

Agenda
Town Board Meeting
May 28, 2025
6:30 PM

1. Virtual Meeting Instructions - May 28, 2025

Documents:

[05-28-25 VIRTUAL MEETING INSTRUCTIONS.PDF](#)

2. Pledge Of Allegiance

3. Open Podium

4. Public Hearing - Amendment To PUD - Highbridge Senior Apartments

Documents:

[HIGHBRIDGE_CHANGE NARRATIVE LETTER.PDF](#)
[HIGHBRIDGE_SITE PLANS.PDF](#)
[LOCAL LAW - ENACTING - AMENDING HIGHBRIDGE PUD.PDF](#)
[PUBLIC COMMENTS - HIGHBRIDGE SENIOR APARTMENTS.PDF](#)

5. Public Hearing - Proposed Amendment To Chapter 89 Of Town Code - Peddling And Soliciting

Documents:

[LOCAL LAW - ENACTING - AMENDMENT TO SOLICITOR LAW.PDF](#)

6. Public Hearing - Kinsella Quarry Natural Resource Removal Permit

Documents:

[2025-05-09 KINSELLA APPLICATION - AMEND NRRP.PDF](#)
[KINSELLA LETTER TO TOWN BOARD MAY 28.PDF](#)

7. Declare Town Vehicle Surplus

8. RFP - Burdick Genesee Corridor Strategic Planning

Documents:

[RFP PLANNING CONSULTANT MAY 2025.PDF](#)

9. Vehicle Lease Agreement With Village Of Minoa

Documents:

[VEHICLE LEASE AGREEMENT V_MINOA 5-25.PDF](#)

10. Town Highway Department - Bid Approval For Surplus Vehicles

Documents:

[BID GALLERY -TOWN OF MANLIUS HWY-NY 42436 -AUCTIONS
INTERNATIONAL.PDF](#)

11. Set Date - Local Law Amendment - Chapter 155 Section 20.2 Of The Town Code Entitled
Planned Units Development - June 11, 2025

Documents:

[LOCAL LAW 2025 - LOCAL AMENDMENT TO LOCAL LAW CHAPTER 155
\(PLANNED UNIT DEVELOPMENT\) 4936-2586-0421 V.1.PDF](#)

12. Paid Parental Leave Policy

Documents:

[PARENTAL LEAVE POLICY.PDF](#)

13. RFP - New Town Logo- (TABLED)

14. Quarry Commission - Member Appointment - John Cayanne

15. Budget Addition

Adding \$2,000,000

- SW3 4.3389.314 DASNY Grant Award
- SW3 5.8310.400 Water Admin Contractual

16. Budget Transfers

Documents:

[BUDGET TRANSFERS.PDF](#)

17. Approval Of Minutes - May 14, 2025

Documents:

[05-14-25 - DRAFT.PDF](#)

18. Approval Abstract #10

Documents:

[ABSTRACT 10.PDF](#)

19. Adjournment



May 28, 2025 – 6:30PM

Town Board Virtual Meeting Instructions

The easiest way to participate in the meeting is to use the link provided below. The meeting will be conducted on the ZOOM platform as a webinar. Please make sure that when you complete your attendee registration you enter your full name.

Click on the link or enter the meeting URL web address as listed below.

<https://us02web.zoom.us/j/83352412438?pwd=I5m6opvuidL8hdbV3g3qdLMyRSa4a9.1>

Password to join when prompted:

Password: 319249

Enter your email address and name and join the meeting.

Join by telephone by dialing the number below:

(929) 436-2866

When prompted to enter the Webinar ID, use the number below followed by #

Webinar ID: 833 5241 2438

Press # again to skip the personal id and enter the password below followed by #

Password: **319249**

If this is your first time joining a ZOOM meeting you may practice using ZOOM meeting platform at

<https://zoom.us/test>.

April 30th, 2025

Town of Manlius Town Board
Attn: **John Deer**, Supervisor
301 Brooklea Drive
Fayetteville, NY 13066



**RE: Revised District Plan for Highbridge Senior Apartments (formerly Garden Park) –
PUD Amendment Notification
Gramercy Circle and Highbridge Road (Tax Map#: 093-01-05.1)
Fayetteville, NY 13066
KFA Project #: 43032**

Dear Supervisor Deer,

On behalf of the project team, I am writing to inform the Town of Manlius of proposed amendments to the previously approved Planned Unit Development (PUD) District Plan for the senior apartment project located at the corner of Gramercy Circle and Highbridge Road, currently known as Highbridge Senior Apartments. This project was formerly titled “Garden Park” and received initial PUD approval from the Town Board on December 6, 2023, as documented in the adopted District Plan and District Plan Map appended to the Town Code as Schedule 1, “Planned Unit Development District Plans.”

Following the original approval of the Garden Park PUD District Plan, we have submitted revised plans dated April 30, 2025, which propose the following updates and refinements:

- **Increase in Residential Units:** The total number of senior apartment units has been increased from 86 units to 102 units to meet current demand while remaining within the footprint and general massing contemplated by the original plan.
- **Revised Parking Standards:** The required parking ratio for two-bedroom units has been modified from 2.0 spaces per unit to 1.5 spaces per unit, reflecting the anticipated needs of the senior resident population and aligning with best practices for senior housing design.
- **Adjusted Parking Layout:** Corresponding to the revised ratio, the overall number of parking spaces on site has been reduced from 156 to 134.
- **Other Site Revisions:** Minor updates to the internal site layout, stormwater management, and pedestrian connectivity have been incorporated and are detailed in the enclosed plans.

The project remains consistent with the intent and character of the originally approved District Plan, and the proposed changes are intended to enhance the development's livability, efficiency, and environmental quality.

We respectfully submit this amended District Plan for your review in accordance with §155-20.2 of the Town Code. The revised plans are enclosed for your consideration. We would be pleased to coordinate at your convenience if you require any further information or wish to schedule a meeting to discuss the updates.

Respectfully,
Keplinger Freeman Associates, PLLC

A handwritten signature in black ink, appearing to read 'Scott L. Freeman'.

Scott L. Freeman, PLA

Enclosure:

- Revised PUD District Plan – Highbridge Senior Apartments (dated April 30, 2025)
- Copy of Local Law 14-2023

IN THE MATTER

Of

**THE APPLICATION OF BOB AMODI TO
CONSIDER THE GARDEN PARK SENIOR
APARTMENTS DISTRICT PLAN REVIEW
BY THE TOWN BOARD OF THE TOWN OF
MANLIUS AND LOCAL LAW 2023-___ TO
CHANGE THE ZONING FROM
COMMERCIAL A (“CA”) TO PLANNED
UNIT DEVELOPMENT (“PUD”)**

**RESOLUTION ADOPTING
LOCAL LAW**

The **TOWN BOARD OF THE TOWN OF MANLIUS**, in the County of Onondaga, State of New York, met in regular session at the Town Hall in the Town of Manlius, located at 301 Brooklea Drive in the Village of Fayetteville, County of Onondaga, State of New York, and virtually on the platform commonly referred to as Zoom, the Town Facebook page and YouTube on the ____th of _____, 2023, at 6:30 p.m.

The meeting was called to order by John T. Deer, Supervisor, and the following were present, namely:

John T. Deer	Supervisor
Sara Bollinger	Councilor
Elaine Denton	Councilor
Alissa Italiano	Councilor
Katelyn M. Kriesel	Councilor
William Nicholson	Councilor
Heather Allison Waters	Councilor

The following resolution was moved, seconded and adopted:

WHEREAS, an application has been made to the Town Board by Bob Amodi by his attorney, Hancock & Estabrook LLP, the attorney for the proposed Garden Park Senior

Apartments (the “Applicant”) for a review of the Garden Park Senior Apartment District Plan (attached to this Resolution as Exhibit A – the “District Plan”) pursuant to Town of Manlius Code Section 155-20.2 (the Planned Unit Development District “PUD”) to develop a multiple-family dwelling units (containing 86 dwelling units) for senior apartments at the 8.77 acre vacant property located on Gramercy Circle off of Highbridge Road and adjacent to the Brookdale Memory Care Facility (tax map parcel 093-01-05.1) (the “Application” or the “Project”);

WHEREAS, the Applicant has also submitted to the Town Board a PUD District Map Plan that identifies the area of the District Plan, which is attached to this Resolution as Exhibit B;

WHEREAS, the Town Board is also considering a zone change under Local Law 2023-____, as set forth below:

**LOCAL LAW 2023-____, A LOCAL LAW ADOPTING THE
GARDEN PARK SENIOR APARTMENT DISTRICT PLAN
AND AMENDING THE ZONING MAP OF THE TOWN OF
MANLIUS:**

Be it enacted by the Town Board of the Town of Manlius, Onondaga County, New York as follows:

Section 1. That “The Revised Zoning Ordinance of the Town of Manlius”, as amended, and the “Zoning Map of the Town of Manlius”, which by provisions of said Zoning Ordinance shall be, and the same hereby are, amended to change the zoning for the 8.77 acres of unimproved land identified as tax map no. 093-01-05.1, as further set forth on that certain Graphic PUD District Plan by Keplinger Freeman Associated, dated 8/2/23, and as set forth more particularly on Schedule A, from Commercial A (CA) to Planned Unit Development (PUD):

See Schedule A, Legal Description

Section 2. That Section 155-20.8 be amended as follows:

A. Adopted District Plans:

1. Twin Ponds – the Twin Ponds District Plan is hereby adopted pursuant to the District Plan and District Plan Map approved by the Town Board on November 1, 2023 and appended to this Chapter as Schedule 1 – “Planned Unit Development District Plans”

2. Garden Park – the Garden Park Senior Apartment District Plan is hereby adopted pursuant to the District Plan and District Plan Map approved by the Town Board on _____, 2023 and appended to this Chapter as Schedule 1 – “Planned Unit Development District Plans”

Section 3. That Schedule 1 to Chapter 155 of the Town Code entitled “Planned Unit Development District Plans” be amended and will identify Garden Park Senior Apartment District Plan and details of said District Plans that have been approved and adopted by the Town Board under Section 155-20.2 through 155-20.7 of the Town Code.

Section 4. This local law shall take effect upon filing with the New York State Department of State.

WHEREAS, the Town Board held a public hearing on the Application on October 4, 2023 at which time members of the public were given the opportunity to speak both for and against Local Law 2023-____;

WHEREAS, the Town Board heard additional comments from the public during public comment period over several meetings that took place after the public hearing;

WHEREAS, in response to the concerns raised by the public and Town Board members, the Applicant has modified the District Plan to address these concerns;

WHEREAS, on December 6, 2023, the Town Board reviewed a written resolution prepared by the Attorney for the Town that determined that the zone change being requested will not have a significant environmental impact under SEQRA for the reasons set forth in said Resolution;

WHEREAS, the Town Board believes that District Plan and the zone change requested for the Project is in the best interest of the Town and hereby adopts the following FINDINGS and DETERMINATIONS:

FINDINGS AND DETERMINATIONS

1. The SEQRA determination resolution approved by the Town Board on 12/6/2023 is hereby re-adopted for the reasons set forth therein and it shall serve as a basis for these FINDINGS and DETERMINATIONS.
2. The District Plan incorporates several changes requested by the Town Board after the public hearing and addresses concerns raised by the residents, including, but not limited to: (i) an agreement to provide sidewalks along the property frontage of the Project and to work with Brookdale for sidewalk construction that will bring sidewalks closer to the Village of Fayetteville making the potential for connectivity for residents of the Project, Brookdale and the large population of the Wildwood Ridge Apartment complex across the street a reality; (ii) providing diverse housing options, including higher density apartment and condominium housing which is a goal of the Town Board and Onondaga County and is identified as a significant need in the recently adopted Town Comprehensive Plan; (iii) providing family of the Brookdale residents the opportunity to live in close proximity to this facility is an important quality of life goal for the Town; (iv) setting aside short term rental or “workforce” type housing opportunities for family members of residents at Brookdale offers new housing concepts and opportunities and is an important quality of life goal for the Town; (v) the amenities proposed for the Project are unique and will provide opportunities for mixed-use type services that the Town Board has been encouraging with the PUD and other recent local law changes; (vi) the potential for a pedestrian cross walk that would service the residents of the Wildwood Ridge Apartment complex to connect to a sidewalk along Highbridge Road will provide a traffic

calming strategy that will address the concerns residents have raised about speeding on Highbridge Road; (vii)_____;

3. Changing the zoning on the Property from CA to PUD for residential housing significantly reduces the risk of a more intense use of the Property that would be allowed in the CA zone and this is in the best interests of the Town and the neighbors of the Project.
4. The Project site as it is used today has become a dumping ground for hard fill and is unsightly and the Senior Apartment Complex will be an improvement to the site from a visual aspect based on the elevations provided by the Applicant.
5. While the proposed height of the building is 3.5 stories, the Project site is recessed when viewing it from Highbridge Road and will not appear as high from public vantage points.
6. The Project site has been an unproductive parcel for decades and the construction of the Senior Apartment Complex will turn the unproductive parcel into productive land that will pay more in taxes, fill the need for higher density housing for senior citizens, and assist Brookdale residents with providing accessible housing for their family members.
7. _____
8. _____

WHEREAS, based on the above FINDINGS and DETERMINATIONS, the Town Board desires to approve the District Plan and the Zone Change as set forth above,

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Manlius, County of Onondaga, State of New York, hereby approves the District Plan with the condition that access to the Project site be through Gramercy Circle (the Brookdale entrance), as recommended by the Planning Board; and

BE IT FURTHER RESOLVED that Local Law 2023-____ as set forth in this Resolution is hereby approved; and

BE IT FURTHER RESOLVED, that the Town Clerk is hereby directed to file Local Law 2023-____ with the Secretary of State within 20 days of the adoption of this Local Law and pursuant to Municipal Home Rule Law.

