

APPENDIX C
FARMLAND PROTECTION POLICY ACT

NRCS Correspondence
(attached)

From: Unser, Jim - NRCS, Ghent, NY [jim.unser@ny.usda.gov]
Sent: Thursday, November 03, 2011 3:41 PM
To: Sherwood, Brad NAN02
Cc: Simmons, Machele - NRCS, Walton, NY; Wright, Peter - NRCS, Syracuse, NY;
Davis, Deron - NRCS, Highland, NY
Subject: RE: Evaluation of Site in Prattsville for FEMA
Attachments: USDA Form1.pdf; FarmlandDescription.pdf; Prattsville.pdf;
PrattsvilleWSS1.pdf; Prime_and_other_Important_Farmlands.pdf;
SoilDataMArt.pdf

Hi Brad, After we spoke I made some calls and consulted our Web Soil Survey Website and local GIS data. Based on the soil type TuB Part II of the Farmland Conversion Impact Rating was checked yes because it is technically a prime farmland soil. That being said the soil is not highly erodible nor an active farm field in any way. As you stated the landowner has already given his blessing to move the trailers there so there is no permission issue. There is no impact as it relates to the farmland soil as the area is not being farmed in any way, it's just an extension to his existing trailer park area. I have included materials obtained from web soil survey. We (NRCS) is not a regulatory agency and I have consulted as many of my colleagues and supervisors as possible as I have never had any experience with this form. A consensus was there is no impact as the acreage is so small, privately owned, currently in the same land use (trailers) and not active farmland, so I completed the form to the best of my ability. As you stressed time is extremely important I did not want to hold up people from moving into homes and see the environmental impact on the proposed acreage as insignificant to the overall goals here. I hope this helps, any questions please contact me, Jim

Jim Unser, RC

USDA-NRCS Ghent F/O

518-828-4385

From: Sherwood, Brad NAN02 [mailto:Brad.Sherwood@usace.army.mil]
Sent: Thursday, November 03, 2011 12:00 PM
To: Unser, Jim - NRCS, Ghent, NY
Subject: Evaluation of Site in Prattsville for FEMA

Jim,

I attached our quick site review for the project site, as well as a form that has been used in the past for other FEMA mission assigned projects. There are portions of this form that should be filled out by NRCS. However, if the site contains no prime, unique, statewide or local important farmland, that

involves just checking a box. Any help you can provide me regarding this is great.

I appreciate your help and quick turn around on it,

Brad

Brad Sherwood, Project Manager

NY District, U.S. Army Corps of Engineers

Upstate Regulatory Field Office

Bldg 10, 3rd Floor

1 Buffington St.

Watervliet, NY 12189-4000

518-266-6355 - office

518-487-0382 - mobile

Completed Farmland Conversion Impact Rating Form
(attached)

FARMLAND CONVERSION IMPACT RATING

PART I <i>(To be completed by Federal Agency)</i>	Date Of Land Evaluation Request
Name Of Project	Federal Agency Involved
Proposed Land Use	County And State

PART II <i>(To be completed by NRCS)</i>		Date Request Received By NRCS	
Does the site contain prime, unique, statewide or local important farmland? <i>(If no, the FPPA does not apply -- do not complete additional parts of this form).</i>		Yes <input type="checkbox"/>	No <input type="checkbox"/>
		Acres Irrigated	Average Farm Size
Major Crop(s)	Farmable Land In Govt. Jurisdiction Acres: %	Amount Of Farmland As Defined in FPPA Acres: %	
Name Of Land Evaluation System Used	Name Of Local Site Assessment System	Date Land Evaluation Returned By NRCS	

PART III <i>(To be completed by Federal Agency)</i>	Alternative Site Rating			
	Site A	Site B	Site C	Site D
A. Total Acres To Be Converted Directly				
B. Total Acres To Be Converted Indirectly				
C. Total Acres In Site				

PART IV <i>(To be completed by NRCS)</i> Land Evaluation Information				
A. Total Acres Prime And Unique Farmland				
B. Total Acres Statewide And Local Important Farmland				
C. Percentage Of Farmland In County Or Local Govt. Unit To Be Converted				
D. Percentage Of Farmland In Govt. Jurisdiction With Same Or Higher Relative Value				

PART V <i>(To be completed by NRCS)</i> Land Evaluation Criterion Relative Value Of Farmland To Be Converted <i>(Scale of 0 to 100 Points)</i>				
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PART VI <i>(To be completed by Federal Agency)</i> Site Assessment Criteria <i>(These criteria are explained in 7 CFR 658.5(b))</i>	Maximum Points				
1. Area In Nonurban Use					
2. Perimeter In Nonurban Use					
3. Percent Of Site Being Farmed					
4. Protection Provided By State And Local Government					
5. Distance From Urban Builtup Area					
6. Distance To Urban Support Services					
7. Size Of Present Farm Unit Compared To Average					
8. Creation Of Nonfarmable Farmland					
9. Availability Of Farm Support Services					
10. On-Farm Investments					
11. Effects Of Conversion On Farm Support Services					
12. Compatibility With Existing Agricultural Use					
TOTAL SITE ASSESSMENT POINTS	160				

