

**SEQR RESOLUTION
CIDC COLONIE IV, LLC PROJECT**

A regular meeting of Albany County Capital Resource Corporation (the “Issuer”) was convened in public session at the offices of the Issuer located at 111 Washington Avenue in the City of Albany, Albany County, New York on June 5, 2024 at 5:00 o’clock p.m., local time.

The meeting was called to order by the (Vice) Chairperson of the Issuer and, upon roll being called, the following members of the board of directors of the Issuer were:

PRESENT:

Hon. Gary Domalewicz	Chairperson
Hon. William M. Clay	Vice Chairperson
Michael J. Paparian	Treasurer
Gene Messercola	Secretary
Hon. Wanda Willingham	Director
William Murphy	Director

ABSENT:

CORPORATION STAFF PRESENT INCLUDED THE FOLLOWING:

Kevin O’Connor	Chief Executive Officer
Amy Thompson	Chief Financial Officer
Rosemary McHugh	Economic Development Coordinator
Lucas Rogers	Senior Policy Analyst
A. Joseph Scott, III, Esq.	Issuer Counsel
Christopher C. Canada, Esq.	Issuer Counsel

The following resolution was offered by _____, seconded by _____, to wit:

Resolution No. 0524-

RESOLUTION CONCURRING IN THE DETERMINATION BY THE TOWN OF
COLOINIE ZONING BOARD OF APPEALS, AS LEAD AGENCY FOR THE
ENVIRONMENTAL REVIEW OF THE CIDC COLONIE IV, LLC PROPOSED
PROJECT.

WHEREAS, pursuant to the provisions of Section 1411 of the Not-For-Profit Corporation Law of the State of New York, as amended (the “Enabling Act”) and Revenue Ruling 57-187 and Private Letter Ruling 200936012, the County Legislature of Albany County, New York (the “County”) adopted a resolution on September 8, 2014 (the “Sponsor Resolution”) (A) authorizing the incorporation of Albany County Capital Resource Corporation (the “Issuer”) under the Enabling Act and (B) appointing the initial members of the board of directors of the Issuer; and

WHEREAS, in September, 2014, a certificate of incorporation was filed with the New York Secretary of State’s Office (the “Certificate of Incorporation”) creating the Issuer as a public instrumentality of the County Legislature; and

WHEREAS, the Issuer is authorized and empowered by the provisions of the Enabling Act to relieve and reduce unemployment, promote and provide for additional and maximum employment, better and maintain job opportunities, and lessen the burdens of government and act in the public interest, and in carrying out the aforesaid purposes and in exercising the powers conferred in the Enabling Act, the Enabling Act declares that the Issuer will be performing essential governmental functions; and

WHEREAS, to accomplish its stated purposes, the Issuer is authorized and empowered under the Enabling Act to acquire real and personal property; to borrow money and issue negotiable bonds, notes and other obligations therefore; to lease, sell, mortgage or otherwise dispose of or encumber any of its real or personal property upon such terms as it may determine; and otherwise to carry out its corporate purposes in the territory in which the operations of the Issuer are principally to be conducted; and

WHEREAS, CIDC Colonie IV, LLC, a New York limited liability company (the “Borrower”), submitted an application (the “Application”) to the Issuer, a copy of which Application is on file at the office of the Issuer, which Application requested that the Issuer consider undertaking a project (the “Project”) for the benefit of the Borrower, said Project consisting of the following: (A) (i) the construction of an approximately 46,000 square foot building and associated parking (collectively, the “Facility”) on an approximately 9.52 acre parcel of land located at 886 and 892 Watervliet-Shaker Road in the Town of Colonie, Albany County, New York (the “Land”) and (ii) the acquisition and installation thereon and therein of machinery and equipment (the “Equipment”) (the Facility, the Land and the Equipment being hereinafter collectively referred to as the “Project Facility”), all of the foregoing to be owned by the Borrower and leased to the Board of Cooperative Educational Services of Albany-Schoharie-Schenectady-Saratoga Counties (“BOCES”) for use as an administrative/educational facility and any other directly and indirectly related activities; (B) the financing of all or a portion of the costs of the foregoing by the issuance of tax-exempt and/or taxable revenue bonds of the Issuer in one or more issues or series in an aggregate principal amount sufficient to pay the cost of undertaking the Project, together with necessary incidental costs in connection therewith, presently estimated to be approximately \$15,000,000 and in any event not to exceed \$18,000,000 (the “Obligations”); (C) the paying a portion of the costs incidental to the issuance of the Obligations, including issuance costs of the Obligations and any reserve funds as may be necessary to secure the Obligations; and (D) the making of a loan of the proceeds of the Obligations to the Borrower or such other person as may be designated by the Borrower and agreed upon by the Issuer; and