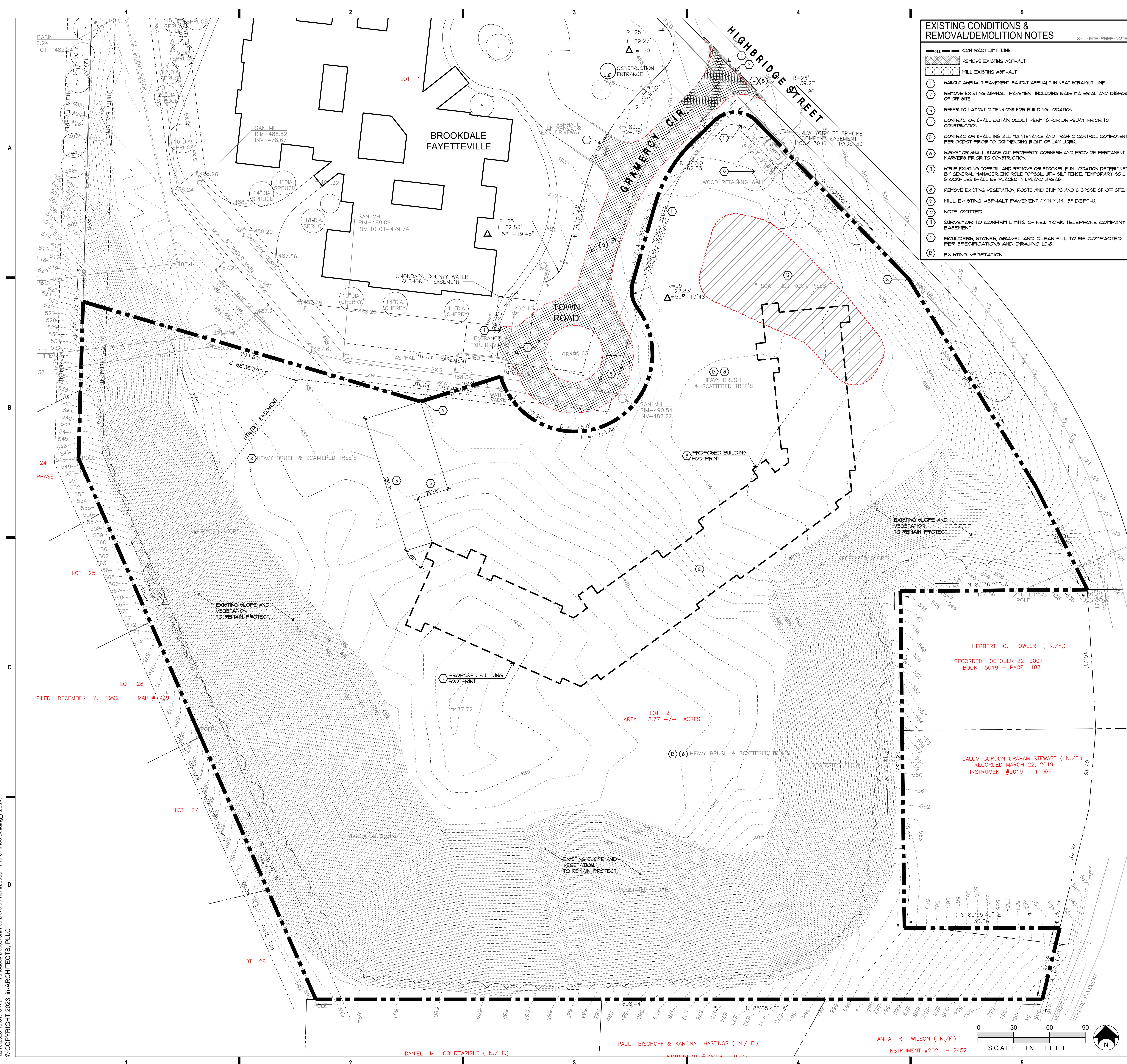
I, ALLISON WEBER, Town Clerk of the Town of Manlius, **DO HEREBY CERTIFY** that the preceding Resolution was duly adopted by the Town Board of the Town of Manlius at a regular meeting of the Board duly called and held on the ____th day of _____ 2023; that said Resolution was entered in the minutes of said meeting; that I have compared the foregoing copy with the original thereof now on file in my office; and that the same is a true and correct transcript of said Resolution and of the whole thereof.

I FURTHER CERTIFY that all members of said Board had due notice of said meeting.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the Town of Manlius, this ____ th day of _____, 2023.

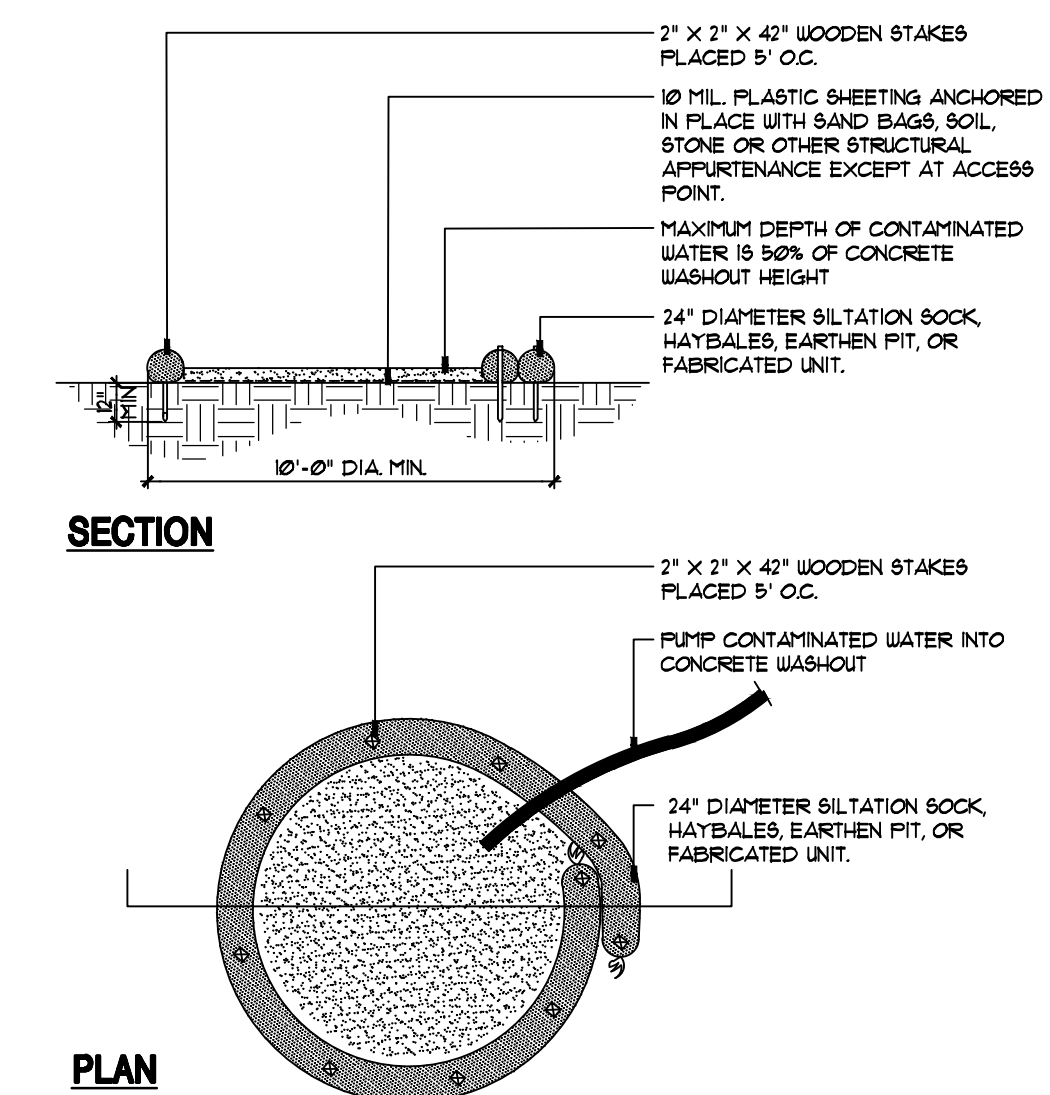
DATED: _____, 2023
Fayetteville, New York

Allison Weber
Town Clerk of the Town of Manlius
Onondaga County, New York



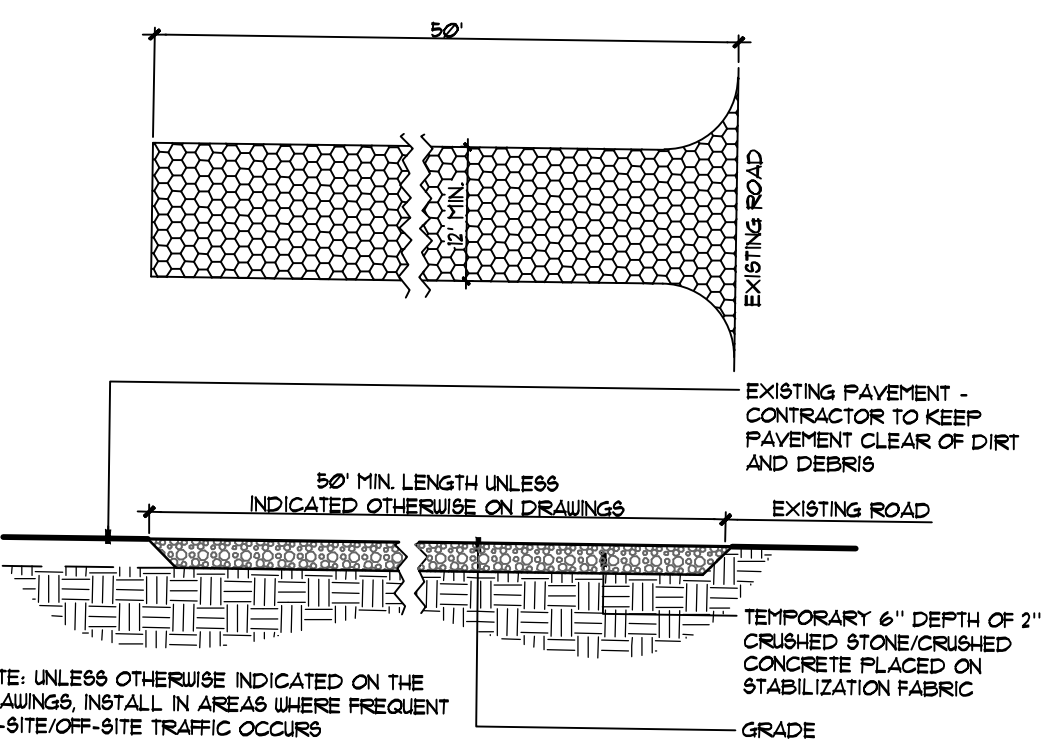
- EXISTING CONDITIONS & REMOVAL/DEMOLITION NOTES**
1. REMOVE EXISTING ASPHALT PAVEMENT. SAUCUT ASPHALT IN NEAT STRAIGHT LINE.
2. REMOVE EXISTING ASPHALT PAVEMENT INCLUDING BASE MATERIAL AND DISPOSE OF OFF SITE.
3. REFER TO LAYOUT DIMENSIONS FOR BUILDING LOCATION.
4. CONTRACTOR SHALL OBTAIN OCCOT PERMITS FOR DRIVEWAY PRIOR TO CONSTRUCTION.
5. CONTRACTOR SHALL INSTALL MAINTENANCE AND TRAFFIC CONTROL COMPONENTS PER OCCOT PRIOR TO COMMENCING RIGHT OF WAY WORK.
6. SURVEYOR SHALL STAKE OUT PROPERTY CORNERS AND PROVIDE PERMANENT MARKERS PRIOR TO CONSTRUCTION.
7. STRIP EXISTING TOPSOIL AND REMOVE OR STOCKPILE IN LOCATION DETERMINED BY GENERAL MANAGER. ENCLOSE TOPSOIL WITH SILT FENCE. TEMPORARY SOIL STOCKPILES SHALL BE PLACED IN UPLAND AREAS.
8. REMOVE EXISTING VEGETATION, ROOTS AND STUMPS AND DISPOSE OF OFF SITE.
9. MILL EXISTING ASPHALT PAVEMENT (MINIMUM 15" DEPTH).
10. NOTE OMITTED.
11. SURVEYOR TO CONFIRM LIMITS OF NEW YORK TELEPHONE COMPANY EASEMENT.
12. BOULDERS, STONES, GRAVEL AND CLEAN FILL TO BE COMPACTED PER SPECIFICATIONS AND DRAWING L1.0.
13. EXISTING VEGETATION.

EXISTING	PROPOSED	DESCRIPTION
---	---	CONTOUR
---	---	SPOT ELEVATION
---	---	CURB TAPER/END
---	---	TOP/BOTTOM OF CURB
---	---	HIGH / LOW POINT
---	---	TEST PIT
---	---	BORING (SEE SPECIFICATIONS FOR BORING INFO)
---	---	GUIDERAIL
---	---	FENCE
---	---	UTILITY POLE
---	---	WATER LINE
---	---	FIRE HYDRANT
---	---	STORY PIPE
---	---	UNDERDRAIN
---	---	SANITARY PIPE
---	---	OVERHEAD ELECTRIC
---	---	UNDERGROUND ELECTRIC
---	---	TELEPHONE
---	---	STORY STRUCTURE
---	---	INLET
---	---	CATCH BASIN/MANHOLE
---	---	CLEAN OUT
---	---	SANITARY MANHOLE
---	---	ASPHALT PAVEMENT-DRIVE
---	---	ASPHALT PAVEMENT-OCCOT
---	---	CONCRETE PAVEMENT
---	---	CONCRETE PAVEMENT - HEAVY DUTY
---	---	STONE SHOULDER
---	---	OUTLET PROTECTION
---	---	TRAFFIC SIGN
---	---	LIGHT POLE (SEE ELECTRICAL PLANS FOR WIRING)
---	---	CURB
---	---	CURB FLUSH (1" REVEAL UNLESS OTHERWISE NOTED)
---	---	SILT FENCE
---	---	TREE
---	---	SHRUB
---	---	PLANT KEY
---	---	VEGETATION



2 CONCRETE WASHOUT

NOT TO SCALE 31-3001-10



NOTE: UNLESS OTHERWISE INDICATED ON THE DRAWING, INSTALL IN AREAS WHERE PRESENT ON-SITE/OFF-SITE TRAFFIC OCCURS.

NOTES:

1. WIDTH: TWELVE (12) FOOT MINIMUM, BUT NOT LESS THAN THE FULL WIDTH AT POINTS WHERE REGRESS OR EGRESS OCCURS. TWENTY-FOUR (24) FOOT IF SINGLE ENTRANCE TO SITE.
2. FILTER CLOTH: SHALL BE PLACED OVER THE ENTIRE AREA PRIOR TO PLACING OF STONE.
3. SURFACE WATER: ALL SURFACE WATER FLOWING OR DIVERTED TOWARD CONSTRUCTION ENTRANCES SHALL BE PRIED ACROSS THE ENTRANCE. IF PIPING IS IMPRACTICAL, A MOUNTABLE BERRY WITH 5:1 SLOPES WILL BE PROVIDED.
4. MAINTENANCE: THE ENTRANCE SHALL BE MAINTAINED IN A CONDITION WHICH WILL PREVENT TRACKING OR FLOWING OF SEDIMENT ONTO PUBLIC RIGHT-OF-WAY.
5. TRACKING: IF REQUIRED, IT SHALL BE DONE ON AN AREA STABILIZED WITH STONE AND WHICH DRAINS INTO AN APPROVED SEDIMENT TRAPPING DEVICE.
6. PERIODIC INSPECTION AND NEEDED MAINTENANCE SHALL BE PROVIDED AFTER EACH RAIN.
7. REFER TO SUBSECTION 1 FOR ITS STANDARD AND SPECIFICATIONS FOR STABILIZED CONSTRUCTION ENTRANCE.