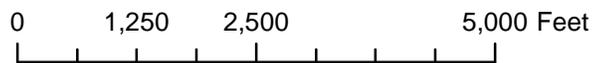
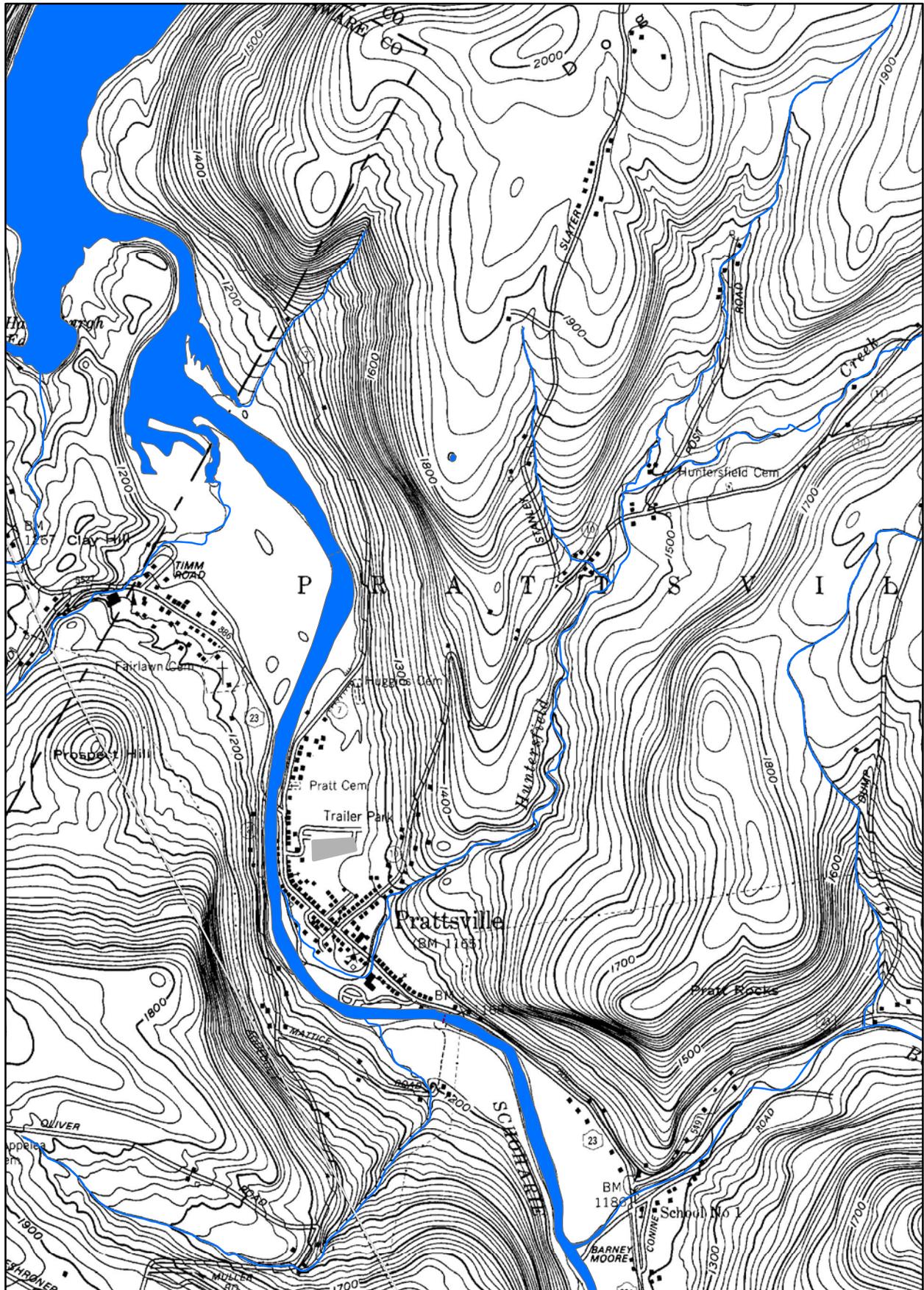
PART VII <i>(To be completed by Federal Agency)</i>				
Relative Value Of Farmland <i>(From Part V)</i>	100			
Total Site Assessment <i>(From Part VI above or a local site assessment)</i>	160			
TOTAL POINTS <i>(Total of above 2 lines)</i>	260			