WHEREAS, by resolution adopted by the members of the Board of Directors of the Issuer on March 20, 2024 (the “Preliminary Inducement Resolution”), the Issuer authorized a public hearing to be held pursuant to Section 859-a of the General Municipal Law and Section 147(f) of the Internal Revenue Code of 1986, as amended (the “Code”) with respect to the Project; and

WHEREAS, pursuant to the authorization contained in the Preliminary Inducement Resolution, the Chief Executive Officer of the Issuer (A) caused notice of a public hearing of the Issuer (the “Public Hearing”) pursuant to Section 147(f) of the Internal Revenue Code of 1986, as amended (the “Code”) and, as provided in the Certificate of Incorporation, pursuant to the applicable provisions of Section 859-a and Section 859-b of the General Municipal Law of the State of New York, to hear all persons interested in the Project and the financial assistance being contemplated by the Issuer with respect to the Project, to be published on April 2, 2024 in the Albany Times Union, a newspaper of general circulation available to the residents of the town of Colonie, Albany County, New York, (B) caused notice of the Public Hearing to be posted on April 3, 2024 on the Issuer’s website, as well as on a public bulletin board located at 111 Washington Avenue in the City of Albany, Albany County, New York, (C) caused notice of the Public Hearing to be mailed on April 1, 2024 to the chief executive officers of the county and of each city, town, village and school district in which the Project Facility is (or will be) located, (D) conducted the Public Hearing on April 16, 2024 at 6:00 o’clock p.m., local time at the William K. Sanford Town Library

located at 629 Albany Shaker Road in the Town of Colonie, Albany County, New York, and (E) prepared a report of the Public Hearing (the “Public Hearing Report”) which fairly summarized the views presented at such Public Hearing and presented said Public Hearing Report to the members of the board of directors of the Issuer and to the County Executive of Albany County, New York (the “County Executive”); and

WHEREAS, by certificate executed by the County Executive on May 20, 2024 (the “Public Approval”), the County Executive approved the issuance of the Obligations for purposes of Section 147(f) of the Code; and

WHEREAS, pursuant to Article 8 of the Environmental Conservation Law, Chapter 43-B of the Consolidated Laws of New York, as amended (the “SEQR Act”) and the regulations (the “Regulations”) adopted pursuant thereto by the Department of Environmental Conservation of the State of New York (collectively with the SEQR Act, “SEQRA”), the Issuer has been informed that (1) the Town of Colonie Zoning Board of Appeals (the “Zoning Board”) was designated to act as “lead agency” with respect to the Project, and (2) the Zoning Board issued a Determination of Non-Significance on January 3, 2024 (the “Negative Declaration”), attached hereto as Exhibit A, determining that the acquisition, construction and installation of the Project Facility will not have “significant adverse environmental impacts;” and

WHEREAS, the Issuer is an “involved agency” with respect to the Project and the Issuer now desires to concur in the determination by the Zoning Board, as “lead agency” with respect to the Project, to acknowledge receipt of a copy of the Negative Declaration and to indicate whether the Issuer has any information to suggest that the Zoning Board was incorrect in determining that the Project will not have “significant adverse environmental impacts” pursuant to SEQRA and, therefore, that no environmental impact statement need be prepared with respect to the Project;

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE BOARD OF DIRECTORS OF ALBANY COUNTY CAPITAL RESOURCE CORPORATION, AS FOLLOWS:

Section 1. The Issuer has received copies of, and has reviewed, the Application and the Negative Declaration (collectively, the “Reviewed Documents”) and, based upon said Reviewed Documents, the Issuer hereby ratifies and concurs in the designation of the Zoning Board as “lead agency” with respect to the Project under SEQRA (as such quoted term is defined in SEQRA):

Section 2. The Issuer hereby determines that the Agency has no information to suggest that the Zoning Board was incorrect in determining that the Project will not have a “significant effect on the environment” pursuant to SEQRA and, therefore, that an environmental impact statement need not be prepared with respect to the Project (as such quoted phrase is used in SEQRA).