1 CONSTRUCTION ENTRANCE (MUDRACK)

NOT TO SCALE 31-1001-04



HIGHBRIDGE SENIOR APARTMENTS

MANLIUS, NEW YORK

HIGHBRIDGE STREET ST.

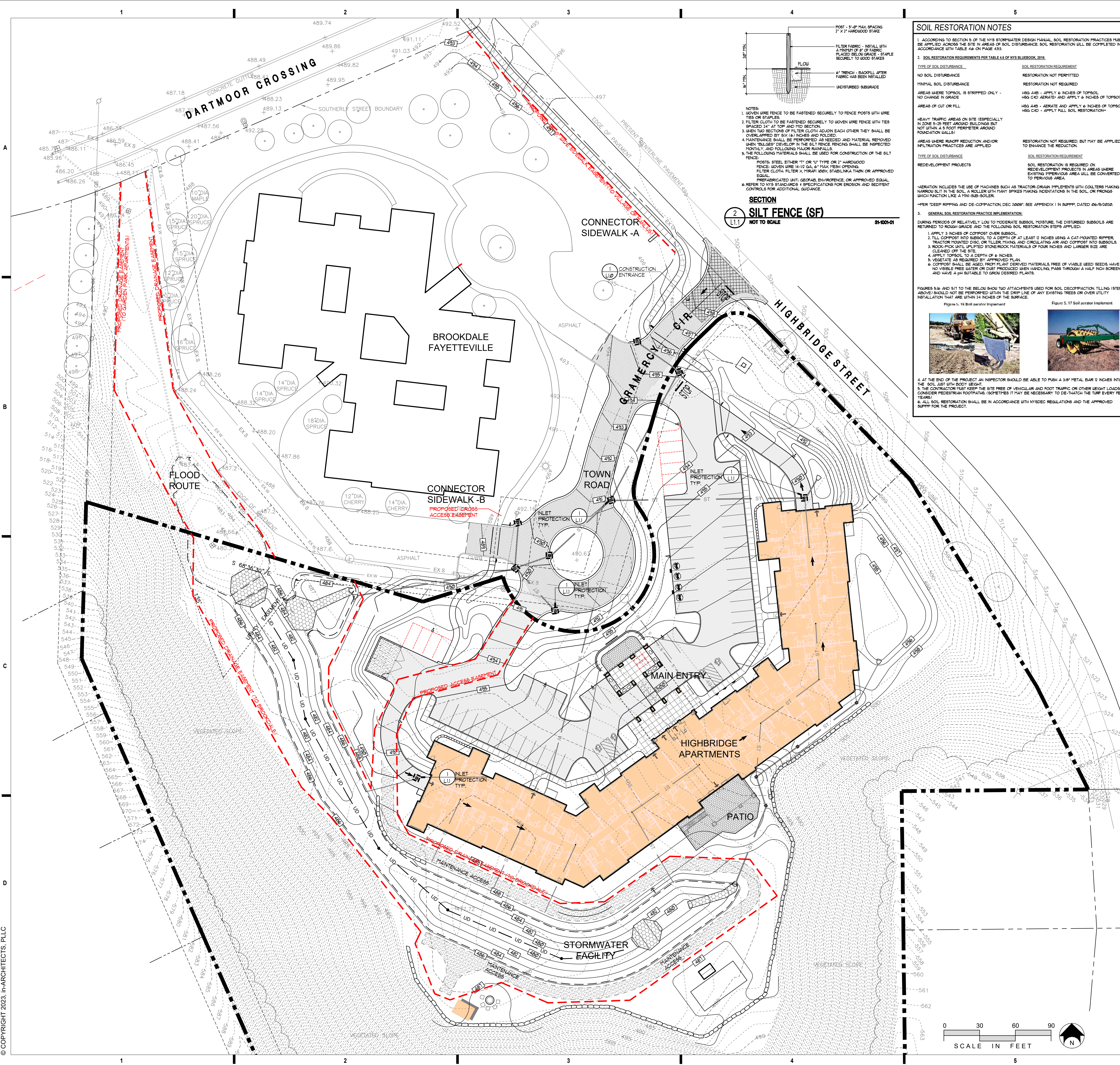
IT IS THE VIOLATION OF THE LAW FOR ANY PERSON, UNLESS ACTING UNDER THE DIRECTION OF A LICENSED ARCHITECT, TO ALTER AN ITEM IN ANY WAY IF AN ITEM BEARING THE SEAL OF AN ARCHITECT IS ALTERED. THE ALTERING ARCHITECT SHALL ADVISE TO HIS FIRM THE SEAL AND THE NOTATION "ALTERED BY FOLLOWED BY HIS SIGNATURE AND THE DATE OF SUCH ALTERATION AND A SPECIFIC DESCRIPTION OF THE ALTERATION."

NO.	DESCRIPTION	DATE
01	DD SET	01/27/25
02	ARCH. UPD.	03/26/25
03	SITE UPD.	04/29/25

SITE PREPARATION PLAN

Project Status	SITE REVIEW
Date	01/02/2025
Project Number	43032
Drawn By	VR/AS
Checked By	SF

L1.0



SECTION 2
SILT FENCE (SF)
NOT TO SCALE

31-001-01

SOIL RESTORATION NOTES

1. ACCORDING TO SECTION 5 OF THE NYS STORMWATER DESIGN MANUAL, SOIL RESTORATION PRACTICES MAY BE APPLIED ACROSS THE SITE IN AREAS OF SOIL DISTURBANCE. SOIL RESTORATION WILL BE COMPLETED IN ACCORDANCE WITH TABLE 4.6 ON PAGE 453.

2. SOIL RESTORATION REQUIREMENTS PER TABLE 4.6 OF NYS BLUEBOOK, 2016:

TYPE OF SOIL DISTURBANCE	SOIL RESTORATION REQUIREMENT
NO SOIL DISTURBANCE	RESTORATION NOT PERMITTED
MINIMAL SOIL DISTURBANCE	RESTORATION NOT REQUIRED
AREAS WHERE TOPSOIL IS STRIPPED ONLY - NO CHANGE IN GRADE	HSS A/B - APPLY 6 INCHES OF TOPSOIL HSS C/D - AERATE AND APPLY 6 INCHES OF TOPSOIL
AREAS OF CUT OR FILL	HSS A/B - AERATE AND APPLY 6 INCHES OF TOPSOIL HSS C/D - APPLY FULL SOIL RESTORATION**

HEAVY TRAFFIC AREAS ON SITE (ESPECIALLY IN ZONE 5-25 FEET AROUND BUILDINGS BUT NOT WITHIN A 5 FOOT PERIMETER AROUND FOUNDATION WALLS)

AREAS WHERE STORMWATER BASIN SEDIMENT SHALL BE REFILLED TO MATCH EXISTING CONDITIONS OR BETTER

TEMPORARY EROSION AND SEDIMENTATION CONTROL FACILITIES - AS SEDIMENT ACCUMULATES TO 1 INCHES, THE CONTRACTOR SHALL BE RESPONSIBLE FOR KEEPING THE STREET PAVEMENT AREAS CLEAN OF DIRT AND DEBRIS.

6. ANY EXISTING DRAINAGE FACILITIES DISRUPTED BY CONSTRUCTION OR IMPACTED BY INSTALLATION OF EROSION CONTROL MEASURES SHALL BE REFILLED TO MATCH EXISTING CONDITIONS OR BETTER.

7. TEMPORARY EROSION AND SEDIMENTATION CONTROL FACILITIES - AS SEDIMENT ACCUMULATES TO 1 INCHES, THE CONTRACTOR SHALL BE RESPONSIBLE FOR KEEPING THE STREET PAVEMENT AREAS CLEAN OF DIRT AND DEBRIS.

8. TEMPORARY EROSION AND SEDIMENTATION CONTROL FACILITIES - AS SEDIMENT ACCUMULATES TO 1 INCHES, THE CONTRACTOR SHALL BE RESPONSIBLE FOR KEEPING THE STREET PAVEMENT AREAS CLEAN OF DIRT AND DEBRIS.

9. DIRECT ACCESS SHALL BE PROVIDED TO ALL BASIN AREAS FOR MAINTENANCE AND REHABILITATION.

10. ALL DESIGN AND MAINTENANCE MEASURES OUTLINED IN THE SUPPLEMENT PREPARED FOR THIS PROJECT SHALL BE IMPLEMENTED AND CARRIED OUT BY THE PARTIES DEEMED RESPONSIBLE FOR THOSE DUTIES.

11. THE CONTRACTOR SHALL BE RESPONSIBLE FOR THE DESIGN, CONSTRUCTION, MAINTENANCE, AND REMOVAL OF ALL EROSION CONTROL MEASURES. THE CONTRACTOR SHALL BE RESPONSIBLE FOR THE DESIGN, CONSTRUCTION, MAINTENANCE, AND REMOVAL OF ALL EROSION CONTROL MEASURES.

12. PROVIDE EROSION CONTROL MEASURES AS NOTED ON THE PLANS AND AS OTHERWISE REQUIRED TO PREVENT EROSION AND SEDIMENTATION ONTO ADJOINING PROPERTY, STREETS, WATERWAYS, AND ON TO ANY IMPROVED INFRASTRUCTURE. THE CONTRACTOR SHALL BE RESPONSIBLE FOR THE DESIGN, CONSTRUCTION, MAINTENANCE, AND REMOVAL OF ALL EROSION CONTROL MEASURES.

13. MAINTENANCE - THE CONTRACTOR SHALL INSPECT ALL DRAINAGE STRUCTURES AND EROSION CONTROLS ON A WEEKLY BASIS AND AFTER ALL STORMS (1" RAINFALL OR GREATER) INCLUDING BUT NOT LIMITED TO THE FOLLOWING: REPLACING DAMAGED OR BUILT IN EROSION CONTROLS, CLEANING OUT STRUCTURES, AND STABILIZING EROSION OR STABILIZED SLOPED AREAS.

14. CONTRACTOR SHALL MAINTAIN EROSION CONTROL MEASURES UNTIL CONSTRUCTION IS COMPLETE. LAWS HAVE BECOME ESTABLISHED AND ALL SOURCES OF EROSION HAVE BEEN PERMANENTLY STABILIZED.

15. CONTRACTOR SHALL PROVIDE DUST CONTROL IN ACCORDANCE WITH THE LATEST ISSUE OF NEW YORK GUIDELINES FOR URBAN EROSION AND SEDIMENT CONTROL.

EROSION CONTROL AND CONSTRUCTION SEQUENCE

THE PROJECT WILL CREATE A TOTAL SITE DISTURBANCE OF APPROXIMATELY 8.86 ACRES. THE SITE DISTURBANCE WILL BE PHASED TO LIMIT THE POTENTIAL FOR EROSION AND SEDIMENTATION ISSUES DURING THE CONSTRUCTION PROCESS. BELOW IS A LISTING OF THE ANTICIPATED PHASING:

THE SEQUENCE OF CONSTRUCTION FOR EACH AREA SHALL BE:

1. PRIOR TO ANY SITE DISTURBANCE, CONSTRUCT A STABILIZED CONSTRUCTION ENTRANCE AT THE PROPOSED SITE ENTRANCE LOCATION AS SHOWN ON THE DRAWINGS.
2. SILT FENCE - INSTALL PERIMETER SILT FENCE AS SHOWN ON PLANS PRIOR TO EARTHWORK. THE CONTRACTOR SHALL BE RESPONSIBLE FOR THE DESIGN, CONSTRUCTION, MAINTENANCE, AND REMOVAL OF ALL EROSION CONTROL MEASURES.
3. CLEARING AND GRUBBING - REMOVE ALL TREES, STUMPS AND BRUSH PRIOR TO EARTHWORK.
4. STORMWATER BASIN TO BE USED AS A TEMPORARY SEDIMENT TRAP, INCLUDING OUTLET PIPING AS SHOWN ON THE DRAWINGS. PROVIDE RAIN STORM PROTECTION APPROPRIATE AT OUTLET LOCATIONS AS SHOWN ON THE DRAWINGS. FINE GRADE, SEED, AND MULCH WITHIN SEVEN (7) DAYS OF DISTURBANCE. MAINTAIN ALL DISTURBED SOIL AREAS AND DRAINAGE FACILITIES UNTIL COMPLETELY STABILIZED AND VEGETATION IS ACHIEVED.
5. PROVIDE ALL DRAINAGE CHANNELS AND INSTALL EROSION CONTROL MEASURES WITHIN DRAINAGEWAYS. INSTALL CHECK DAMS WHERE INDICATED ON THE PLANS.
6. STRIP AND STOCKPILE TOPSOIL IN AREA SHOWN ON PLAN AND / OR AGREED UPON LOCATION WITH OWNER. ENCLOSE TOPSOIL STOCKPILE AREAS WITH SILT FENCE.
7. PROVIDE DRAINAGE STRUCTURES AND PIPING, INCLUDING DRAINAGE INLET PROTECTION AS SHOWN ON THE DRAWINGS. (DO NOT INSTALL BASIN PIPING).
8. PREPARE BUILDING PAD AREA, DRIVEWAYS AND PARKING AREA SUBGRADE.
9. EXCAVATE AND FILL REST OF SITE AREAS, FINE GRADE, SEED AND MULCH ALL DISTURBED AREAS WITHIN SEVEN (7) DAYS OF DISTURBANCE. AREAS TO RECEIVE ASPHALT PAVEMENT SHOULD BE STABILIZED AND SEEDING SHOULD BE COMPLETED WITHIN SEVEN (7) DAYS OF PLACEMENT OF THE SUBGRADE COURSE. MAINTAIN ALL DISTURBED SOIL AREAS AND DRAINAGE FACILITIES UNTIL AREAS ARE COMPLETELY STABILIZED AND VEGETATION IS ACHIEVED.
10. REMOVE TEMPORARY CONSTRUCTION ENTRANCE AFTER ASPHALT BINDER COURSE IS PLACED.
11. CLEAN STORMWATER BASIN AND AERATE SOILS AFTER ALL UPRSTREAM CONSTRUCTION DRAINAGE AREAS ARE COMPLETELY STABILIZED AND VEGETATION IS ACHIEVED.
12. INSTALL BASIN INFILTRATION PIPING AND TRENCHING AFTER LOT STABILIZATION IS ACHIEVED. ADD SILT FENCING/STABILIZATION ROCK AROUND INFILTRATION TRENCH UNTIL BASIN VEGETATION IS ESTABLISHED.
13. FINE GRADE AND SEED STORMWATER BASIN AS NOTED ON THE PLANTING PLAN AND ON THE DETAILS.
14. REMOVE TEMPORARY SILT FENCING AND ROCK CHECK DAMS AFTER SITE IS COMPLETELY STABILIZED AND VEGETATION IS ACHIEVED. PROVIDE UNDERDRAIN WITHIN DETENTION BASIN PER PLANS.

