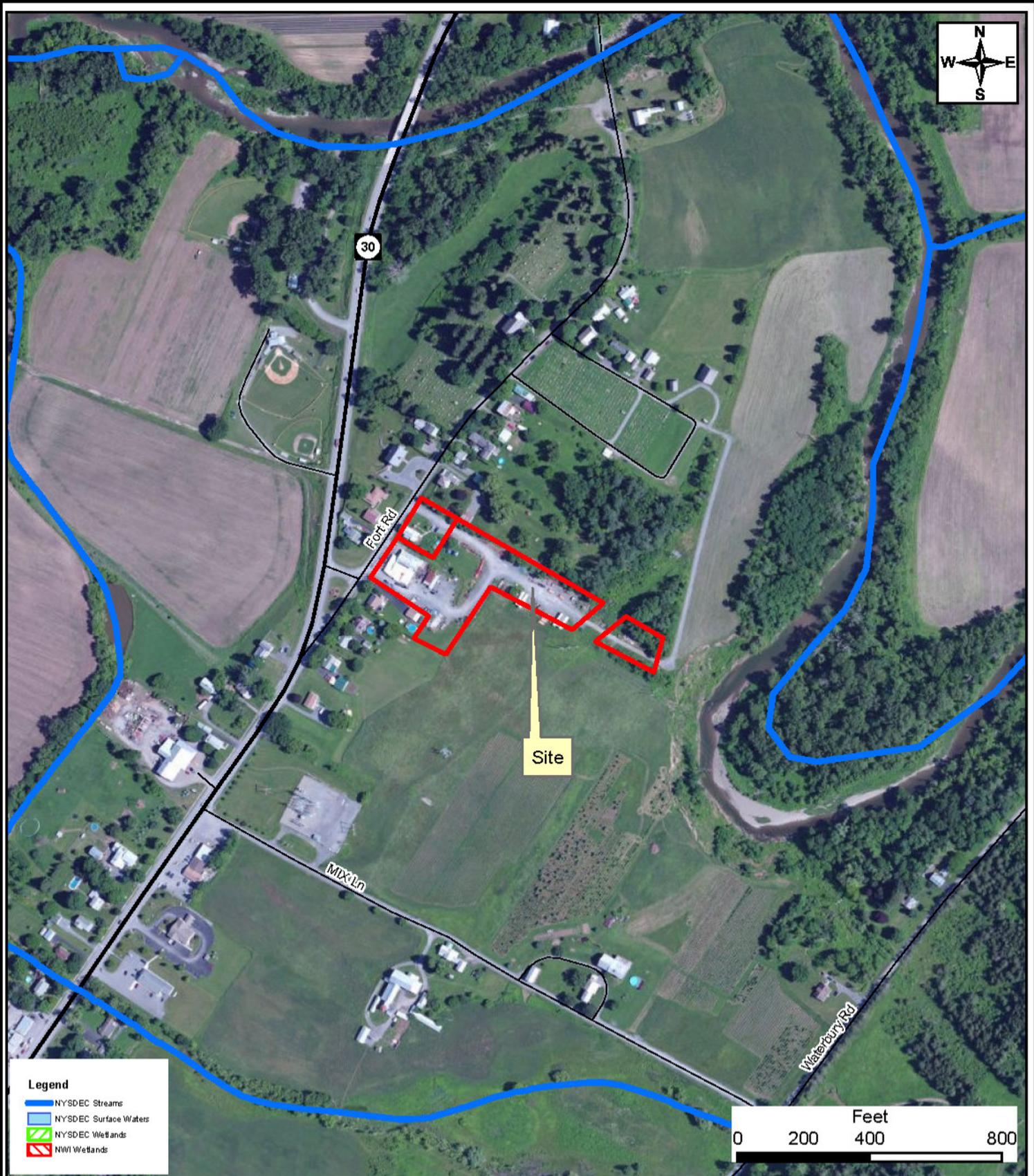
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 547 River Street, Troy, NY 12180  
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 100 Glen Street, Glens Falls, NY 12801  
 Phone: (518) 812-0513

**Niagara Engine Company No. 6 Property**  
**Figure 3 - Orthophoto**  
 114 and 118 Fort Road  
 Village of Schoharie, Schoharie County, New York

Source: Schoharie County Office of Real Property Services 2011 Tax Parcel Data; NYS Department of Transportation 2008 Roads Dataset; Bing.com 2010 Orthoimagery.