Site Selected:	Date Of Selection	Was A Local Site Assessment Used? Yes <input type="checkbox"/> No <input type="checkbox"/>
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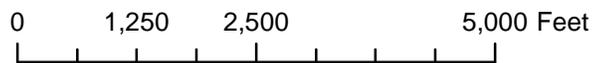
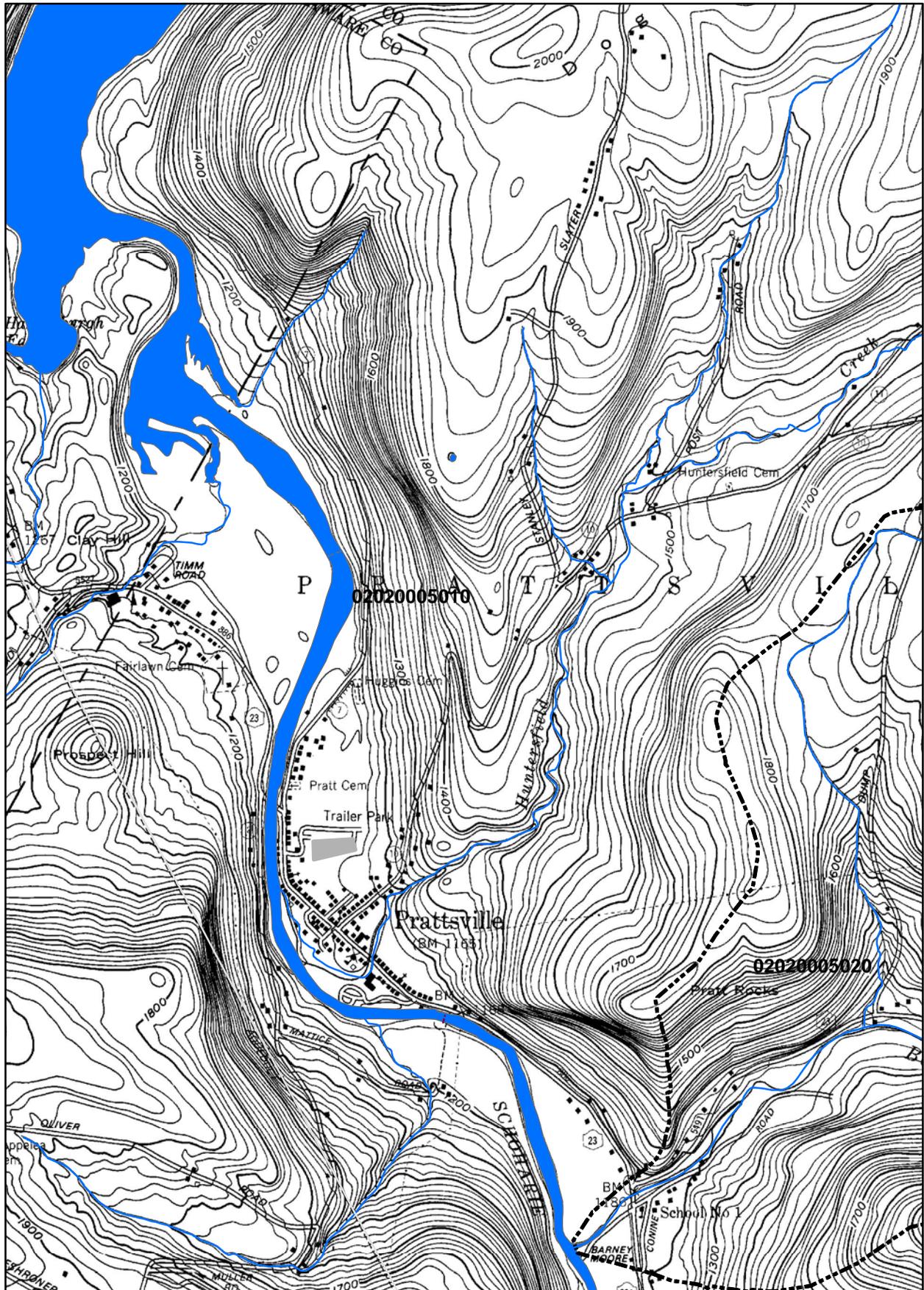
Reason For Selection:

APPENDIX D
WATER RESOURCE MAPPING

Streams and Tributaries Map
(attached)

