

Lemery Greisler LLC

Attorneys at Law

Theresa M. Skaine, Member

tskaine@lemerygreisler.com
(518) 581-8800 Ext. 111

June 15, 2007

Malta Town Board
c/o Heather Malozzi
Town of Malta
2540 Route 9
Malta, New York 12020

Re: *Proposed Minor Modification to Planned Development District (PDD) No. 46
Luther Forest Technology Campus*

Dear Heather:

On behalf of the Luther Forest Technology Campus Economic Development Corporation ("LFTCEDC"), I hereby enclosed fifteen (15) copies of the following documents in connection with the proposed minor modifications to the PDD No. 46 legislation:

1. Part 1 of a completed Long Environmental Assessment Form (EAF) with project narrative;
2. The language of the proposed amended PDD language; and
3. A completed application form.

The proposed action is a modification to the PDD No. 46 which was adopted on May 18, 2004 by local law No. 6-2004 and which was amended by local law No. 2 dated February 5, 2007. LFTCEDC proposes that a 1.1 mile segment⁶ of the off-site 115 kV electric transmission line in the Town of Malta be changed from an overhead line to an underground line. The width of the right-of-way for the underground portion of the line will range from 30 to 50 feet. The reason for the change is the high costs associated with purchasing the necessary right-of-way through a tract of land known as The Enclave, which is west of Route 9/67. This change will serve to mitigate the visual impacts along the Route 9/67 corridor associated with providing electric service to LFTC.

LFTCEDC is in ownership control of the entire Stonebreak Road corridor and is working cooperatively with National Grid, NYSDOT and private landowners to progress the development of the LFTC and to find workable solutions for the utilities required for the site. The Town has requested agency letters from landowners outside of the PDD footprint, and those letters will be provided to the Town by separate cover prior to the meeting at which these materials will be considered by the Town Board.

The minor modifications contained in the attached materials and application are consistent with the PDD record and the environmental review performed in connection with the adoption of the

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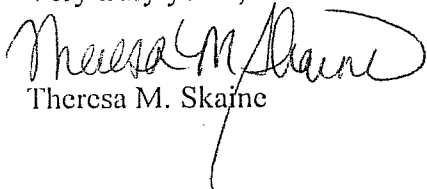
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Malta Town Board
June 15, 2007
Page 2

PDD legislation, and therefore the Town Board should, after review of the attached Long Form EAF, feel comfortable issuing a negative declaration for the minor PDD amendments proposed.

Should you have any question or comment regarding the enclosed materials, please feel free to contact me or John Lemery at (518) 581-8800.

Very truly yours,



Theresa M. Skajne

TMS:kmc

Encls.

Cc: Thomas Peterson
Jack Kelley
John Munsey ✓

617.20
Appendix A
State Environmental Quality Review
FULL ENVIRONMENTAL ASSESSMENT FORM

Purpose: The full EAF is designed to help applicants and agencies determine, in an orderly manner, whether a project or action may be significant. The question of whether an action may be significant is not always easy to answer. Frequently, there are aspects of a project that are subjective or unmeasurable. It is also understood that those who determine significance may have little or no formal knowledge of the environment or may not be technically expert in environmental analysis. In addition, many who have knowledge in one particular area may not be aware of the broader concerns affecting the question of significance.

The full EAF is intended to provide a method whereby applicants and agencies can be assured that the determination process has been orderly, comprehensive in nature, yet flexible enough to allow introduction of information to fit a project or action.

Full EAF Components: The full EAF is comprised of three parts:

- Part 1:** Provides objective data and information about a given project and its site. By identifying basic project data, it assists a reviewer in the analysis that takes place in Parts 2 and 3.
- Part 2:** Focuses on identifying the range of possible impacts that may occur from a project or action. It provides guidance as to whether an impact is likely to be considered small to moderate or whether it is a potentially-large impact. The form also identifies whether an impact can be mitigated or reduced.
- Part 3:** If any impact in Part 2 is identified as potentially-large, then Part 3 is used to evaluate whether or not the impact is actually important.