Drawn:	JLK
Date:	October 2012
Scale:	As Noted
Project:	91238.00
Figure:	3



- Legend**
- NYSDEC Streams
  - NYSDEC Surface Waters
  - NYSDEC Wetlands
  - NWI Wetlands

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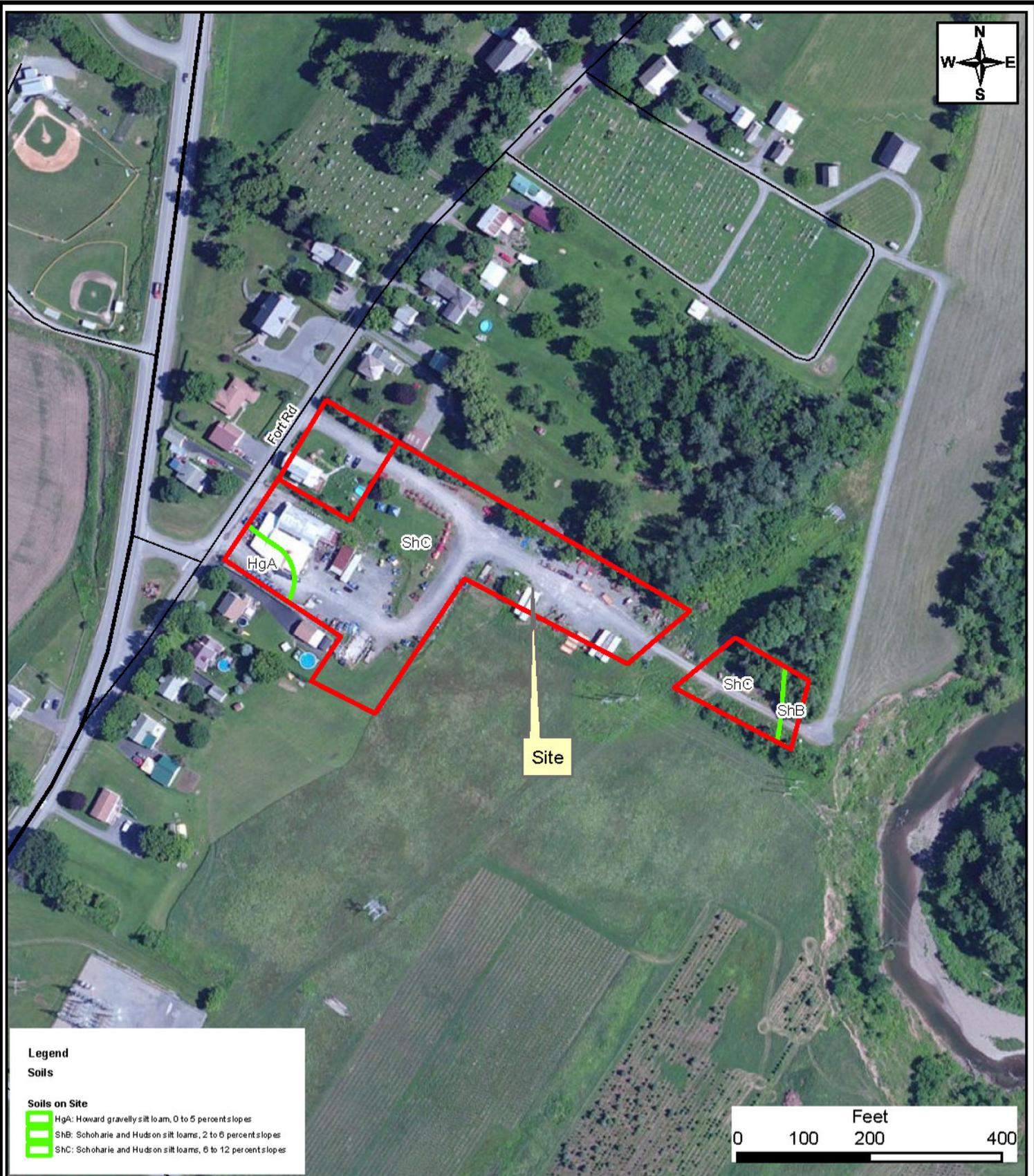
**Capital District Office:**  
 547 River Street, Troy, NY 12180  
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 100 Glen Street, Glens Falls, NY 12801  
 Phone: (518) 812-0513

**Niagara Engine Company No. 6 Property**  
**Figure 4 - Wetlands and Streams Map**  
 114 and 118 Fort Road  
 Village of Schoharie, Schoharie County, New York

Source: Schoharie County Office of Real Property Services 2011 Tax Parcel Data; NYS Department of Transportation 2008 Roads Dataset; Bing.com 2010 Orthoimagery; Schoharie County Soils Data 2006; NYSDEC Wetlands, Streams and Surface Waters Data; NWI Wetland Inventory Map.