FINAL CLEAN UP & PREVENTATIVE MAINTENANCE

1. REMOVE AND/OR MAINTAIN STOCKPILE AREAS.
2. REMOVE EROSION CONTROL MEASURES FROM STABILIZED AREAS.
3. FINAL CLEAN UP - REMOVE EROSION CONTROL MEASURES AND CLEAN OUT ALL DRAINAGE STRUCTURES AND PIPING. AFTER LOT STABILIZATION, THE OWNER IS RESPONSIBLE FOR MAINTAINING SITE UPON PROJECT CLOSEOUT.
4. CONTRACTOR, ARCHITECT, AND OWNER TO REVIEW SITE FOR COMPLETION. CONTRACTOR TO ADDRESS FINAL COMMENTS ON FINAL LOT FRONT ARCHITECT AND SUPPLEMENT INSPECTION REPORTS.

EROSION CONTROL NOTES AND SEQUENCING

1. PRIOR TO THE START OF CONSTRUCTION AND UNTIL ALL DISTURBED AREAS ARE STABILIZED, ALL EROSION AND SEDIMENT CONTROL MEASURES AS SHOWN ON THE SITE PLAN AND AS OTHERWISE REQUIRED, SHALL BE INSTALLED AND MAINTAINED BY THE CONTRACTOR AND SHALL BE IN ACCORDANCE WITH THE LATEST EDITION OF THE NEW YORK STATE GUIDELINES FOR URBAN EROSION AND SEDIMENTATION CONTROL, AND THE SUPPLEMENT PREPARED FOR THE PROJECT, PRIOR TO THE COMMENCEMENT OF CONSTRUCTION.

2. BARE SOILS SHALL BE MULCHED WITH HAY AT A RATE OF TWO TONS PER ACRE WITHIN 1 DAYS OF CONSTRUCTION ON AN AREA IS SUSPENDED, THE AREA SHALL BE SEEDING IMMEDIATELY.

3. SITE PREPARATION SHALL INCLUDE:

- A. SEEDING PREPARATION - SCARIFY IF COMPACTED, REMOVE DEBRIS AND OBSTACLES SUCH AS STUMPS OR STUMPS.
- B. SOIL AMENDMENTS
- C. SEED MIXTURES
- D. PERMANENT SEEDINGS
- E. TEMPORARY SEEDINGS

TYPE OF SOIL DISTURBANCE	SOIL RESTORATION REQUIREMENT
NO SOIL DISTURBANCE	RESTORATION NOT PERMITTED
MINIMAL SOIL DISTURBANCE	RESTORATION NOT REQUIRED
AREAS WHERE TOPSOIL IS STRIPPED ONLY - NO CHANGE IN GRADE	HSS A/B - APPLY 6 INCHES OF TOPSOIL HSS C/D - AERATE AND APPLY 6 INCHES OF TOPSOIL
AREAS OF CUT OR FILL	HSS A/B - AERATE AND APPLY 6 INCHES OF TOPSOIL HSS C/D - APPLY FULL SOIL RESTORATION**

HEAVY TRAFFIC AREAS ON SITE (ESPECIALLY IN ZONE 5-25 FEET AROUND BUILDINGS BUT NOT WITHIN A 5 FOOT PERIMETER AROUND FOUNDATION WALLS)

AREAS WHERE STORMWATER BASIN SEDIMENT SHALL BE REFILLED TO MATCH EXISTING CONDITIONS OR BETTER

TEMPORARY EROSION AND SEDIMENTATION CONTROL FACILITIES - AS SEDIMENT ACCUMULATES TO 1 INCHES, THE CONTRACTOR SHALL BE RESPONSIBLE FOR KEEPING THE STREET PAVEMENT AREAS CLEAN OF DIRT AND DEBRIS.

6. ANY EXISTING DRAINAGE FACILITIES DISRUPTED BY CONSTRUCTION OR IMPACTED BY INSTALLATION OF EROSION CONTROL MEASURES SHALL BE REFILLED TO MATCH EXISTING CONDITIONS OR BETTER.

7. TEMPORARY EROSION AND SEDIMENTATION CONTROL FACILITIES - AS SEDIMENT ACCUMULATES TO 1 INCHES, THE CONTRACTOR SHALL BE RESPONSIBLE FOR KEEPING THE STREET PAVEMENT AREAS CLEAN OF DIRT AND DEBRIS.

8. TEMPORARY EROSION AND SEDIMENTATION CONTROL FACILITIES - AS SEDIMENT ACCUMULATES TO 1 INCHES, THE CONTRACTOR SHALL BE RESPONSIBLE FOR KEEPING THE STREET PAVEMENT AREAS CLEAN OF DIRT AND DEBRIS.

9. DIRECT ACCESS SHALL BE PROVIDED TO ALL BASIN AREAS FOR MAINTENANCE AND REHABILITATION.

10. ALL DESIGN AND MAINTENANCE MEASURES OUTLINED IN THE SUPPLEMENT PREPARED FOR THIS PROJECT SHALL BE IMPLEMENTED AND CARRIED OUT BY THE PARTIES DEEMED RESPONSIBLE FOR THOSE DUTIES.

11. THE CONTRACTOR SHALL BE RESPONSIBLE FOR THE DESIGN, CONSTRUCTION, MAINTENANCE, AND REMOVAL OF ALL EROSION CONTROL MEASURES. THE CONTRACTOR SHALL BE RESPONSIBLE FOR THE DESIGN, CONSTRUCTION, MAINTENANCE, AND REMOVAL OF ALL EROSION CONTROL MEASURES.

12. PROVIDE EROSION CONTROL MEASURES AS NOTED ON THE PLANS AND AS OTHERWISE REQUIRED TO PREVENT EROSION AND SEDIMENTATION ONTO ADJOINING PROPERTY, STREETS, WATERWAYS, AND ON TO ANY IMPROVED INFRASTRUCTURE. THE CONTRACTOR SHALL BE RESPONSIBLE FOR THE DESIGN, CONSTRUCTION, MAINTENANCE, AND REMOVAL OF ALL EROSION CONTROL MEASURES.

13. MAINTENANCE - THE CONTRACTOR SHALL INSPECT ALL DRAINAGE STRUCTURES AND EROSION CONTROLS ON A WEEKLY BASIS AND AFTER ALL STORMS (1" RAINFALL OR GREATER) INCLUDING BUT NOT LIMITED TO THE FOLLOWING: REPLACING DAMAGED OR BUILT IN EROSION CONTROLS, CLEANING OUT STRUCTURES, AND STABILIZING EROSION OR STABILIZED SLOPED AREAS.

14. CONTRACTOR SHALL MAINTAIN EROSION CONTROL MEASURES UNTIL CONSTRUCTION IS COMPLETE. LAWS HAVE BECOME ESTABLISHED AND ALL SOURCES OF EROSION HAVE BEEN PERMANENTLY STABILIZED.

15. CONTRACTOR SHALL PROVIDE DUST CONTROL IN ACCORDANCE WITH THE LATEST ISSUE OF NEW YORK GUIDELINES FOR URBAN EROSION AND SEDIMENT CONTROL.

EROSION CONTROL AND CONSTRUCTION SEQUENCE

THE PROJECT WILL CREATE A TOTAL SITE DISTURBANCE OF APPROXIMATELY 8.86 ACRES. THE SITE DISTURBANCE WILL BE PHASED TO LIMIT THE POTENTIAL FOR EROSION AND SEDIMENTATION ISSUES DURING THE CONSTRUCTION PROCESS. BELOW IS A LISTING OF THE ANTICIPATED PHASING:

THE SEQUENCE OF CONSTRUCTION FOR EACH AREA SHALL BE:

1. PRIOR TO ANY SITE DISTURBANCE, CONSTRUCT A STABILIZED CONSTRUCTION ENTRANCE AT THE PROPOSED SITE ENTRANCE LOCATION AS SHOWN ON THE DRAWINGS.
2. SILT FENCE - INSTALL PERIMETER SILT FENCE AS SHOWN ON PLANS PRIOR TO EARTHWORK. THE CONTRACTOR SHALL BE RESPONSIBLE FOR THE DESIGN, CONSTRUCTION, MAINTENANCE, AND REMOVAL OF ALL EROSION CONTROL MEASURES.
3. CLEARING AND GRUBBING - REMOVE ALL TREES, STUMPS AND BRUSH PRIOR TO EARTHWORK.
4. STORMWATER BASIN TO BE USED AS A TEMPORARY SEDIMENT TRAP, INCLUDING OUTLET PIPING AS SHOWN ON THE DRAWINGS. PROVIDE RAIN STORM PROTECTION APPROPRIATE AT OUTLET LOCATIONS AS SHOWN ON THE DRAWINGS. FINE GRADE, SEED, AND MULCH WITHIN SEVEN (7) DAYS OF DISTURBANCE. MAINTAIN ALL DISTURBED SOIL AREAS AND DRAINAGE FACILITIES UNTIL COMPLETELY STABILIZED AND VEGETATION IS ACHIEVED.
5. PROVIDE ALL DRAINAGE CHANNELS AND INSTALL EROSION CONTROL MEASURES WITHIN DRAINAGEWAYS. INSTALL CHECK DAMS WHERE INDICATED ON THE PLANS.
6. STRIP AND STOCKPILE TOPSOIL IN AREA SHOWN ON PLAN AND / OR AGREED UPON LOCATION WITH OWNER. ENCLOSE TOPSOIL STOCKPILE AREAS WITH SILT FENCE.
7. PROVIDE DRAINAGE STRUCTURES AND PIPING, INCLUDING DRAINAGE INLET PROTECTION AS SHOWN ON THE DRAWINGS. (DO NOT INSTALL BASIN PIPING).
8. PREPARE BUILDING PAD AREA, DRIVEWAYS AND PARKING AREA SUBGRADE.
9. EXCAVATE AND FILL REST OF SITE AREAS, FINE GRADE, SEED AND MULCH ALL DISTURBED AREAS WITHIN SEVEN (7) DAYS OF DISTURBANCE. AREAS TO RECEIVE ASPHALT PAVEMENT SHOULD BE STABILIZED AND SEEDING SHOULD BE COMPLETED WITHIN SEVEN (7) DAYS OF PLACEMENT OF THE SUBGRADE COURSE. MAINTAIN ALL DISTURBED SOIL AREAS AND DRAINAGE FACILITIES UNTIL AREAS ARE COMPLETELY STABILIZED AND VEGETATION IS ACHIEVED.
10. REMOVE TEMPORARY CONSTRUCTION ENTRANCE AFTER ASPHALT BINDER COURSE IS PLACED.
11. CLEAN STORMWATER BASIN AND AERATE SOILS AFTER ALL UPRSTREAM CONSTRUCTION DRAINAGE AREAS ARE COMPLETELY STABILIZED AND VEGETATION IS ACHIEVED.
12. INSTALL BASIN INFILTRATION PIPING AND TRENCHING AFTER LOT STABILIZATION IS ACHIEVED. ADD SILT FENCING/STABILIZATION ROCK AROUND INFILTRATION TRENCH UNTIL BASIN VEGETATION IS ESTABLISHED.
13. FINE GRADE AND SEED STORMWATER BASIN AS NOTED ON THE PLANTING PLAN AND ON THE DETAILS.
14. REMOVE TEMPORARY SILT FENCING AND ROCK CHECK DAMS AFTER SITE IS COMPLETELY STABILIZED AND VEGETATION IS ACHIEVED. PROVIDE UNDERDRAIN WITHIN DETENTION BASIN PER PLANS.

FINAL CLEAN UP & PREVENTATIVE MAINTENANCE

1. REMOVE AND/OR MAINTAIN STOCKPILE AREAS.
2. REMOVE EROSION CONTROL MEASURES FROM STABILIZED AREAS.
3. FINAL CLEAN UP - REMOVE EROSION CONTROL MEASURES AND CLEAN OUT ALL DRAINAGE STRUCTURES AND PIPING. AFTER LOT STABILIZATION, THE OWNER IS RESPONSIBLE FOR MAINTAINING SITE UPON PROJECT CLOSEOUT.
4. CONTRACTOR, ARCHITECT, AND OWNER TO REVIEW SITE FOR COMPLETION. CONTRACTOR TO ADDRESS FINAL COMMENTS ON FINAL LOT FRONT ARCHITECT AND SUPPLEMENT INSPECTION REPORTS.

SECTION 1
PAVED AREAS
NOT TO SCALE

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03	SITE UPD.	04/29/25

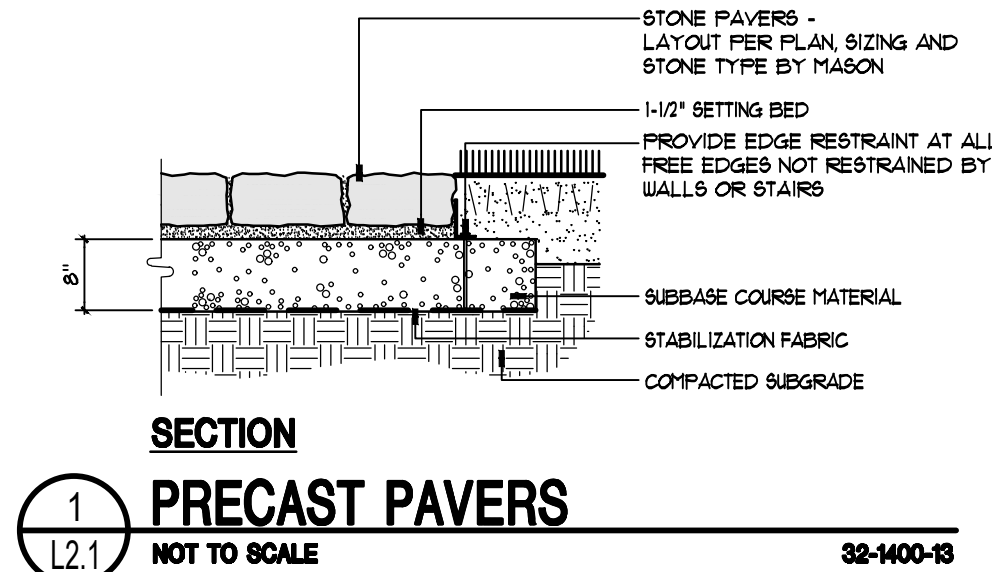
EROSION AND SEDIMENT CONTROL PLAN

Project Status SITE REVIEW
Date 01/02/2025
Project Number 43032
Drawn By VR/AS
Checked By SF



PARTIAL PLAN CONSTRUCTION NOTES

1. INSTALL CONCRETE PAVEMENT PER DETAIL 6/L6.0.
2. INSTALL CONCRETE CURB PER DETAIL 25/L6.0.
3. 4" WIDE PAINTED LINES (TYP).
4. PAINT 4" WIDE LINES AT 45° ± 2' O.C.
5. RESERVED PARKING STALL PER DETAIL 8/L6.0.
6. INSTALL WASTE/RECYCLING ENCLOSURE PER PARTIAL PLAN 1/L2.1.
7. MONUMENT SIGN BY OWNERS.
8. INSTALL BOLLARD PER DETAIL 13/L6.0.
9. INSTALL RETAINING WALL PER DETAIL 24/L6.0.
10. ACCESSIBLE RAMP PER DETAIL 17/L6.0.
11. EV CHARGING STALLS.
12. INSTALL GRANITE CURB PER DETAIL 26/L6.0.
13. INSTALL PAVERS PER DETAIL 1/L2.1.