DETERMINATION OF SIGNIFICANCE - Type 1 and Unlisted Actions

Identify the Portions of EAF completed for this project: Part 1 Part 2 Part 3

Upon review of the information recorded on this EAF (Parts 1 and 2 and 3 if appropriate), and any other supporting information, and considering both the magnitude and importance of each impact, it is reasonably determined by the lead agency that:

- A. The project will not result in any large and important impact(s) and, therefore, is one which **will not** have a significant impact on the environment, therefore a **negative declaration will be prepared.**
- B. Although the project could have a significant effect on the environment, there will not be a significant effect for this Unlisted Action because the mitigation measures described in PART 3 have been required, therefore a **CONDITIONED negative declaration will be prepared.***
- C. The project may result in one or more large and important impacts that may have a significant impact on the environment, therefore a **positive declaration will be prepared.**

* A Conditioned Negative Declaration is only valid for Unlisted Actions.

Luther Forest Technology Campus – Minor Amendments to PDD Legislation
Name of Action

Malta Town Board
Name of Lead Agency

Print or Type Name of Responsible Officer in Lead Agency

Title of Responsible Officer

Signature of Responsible Office in Lead Agency

Signature of Preparer (If different from responsible officer)

Date

- a. What is depth to bedrock? >100 (in feet)
5. Approximate percentage of proposed site with slopes: 0-10% 100 % 10-15% _____ %
 15% or greater _____ %
6. Is project substantially contiguous to, or contain a building, site, or district, listed on the State or the National Registers of Historic Places?
 Yes No *Based on Cultural Resources Survey done by Hartgen Archeological Associates (HAA, 1992), and a 1992 sensitivity map done by OPRHP for Saratoga County (OPRHP, 1992). The proposed ETL will avoid impacts to identified archeological resources.*
7. Is project substantially contiguous to a site listed on the Register of National Natural Landmarks? Yes No
8. What is the depth of the water ~10-15 (in feet) *Estimated average over the project area.*
9. Is site located over a primary, principal, or sole source aquifer? Yes No
10. Do hunting, fishing or shell fishing opportunities presently exist in the project area? Yes No *Hunting is by permission of the existing property owner.*
11. Does project site contain any species of plant or animal life that is identified as threatened or endangered?
 Yes No According to Correspondence from NYSDEC and USFWS.
Identify each species _____
12. Are there any unique or unusual land forms on the project site? (i.e., cliffs, dunes, other geological formations)
 Yes No Describe _____
13. Is the project site presently used by the community or neighborhood as an open space or recreation area?
 Yes No If yes, explain Lands comprising project area are privately owned; there is some incidental recreation by the public on existing private trails.
14. Does the present site include scenic views known to be important to the community?
 Yes No
15. Streams within or contiguous to project area: Four (4) streams exist on the project area – three (3) on the south side of the project area flow towards Round Lake, and one (1) on the north side of the project area flows towards Saratoga Lake.
a. Name of Stream and name of River to which it is tributary Streams are unnamed tributaries to Round Lake and Saratoga Lake.
16. Lakes, ponds, wetland areas within or contiguous to project area: (None)
a. Name _____ b. Size (In acres) _____
17. Is the site served by existing public utilities? Yes No
a. If Yes, does sufficient capacity exist to allow connection? Yes No
b. If Yes, will improvements be necessary to allow connection? Yes No
18. Is the site located in an agricultural district certified pursuant to Agriculture and Markets Law, Article 25-AA, Section 303 and 304?
 Yes No
19. Is the site located in or substantially contiguous to a Critical Environmental Area designated pursuant to Article 8 of the ECL, and 6 NYCRR 617?
 Yes No
20. Has the site ever been used for the disposal of solid or hazardous wastes? ***The Wright-Malta parcel is an inactive hazardous waste disposal site that has been extensively investigated and remediated.* Yes No

B. Project Description

1. Physical dimensions and scale of project (fill in dimensions as appropriate)
 - a. Total contiguous acreage owned or controlled by project sponsor ~1,100 acres. *This acreage corresponds to the total project site.*
 - b. Project acreage to be developed: 1.1 Miles initially; 1.1 Miles ultimately.
 - c. Project acreage to remain undeveloped ~690 acres. *60% open space requirement is unchanged by this action.*
 - d. Length of project, in miles: 1.1 (underground line) (If appropriate)
 - e. If the project is an expansion, indicate percent of expansion proposed (Not applicable)%;
 - f. Number of off-street parking spaces existing (Not Applicable); proposed _____
 - g. Maximum vehicular trips generated per hour (Not Applicable) (upon completion of project)?
 - h. If residential: Number and type of housing units: *(Not Applicable)*