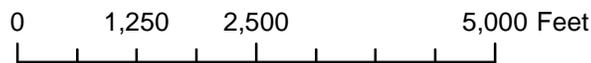
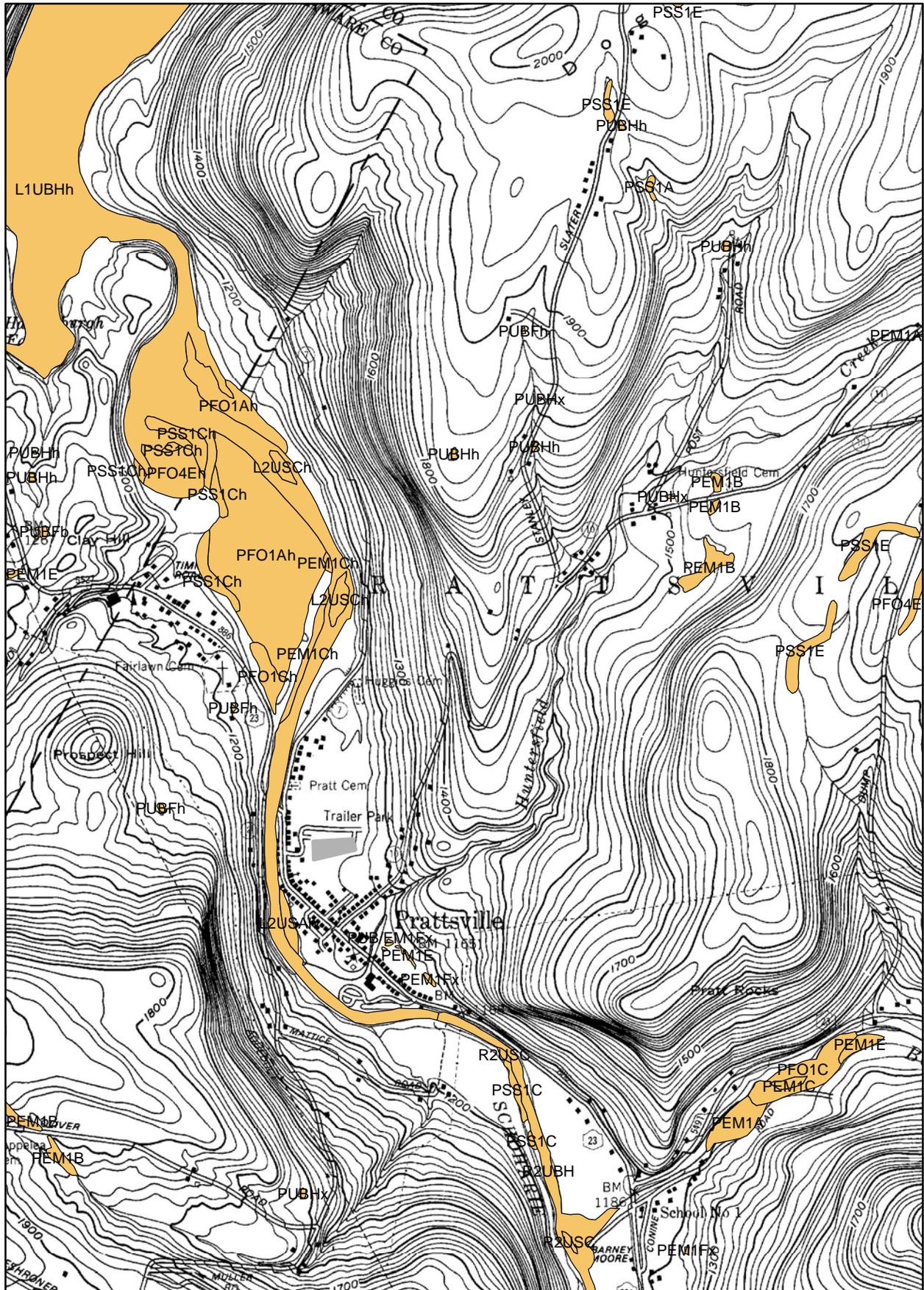


Watershed Breakdown Map
(attached)