Drawn:	JLK
Date:	October 2012
Scale:	As Noted
Project:	91238.00
Figure:	4



**Legend**  
**Soils**

- Soils on Site**
- HgA: Howard gravelly silt loam, 0 to 5 percent slopes
  - ShB: Schoharie and Hudson silt loams, 2 to 6 percent slopes
  - ShC: Schoharie and Hudson silt loams, 6 to 12 percent slopes



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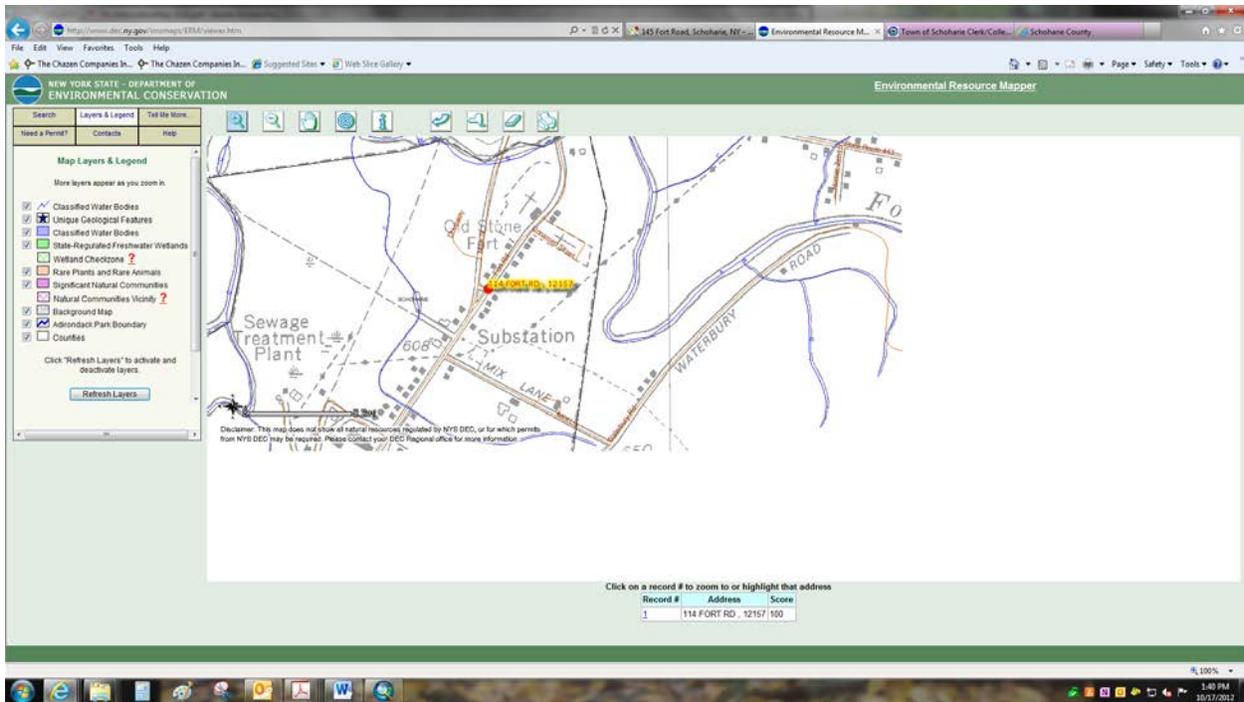
**Glens Falls Office:**  
100 Glen Street, Glens Falls, NY 12801  
Phone: (518) 812-0513

**Niagara Engine Company No. 6 Property**  
**Figure 5 - Soils Map**  
114 Fort Road  
Village of Schoharie, Schoharie County, New York