	One Family	Two Family	Multiple Family	Condominium
Initially	_____	_____	_____	_____
Ultimately	_____	_____	_____	_____
 - i. Dimensions (in feet) or largest proposed structure (Not Applicable) height; _____ width; _____ length.
 - j. Linear feet of frontage along a public thoroughfare project will occupy is? (Not Applicable) ft. *(along Cold Springs Road)*
2. How much natural material (i.e., rock, earth, etc.) will be removed from the site? (None anticipated) tons/cubic yards.
3. Will disturbed areas be reclaimed? Yes No N/A
 - a. If yes, for what intended purpose is the site being reclaimed? _____
 - b. Will topsoil be stockpiled for reclamation? Yes No
 - c. Will upper subsoil be stockpiled for reclamation? Yes No
4. How many acres of vegetation (trees, shrubs, ground covers) will be removed from site? ~410 acres
5. Will any mature forest (over 100 years old) or other locally-important vegetation be removed by this project? Yes No
6. If single phase project: Anticipated period of construction (Not Applicable) months, (including demolition).
7. If multi-phased: *(Not Applicable)*
 - a. Total number of phases anticipated _____ (number).
 - b. Anticipated date of commencement phase 1 _____ month _____ year, (including demolition).
 - c. Approximate completion date of final phase _____ month _____ year.
 - d. Is phase 1 functionally dependent on subsequent phases? Yes No
8. Will blasting occur during construction? Yes No
9. Number of jobs generated: during construction (Not Applicable); after project is complete _____
10. Number of jobs eliminated by this project None.
11. Will project require relocation of any projects or facilities? Yes No If yes, explain _____

12. If surface liquid waste disposal involved? Yes No
 - a. If yes, indicate type of waste (sewage, industrial, etc.) and amount _____
 - b. Name of water body into which effluent will be discharged _____
13. Is subsurface liquid waste disposal involved? Yes No Type _____
14. Will surface area of an existing water body increase or decrease by proposal? Yes No
Explain _____
15. Is project or any portion of project located in a 100 year flood plain? Yes No **New access road and utilities may cross 100-year floodplains.*

16. Will the project generate solid waste? Yes No
- a. If yes, what is the amount per month _____ Tons
- b. If yes, will an existing solid waste facility be used? Yes No
- c. If yes, give name _____; location _____
- d. Will any wastes not go into a sewage disposal system or into a sanitary landfill? Yes No
- e. If Yes, explain _____
17. Will the project involve the disposal of solid waste? Yes No
- a. If yes, what is the anticipated rate of disposal? _____ tons/month.
- b. If yes, what is the anticipated site life? _____ years.
18. Will project use herbicides or pesticides? Yes No
19. Will project routinely produce odors (more than one hour per day)? Yes No
20. Will project produce operating noise exceeding the local ambient noise levels? Yes No (Not Applicable)
21. Will project result in an increase in energy use? Yes No
- If yes, indicate type(s) _____
22. If water supply is from wells, indicate pumping capacity _____ (Not applicable) gallons/minute.
23. Total anticipated water usage per day _____ (Not applicable) gallons/day.
24. Does project involve Local, State or Federal funding? Yes No
- If Yes, explain Funding is currently anticipated from a variety of sources.

25. Approvals Required: (*Note: SEQR Involved Agencies are shown in bold type)

	Yes	No	Type	Submittal Date
City, Town, Village Board	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<u>Malta Town Board: PDD Amendment.</u>	5/07
City, Town, Village Planning Board	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<u>Malta & Saratoga County Planning Boards: Recommendation on PDD amendment.</u>	-
City, Town Zoning Board	<input checked="" type="checkbox"/>	<input type="checkbox"/>	_____	_____
City, County Health Department	<input type="checkbox"/>	<input checked="" type="checkbox"/>	_____	_____
Other Local Agencies	<input type="checkbox"/>	<input checked="" type="checkbox"/>	_____	_____
Other Regional Agencies	<input type="checkbox"/>	<input checked="" type="checkbox"/>	_____	_____
State Agencies	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<u>Public Service Commission: Modification to existing Part 68 Certificate.</u>	_____
Federal Agencies	<input type="checkbox"/>	<input checked="" type="checkbox"/>	_____	_____