Section 3. The Chief Executive Officer of the Issuer is hereby directed to notify the Zoning Board of the concurrence by the Issuer that the Zoning Board shall be the “lead agency” with respect to the Project, and to further indicate to the Zoning Board that the Issuer has no information to suggest that the Zoning Board was incorrect in its determinations contained in the Negative Declaration.

Section 4. This resolution shall take effect immediately.

[Remainder of page left blank intentionally]

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

Hon. Gary W. Domalewicz	VOTING	_____
Hon. William M. Clay	VOTING	_____
Michael J. Paparian	VOTING	_____
Gene Messercola	VOTING	_____
William Murphy	VOTING	_____
Hon. Wanda Willingham	VOTING	_____

The foregoing resolution was thereupon declared duly adopted.

[Remainder of page left blank intentionally]

STATE OF NEW YORK)
) SS.:
COUNTY OF ALBANY)

I, the undersigned Secretary of Albany County Capital Resource Corporation (the “Issuer”), DO HEREBY CERTIFY that I have compared the foregoing annexed extract of the minutes of the meeting of the board of directors of the Issuer (the “Board of Directors”), including the resolution contained therein, held on June 5, 2024 with the original thereof on file in my office, and that the same is a true and correct copy of said original and of such resolution contained therein and of the whole of said original so far as the same relates to the subject matters therein referred to.

I FURTHER CERTIFY that (A) all members of the Board of Directors had due notice of said meeting; (B) said meeting was in all respects duly held; (C) pursuant to Article 7 of the Public Officers Law (the “Open Meetings Law”), said meeting was open to the general public, and due notice of the time and place of said meeting was duly given in accordance with such Open Meetings Law; and (D) there was a quorum of the members of the Board of Directors present throughout said meeting.

I FURTHER CERTIFY that, as of the date hereof, the attached resolution is in full force and effect and has not been amended, repealed or rescinded.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the Issuer this _____ day of June, 2024.

BY: _____
Secretary

(SEAL)

EXHIBIT A
NEGATIVE DECLARATION
- SEE ATTACHED -



TOWN OF COLONIE

PLANNING AND ECONOMIC DEVELOPMENT DEPARTMENT

Public Operations Center
347 Old Niskayuna Road
Latham, New York 12110

Peter G. Crummey
Town Supervisor

Phone (518) 783-2741 Fax (518) 783-2888
www.colonie.org/pedd

Sean M. Maguire, AICP CEcD
Director

SEQR RECOMMENDATION


Applicant Name: CIDC Colonie IV, LLC

Address of Property: 886 and 892 Watervliet Shaker Road

It is recommended that the **Zoning Board of Appeals** make the following determination regarding the above referenced application:

- The requested approval is a **Type I SEQR Action**. We recommend, based on the attached EAF, that the Board determine that the action will not have a significant effect on the environment, and that the attached Negative Declaration be filed.
- The requested approval is a **Type II SEQR Action**, pursuant to 6NYCRR Part 617.5 (c), therefore no further environmental review is necessary.
- The requested approval is an **unlisted SEQR Action**. We recommend, based on the attached EAF, that the Board determine that the action will not have a significant effect on the environment.
- The requested approval is an **exempt or excluded SEQR Action**, therefore no further environmental review is necessary.

Additional comments: All coordinated review responses are being collected. At this time, all responses received consent or do not object to the ZBA as the lead agency. This project falls within the limits of the Airport Area GEIS and mitigation of the cumulative impacts of development will be required.