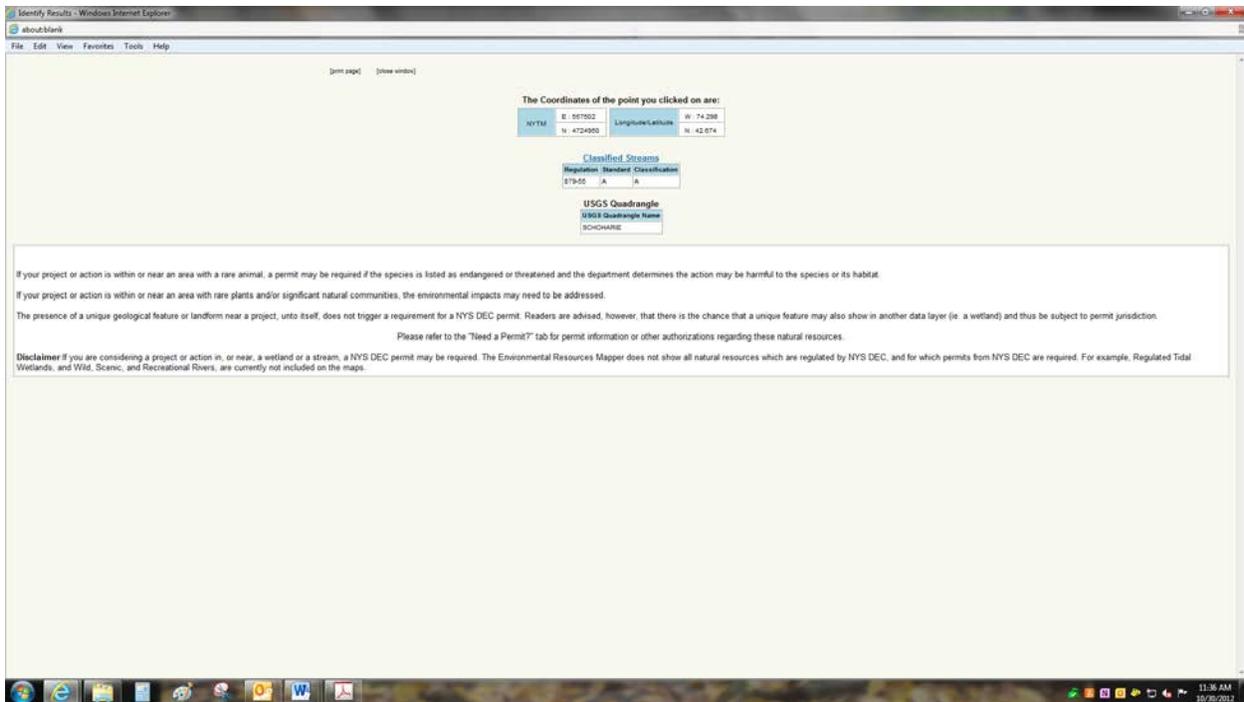
Source: Schoharie County Office of Real Property Services 2011 Tax Parcel Data, NYS Department of Transportation 2008 Roads Dataset, Bing.com 2010 Orthoimagery, Schoharie County Soils Data 2006.