C. Zoning and Planning Information

1. Does proposed action involve a planning or zoning decision? Yes No **Amendment to existing PDD in Towns of Malta.*
- If Yes, indicate decision required:
- zoning amendment zoning variance special use permit subdivision site plan
- new/revision of master plan resource management plan other _____
2. What is the zoning classification(s) of the site? PDD #46, C-3 Commercial District, PDD#48.
3. What is the maximum potential development of the site if developed as permitted by the present zoning? ~50-75% depending upon approvals

4. What is the proposed zoning of the site? Planned Development District (PDD) #46
5. What is the maximum potential development of the site if developed as permitted by the proposed zoning? ~410 acres
6. Is the proposed action consistent with the recommended uses in adopted local land use plans? Yes No
7. What are the predominant land use(s) and zoning classifications within a ¼ mile radius of proposed action? Commercial, industrial, and residential
8. Is the proposed action compatible with adjoining/surrounding land uses within a ¼ mile? Yes No
9. If the proposed action is the subdivision of land, how many lots are proposed? (Not Applicable)
- a. What is the minimum lot size proposed? _____
10. Will proposed action require any authorization(s) for the formation of sewer or water districts Yes No
11. Will the proposed action create a demand for any community provided services (recreation, education, police, fire protection)?
 Yes No
- a. If yes, is existing capacity sufficient to handle projected demand? Yes No
12. Will the proposed action result in the generation of traffic significantly above present level? Yes No
- a. If yes, is the existing road network adequate to handle the additional traffic? Yes No

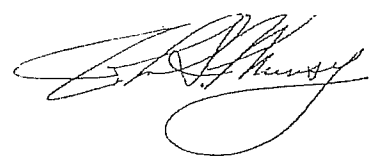
D. Informational Details

Attach any additional information as may be needed to clarify your project. If there are or may be any adverse impacts associated with your proposal, please discuss such impacts and the measures which you propose to mitigate or avoid them.

E. Verification

I certify that the information provided above is true to the best of my knowledge.

Applicant/Sponsor Name C.T. Male Associates, P.C. on behalf of LFTCEDC Date 5/11/2007

Signature  Title John S. Munsey, P.G.
Managing Scientist & Principal

If the action is in the Coastal Area, and you are a state agency, complete the Coastal Assessment Form before proceeding with this assessment.

REFERENCES

- Cadwell, D.H., and others, 1986. Surficial Geologic Map of New York. New York State Museum – Geological Survey. Map and Chart Series #40.
- Hartgen Archeological Associates, Inc. (HAA), 1992; Cultural Resources Survey for Malta Rocket Fuel Area Superfund Site, Towns of Malta and Stillwater, Saratoga County, New York, April 1992; Appendix A of Volume II, Literature Search for the Malta Rocket Fuel Area Superfund Site, by Geraghty & Miller, Inc., May 1992.
- New York State. 1994. Official Compilation, Codes, Rules and Regulations of the State of New York (NYCRR). Title 6, Part 608, Use and Protection of Waters. December 18, 1994. Department of the State.
- New York State. 1994. Official Compilation, Codes, Rules and Regulations of the State of New York (NYCRR). Title 6, Part 701, Surface Water and Groundwater Classification and Standards. January 9, 1994. Department of the State.
- New York State Department of Environmental Conservation (NYSDEC), 2001. New York State Freshwater Wetlands Maps, Saratoga County, New York. (Draft maps).
- New York State Department of Environmental Conservation (NYSDEC), 1987. New York State Freshwater Wetlands Maps, Saratoga County, New York. May 6, 1987.
- New York State Department of Environmental Conservation (NYSDEC), 1997. List of Critical Environmental Areas in New York State, March 3, 1997.
- New York State Department of Environmental Conservation (NYSDEC), 1990. Division of Water Technical and Operational Guidance Series (2.1.3), Primary and Principal Aquifer Determinations, October 23, 1990.
- New York State Department of Environmental Conservation (NYSDEC), Region 5, 2001. Division of Hazardous Waste Remediation "Inactive Hazardous Waste Disposal Sites in New York State". April 2001.
- New York State Museum and Science Service. 1970. Geologic Map of New York - Hudson-Mohawk Sheet. Geological Survey. Reprinted 1995.
- Office of Parks, Recreation and Historic Preservation (OPRHP), 1992; New York State Archeological Sensitivity Map, March 1992, Saratoga County.
- Office of Parks, Recreation and Historic Preservation (OPRHP), 2001; Correspondence dated August 27, 2001 from Cynthia Blakemore, Historic Preservation Program Analyst, to Town of Ballston.
- United States Department of Agriculture (USDA)-Natural Resource Conservation Service (NRCS), 1995. Soil Survey of Saratoga County New York, Interim Report May 1995.
- United States Department of the Interior - Fish and Wildlife Service, 1986. National Wetlands Inventory Map, Mechanicville (1986) and Round Lake (1986).
- United States Geological Survey. 7.5 Minute Series Topographic Quadrangles for Mechanicville (Revised 1980) and Round Lake (Revised 1980).