By: 
Sean M. Maguire, AICP CEcD, Director

Date: January 2, 2024

Applicant Name: CIDC Colonie IV, LLC

Address of Property: 886 and 892 Watervliet Shaker Road

Part 2 - Impact Assessment. The Lead Agency is responsible for the completion of Part 2. Answer all of the following questions in Part 2 using the information contained in Part 1 and other materials submitted by the project sponsor or otherwise available to the reviewer. When answering the questions the reviewer should be guided by the concept "Have my responses been reasonable considering the scale and context of the proposed action?"	No, or small impact may occur	Moderate to large impact may occur
1. Will the proposed action create a material conflict with an adopted land use plan or zoning regulations?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
2. Will the proposed action result in a change in the use or intensity of use of land?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
3. Will the proposed action impair the character or quality of the existing community?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
4. Will the proposed action have an impact on the environmental characteristics that caused the establishment of a Critical Environmental Area (CEA)?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
5. Will the proposed action result in an adverse change in the existing level of traffic or affect existing infrastructure for mass transit, biking or walkway?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
6. Will the proposed action cause an increase in the use of energy and it fails to incorporate reasonably available energy conservation or renewable energy opportunities?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
7. Will the proposed action impact existing: a. public / private water supplies? b. public / private wastewater treatment utilities?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
8. Will the proposed action impair the character or quality of important historic, archaeological, architectural or aesthetic resources?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
9. Will the proposed action result in an adverse change to natural resources (e.g., wetlands, waterbodies, groundwater, air quality, flora and fauna)?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
10. Will the proposed action result in an increase in the potential for erosion, flooding or drainage problems?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
11. Will the proposed action create a hazard to environmental resources or human health?	<input checked="" type="checkbox"/>	<input type="checkbox"/>

Part 3 - Determination of significance. The Lead Agency is responsible for the completion of Part 3. For every question in Part 2 that was answered "moderate to large impact may occur", or if there is a need to explain why a particular element of the proposed action may or will not result in a significant adverse environmental impact, please complete Part 3. Part 3 should, in sufficient detail, identify the impact, including any measures or design elements that have been included by the project sponsor to avoid or reduce impacts. Part 3 should also explain how the lead agency determined that the impact may or will not be significant. Each potential impact should be assessed considering its setting, probability of occurring, duration, irreversibility, geographic scope and magnitude. Also consider the potential for short-term, long-term and cumulative impacts.

Proposed construction of a new 46,000 square foot education facility with associated improvements.

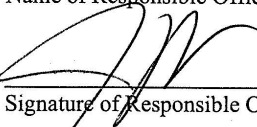
Check this box if you have determined, based on the information and analysis above, and any supporting documentation, that the proposed action may result in one or more potentially large or significant adverse impacts and an environmental impact statement is required.

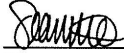
Check this box if you have determined, based on the information and analysis above, and any supporting documentation, that the proposed action will not result in any significant adverse environmental impacts.

Town of Colonie Zoning Board of Appeals
Name of Lead Agency

James Campbell
Name of Responsible Officer in Lead Agency

Acting Chairman
Title of Responsible Officer


Signature of Responsible Officer


Signature of Preparer

January 3, 2024
Date

**NOTICE OF DETERMINATION
OF NO SIGNIFICANT EFFECT
ON THE ENVIRONMENT**

NEGATIVE DECLARATION

TO ALL INTERESTED AGENCIES, GROUPS AND PERSONS:

In accordance with Article 8 (State Environmental Quality Review) of the Environmental Conservation Law (the "Act"), and the statewide regulations under the Act (6 NYCRR Part 617) (the "Regulations"), the Lead Agency have received an environmental assessment form in connection with the proposed action described below (the "Action") and the Lead Agency have determined (i) that said proposed action will result in no major impacts and therefore will not have a significant effect on the environment, and (ii) therefore that an environmental impact statement is not required to be prepared with respect to said Action. THIS NOTICE IS A NEGATIVE DECLARATION FOR THE PURPOSES OF THE ACT.

A. Lead Agency: Town of Colonie Zoning Board of Appeals

B. Person to contact for further information: Sean M. Maguire, Director, Town of Colonie, Planning & Economic Development Department, 347 Old Niskayuna Road, Latham, NY 12110, 518-783-2741.

C. Project Identification: CIDC Colonie IV, LLC

D. Action Description: Proposed construction of a new 46,000 square foot education facility with associated improvements.

E. Action Location: 886 and 892 Watervliet Shaker Road

F. Reasons for Determination of Non-Significance: The Lead Agency has reviewed the application, site plans, project description, and all supporting documentation, and conducted such further investigation of the Project and its environmental effects as the Lead Agency has deemed appropriate. Based on this review, the Lead Agency has determined that the action will have no significant effect on the environment.