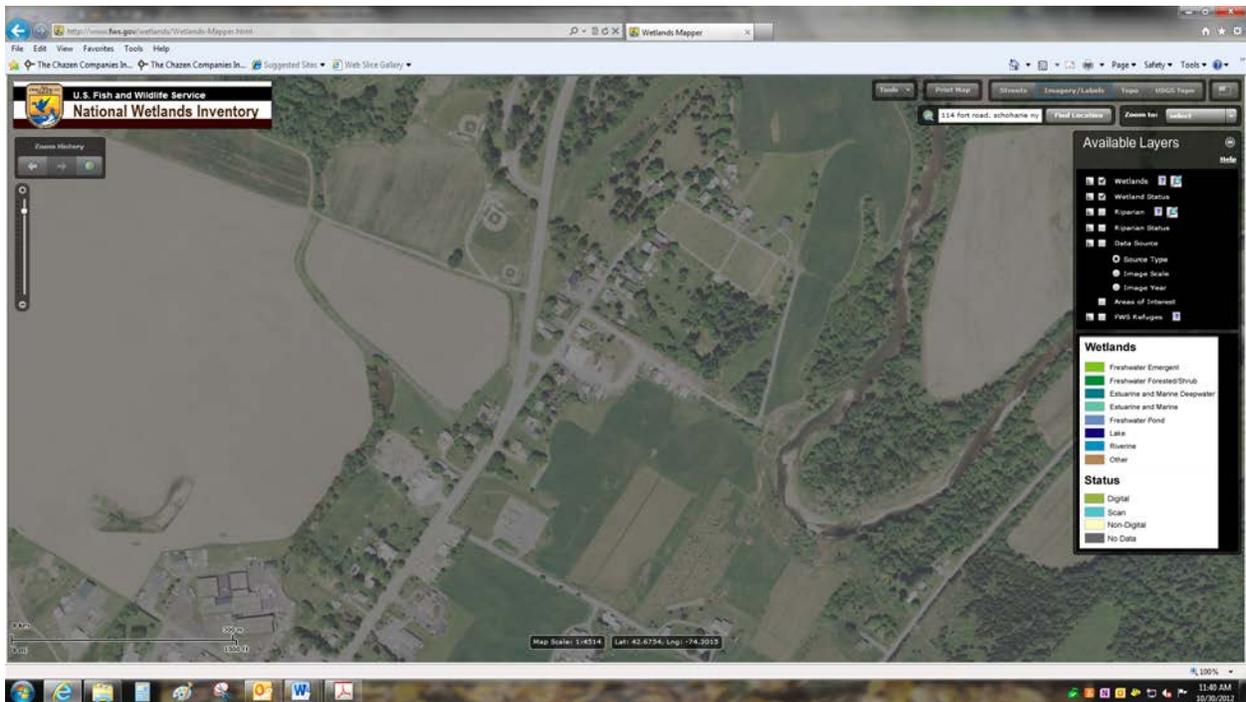
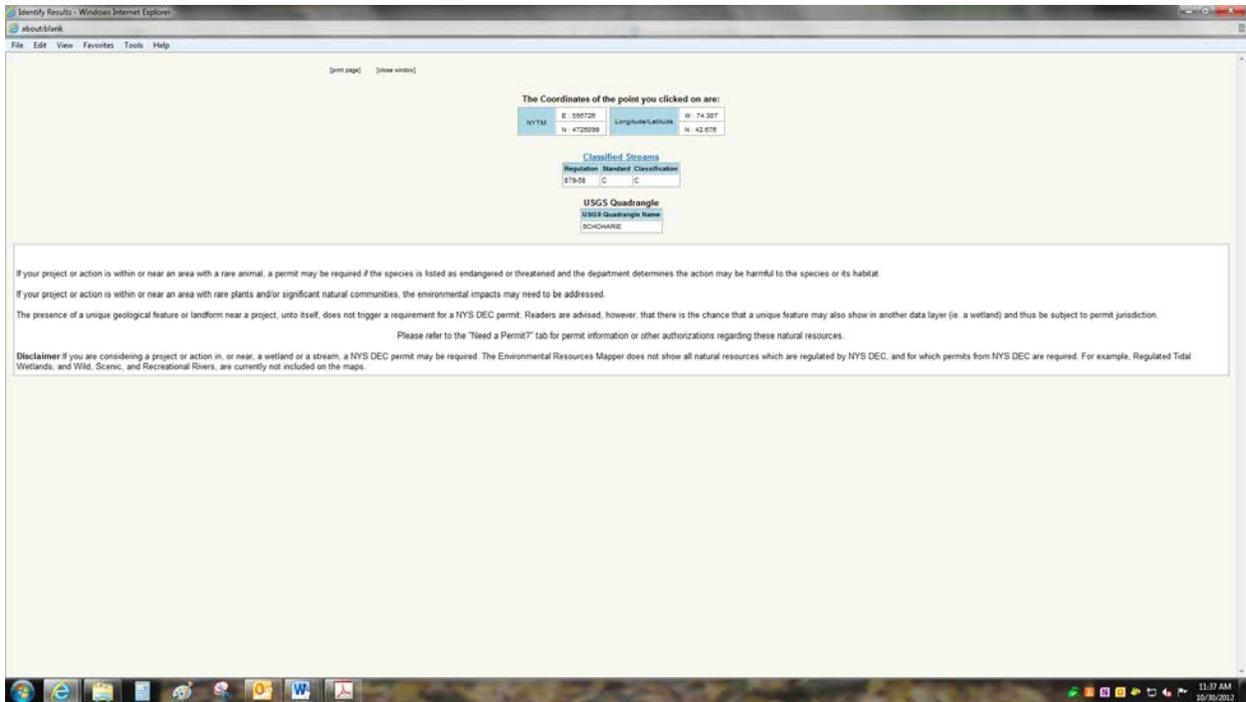
Drawn:	JLK
Date:	October 2012
Scale:	As Noted
Project:	91238.00
Figure:	5

Attachment 2:  
Mapped Resources



**NYSDEC Environmental Resource Mapper:** There are no wetlands, streams, rare plants and animals or significant natural communities mapped on the site. A NYSDEC Class A stream is located east of the site. A NYSDEC Class C stream is located west of the site.