Part 2 - PROJECT IMPACTS AND THEIR MAGNITUDE
Responsibility of Lead Agency

General Information (Read Carefully)

- In completing the form the reviewer should be guided by the question: Have my responses and determinations been **reasonable**? The reviewer is not expected to be an expert environmental analyst.
- The **Examples** provided are to assist the reviewer by showing types of impacts and wherever possible the threshold of magnitude that would trigger a response in column 2. The examples are generally applicable throughout the State and for most situations. But, for any specific project or site other examples and/or lower thresholds may be appropriate for a Potential Large Impact response, thus requiring evaluation in Part 3.
- The impacts of each project, on each site, in each locality, will vary. Therefore, the examples are illustrative and have been offered as guidance. They do not constitute an exhaustive list of impacts and thresholds to answer each question.
- The number of examples per question does not indicate the importance of each question.
- In identifying impacts, consider long term, short term and cumulative effects.

Instructions (Read Carefully)

- Answer each of the 20 questions in PART 2. Answer **Yes** if there will be any impact.
- Maybe** answers should be considered as **Yes** answers.
- If answering **Yes** to a question then check the appropriate box (column 1 or 2) to indicate the potential size of the impact. If impact threshold equals or exceeds any example provided, check column 2. If impact will occur but threshold is lower than example, check column 1.
- Identifying that an impact will be potentially large (column 2) does not mean that it is also necessarily **significant**. Any large impact must be evaluated in PART 3 to determine significance. Identifying an impact in column 2 simply asks that it be looked at further.
- If reviewer has doubt about size of the impact then consider the impact as potentially large and proceed to PART 3.
- If a potentially large impact checked in column 2 can be mitigated by change(s) in the project to a small to moderate impact, also check the **Yes** box in column 3. A **No** response indicates that such a reduction is not possible. This must be explained in Part 3.

IMPACT ON LAND

1. Will the proposed action result in a physical change to the project site? NO YES

Examples that would apply to Column 2

- Any construction on slopes of 15% or greater, (15 foot riser per 100 foot of length), or where the general slopes in the project area exceed 10%.
- Construction on land where the depth to the water table is less than 3 feet.
- Construction of paved parking area for 1,000 or more vehicles.
- Construction on land where bedrock is exposed or generally within 3 feet of existing ground surface.
- Construction that will continue for more than 1 year or involved more than one phase or stage.
- Excavation for mining purposes that would remove more than 1,000 tons of natural material (i.e., rock or soil) per year.
- Construction or expansion of a sanitary landfill.
- Construction in a designated floodway.
- Other impacts: _____

2. Will there be an effect to any unique or unusual land forms found on the site? (i.e., cliffs, dunes, geological formations, etc.) NO YES

Specific land forms: _____

	1 Small to Moderate Impact	2 Potential Large Impact	3 Can Impact Be Mitigated By Project Change	
	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Yes	<input type="checkbox"/> No
	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Yes	<input type="checkbox"/> No
	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Yes	<input type="checkbox"/> No
	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Yes	<input type="checkbox"/> No
	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Yes	<input type="checkbox"/> No
	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Yes	<input type="checkbox"/> No
	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Yes	<input type="checkbox"/> No
	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Yes	<input type="checkbox"/> No
	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Yes	<input type="checkbox"/> No
	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Yes	<input type="checkbox"/> No