DATED: January 3, 2024

TOWN OF COLONIE ZONING BOARD OF APPEALS

BY: _____

James Campbell, Acting Chairman

cc: Applicant

Involved agencies should fill out the attached form stating their position on lead agency status for this matter and return it to this Agency within thirty (30) days of the date of this notice. If you do not respond within thirty (30) days, it will be assumed that your agency does not wish to serve as lead agency for this matter. As required by SEQRA, you will continue to receive copies of all SEQRA determinations, SEQRA documents and notices.

Thank you kindly for your cooperation.

On behalf of the Agency,



Sean M. Maguire, AICP CEcD
Director, Planning and Economic Development

Attachments to this Notice:

- Exhibit A: Lead Agency Consent Form
- Exhibit B: Application Documentation
- Exhibit C: SEQRA Full Environmental Assessment Form, Part 1

Copies of this Notice shall be sent to the following selected Involved or Interested Agencies:

- | | |
|---|--|
| <input type="checkbox"/> T/o Colonie Town Board | <input checked="" type="checkbox"/> Army Corps of Engineers <i>(federal)</i> |
| <input checked="" type="checkbox"/> T/o Colonie Planning Board | <input checked="" type="checkbox"/> NYS DEC |
| <input checked="" type="checkbox"/> T/o Colonie Zoning Board of Appeals | <input type="checkbox"/> NYS DOT |
| <input type="checkbox"/> T/o Colonie SEAMAB | <input checked="" type="checkbox"/> NYS OPRHP <i>email</i> |
| <input type="checkbox"/> T/o Colonie IDA | <input type="checkbox"/> Albany Pine Bush Preserve Comm. |
| <input type="checkbox"/> T/o Colonie LDC | <input checked="" type="checkbox"/> Shaker Heritage Society <i>INT</i> |
| <input type="checkbox"/> Fire District/Dept. | <input checked="" type="checkbox"/> Other: Albany County Planning Board |
| | <input type="checkbox"/> Albany County DPW |
| | <input type="checkbox"/> Albany County Capital Resource Corporation |
| <input type="checkbox"/> School District | <input checked="" type="checkbox"/> Other: Albany County Airport Authority |
| | <input type="checkbox"/> FAA <i>(federal)</i> |
| | <input type="checkbox"/> Empire State Development <i>interested only</i> |

- * INVOLVE AGENCY and consent is attached here.
- * federal agencies are INTERESTED only and do not need to consent to lead agency.
- * ESD and Shaker Heritage are INTERESTED agencies and do not need to consent to lead agency

Exhibit A: Lead Agency Consent Form

**TOWN OF COLONIE
CONSENT TO SEQRA LEAD AGENCY**

Name of Involved Agency:

Proposed Lead Agency: Town of Colonie Zoning Board of Appeals

Name of Action: 886 and 892 Watervliet Shaker Road, Town of Colonie, CIDC Colonie IV, LLC

Classification of Action: Type I


On behalf of Town of Colonie Planning Board (Involved Agency), I acknowledge receipt of the enclosed Notice to Designate SEQRA Lead Agency in this matter.

The above-named involved agency hereby: (please check one)

CONSENTS to the Town of Colonie Town Board acting as the SEQRA Lead Agency in this application and requests that the undersigned continue to receive copies of all SEQRA determinations, SEQRA documents and notices in this matter.

DOES NOT CONSENT to the Town of Colonie Town Board acting as SEQRA Lead Agency in this application and desires that _____ serve as Lead Agency. To contest Lead Agency designation, the undersigned intends to follow the procedures outlined in the SEQRA regulations—6 NYCRR § 617.6(b)(5).

TAKES NO POSITION on Lead Agency designation.



Signature

Director
Title

Town of Colonie Planning Board
Involved Agency name (printed)

January 2, 2024
Date

NEW YORK STATE DEPARTMENT OF ENVIRONMENTAL CONSERVATION

Division of Environmental Permits, Region 4
1130 North Westcott Road, Schenectady, NY 12306-2014
P: (518) 357-2069 | F: (518) 357-2593
www.dec.ny.gov

December 29, 2023

Sean M. Maguire, Director
Town of Colonie
Planning and Economic Development
347 Old Niskayuna Road
Latham, NY 12110
Emailed to: maquires@colonie.org

**Re: Lead Agency Coordination Response
CIDC Colonie IV, LLC
BOCES CTE Facility Extension
886 and 892 Watervliet Shaker Road
Town of Colonie, Albany County**

Dear Mr. Maguire:

This letter responds to your correspondence of December 8, 2023 regarding lead agency coordination for the project referenced herein, under Article 8 (State Environmental Quality Review – SEQR) of the Environmental Conservation Law and 6 NYCRR Part 617. The New York State Department of Environmental Conservation (the DEC) has the following interest in this project:

Name of Action: BOCES Career & Technology Education Facility Extension
DEC Contact Person: Trish Gabriel, Environmental Analyst II
SEQR Classification: Type I

DEC Position: Based on the information provided the DEC has no objection to your agency assuming lead agency status for this action. ****The DEC must be notified immediately if the project/proposed action scope changes, or the EAF is revised.***

Possible DEC Permitting Requirements

A review of NYS protected resources near or within the project site was performed using existing GIS data (see enclosed Project Location and NYS Resources Map). Please note that jurisdictional maps are meant to provide approximate sizes and locations of resources. Actual field conditions may vary from those depicted on the maps. The following provides a summary of potential State permitting requirements for the project based on the results of the protected resources review and project information submitted with your correspondence.



Sean M. Maguire
December 29, 2023
Page 2

SPDES General Permit for Construction Activities Stormwater Discharge

Any project which results in a disturbance of one acre or more of land, must be in compliance with the State Pollutant Discharge Elimination System (SPDES) Phase II regulations for Stormwater Discharges Associated with Construction Activities. Information regarding the SPDES General Permit for Stormwater Discharges can be found on the DEC's website at <http://www.dec.ny.gov/chemical/8468.html>.

Additional Information

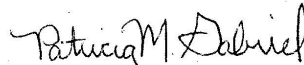
Cultural Resources

Your project site appears to be located within an area of potential historical or archeological significance. If approvals/permits are ultimately needed from the DEC, consultation with the New York State Office of Parks, Recreation and Historic Preservation (OPRHP) will likely be required to better evaluate this project's impacts on these resources. To initiate consultation with OPRHP, please visit their project submission website at <https://cris.parks.ny.gov/>. Please add Trish Gabriel at trish.gabriel@dec.ny.gov to the list of contacts for your project.

Please note that construction activities that have the potential to affect historic and/or archeological resources are not eligible for coverage under the SPDES General Permit for Stormwater Discharges from Construction Activity (GP-0-20-001) unless documentation of satisfactory compliance with Section 106 of the National Historic Preservation Act is received from OPRHP for the project site.

Please feel free to contact me by e-mail at trish.gabriel@dec.ny.gov or by telephone at (518) 357-2445 if you have any questions.

Sincerely,



Patricia M. Gabriel
Deputy Regional Permit Administrator

Encl.: Project Location & NYS Resources Map

ecc: Victoria Normandin, Town of Colonie
Dan Hershberg, Hershberg & Hershberg
Jonathan deForest, BBL Construction Services, LLC



Maguire, Sean

From: Davey, Weston F (PARKS) <Weston.Davey@parks.ny.gov>
Sent: Tuesday, December 19, 2023 8:23 AM
To: Samantha Toews
Cc: Maguire, Sean; Normandin, Victoria; bstabler@columbiadev.com
Subject: RE: 20231208 WSR 886 and 892 BOCES Type I Lead Agency Coordination.pdf

Hello Samantha,
Our office has no objections to the Town of Colonie assuming lead agency status for this project. If you wish to seek our comments on the project for SEQRA please submit the information electronically via our Cultural Resource Information System (CRIS) at <https://cris.parks.ny.gov/> [cris.parks.ny.gov].

Weston Davey
Historic Site Restoration Coordinator

New York State Parks, Recreation & Historic Preservation
P. O. Box 189, Peebles Island, Waterford, NY 12188
O: 518-268-2164 | M: 518-764-0984 | weston.davey@parks.ny.gov
www.parks.ny.gov/shpo/ [parks.ny.gov]



We'll see you out there

From: Samantha Toews <stoews@columbiadev.com>
Sent: Monday, December 18, 2023 4:17 PM
To: Davey, Weston F (PARKS) <Weston.Davey@parks.ny.gov>
Cc: Maguire, Sean <maguires@colonie.org>; normandin@colonie.org; bstabler@columbiadev.com
Subject: 20231208 WSR 886 and 892 BOCES Type I Lead Agency Coordination.pdf

You don't often get email from stoews@columbiadev.com. [Learn why this is important \[aka.ms\]](#)

ATTENTION: This email came from an external source. Do not open attachments or click on links from unknown senders or unexpected emails.