**National Wetland Inventory Map:** There are no mapped NWI wetlands or streams on site.

Attachment 3:  
Photo Log

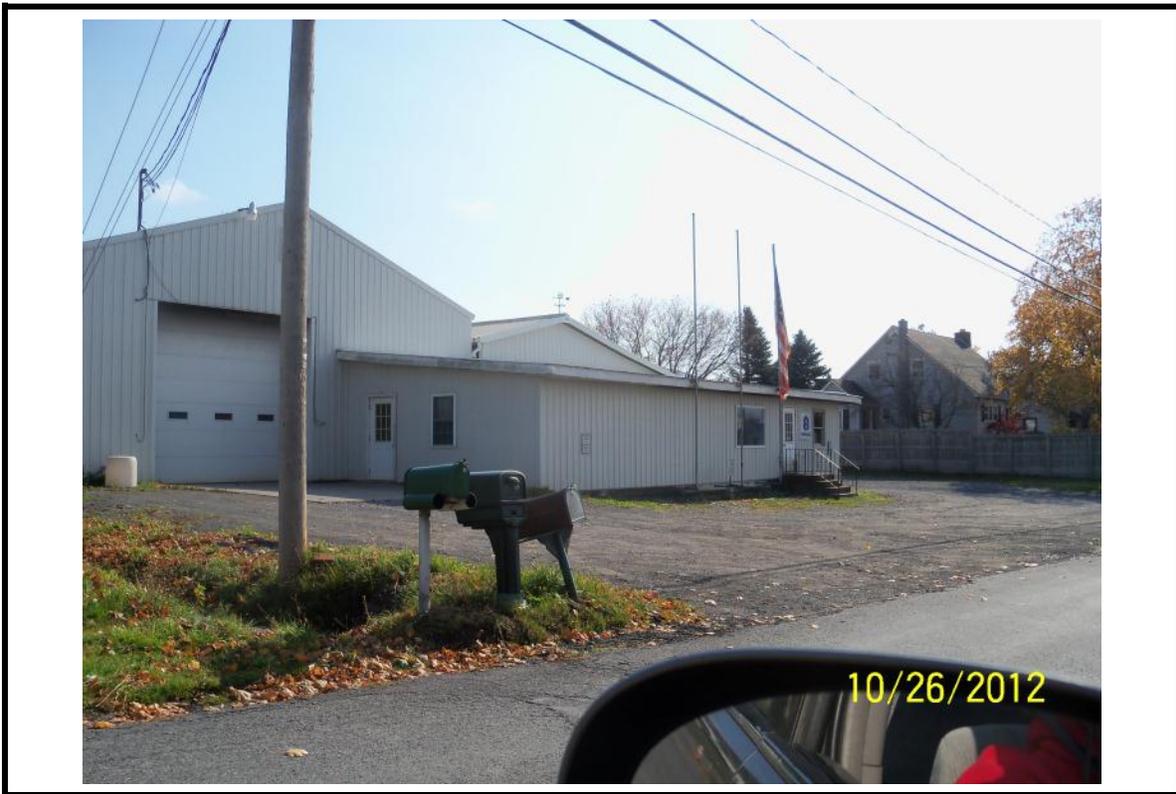


Photo #1 –  
Description: A view of the western portion of Lot 19.



Photo #2-  
Description: A view of the southern portion of Lot 19 facing west.



Photo #3-

Description: A view in between Lots 19 and 20, facing northwest.



Photo #4-

Description: A view Lot 19 facing south.



Photo #5-  
Description: A view of Lot 20 facing west.



Photo #6-  
Description: A view of the eastern portion of the site facing east.



Photo #7-

Description: A view of the southern adjacent property facing south.



Photo #8-

Description: A view of the stream located to the east of the site.



Photo #9-

Description: A view of the linear Wetland B located north of the bend in the driveway on the eastern side of Lot 19.



Photo #10-

Description: A view of the linear Wetland B near the central portion of Lot 19.



Photo #11-

Description: A view of the linear Wetland B located southwest of the bend in the driveway on the eastern portion of Lot 19.



Photo #12-

Description: A view of the Wetland E on the eastern portion of the property.



Photo #13-

Description: A view of the Wetland E at the eastern portion of the property.

Attachment 4:  
Agency Correspondence



## Schoharie County

### Federally Listed Endangered and Threatened Species and Candidate Species

This list represents the best available information regarding known or likely County occurrences of Federally-listed and candidate species and is subject to change as new information becomes available.

<u>Common Name</u>	<u>Scientific Name</u>	<u>Status</u>
Bald eagle <sup>1</sup>	<i>Haliaeetus leucocephalus</i>	D
Indiana bat (S) <sup>2</sup>	<i>Myotis sodalis</i>	E

Status Codes: E=Endangered, T=Threatened, P=Proposed, C=Candidate, D=Delisted.

W=Winter S=Summer

<sup>1</sup> The bald eagle was delisted on August 8, 2007. While there are no ESA requirements for bald eagles after this date, the eagles continue to receive protection under the Bald and Golden Eagle Protection Act (BGEPA). Please follow the Service's May 2007 Bald Eagle Management Guidelines to determine whether you can avoid impacts under the BGEPA for your projects. If you have any questions, please contact the endangered species branch in our office.

<sup>2</sup> "While Indiana bats were known to winter in Albany County, we now believe they are likely extirpated or in such small numbers that it is unlikely that they would be present and impacted by any specific proposed projects in Albany, Rensselaer, Saratoga, Schenectady, and Schoharie Counties. This determination may change as we receive new information."