NOISE AND ODOR IMPACTS

17. Will there be objectionable odors, noise, or vibration as a result of the Proposed Action? NO YES
- Examples** that would apply to Column 2
- Blasting within 1,500 feet of a hospital, school or other sensitive facility.
 - Odors will occur routinely (more than one hour per day).
 - Proposed Action will produce operating noise exceeding the local ambient noise levels for noise outside of structures.
 - Proposed Action will remove natural barriers that would act as a noise screen.
 - Other impacts: _____

IMPACT ON PUBLIC HEALTH

18. Will Proposed Action affect public health and safety? NO YES
- Examples** that would apply to Column 2
- Proposed Action may cause a risk of explosion or release of hazardous substances (i.e., oil, pesticides, chemicals, radiation, etc.) in the event of accident or upset conditions, or there may be a chronic low level discharge or emission.
 - Proposed Action may result in the burial of "hazardous wastes" in any form (i.e., toxic, poisonous, highly reactive, radioactive, irritating, infectious, etc.)
 - Storage facilities for one million or more gallons of liquefied natural gas or other flammable liquids.
 - Proposed action may result in the excavation or other disturbance within 2,000 feet of a site used for the disposal of solid or hazardous waste.
 - Other impacts: _____

IMPACT ON GROWTH AND CHARACTER OF COMMUNITY OR NEIGHBORHOOD

19. Will proposed action affect the character of the existing community? NO YES
- Examples** that would apply to Column 2
- The permanent population of the city, town or village in which the project is located is likely to grow by more than 5%.
 - The municipal budget for capital expenditures or operating services will increase by more than 5% per year as a result of this project.
 - Proposed action will conflict with officially adopted plans or goals.
 - Proposed action will cause a change in the density of land use.
 - Proposed Action will replace or eliminate existing facilities, structures or areas of historic importance to the community.
 - Development will create a demand for additional community services (e.g., schools, police and fire, etc.).
 - Proposed Action will set an important precedent for future projects.
 - Proposed Action will create or eliminate employment.
 - Other impacts: _____

1 Small to Moderate Impact	2 Potential Large Impact	3 Can Impact Be Mitigated By Project Change	
<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Yes	<input type="checkbox"/> No
<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Yes	<input type="checkbox"/> No
<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Yes	<input type="checkbox"/> No
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<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Yes	<input type="checkbox"/> No
<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Yes	<input type="checkbox"/> No

20. Is there, or is there likely to be, public controversy related to potential adverse environmental impacts? NO YES

If any action in Part 2 is identified as a potential large impact or if you cannot determine the magnitude of impact, proceed to Part 3.

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Part 3 - EVALUATION OF THE IMPORTANCE OF IMPACTS

Responsibility of Lead Agency

Part 3 must be prepared if one or more impact(s) is considered to be potentially large, even if the impact(s) may be mitigated.

Instructions

Discuss the following for each impact identified in Column 2 of Part 2:

1. Briefly describe the impact.
2. Describe (if applicable) how the impact could be mitigated or reduced to a small to moderate impact by project change(s).
3. Based on the information available, decide if it is reasonable to conclude that this impact is **important**.

To answer the question of importance, consider:

- The probability of the impact occurring.
- The duration of the impact.
- Its irreversibility, including permanently lost resources of value.
- Whether the impact can or will be controlled.
- The regional consequence of the impact.
- Its potential divergence from local needs and goals.
- Whether known objections to the project relate to this impact.

(Continue on attachments)

LFTC Proposed PDD Amendment

Luther Forest Technology Campus Economic Development Corporation (LFTCEDC) proposes to amend Section W, Mitigation, to the Luther Forest Technology Campus (LFTC) Planned Development District, adopted as Local Law No. 6 of 2004, and amended February 5, 2007. The following changes are proposed to Section W.

2 Electric Power – ~~At critical viewsheds electric transmission lines will be single pole, double-davit overhead lines and incorporate necessary landscaping and screening. An approximately 1.1 mile portion of the electric transmission line starting at the Malta Substation, extending across Route 9/67, and along Stonebreak Road will be installed underground. The remaining portion of the electric transmission line will be single-pole, double-davit overhead lines. All~~ distribution lines within the campus associated with the project shall be underground. A mitigation fee of \$1,500,000 shall be paid to the Town of Malta as mitigation for the visual and other impacts of the overhead transmission lines, ~~to be used for mitigation of other overhead utility lines within visual proximity of the proposed transmission line. Payment of the mitigation fee shall be made on or before commencement of construction of the transmission line. The~~ existing distribution line proximate to 84 Lumber on NYS Route 9 will be buried.