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HIGHBRIDGE STREET ST.

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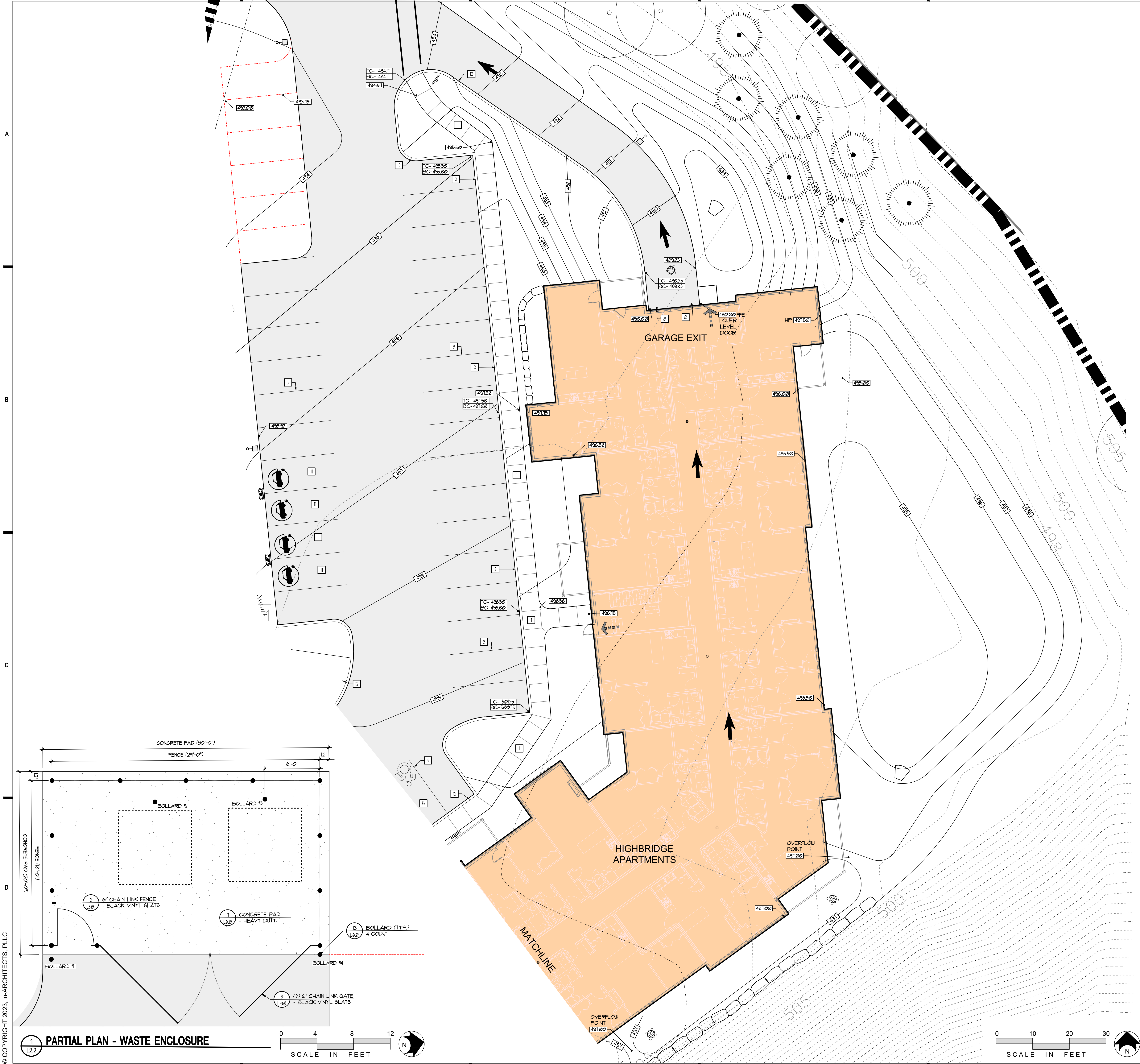
REVISIONS		
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03	SITE UPD.	04/29/25

PARTIAL PLAN WEST

Project Status	SITE REVIEW
Date	01/02/2025
Project Number	43032
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Checked By	SF

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PARTIAL PLAN CONSTRUCTION NOTES

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2. INSTALL CONCRETE CURB PER DETAIL 25/L6.0.
3. 4" WIDE PAINTED LINES (TYP.).
4. PAINT 4" WIDE LINES AT 45' ± 2' O.C.
5. RESERVED PARKING STALL PER DETAIL 8/L6.0.
6. INSTALL WASTE/RECYCLING ENCLOSURE PER PARTIAL PLAN 1/L2.2.
7. MONUMENT SIGN BY OWNERS.
8. INSTALL BOLLARD PER DETAIL 13/L6.0.
9. INSTALL RETAINING WALL PER DETAIL 24/L6.0.
10. ACCESSIBLE RAMP PER DETAIL 12/L6.0.
11. EV CHARGING STALLS.
12. INSTALL GRANITE CURB PER DETAIL 26/L6.0.
13. INSTALL PAVERS PER DETAIL 1/L2.1.



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THE CONTRACTOR SHALL VERIFY ALL DIMENSIONS AT THE SITE AND PROMPTLY NOTIFY THE ARCHITECT IN WRITING OF ANY DISCREPANCIES.

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PARTIAL PLAN
EAST

Project Status	SITE REVIEW
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Drawn By	VR/AS
Checked By	SF

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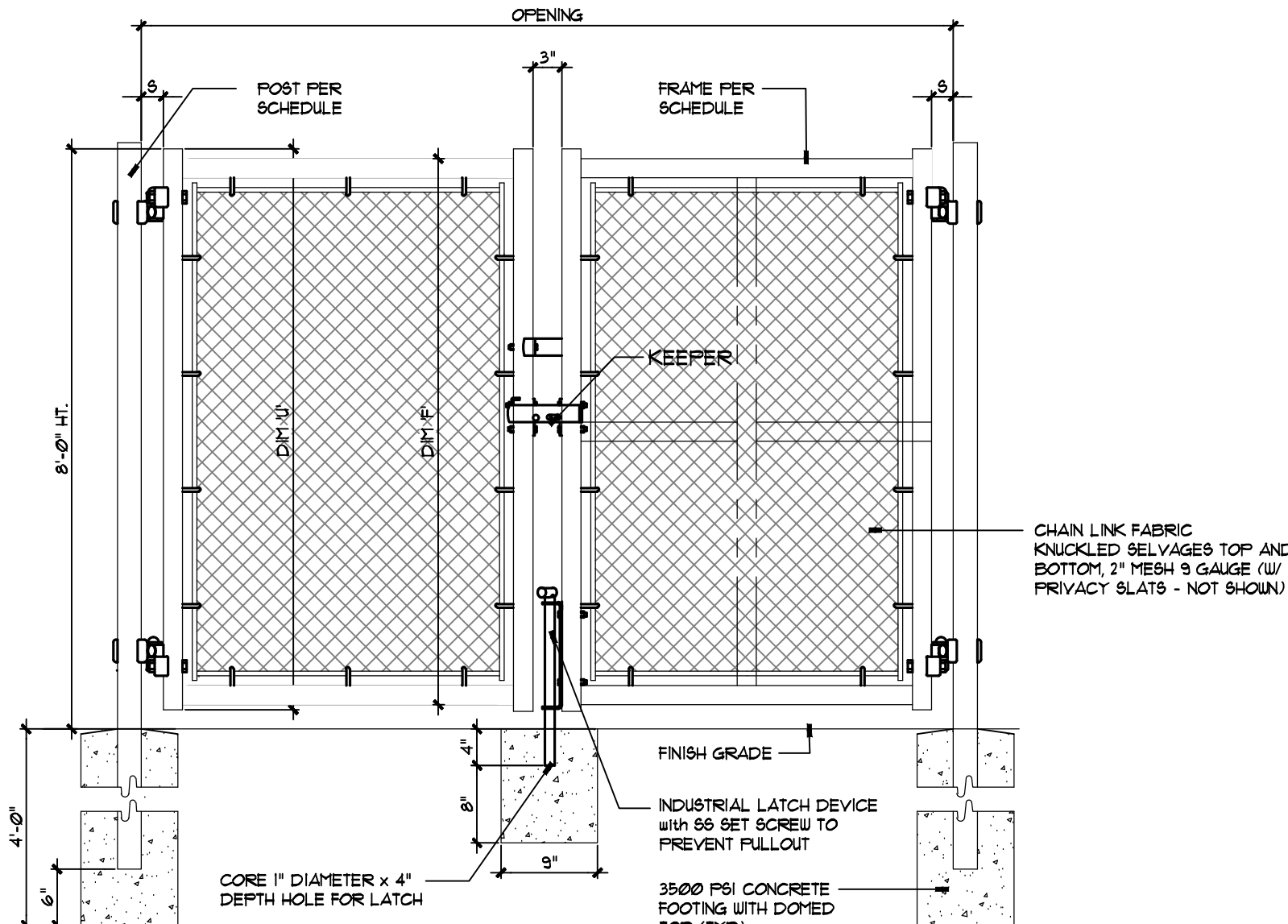
SECTION PRECAST CONCRETE PAVERS

OPENING FACE TO FACE	GATE POSTS ROAD SIZES	HINGE SPACE (S) POST TO UPRIGHT
20" WIDE	4" O.D.	2 1/4"

POST SIZE SCHEDULE

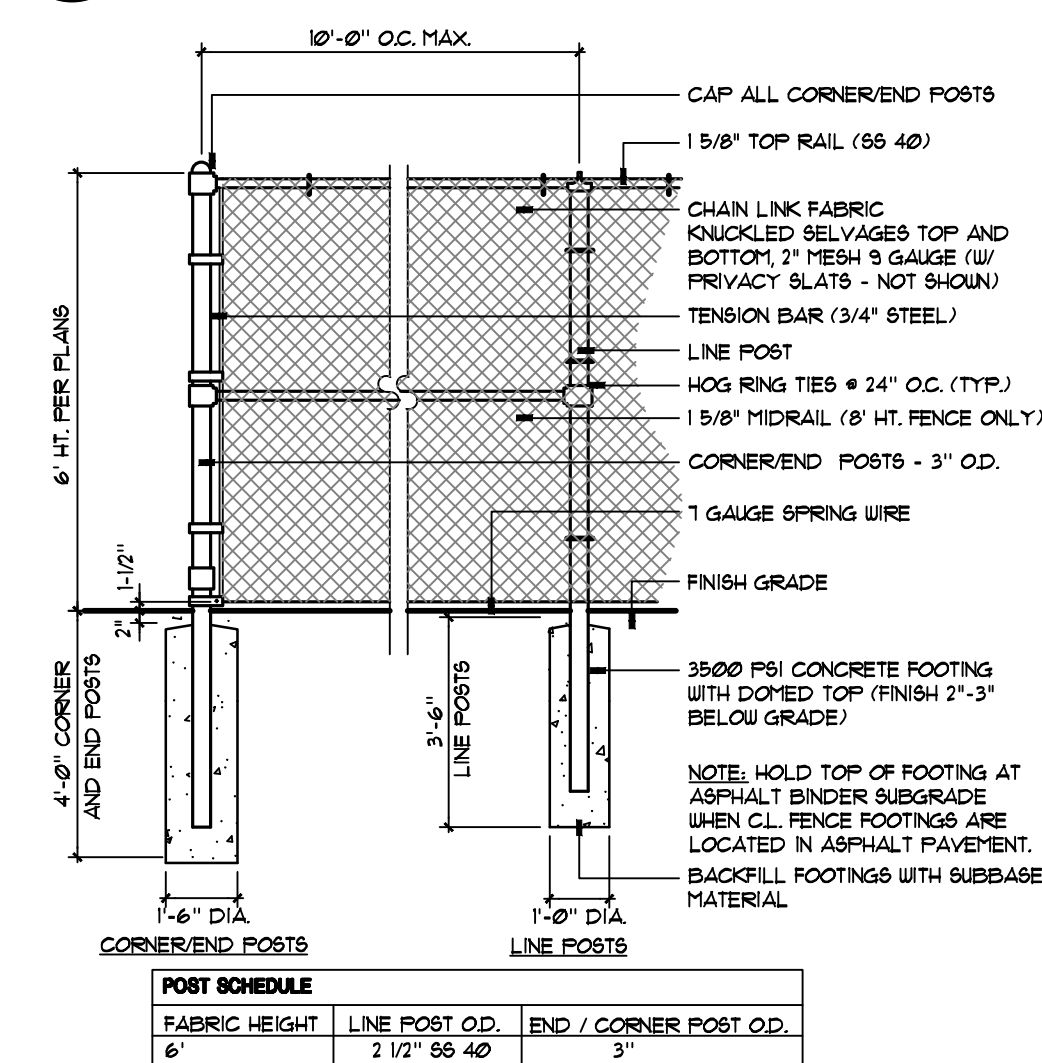
NOTE

- CENTER UPRIGHT REQUIRED ON GATE LEAVES 8'-0" 4" WIDER CENTER RAIL REQUIRED ON GATE LEAVES 10'-0" 4" HIGHER.
- TOP OF FOOTING SHALL BE 2" BELOW FINISH GRADE IN LAWN AREAS.