Information current as of: 10/25/2012

[Print Species List](#)



**Capital District Office**

547 River Street, Troy, NY 12180  
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Hudson Valley Office (845) 454-3980  
North Country Office (518) 812-0513

October 17, 2012

Ms. Jean Pietrusiak  
NYSDEC – Information Services  
NY Natural Heritage Program  
625 Broadway, 5th Floor  
Albany, New York 12233-4757

*Re: Endangered, Threatened, or Rare Species  
Relocation of Niagara Engine Company No. 6 Fire House  
114 and 118 Fort Road, Schoharie County, New York  
Chazen Project #91238.00*

Dear Ms. Pietrusiak,

Our client, Niagara Engine Company No. 6, is proposing to relocate their facility to two lots located at 114 and 118 Fort Road, Village of Schoharie, Schoharie County, NY. The tax parcel numbers are Section 72.6, Block 2, Lot 19 and Lot 20. This equates to 3.6 acres. The Applicant is requesting information on Endangered, Threatened and Rare species to incorporate into a NEPA Environmental Assessment to support the FEMA funded relocation of this facility.

Attached is a figure illustrating the site on a portion of the Schoharie USGS Topographic Map, and also illustrating the site on an ortho image. Also attached is a figure illustrating the portion of the NYSDEC Environmental Resource Map that would contain this site.

Please provide any information you have concerning known occurrences of endangered, threatened and/or special concern wildlife species as well as rare plant, animal, or natural community occurrences, or other significant habitats either on the site or in the surrounding area.

In responding to this request, please refer to the name and location of the project. If you have any questions, please do not hesitate to contact me at (518) 824-1934. Thank you for your assistance.

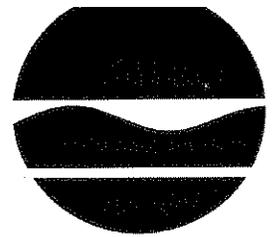
Sincerely,

A handwritten signature in black ink that reads "Barbara B. Beall". The signature is written in a cursive style with a horizontal line underlining the first name.

Barbara B. Beall, PWS, LEED® AP  
Director, Natural Resource Services

Attachments

**NEW YORK STATE DEPARTMENT OF ENVIRONMENTAL CONSERVATION**  
Division of Fish, Wildlife & Marine Resources  
New York Natural Heritage Program  
625 Broadway, 5<sup>th</sup> Floor, Albany, New York 12233-4757  
Phone: (518) 402-8935 • Fax: (518) 402-8925  
Website: [www.dec.ny.gov](http://www.dec.ny.gov)



Joe Martens  
Commissioner

October 30, 2012

Barbara B Beall  
Chazen Companies  
547 River Street  
Troy, NY 12180

Dear Ms. Beall:

In response to your recent request, we have reviewed the New York Natural Heritage Program database with respect to an Environmental Assessment for Proposed Re-location of Niagara Engine Co. #6 Fire House, Project 91238, site as indicated on your enclosed map, located to Fort Road, Village of Schoharie, Schoharie County.

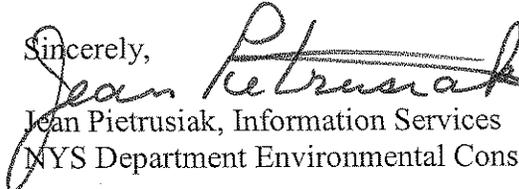
We have no records of rare or state listed animals or plants, or significant natural communities, on or in the immediate vicinity of your site.

The absence of data does not necessarily mean that rare or state-listed species, or significant natural communities, do not exist on or adjacent to the proposed site. Rather, our files currently do not contain information which indicates their presence. For most sites, comprehensive field surveys have not been conducted. We cannot provide a definitive statement on the presence or absence of all rare or state-listed species or significant natural communities. This information should not be substituted for on-site surveys that may be required for environmental assessment.

Our databases are continually growing as records are added and updated. If this proposed project is still under development one year from now, we recommend that you contact us again so that we may update this response with the most current information.

This response applies only to known occurrences of rare or state-listed animals and plants, significant natural communities and other significant habitats maintained in the Natural Heritage Databases. Your project may require additional review or permits; for information regarding other permits that may be required under state law for regulated areas or activities (e.g., regulated wetlands), please contact the appropriate NYS DEC Regional Office, Division of Environmental Permits, as listed at [www.dec.ny.gov/about/39381.html](http://www.dec.ny.gov/about/39381.html).