SUBDIVISION FACT SHEET

Project Information

Project Name Luther Forest Technology Campus Planned Development District Amendment

Project Owner Luther Forest Technology Campus Economic Development Corporation

Owner Address: 28 Clinton St. Saratoga Springs, NY Phone: (518) 587-0945

Applicant Name: _____ Phone: _____

Applicant Address _____

Consultant Name C.T. Male Associates, P.C Phone: John S. Munsev P.G. - (518)-786-7400

Consultant Address 50 Century Hill Drive, Latham, NY 12110

Previously Subdivided? No By Whom _____

Total Area ~6.67 ac No. of Old Lots N/A No. of New Lots N/A

Max. Lot Size _____ Avg. Lot Size N/A Min. Lot Size N/A

Avg. Frontage N/A Min. Frontage N/A

Number of Buildings N/A Dwelling Units Per Building N/A

Type of Building Construction TBD Maximum Height of Buildings N/A

School District Ballston Spa C.S.D. Estimated Enrollment Increase 0

Number of New Road(s) to be developed N/A

Road Names _____ Length _____ Dedicated to Town _____

Road Names _____ Length _____ Dedicated to Town _____

Road Names _____ Length _____ Dedicated to Town _____

SITE INFORMATION

Tax Map Number Prev. submitted to Town Zoning District PDD #46, C-3 Commercial District, PDD#48.

Site Area Length: 1.1 miles X ROW Width: 50 feet = 6.67 acres

Existing Frontage ~ 50 ft. Frontage on Highway ~ 50 ft.

Nearest Intersection NYS Route 9 Distance to Intersection ~0 ft.

Soil Classification Refer to Full EAF

Area of Flood Plain 0 ac. Area of State Wetlands Refer to Full EAF

Area of Federal Wetlands Refer to Full EAF Area of Critical Slopes Refer to Full EAF

Stream: Name Refer to Full EAF Classification _____ Length _____

Water Source: N/A Method of Sewage Disposal N/A

Historical Archeological Sensitivity: Refer to Full EAF

In or within 500 feet of Agricultural District No

LANDSCAPE FACT SHEET **N/A**

Area Affected by Project _____ Planting Species _____

Number _____ Caliper _____ Height _____ Spread _____

Field Spade _____ Bare Root _____ Balled/ Burlapped _____

Area Affected by Project _____ Planting Species _____

Number _____ Caliper _____ Height _____ Spread _____

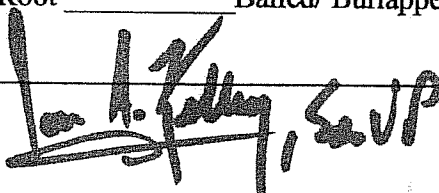
Field Spade _____ Bare Root _____ Balled/ Burlapped _____

Area Affected by Project _____ Planting Species _____

Number _____ Caliper _____ Height _____ Spread _____

Field Spade _____ Bare Root _____ Balled/ Burlapped _____

SIGNATURE OF OWNER: _____



DATE: June 15, 2007

TOWN OF MALTA
AGRICULTURAL DATA STATEMENT AND CONTROL FORM
Agricultural District No. 5

****N/A - Project not within five hundred (500) feet of an Agricultural District****
Certain lands in the Town of Malta lie in an area that has been designated as an Agricultural District. Section 283-a of the New York State Town Law requires any application for a Special Permit, Site Plan, Use Variance or Subdivision on property within such a District containing a farm operation or on property with boundaries within five hundred (500) feet of a farm operation located in such a District to include an Agricultural Data Statement. All such applications must be referred to the Saratoga County Planning Board in accordance with Section 239-m and 239-n of the General Municipal Law.

“Farming operations” are defined by Section 301. Article 25AA of the New York State Agriculture and Markets Law as “... the land used in agricultural production, farm buildings, equipment and farm residential buildings.”