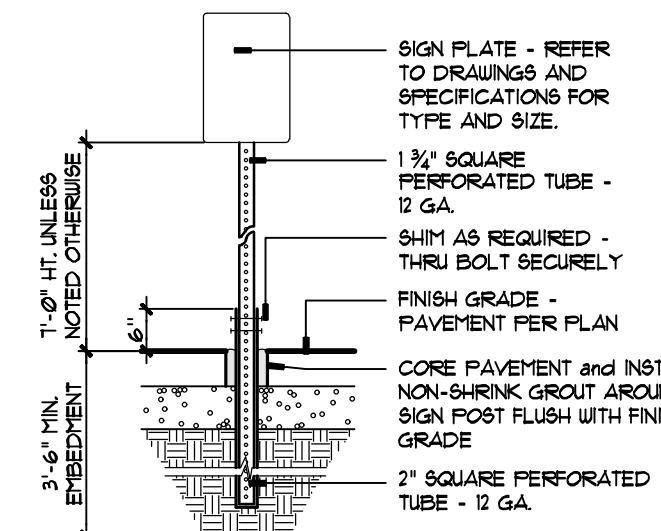
DOUBLE GATE ELEVATION

3 DOUBLE LEAF CHAIN LINK SWING GATE

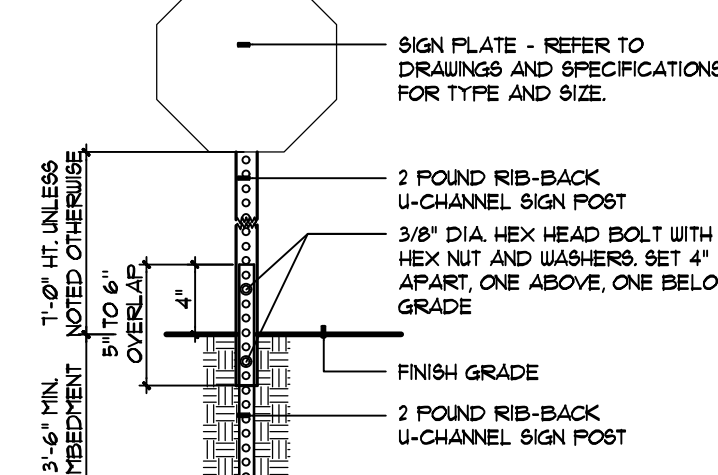


SECTION CHAIN LINK FENCE

2 CHAIN LINK FENCE



SECTION - PAVED AREAS



SECTION - NON-PAVED AREAS

- FABRICATE SIGN PANELS OF 6060 ALUMINUM.
- ALL SIGNS SHALL BE FASTENED TO OR MOUNTED ON POST WITH GALVANIZED BOLTS, NUTS AND WASHERS.
- FOR FURTHER INFORMATION REFER TO THE LATEST EDITION OF THE MANUAL OF UNIFORM TRAFFIC CONTROL DEVICES FOR STREETS AND HIGHWAYS, U.S. DEPARTMENT OF TRANSPORTATION, FEDERAL HIGHWAY ADMINISTRATION.
- COORDINATE SIGN LOCATION TO AVOID UTILITIES.

1 TRAFFIC CONTROL SIGN

PARKING DATA CHART

PARKING REQUIREMENTS:

STALL DIMENSIONS: 9' X 20' STALL

APARTMENT: A MINIMUM OF ONE OFF-STREET PARKING SPACE FOR EACH ONE BEDROOM DUELLING UNIT AT THE SUBJECT PROPERTY, ONE OFF-STREET SPACE FOR EACH 1.5 BEDROOM DUELLING UNIT AND TWO OFF-STREET PARKING SPACES FOR EACH TWO BEDROOM DUELLING UNIT SHALL BE REQUIRED.

PARKING COUNT:

UNIT COUNT	BEDROOMS	SPACE PER UNIT	PARKING SPACES REQ.
23	1 BR	1.0	23
36	1.5 BR	1.0	36
43	2 BR	1.5	65
102 TOTAL			124 SPACES REQ.

CALCULATIONS:

36 EXTERIOR SPACES
16 GARAGE SPACES
134 SPACES TOTAL
INCLUDING 124 SPACES PROVIDED FOR RESIDENTS, 10 VISITOR SPACES, AND AN ADDITIONAL 10 LAND BANKED SPACES FOR THE FUTURE.

SIGN SCHEDULE

KEY	SIGN PLATE	SIGN SIZE MOUNTING HT.	NY&DOT MUT.C.D. NO. / COMMENTS
A	RESERVED PARKING W/ HAND/CAP 5'x10'x10'	12" X 18" 4'-0" HT.	SIGN NO. COLORES: COMMENTS:
B	NO PARKING ANY TIME	12" X 18" 1'-0" HT.	SIGN NO. FI-5C MOD COLORS: WHITE BACKGROUND, RED TEXT AND BORDER
C	STOP SIGN	24" X 24" 1'-0" HT.	SIGN NO. RI-1C COLORS: RED BACKGROUND, WHITE TEXT AND BORDER
D	DO NOT ENTER	30" X 30" 1'-0" HT.	SIGN NO. R3-15C COLORS: COMMENTS:
E	PEDESTRIAN CROSSING	30" X 30" 1'-0" HT.	SIGN NO. W1-2 COLORS: FLUORESCENT YELLOW-GREEN BACKGROUND, BLACK SYMBOL AND BORDER

NOTES:

- INSTALL TRAFFIC CONTROL SIGN PER DETAIL 1/L3.0.
- ALL REGULATORY SIGNS SHALL CONFORM TO THE MOST CURRENT NY&DOT.
MANUAL OF UNIFORM TRAFFIC CONTROL DEVICES.

CONSTRUCTION NOTES

- INSTALL ASPHALT PAVEMENT - DRIVE PER DETAIL 3/L6.0.
- INSTALL ASPHALT PAVEMENT - OCCDOT PER DETAIL 4/L6.0.
- INSTALL CONCRETE PAVEMENT PER DETAIL 6/L6.0.
- INSTALL PAINTED CROSSWALK PER DETAIL 11/L6.0.
- MONUMENT SIGN BY ARCHITECTS. SIGN LIGHTING PER ELECTRICAL DRAWINGS.
- PAINT THRU ARROW PER DETAIL 9/L6.0.
- INSTALL BOULDER WALL PER DETAIL 24/L6.0.
- SLOPE STABILIZATION REPORT COMPLETED, BUILDING AND SITEWORK CONTRACTOR TO REVIEW PRIOR TO CONSTRUCTION.
- INSTALL PERGOLA PER IMAGE 5/L2.0.
- FUTURE FIRE PIT PER IMAGE 6/L2.0.
- FUTURE PICKLEBALL COURT PER IMAGE 7/L2.0.
- INSTALL TOWN ROAD PER TOWN OF MANLIUS SPECIFICATIONS AND TYPICAL LOCAL ROAD SECTION DETAIL 1/L2.0.
- (10) LAND BANK PARKING SPACES.
- INSTALL HEAVY-DUTY CONCRETE PAVEMENT PER DETAIL 7/L6.0.
- OWNER TO PROVIDE (12) GOLF CARTS FOR ON SITE AND BROOKDALE ACCESSIBILITY.
- INSTALL PAVERS PER DETAIL 4/L3.0.
- INSTALL BOLLARDS PER DETAIL 13/L6.0.

EASEMENT LEGEND

- DRAINAGE EASEMENT AREAS - LICENSED SURVEYOR TO PROVIDE DEED RESTRICTIONS AS REQUIRED BY TOWN PER SUBDIVISION MAP.
- UTILITY EASEMENT AREAS - LICENSED SURVEYOR TO PROVIDE DEED RESTRICTIONS AS REQUIRED BY TOWN PER SUBDIVISION MAP.
- ACCESS EASEMENT AREAS - LICENSED SURVEYOR TO PROVIDE DEED RESTRICTIONS OF ACCESS EASEMENTS AS REQUIRED BY TOWN PER SUBDIVISION MAP.
- DRAINAGE & ACCESS EASEMENT OVERLAY AREAS - LICENSED SURVEYOR TO PROVIDE DEED RESTRICTIONS OF ACCESS EASEMENTS AS REQUIRED BY TOWN PER SUBDIVISION MAP.



7 PICKLEBALL COURT



6 FIRE PIT



5 PERGOLA

0 30 60 90
SCALE IN FEET



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THE CONTRACTOR SHALL VERIFY ALL DIMENSIONS AT THE SITE AND PROMPTLY NOTIFY THE ARCHITECT IN WRITING OF ANY DISCREPANCIES.

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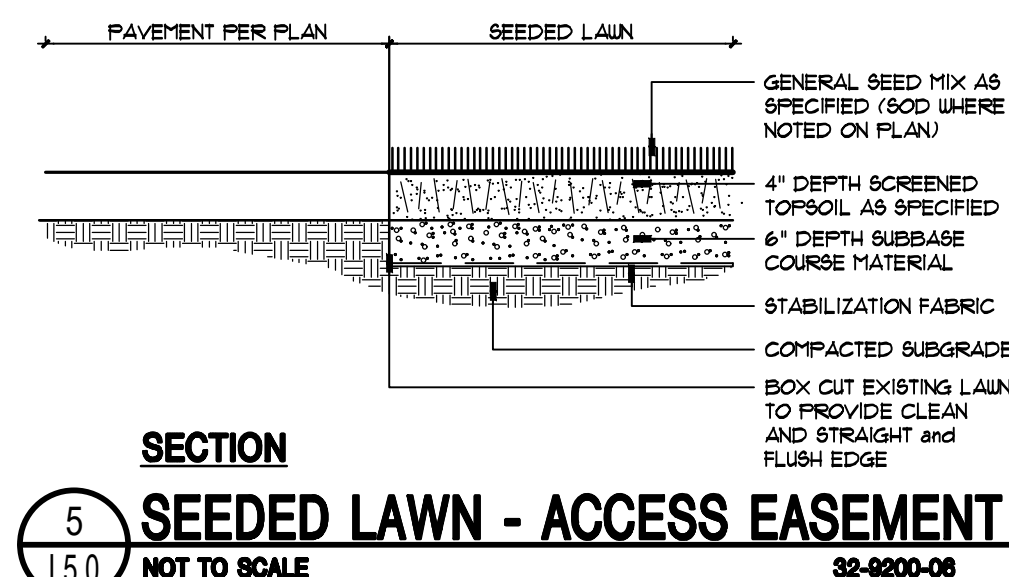
LAYOUT PLAN