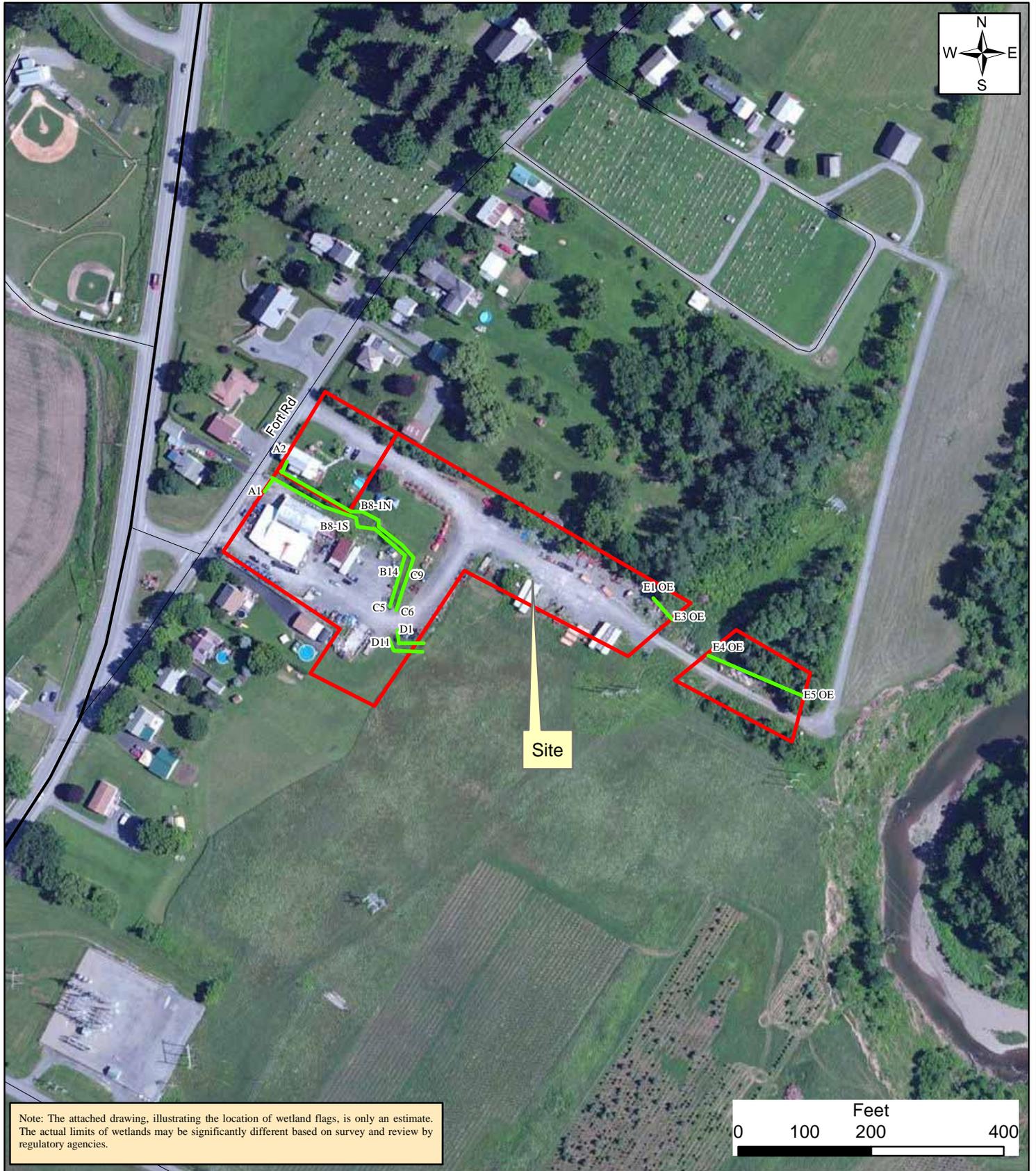
Sincerely,

  
Jean Pietrusiak, Information Services  
NYS Department Environmental Conservation

Enc.  
cc: Reg. 4, Wildlife Mgr.

# 1027

Attachment 5:  
Flagged Resources Map



Note: The attached drawing, illustrating the location of wetland flags, is only an estimate. The actual limits of wetlands may be significantly different based on survey and review by regulatory agencies.



**THE Chazen COMPANIES**  
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**Niagara Engine Company No. 6 Property**  
**Aquatic Resources**  
 114 and 118 Fort Road  
 Village of Schoharie, Schoharie County, New York

Source: Schoharie County Office of Real Property Services 2011 Tax Parcel Data; NYS Department of Transportation 2008 Roads Dataset; Bing.com 2010 Orthoimagery.

Drawn:	JLK
Date:	October 2012
Scale:	As Noted
Project:	91238.00
Figure:	x

Attachment 6:  
Site Plan Map