Mr. Davey:

This notice was previously sent to Mr. Finelli and Mr. Bonafide. Both were returned undeliverable. Are you able to complete the below request? If not, will you please provide us with the correct contact?

We are writing on behalf of the proposed BOCES CTE Extension project to be located at 886 and 892 Watervliet Shaker Road, Colonie. The project will serve as an extension of the existing CTE Facility located at 925 Watervliet Shaker Road, which currently serves over 1,200 students from (24) member districts. There is currently a waiting list of approximately 200 students for additional programming.

The BOCES extension is scheduled to open Fall 2025. In order to meet this goal and avoid the project being delayed a year, BOCES must meet several approval deadlines.

The Town of Colonie Zoning Board of Appeals needs the ability to declare lead agency during the Wednesday, January 3, 2024 meeting. This requires that all involved and interested agencies provide their response prior to the (30) day deadline Sunday, January 7, 2024.

If you have not done so already, we respectfully request that you please "Reply All" and return the attached Consent to SEQRA Lead Agency form to the Town of Colonie via email as soon as possible.

Thank you,
Samantha

—
Samantha L. Toews

Columbia Development Companies

(518) 862-9133 Ext. 4510

columbiadev.com

From: Normandin, Victoria
Sent: Friday, December 8, 2023 3:14 PM
To: 'cenan.rfo@usace.army.mil' <cenan.rfo@usace.army.mil>; 'dep.r4@dec.ny.gov' <dep.r4@dec.ny.gov>; 'james.finelli@parks.ny.gov' <james.finelli@parks.ny.gov>; 'nys-capitaldist@esd.ny.gov' <nys-capitaldist@esd.ny.gov>; 'wjforman@aol.com' <wjforman@aol.com>; 'wmc2@aol.com' <wmc2@aol.com>; 'Muddappa, Gopika' <Gopika.Muddappa@albanycountyny.gov>; 'william.anslow@albanycountyny.gov' <william.anslow@albanycountyny.gov>; Crouse, Peter <dmprc7@aol.com>; 'chaskin@albanyairport.com' <chaskin@albanyairport.com>; 'director@shakerheritage.org' <director@shakerheritage.org>; '7-AEA-alb-FSDO@faa.gov' <7-AEA-alb-FSDO@faa.gov>
Subject: NOTICE OF INTENT TO ACT AS SEQRA LEAD AGENCY
Importance: High

To all Involved and Interested Parties:

Attached is a notice of intent to act as SEQRA lead agency pursuant to NY State Environmental Quality Review Act (Environmental Conservation Law, Article 8) and its implementing regulations at 6 NYCRR Part 617 (collectively, "SEQRA") to designate the Town of Colonie Zoning Board of Appeals (the "Agency") as the Lead Agency for the project below:

886 and 892 Watervliet Shaker Road, Town of Colonie

Involved agencies should fill out the attached form stating their position on lead agency status for this matter and return it to this Agency within thirty (30) days of the date of this notice. If you do not respond within thirty (30) days, it will be assumed that your agency does not wish to serve as lead agency for this matter. As required by SEQRA, you will continue to receive copies of all SEQRA determinations, SEQRA documents and notices.

Thanks,

Tori



Victoria Normandin

Administrative Aide
Planning & Economic Development Department
347 Old Niskayuna Road
Latham, NY 12110
518-783-2741 (Phone); 518-783-2888 (Fax)

Exhibit A: Lead Agency Consent Form

**TOWN OF COLONIE
CONSENT TO SEQRA LEAD AGENCY**

Name of Involved Agency:

Proposed Lead Agency: Town of Colonie Zoning Board of Appeals

Name of Action: 886 and 892 Watervliet Shaker Road, Town of Colonie, CIDC Colonie IV, LLC

Classification of Action: Type I


On behalf of Shaker Heritage Society (Involved Agency), I acknowledge receipt of the enclosed Notice to Designate SEQRA Lead Agency in this matter.

The above-named involved agency hereby: (please check one)

CONSENTS to the Town of Colonie Town Board acting as the SEQRA Lead Agency in this application and requests that the undersigned continue to receive copies of all SEQRA determinations, SEQRA documents and notices in this matter.