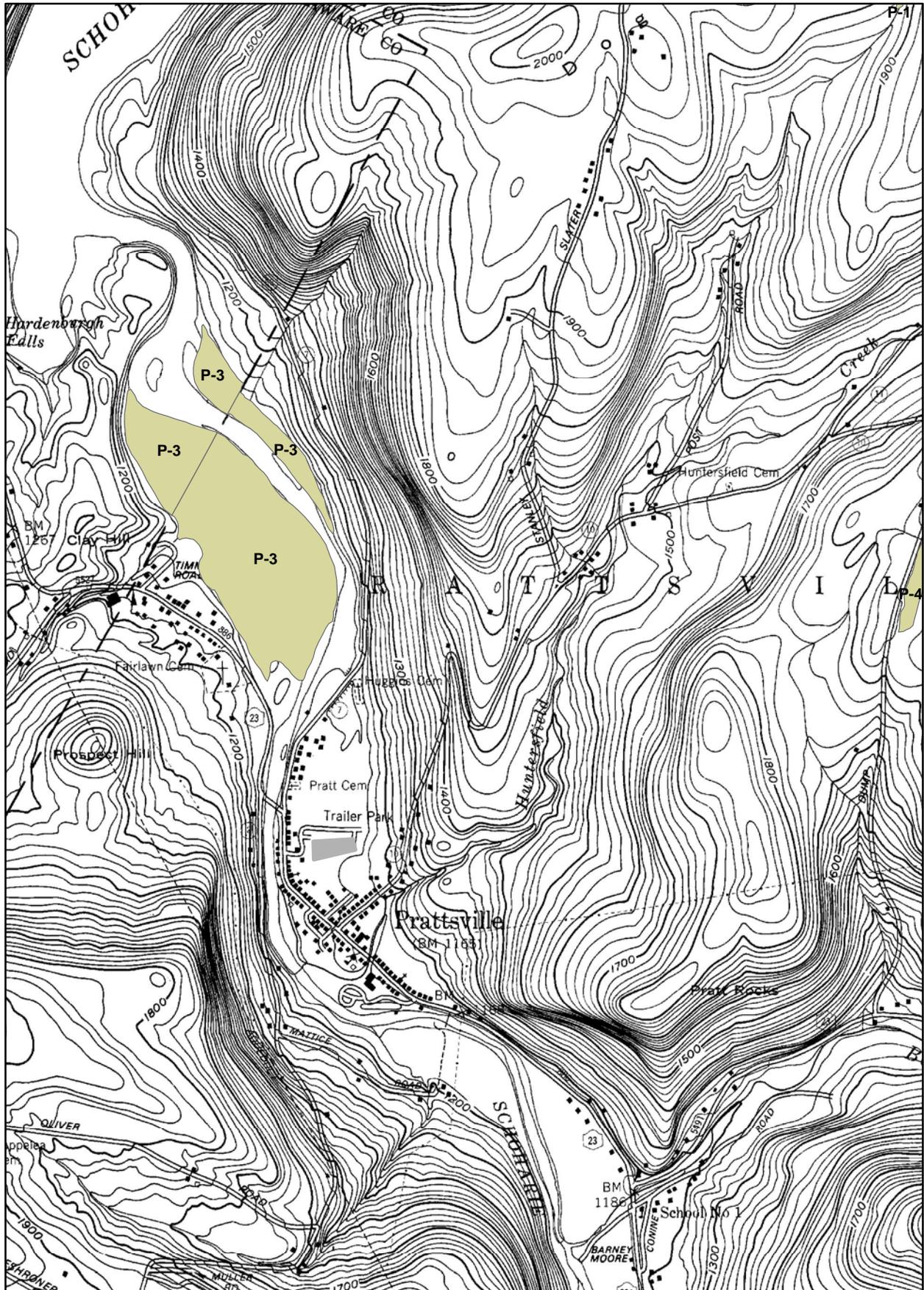


APPENDIX E
WETLAND MAPPING

National Wetlands Inventory Map
(attached)



NYSDEC Wetlands Map
(attached)



0 1,250 2,500 5,000 Feet

APPENDIX F
FLOODPLAIN 8-STEP PROCESS
AND INSURANCE RATE MAP

PRATTSVILLE TEMPORARY HOUSING SITE
**Executive Order 11988 – Floodplain Management Eight-Step
Decision Making Process**

Executive Order 11988 (Floodplain Management) requires federal agencies “to avoid to the extent possible the long and short term adverse impacts associated with the occupancy and modification of the floodplain and to avoid direct or indirect support of floodplain development wherever there is a practicable alternative.” FEMA’s implementing regulations are at 24 CFR Part 9, which includes an eight step decision making process for compliance with this part.

This eight step process is applied to the proposed Prattsville Temporary Housing Site (PTHS). The entire Project area is within the 100- and 500-year floodplain of Schoharie Creek. The steps in the decision making process are as follows:

Step 1 Determine if the proposed action is located in the Base Floodplain.

The PTHS involves the construction and installation of twenty (20) temporary housing units adjacent to an existing mobile home park. A large portion of the PTHS, including multiple temporary housing units, portions of the access driveway, and the utilities, will be located within the 100-year floodplain (according to FEMA Flood Insurance Rate Map (FIRM) Panel 158 of 531, of Map Number 36039C0158F, dated May 16, 2008). The remaining portions of the project are located in the 500-year floodplain, as depicted in the drawing referenced above. The floodplains in relation to the community and the PTHS are depicted in Appendix F of the Environmental Report.

Step 2 Early public notice (Preliminary Notice)

A public notice concerning the PTHS was published on October 15, 2011, in the Binghamton Press and Sun Bull, the Elmira Star Gazette, the Kingston Daily Freedom, and the Schenectady Gazette. The Schenectady Gazette is the regional newspaper for the Greene County area, including the floodplain area of Schoharie Creek.

Step 3 Identify and evaluate alternatives to locating in the base floodplain.

A large number of individuals and families who lost their homes and are currently living at alternative locations, lived within the 100- and 500-year floodplain of the Town of Prattsville. The majority of the surrounding area, in and around the affected area within the Town of Prattsville, is located within the floodplain.

An alternative site was examined, but rejected. This alternative site was rejected because it was also located within the floodplain, and would have cost a substantial amount of money to build out an entirely new site. Finding a site that was not in the floodplain, but remaining close to the community to minimize the amount of time displaced individuals and families spend at alternative locations, and thus limit further economic and personal hardships for affected residents, disrupt school attendance and the school system, and further strain the Village's social and economic infrastructure, proved difficult and not practical.

The entire site will be filled to an elevation of at least 1154 feet above mean sea level. In addition, each temporary housing unit will be supported by piers located on a gravel pad. This installation method will result in the bottom of each temporary housing unit being at least 2 feet above the base flood elevation (BFE).

Step 4 Identify impacts of proposed action associated with occupancy or modification of the floodplain.

Impact on natural function of the floodplain The Proposed Action would have an impact on the local 100-year floodplain based on the necessity to bring in fill material to raise the site above the elevation of 1154 feet above mean sea level. This would raise approximately 2 acres of the site above the base flood elevation. Placement of fill, however, and turning the site into impervious surface would result in adverse effects to floodplain natural and beneficial functions and values such as those associated with natural flood and erosion control and water quality maintenance. However, the majority of the area that would be increased in elevation, removing it from the 100-year floodplain, is within the higher elevations of the floodplain, where flooding is predicted to be minimal. Therefore it has been determined that, based on the proposed site location within the 100-year floodplain and on the minimal size of the area being filled, the adverse effects on the floodplain associated with the project would be minimized and would not be significant.