Project Status	SITE REVIEW
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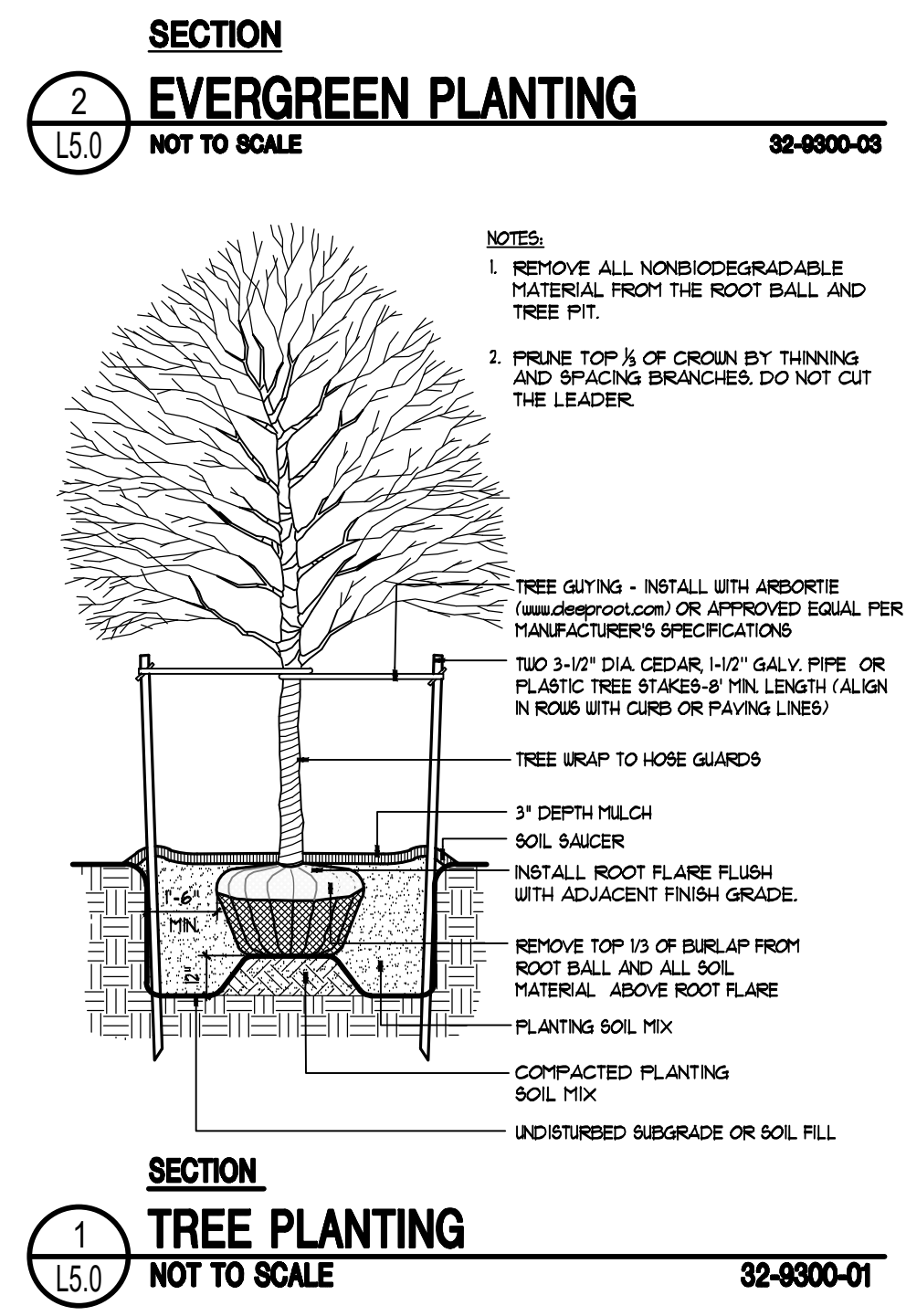
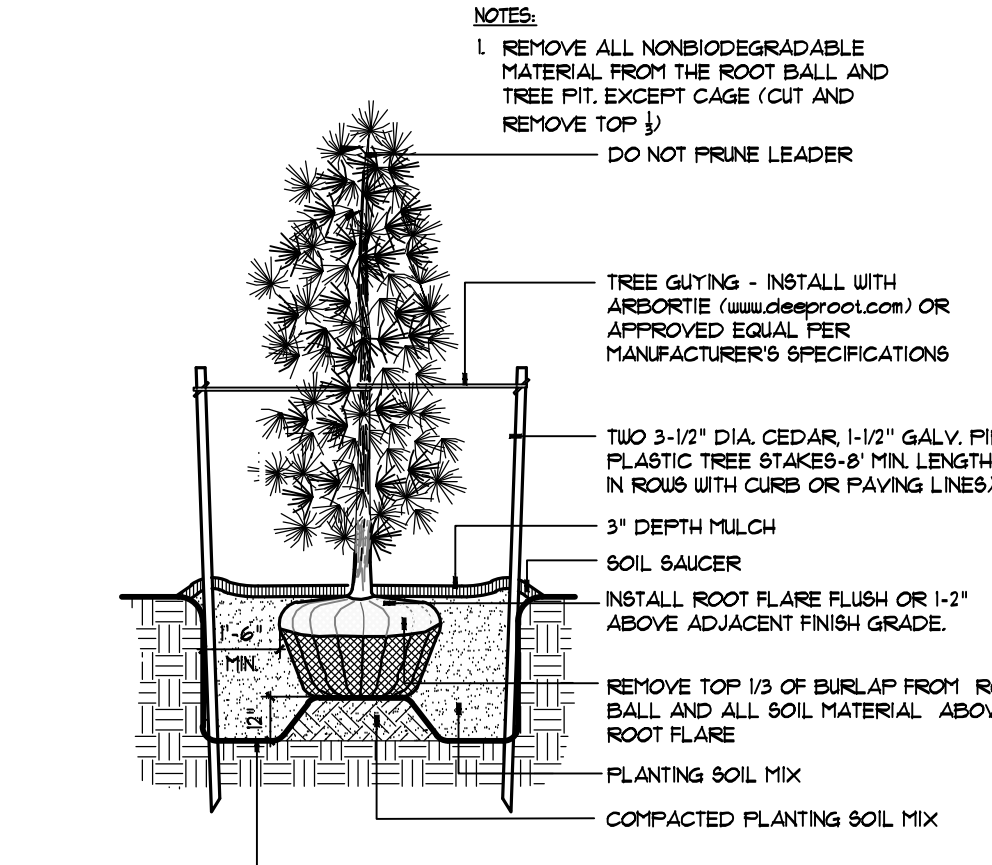
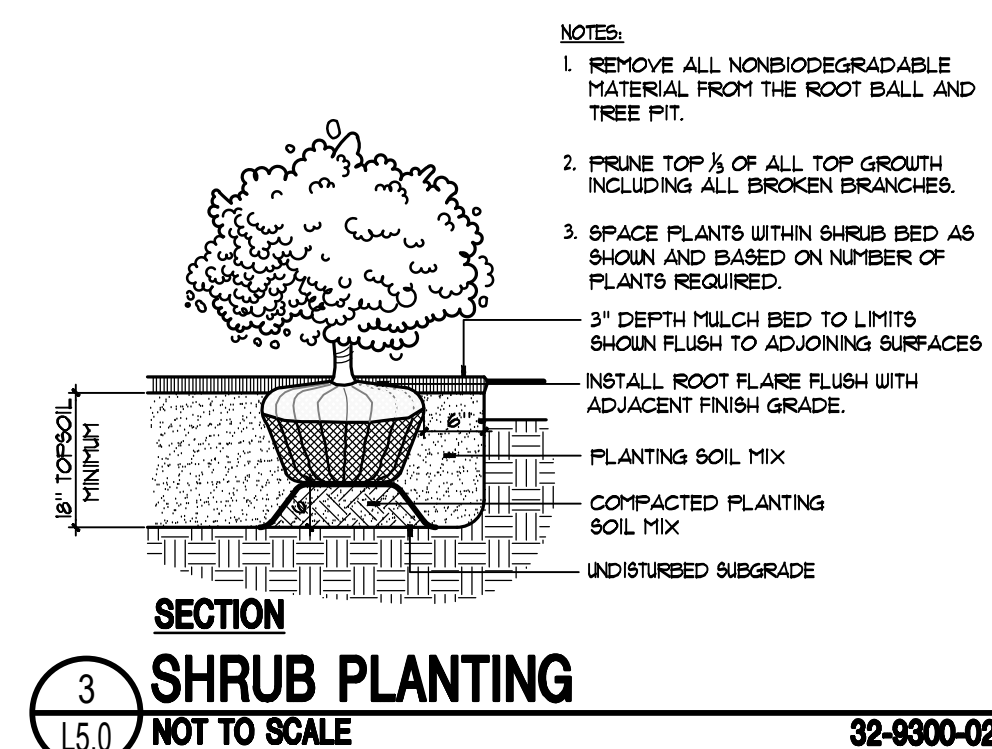
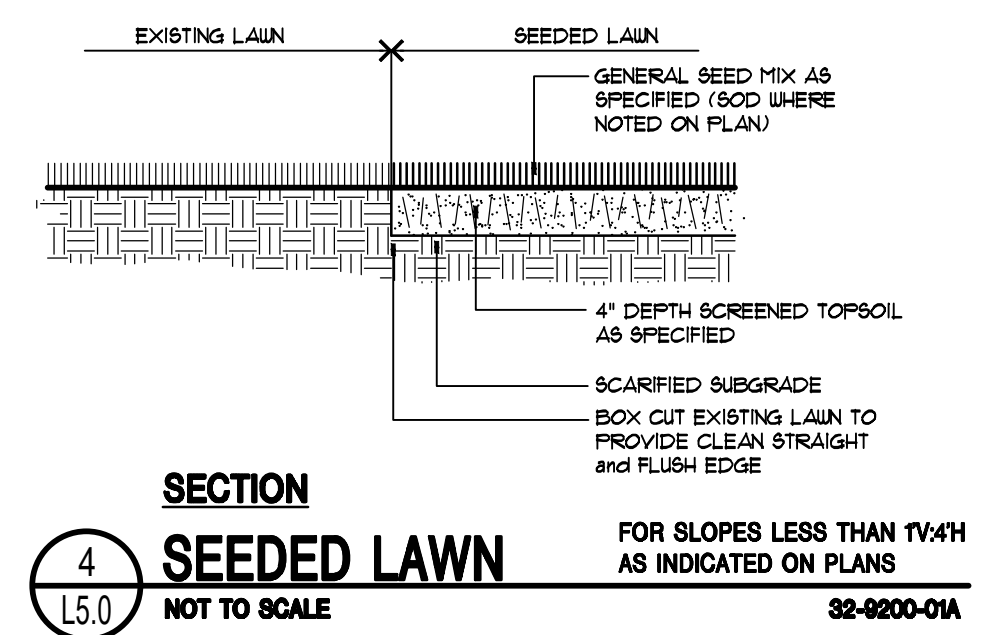
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PLANT LIST						
KEY	COMMON NAME	BOTANICAL NAME	GALIPER	HEIGHT	CONDITION	REMARKS
TREES						
Ar	REDPOINTE RED MAPLE	ACER RUBRUM 'REDPOINTE'	3" GAL.	-	B4B	MULTI-STEM
Ck	KOUSA DOGWOOD	CORNUS KOUSA	-	8'-10' HT.	B4B	
Gb	FRINCETON SENTRY GINKGO	GINKGO BILOBA 'FRINCETON SENTRY'	2-1/2" GAL.	-	B4B	MULTI-STEM
Bn	RIVER BIRCH	BETULA NIGRA	-	8'-10' HT.	B4B	
Po	SERBIAN SPRUCE	PICEA OMORICA	-	8'-10' HT	B4B	
Pt	VANDERWOLF PINE	FINUS FLEXILIS 'VANDERWOLF PYRAMID'	-	8'-10' HT	B4B	
SHRUBS						
Hm	ENDLESS SUMMER HYDRANGEA	HYDRANGEA MACROPHYLLA 'ENDLESS SUMMER'	-	24"-36"	3 CONT.	
Ig	SHAMROCK INKBERY	ILEX GLABRA 'SHAMROCK'	-	18"-24"	2 GAL.	
Ca	SUMMERSWEET	CLETHRA ALNIFOLIA 'HUMMINGBIRD'	-	3'-4'	B4B	
Cs	BLOODTUNG DOGWOOD	CORNUS BANGUNEA 'MIDWINTER FIRE'	-	-	3 GAL.	
Ra	GRO-LOW SUMAC	RHYS AROMATICA 'GRO-LOW'	-	-	2 GAL.	--
Pn	NANA DWARF SERBIAN SPRUCE	PICEA OMORICA 'NANA'	-	2'-3'	B4B	
PERENNIALS						
G-P	DWARF FOUNTAIN GRASS	FENISTETUM 'HAHELIN'	-	-	1 GAL	
P-E	KIM'S KNEE HIGH CONEFLOWER	ECHINACEA PURPUREA 'KIM'S KNEE HIGH'	-	18"-24"	1 GAL	
P-C	SUNSTAR GOLD COREOPSIS	COREOPSIS VERTICILLATA	-	-	1 GAL	
P-N	WALKERS LOW CATMINT	NEPETA FAASSENII	-	-	2 GAL.	



- PLANT NOTES**
- 3" DEPTH STONE MULCH ON FILTER FABRIC.
 - 5' DIAMETER MULCH CIRCLE WITH SPACE CUT EDGE.
 - INSTALL SEEDED LAWN - ACCESS EASEMENT PER DETAIL 5/L5.0.
 - INSTALL SEEDED LAWN PER DETAIL 4/L5.0.
 - INSTALL 8'-0" WIDE STRIP OF SODDED LAWN ADJACENT TO PAVEMENT.



REVISIONS		
NO.	DESCRIPTION	DATE
01	DD SET	01/27/25
02	ARCH. UPD.	03/26/25
03	SITE UPD.	04/29/25

PLANTING PLAN	
Project Status	SITE REVIEW
Date	01/02/2025
Project Number	43032
Drawn By	VR/AS
Checked By	SF

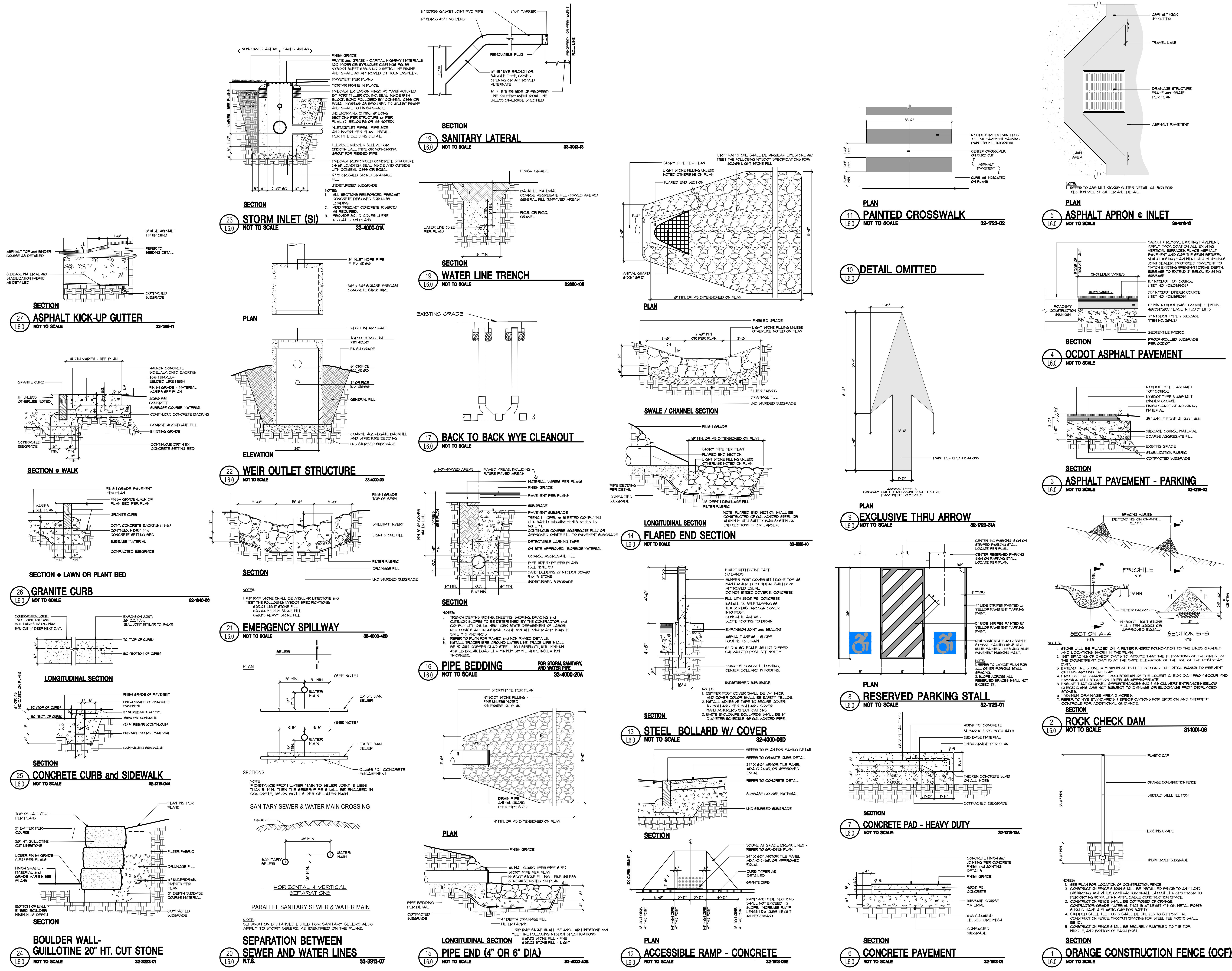
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239 E. Water Street - 2nd Fl.
Syracuse, New York 13202
www.in-ARCHITECTS.com

**KEPLINGER
FREEMAN
ASSOCIATES**
LANDSCAPE ARCHITECTURE & LAND PLANNING
4320 ELY ROAD, SUITE 109 WEST ORADALE, NEW YORK 13057

HIGHBRIDGE SENIOR APARTMENTS
MANLIUS, NEW YORK
HIGHBRIDGE STREET ST.