DOES NOT CONSENT to the Town of Colonie Town Board acting as SEQRA Lead Agency in this application and desires that _____ serve as Lead Agency. To contest Lead Agency designation, the undersigned intends to follow the procedures outlined in the SEQRA regulations—6 NYCRR § 617.6(b)(5).

TAKES NO POSITION on Lead Agency designation.



Signature

Executive Director

Title

Shaker Heritage Society

Involved Agency name (printed)

December 19, 2023

Date

Exhibit A: Lead Agency Consent Form

TOWN OF COLONIE

CONSENT TO SEQRA LEAD AGENCY

Name of Involved Agency:

Proposed Lead Agency: Town of Colonie Zoning Board of Appeals

Name of Action: 886 and 892 Watervliet Shaker Road, Town of Colonie, CIDC Colonie IV, LLC

Classification of Action: Type I


On behalf of Albany County Planning Board (Involved Agency), I acknowledge receipt of the enclosed Notice to Designate SEQRA Lead Agency in this matter.

The above-named involved agency hereby: (please check one)

CONSENTS to the Town of Colonie Town Board acting as the SEQRA Lead Agency in this application and requests that the undersigned continue to receive copies of all SEQRA determinations, SEQRA documents and notices in this matter.

DOES NOT CONSENT to the Town of Colonie Town Board acting as SEQRA Lead Agency in this application and desires that _____ serve as Lead Agency. To contest Lead Agency designation, the undersigned intends to follow the procedures outlined in the SEQRA regulations—6 NYCRR § 617.6(b)(5).

TAKES NO POSITION on Lead Agency designation.



Signature

Gopika Muddappa

Senior Planner

Title

Albany County Planning Board

Involved Agency name (printed)

12/28/2023

Date

Exhibit A: Lead Agency Consent Form

TOWN OF COLONIE

CONSENT TO SEQRA LEAD AGENCY

Name of Involved Agency:

Proposed Lead Agency: Town of Colonie Zoning Board of Appeals

Name of Action: 886 and 892 Watervliet Shaker Road, Town of Colonie, CIDC Colonie IV, LLC

Classification of Action: Type I

On behalf of ALBANY COUNTY DPW (Involved Agency), I acknowledge receipt of the enclosed Notice to Designate SEQRA Lead Agency in this matter.

The above-named involved agency hereby: (please check one)

CONSENTS to the Town of Colonie Town Board acting as the SEQRA Lead Agency in this application and requests that the undersigned continue to receive copies of all SEQRA determinations, SEQRA documents and notices in this matter.

DOES NOT CONSENT to the Town of Colonie Town Board acting as SEQRA Lead Agency in this application and desires that _____ serve as Lead Agency. To contest Lead Agency designation, the undersigned intends to follow the procedures outlined in the SEQRA regulations—6 NYCRR § 617.6(b)(5).

TAKES NO POSITION on Lead Agency designation.


Signature

COMMISSIONER
Title

ALBANY COUNTY DPW
Involved Agency name (printed)

12.28.23
Date

Exhibit A: Lead Agency Consent Form

TOWN OF COLONIE

CONSENT TO SEQRA LEAD AGENCY

Name of Involved Agency:

Proposed Lead Agency: Town of Colonie Zoning Board of Appeals

Name of Action: 886 and 892 Waterwheel Shaker Road, Town of Colonie, CIDC Colonie IV, LLC

Classification of Action: Type I

On behalf of Albany County Capital Resource Corporation (Involved Agency), I acknowledge receipt of the enclosed Notice to Designate SEQRA Lead Agency in this matter.

The above-named involved agency hereby: (please check one)

CONSENTS to the Town of Colonie Town Board acting as the SEQRA Lead Agency in this application and requests that the undersigned continue to receive copies of all SEQRA determinations, SEQRA documents and notices in this matter.

DOES NOT CONSENT to the Town of Colonie Town Board acting as SEQRA Lead Agency in this application and desires that _____ serve as Lead Agency. To contest Lead Agency designation, the undersigned intends to follow the procedures outlined in the SEQRA regulations—6 NYCRR § 617.6(b)(5).

TAKES NO POSITION on Lead Agency designation.


Signature

Chief Executive Officer

Title

Albany County Capital Resource Corporation

Involved Agency name (printed)

December 29, 2023

Date