Impact of the flood water on the proposed facilities Each temporary housing unit will be supported by piers located on a gravel pad. This installation method will result in the bottom of each temporary housing unit being at least 2 feet above the base flood elevation (BFE), preventing any future flood event from impacting the temporary housing units.

Step 5 Design or modify the proposed action to minimize threats to life and property and preserve its natural and beneficial floodplain values.

The PTHS is designed to minimize floodplain impacts. Each temporary housing unit will be supported by piers located on a gravel pad. This installation method will result in the bottom of each temporary housing unit being at least 2 feet above the base flood elevation (BFE), preventing any future flood event from impacting the temporary housing units. In addition, no impervious material will be used, which would create stormwater runoff issues.

Step 6 Re-evaluate the proposed action.

The project will not expose any segment of the population to any additional flood hazards. The project will not aggravate the current flood hazard because the temporary housing site does not impede or redirect flood flows. It has been determined that the project will have minimal effects on floodplain values because of its location in the outer boundaries of the floodplains. Therefore, it is still practicable to construct the proposed project within the floodplain.

Alternatives consisting of locating the project outside the floodplain or taking “no action” are not practicable.

Step 7 Findings and Public Explanation (Final Notification)

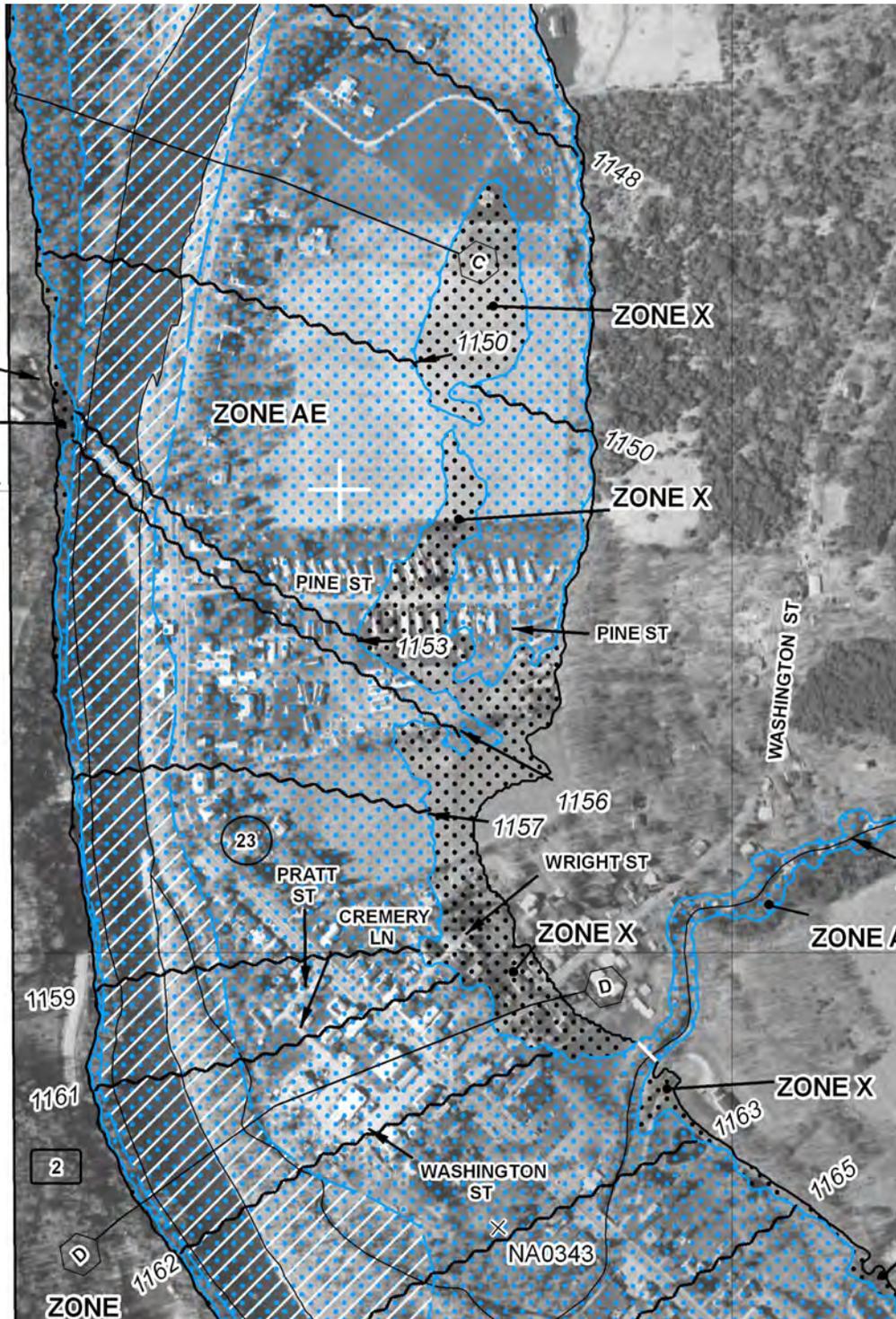
After evaluating alternatives, including impacts and mitigation opportunities it has been determined that the proposed project is the most practical alternative.