PART 1 (completed by Applicant)

- A. Name of Applicant: _____
- B. Address: _____
- C. Description of Project (attach a brief narrative describing the project)
- D. Location of Proposed Project (tax map number): _____
- E. Names and address of owners of land within Agricultural District #5 containing Farm Operations and located within five hundred (500) feet of the project property.

Name	Address	Tax Map #
1. _____	_____	_____
2. _____	_____	_____
3. _____	_____	_____
4. _____	_____	_____
5. _____	_____	_____

- F. Attach a tax map showing the site of the proposed project relative to the location of the Farm Operations identified above.

PART II (to be completed by Municipal Review Agency)

Type of Submission: Special Permit ___ Use Variance ___ Site Plan ___ Subdivision ___
Review Agency: Zoning Board of Appeals ___ Planning Board ___ Town Board ___

PART III (to be completed by Municipal Review Agency)

Consistent with Section 283-a(3) of the Town Law, written notice of the application described in Part I has been provided to the owners of land identified in the Agricultural Data Statement.

Date Notice Mailed: _____

PART IV (to be completed by Municipal Review Agency)

Consistent with Section 293-a(5) of the Town Law, the Clerk of the Municipal Review Agency identified in Part II must refer all applications requiring an Agricultural Data Statement to the County Planning Board.

Date Notice Mailed: _____

POSTAL VERIFICATION FORM
Subdivision

PART A (to be completed by Applicant)

Applicant: LFTCEDC **Phone #:** (518) 587-0945

Project Name: Luther Forest Technology Campus PDD Amendment - Electric Transmission Line

STREET NAME

ADDRESS RANGE

****PLEASE REFER TO ATTACHED SPREADSHEET FOR ADJACENT LANDOWNERS****

PART B (to be completed by Building Department)

Postal numbers assigned by lot:

Inspector's Signature: _____

Street Names or House Numbers Verified By Post Office

Post Office Branch: _____

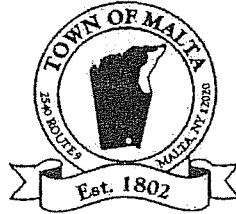
Authorized Signature: _____ **Date:** _____

Submit to: Saratoga County Emergency Services
911 Coordinator
25 West High Street
Ballston Spa, NY 12020

Copies To: Malta Ambulance _____
Round Lake Hose Company _____
Malta Ridge Fire Company _____

Luther Forest Technology Campus
PDD Amendment Application
Underground Electric Transmission Line Adjacent Property Owners
C.T. Male Project No. 05.5083

OWNER	ADDRESS	TOWN, STATE	ZIP
Alexander L. Mackay	Box 2109	Malta, NY	12020
Donald C. Greene	240 Clifton Corp. Pkwy	Clifton Park, NY	12065
Fox Wander East Neighborhood Association, Inc.	PO Box 2245	Malta, NY	12020
Luther Forest Technology Campus Economic Development Corp.	28 Clinton Street	Saratoga Springs, NY	12866
Malta Trails. L.L.C.	10 Ufica Avenue	Latham, NY	12110
National Grid	1125 Broadway	Albany, NY	12204
Spa Steel Products Co., Inc.	6 Stonebreak Road	Malta, NY	12020
The Enclave At Malta, LLC	1698 Central Ave.	Albany, NY	12205



The Town of Malta adopted a town wide Generic Environmental Impact Statement (GEIS) in June of 2006. In order to determine if your application is in compliance with the GEIS and GEIS Statement of Findings the Building and Planning Department must require that the following information be submitted:

All information previously submitted to Town with original PDD Application

- X A SEQRA Long Environmental Assessment Form
- X Correspondence with NY Department of Environmental Conservation confirming all wetland boundaries
- X Correspondence with US Army Corps of Engineers confirming all wetland boundaries
- X The applicant must contact NY Department of Environmental Conservation to request known locations of rare, threatened, or endangered species.
- X The applicant must contact the US Fish and Wildlife Service to request known locations of rare, threatened, or endangered species.
- X The applicant must contact the NYS Office of Park, Recreation and Historic Preservation to determine the presence or absence of cultural resources.

The Town of Malta Planning Board will be unable to review a project until it's obligation for environmental review under the NY State Environmental Quality Review Act (SEQRA) is met.