It is our determination that there is no practicable alternative to locating the project in the 100- and 500-year floodplains of Schoharie Creek because:

1. The majority of the surrounding area, in and around the affected area within the Town of Prattsville, is located within the floodplain; and
2. Finding a site that was not in the floodplain, but remaining close to the community to minimize the amount of time displaced individuals and families spend at alternative locations, and thus limit further economic and personal hardships for affected residents, disrupt school attendance and the school system, and further strain the Village’s social and economic infrastructure, proved difficult and not practical.

Step 8 Implement the action

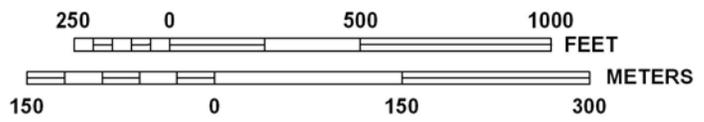
The proposed PTHS will be constructed in accordance with applicable floodplain development requirements.



NOB HILL RD
 ZONE X
 1270000 FT



MAP SCALE 1" = 500'



NFIP
 NATIONAL FLOOD INSURANCE PROGRAM

PANEL 0158F

FIRM
 FLOOD INSURANCE RATE MAP
 for GREENE COUNTY, NEW YORK
 ALL JURISDICTIONS

CONTAINS:

COMMUNITY	NUMBER
PRATTSVILLE, TOWN OF	360296

PANEL 158 OF 531
 MAP SUFFIX: F
 (SEE MAP INDEX FOR FIRM PANEL LAYOUT)

Notice to User: The Map Number shown below should be used when placing map orders; the Community Number shown above should be used on insurance applications for the subject community.



MAP NUMBER
 36039C0158F

EFFECTIVE DATE
 MAY 16, 2008

Federal Emergency Management Agency

This is an official copy of a portion of the above referenced flood map. It was extracted using FIRMette - Desktop version 3.0. This map does not reflect changes or amendments which may have been made subsequent to the date on the title block. Further information about National Flood Insurance Program flood hazard maps is available at <http://www.msc.fema.gov/>.

APPENDIX G
FISH AND WILDLIFE HABITAT
PERTINENT CORRESPONDENCE

MEMO: for FEMA Temporary Housing Units - NEPA Review

To: U.S. Fish and Wildlife Service, New York Field Office

From: USACE

Request for review pursuant to:

Section 7(a) (2) of the Endangered Species Act of 1973

Date: 11-3-11

Project Name: Baker Site - Prattsville (off Pine Street, Prattsville, NY)

County: Greene

Contact: Brad Sherwood - NEPA Specialist

Section 7(a) (2) of the Endangered Species Act of 1973:

Listed/candidate species with potential to occur in proposed project area:

- | | |
|---|--|
| <input type="checkbox"/> Bog turtle | <input type="checkbox"/> Northern wild monkshood |
| <input type="checkbox"/> Dwarf wedge mussel | <input type="checkbox"/> Piping plover |
| <input checked="" type="checkbox"/> Indiana bat | <input type="checkbox"/> Roseate tern |
| <input type="checkbox"/> Karner blue butterfly | <input type="checkbox"/> Sandplain gerardia |
| <input type="checkbox"/> New England cottontail | <input type="checkbox"/> Seabeach amaranth |

The U.S. Army Corps of Engineers ^(By FEMA) has determined the proposed project:

- will result in no effect to Indiana bat
- may affect _____
- may affect, but is not likely to adversely affect _____
- is likely to adversely affect _____

The U.S. Army Corps of Engineers' requests:

- USFWS concurrence with our determination(s) Additional assistance to make our determination

The U.S. Fish and Wildlife Service: Acknowledges no effect determination, no further ESA consultation/coordination is required Requests additional time for review

Concurs with your determination, no further ESA consultation/coordination is required

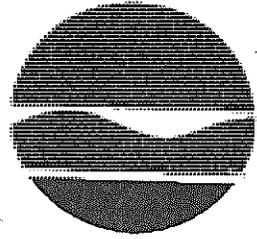
USFWS Contact(s): Michelle Ryan

Date: 11-3-11

Patricia Cole 11/3/11

NEW YORK STATE DEPARTMENT OF ENVIRONMENTAL CONSERVATION**Division of Fish, Wildlife & Marine Resources**625 Broadway, 5th Floor, Albany, New York 12233-4757

Phone: (518) 402-8935 • Fax: (518) 402-8925

Website: www.dec.ny.govJoe Martens
Commissioner

November 3, 2011

Brad Sherwood, Proj. Mgr.
NY District, US Army Corps of Engineers
Bldg 10, 3rd Floor North
1 Buffington Street
Watervliet, NY 12189-4000

Dear Mr. Sherwood:

In response to your recent request, we have reviewed the New York Natural Heritage Program database, with respect to an Environmental Assessment for the proposed Expansion of an Existing Mobile Home Park – 2.85 Acres, for Temporary Housing Units, site as indicated on the map you provided, located in the Village of Prattsville, Greenc County.

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

The absence of data does not necessarily mean that rare or state-listed species, natural communities or other significant habitats 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 Data bases. 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.

Sincerely,

Jean Pietrusiak, Information Services
NYS Department Environmental Conservation

Enc.: Region 4

1106

APPENDIX H
CULTURAL RESOURCES

FEMA Consultation with SHPO



New York State Office of Parks, Recreation and Historic Preservation

Historic Preservation Field Services Bureau
Peebles Island, PO Box 189, Waterford, New York 12188-0189
518-237-8643
www.nysparks.com

Andrew M. Cuomo
Governor

Rose Harvey
Acting Commissioner

November 3, 2011

Brad Sherwood
Army Corps of Engineers
Albany Field Office
1 Buffington Street, Bld 10, 3rd Floor
Watervliet, New York 12189-4000
(via e-mail only)

Re: CORPS
Emergency Shelter/Baker Site/Irene-Lee
Recovery Efforts
14672 Route 23/PRATTSVILLE, Greene County
11PR07128

Dear Mr. Sherwood:

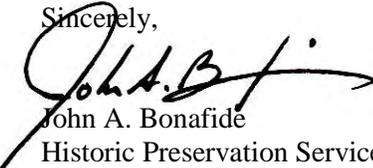
Thank you for requesting the comments of the State Historic Preservation Office (SHPO). We have reviewed the project in accordance with Section 106 of the National Historic Preservation Act of 1966. These comments are those of the SHPO and relate only to Historic/Cultural resources.

Please be aware that we do note a large archaeological area identified by Arthur Parker in 1922 north of your project location. Based upon this review, it is the SHPO's opinion that your project will have No Effect upon cultural resources in or eligible for inclusion in the National Registers of Historic Places with the following conditions/construction options:

- Each unit will be placed using one of the following methods 1) Place unit on gravel over geo textile. 2) Place unit on existing grade. 3) Placed unit on poured concrete piers 2 x 2 feet or less, x 10 piers or less (less than 40 sq feet of disturbance).
- Utilities will be excavated using a trencher with the minimum disturbance practical, i.e. 14 inches or less in width.

If I can be of any further assistance do not hesitate to contact me at (518) 237-8643, ext. 3263.

Sincerely,



John A. Bonafide
Historic Preservation Services
Coordinator

SHPO Response to Applicant Regarding Proposed Site
(attached)

From: Bonafide, John (PEB) [John.Bonafide@parks.ny.gov]
Sent: Thursday, November 17, 2011 9:10 AM
To: Sherwood, Brad NAN02
Subject: Prattsville

Bard,

As we just discussed, our office can approve the raising of the section of the property that will receive mobile housing. We suggest that geo-textile be laid down over the existing grade before fill is brought in. As for the new road, we would recommend that some level of archeological monitoring be introduced during this cut. If you have any questions please let me know.

John A. Bonafide

Historic Preservation Services Coordinator

Division for Historic Preservation

Peebles Island State Park

P.O. Box 189

Waterford, NY 12188-0189

*:518-237-8643, ext.3263| 7:518-233-9049| *:john.bonafide@nysparks.ny.gov

Web Site: <http://nysparks.state.ny.us/shpo>

Our email address has changed.

The new address is "@parks.ny.gov". Please update your contact lists.

New York State Office of Parks, Recreation and Historic Preservation

APPENDIX I
ZONING INFORMATION

TOWN OF PRATTSVILLE
P.O. BOX 418
PRATTSVILLE, NY 12468
PHONE 518-299-3125
FAX 518-299-3014

November 18, 2011

To Whom It May Concern:

As Code Enforcement Officer responsible for the collection of building permit fees associated with new construction in the Town of Prattsville, I will be assessing a fee of \$40.00 per FEMA trailer installed in the existing mobile home park known as "Moore's Mobile Home Park" located off Main Street, in the Town of Prattsville, Greene County, New York."

Sincerely,

Kenneth Nolte
Code Enforcement Officer



TOWN OF PRATTSVILLE
P.O. BOX 418
PRATTSVILLE, NY 12468
PHONE 518-299-3125
FAX 518-299-3014

November 18, 2011

To Whom It May Concern:

As Code Enforcement Officer, and Local Administrator responsible for the administration and implementation of the Flood Prevention Local Law for the Town of Prattsville, I hereby provide a variance for the necessary fill and construction activities associated with the installation of the temporary housing units adjacent to the existing mobile home park known as "Moore's Mobile Home Park" located off Main Street, in the Town of Prattsville, Greene County, New York."

Sincerely,

Kenneth Nolte
Code Enforcement Officer

Kenneth C. Nolte