NO.	DESCRIPTION	DATE
01	DO SET	01/27/25
02	ARCH. UPD.	03/26/25
03	SITE UPD.	04/29/25

Project Status: SITE REVIEW
Date: 01/02/2025
Project Number: 43032
Drawn By: VR/AS
Checked By: SF

DETAIL SHEET

L6.0

IN THE MATTER
Of
Local Law 2025-__
A LOCAL LAW AMENDING CHAPTER 155-
20.8 ENTITLED “ADOPTED DISTRICT
PLANS” OF THE CODE OF THE TOWN OF
MANLIUS

RESOLUTION ENACTING
LOCAL LAW

The **TOWN BOARD OF THE TOWN OF MANLIUS**, in the County of Onondaga, State of New York, met in regular session at the Town Hall in the Town of Manlius, located at 301 Brooklea Drive in the Village of Fayetteville, County of Onondaga, State of New York, and virtually on the platform commonly referred to as Zoom, the Town Facebook page and YouTube on the 28th of May 2025, at 6:30 p.m.

The meeting was called to order by John T. Deer, Supervisor, and the following were present, namely:

John T. Deer	Supervisor
Sara Bollinger	Councilor
Alissa Italiano	Councilor
Katelyn M. Kriesel	Councilor
Michael Nesci	Councilor
William Nicholson	Councilor
Ingrid Gonzalez-McCurdy	Councilor

The following resolution was moved, seconded and adopted:

WHEREAS, a Local Law has been introduced before the Board, to wit: Local Law 2025 - __, entitled “A Local Law Amending Chapter 155-20.8 entitled ‘Adopted District Plans’ of the Code of the Town of Manlius,” the text of which is as follows:

LOCAL LAW 2025 - __ AMENDING CHAPTER 155-20.8 ENTITLED “ADOPTED DISTRICT PLANS” OF THE CODE OF THE TOWN OF MANLIUS

BE IT ORDAINED AND ENACTED by the Town Board of the Town of Manlius, County of Onondaga, State of New York, as follows:

Section 1. That Chapter 155-20.8, entitled “Adopted District Plans” of the Code of the Town of Manlius, is amended as follows:

§ 155-20.8. Adopted district plans

- A. Twin Ponds. The Twin Ponds District Plan is hereby adopted pursuant to the district plan and District Plan Map approved by the Town Board on November 1, 2023, and appended to this chapter as Schedule 1, “Planned Unit Development District Plans.”⁸
- B. Garden Park. The ~~Garden Park Senior Apartment~~ Highbridge Senior Apartments District Plan is hereby adopted pursuant to the district plan and District Plan Map approved by the Town Board on ~~December 6, 2023~~ June 11, 2025, and appended to this chapter as Schedule 1, “Planned Unit Development District Plans.”

Section 2. An amended Schedule 1 is attached hereto as **Exhibit A** and made a part hereof.

Section 3. This local law shall take upon the filing with the Secretary of State.

Underline – new language

~~Strikeout~~ – deleted language

WHEREAS, the Town Board held a public hearing on Law 2025-__ on May 28, 2025, at which time the public was given to opportunity to speak for and/or against the local law;

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Manlius, County of Onondaga, State of New York, hereby adopts Local Law 2025-__ as set forth in this Resolution; and be it

FURTHER RESOLVED, that the Town Clerk is hereby ordered to file Local Law 2025-__ with the Secretary of State within 20 days of adoption of this Resolution pursuant to Municipal Home Rule Law.

I, CARRIE GREVELDING, Town Clerk of the Town of Manlius, **DO HEREBY CERTIFY** that the preceding Resolution was duly adopted by the Town Board of the Town of Manlius at a regular meeting of the Board duly called and held on the 28th day of May, 2025; that said Resolution was entered in the minutes of said meeting; that I have compared the foregoing copy with the original thereof now on file in my office; and that the same is a true and correct transcript of said Resolution and of the whole thereof.

I FURTHER CERTIFY that all members of said Board had due notice of said meeting.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the Town of Manlius, this 28th day of May, 2025.

DATED: May 28, 2025
Fayetteville, New York

Carrie Grevelding
Town Clerk of the Town of Manlius
Onondaga County, New York

Exhibit A

Garden Park Senior Highbridge Senior Apartments District Plan

A. Intent. This District is intended to be used primarily as multi-family apartments in order to address the current shortage of senior living options in the area. The design of the PUD District Plan provides for relatively high-density residential housing options with outdoor recreational amenities consistent with the target demographic. The PUD District Plan may also include a limited amount of non-residential services, i.e. spa, hair salon, etc. for both residents and families of ~~Garden Park~~ Highbridge Senior and Brookdale Memory care. The obvious highlights of this project include a “best-use” infill development that is compatible with both the community and Brookdale, without adding any material impact on the local traffic.

B. PUD District Plan Description

1. Types of land uses. The following structures and uses shall be permitted within the district, pursuant to site plan approval.

a. Multi-family dwellings for rent containing ~~seventy-eight (78)~~ one hundred two (102) one and two bedroom apartments for seniors.

b. 8 Penthouse Condominiums will be available for either rental or ownership as we consider the viability of such.

c. Non-residential personal services:

i. Spa, hair salon “only available to Brookdale residents & ~~Garden Park~~ Highbridge Senior tenants”

ii. Convenience item store.

iii. Underground parking.

iv. Courtyard with outdoor kitchen and dining tables, raised community gardens, recreational activities.

v. Walking trails connect to Brookdale.

vi. Sidewalks connecting Brookdale and the surrounding neighborhood.

vii. Wellness center & media room.

viii. Fully furnished, short-term and extended stay at “workforce rate” apartments for family members of residents at Brookdale.

ix. 24-hour concierge and maintenance services.

x. Essential transportation to local restaurants, retail, medical offices.

xi. Community kitchen.

xii. Library and business center.

xiii. Light housekeeping.

xiv. Decks and rooftop terraces.

- xv. Secure Package room.
- xvi. EV Charging stations.
- xvii. Landscape design package to blend Brookdale and ~~Garden~~
~~Park~~ Highbridge Senior.

2. Bulk Requirements

- a. Lot area: 8.77 acres

- b. Maximum building height: 3 and one-half stories with one level of underground secure parking.

3. Off-street parking requirements. This site shall contain a total of one hundred ~~fifty-six~~ one hundred thirty four (134) parking spaces. ~~One-half of the Seventy-Eight of the~~ parking spaces (78 parking spaces) will be located under the proposed improvements. The remaining parking spaces will be above ground parking spaces.

4. Vehicle Circulation. Provisions for smooth internal vehicle circulation shall be made with storage space for snow which will not block parking spaces and with provision for access for emergency vehicles. The design for vehicular ingress and egress to the site from a public highway and for interior streets shall be approved by the Town of Highway Superintendent and the Chief of the Fire Protection District in which the project is to be located.

C. PUD District Plan Map. Attached as Appendix A is a map identifying the location of permissible land uses, roads, sidewalks, drainage, landscaped areas, parking, utilities and the total acreage of the proposed PUD District Plan.

D. Phasing Plan. The project developer/owner anticipates that the project will be completed in one or two phases.

E. Application Timeline.

- 1. The Owner shall be required to apply for Site Plan Approval no later than 180 days after approval of the PUD District Plan.

- 2. The Owner shall be required to apply for a building permit to begin construction of the project no later than 18 months after receiving site plan approval.

F. Public Roadways. Appendix A depicts the location of land that shall be dedicated to the Town for public use as roadways.

G. Recreational Areas. The PUD District Plan Map includes recreational areas in the form of outdoor living, outdoor activities, walking trails and clubhouse. The map attached as Appendix A depicts the location of these amenities.

H. Signage. All signage shall be in accordance with § 155-25 of the Manlius Town Code.

I. Utilities. All buildings will be served by public water and sewer systems.

J. Workforce Housing. We have agreed to allocate Four (4) fully furnished units specifically designated for family members of residents at the neighboring Brookdale Alzheimer's Senior Living Center of Fayetteville ("Brookdale"). Each such unit will be available to Brookdale on a short-term rental basis with many of the same amenities afforded other residents, including housekeeping services. If such units are not utilized by Brookdale, then such units shall be made available for rent to Workforce Housing applicants. Workforce Housing rates shall be applicable for a period of ten (10) years following the issuance of a certificate of occupancy.

1. The Town Board may reduce the number of Workforce Housing units required or the method for calculating the rent ceiling to be considered Workforce Housing if such an adjustment is necessary to support the continued financial viability of the project.

2. The Owner shall provide information on an annual basis to the Codes Officer to confirm compliance with these Workforce Housing requirements.

K. Sidewalk and Trail Connections. The Owner will cooperate with the Town to connect sidewalks and walking trails within the PUD District with other trails constructed by the neighboring property owners in order to provide pedestrian access.

L. Sustainability.

a. The project will include approximately 10 charging plugs for electric vehicles

b. We will make a concerted effort to incorporate other alternative energy sources, i.e., solar and natural gas.

Underline – new language

~~Strikeout~~ – deleted language

Carrie Grevelding

From: Lindsay Wilcox <ott.lindsay@gmail.com>
Sent: Tuesday, May 27, 2025 11:45 AM
To: Carrie Grevelding
Subject: Concerns re: Proposed PUD District Highbridge Senior Apartments

Hello Carrie, I hope you had a nice Memorial Day weekend! I would like to submit the following concerns and comments regarding the proposed Highbridge Senior Apartments. I own the home at 7341 Dartmoor Xing. I will attempt to attend the meeting virtually but I am also asking that these comments are entered into public record and responded to by the Town and/or the Developer.

1) Reduced Parking Spots

If there are fewer parking spots (now 1.5 not 2 per resident), yet more residential units (now 102 as opposed to 86), where will visitors and/or residents park? I believe there should be restrictions on street parking on Dartmoor Xing, otherwise we foresee overflow parking occurring here. There are no sidewalks on our street. Many of us in the neighborhood and in the apartment complex across the street utilize the road for walking, biking, etc. This would now be dangerous with increased street parking which will reduce visibility and space. I would recommend street parking restrictions at least on the part of Dartmoor Crossing nearest the apartment complexes.

2) Increased Cut Through Traffic and Speeding

I already have noticed increased speeding and cut-through traffic on our road since we moved here a few years ago. I am concerned that now there will be even more. I would ask that speed bumps be considered on Dartmoor Xing and Highbridge Terrace as there is a long stretch of road on both streets that encourages high speeds - I have seen it almost daily lately. It will be much worse with increased residency. The proposal notes improved traffic control on Highbridge but what about Dartmoor Xing?

3) Sidewalks

The developer talks about putting a sidewalk in front of the new property, but will this be connected with the Fayetteville sidewalks or will there continue to be a gap of road with no sidewalks? I do not see this mentioned.

4) Note About "Dumping Grounds" at the Current Site

Isn't it the developer using the property for fill? That seems like an ineffective argument for the new apartment building: creating an eyesore so that it can be relieved by a new building. That doesn't seem ethical or logical to me. I am confused by this.

5) Single Family Residential Community

Ultimately, I am concerned about the fabric of the neighborhood which is single family homes. Yes, we have the apartment complex nearby but there are still more homes in the area. With the new apartment complex, this is going to offset the balance in favor of a more commercial feel to the neighborhood. I don't think this is the right solution. Possibly fewer units or large condominiums but smaller apartments and even short term apartments does not seem organic or congruent to the current makeup of the area.

Thank you for considering these comments and questions, Carrie!

-Lindsay Wilcox

Owner of 7341 Dartmoor Xing
Fayetteville, NY 13066

--

Lindsay Ott Wilcox
315.882.6823

Carrie Greveling

From: Allison Kenien <allisonkenien@gmail.com>
Sent: Wednesday, May 28, 2025 10:37 AM
To: Carrie Greveling
Subject: Concerns Regarding Proposed Highbridge Senior Apartments

Hello Carrie,

I hope you are having a nice week.

I am writing to submit my comments and concerns regarding the proposed Highbridge Senior Apartments development. I am a homeowner at 7411 Highbridge Terrace. I plan to attend the meeting, but I respectfully request that the following points be addressed by the Town and/or the Developer.

Traffic Volume and Speeding

- Neighborhood research into traffic shows that Dartmoor Crossing and Highbridge Terrace are already "cut through streets." There are many children living on these streets, and the street is used regularly by residents for walking, biking, and recreation.
- The long, uninterrupted stretches of both Dartmoor Crossing and Highbridge Terrace encourage speeding. This has already been an ongoing issue and has led to several close calls.
- Increased density from the proposed development will likely exacerbate this problem.
- What is the plan for controlling traffic and speeds in the Dartmoor / Highbridge Terrace neighborhood?

Parking

- The proposal reduces the number of parking spaces per unit from 2 to 1.5, while increasing the number of units from 86 to 102. Where will overflow parking be accommodated? Is there a plan for parking restrictions on Dartmoor Crossing to protect the children and families living on the street?

Sidewalk Connectivity

The developer has proposed a sidewalk. Will this connect to existing sidewalks in Fayetteville, or will there remain a gap in pedestrian infrastructure?

Concerns About Current Site Use

The argument that the current site is a "dumping ground" appears disingenuous. If the developer is responsible for using the area for fill, using its current condition as justification for development seems

illogical and ethically questionable. Clarity is needed on the role of the developer in the site's current appearance. If the town doesn't want it to be an "eyesore," building an apartment is not a valid solution. A valid solution would be requiring the developer to care for the site. No one else is "dumping" there.

Thank you for taking the time to review and consider these concerns.

Best regards,
Allison Kenien
Home Owner, 7411 Highbridge Terrace, Fayetteville.

IN THE MATTER
Of
LOCAL LAW 2025 -__ AMENDING
CHAPTER 89 OF THE TOWN CODE
ENTITLED PEDDLING AND SOLICITING

RESOLUTION ENACTING
LOCAL LAW

The **TOWN BOARD OF THE TOWN OF MANLIUS**, in the County of Onondaga, State of New York, met in regular session at the Town Hall in the Town of Manlius, located at 301 Brooklea Drive in the Village of Fayetteville, County of Onondaga, State of New York, and virtually on the platform commonly referred to as Zoom, the Town Facebook page and YouTube on the 28th of May, 2025, at 6:30 p.m.

The meeting was called to order by John T. Deer, Supervisor, and the following were present, namely:

John T. Deer	Supervisor
Sara Bollinger	Councilor
Alissa Italiano	Councilor
Katelyn M. Kriesel	Councilor
Michael Nesci	Councilor
William Nicholson	Councilor

The following resolution was moved, seconded, and adopted:

WHEREAS, the Town of Manlius currently allows for peddlers and solicitors to operate within the Town, subject to certain restrictions;

WHEREAS, the Town Board desires to amend the Town Code to tighten restrictions on peddlers and solicitors operating within the Town by, among other things, requiring peddlers and solicitors to be subject to background checks;

WHEREAS, a Local Law has been introduced before the Board, to wit: Local Law No. 2025 - ____, entitled “A Local Law Amending Chapter 89 of the Town Code Entitled Peddling and Soliciting” as follows:

**LOCAL LAW 2025 - ____, A LOCAL LAW AMENDING CHAPTER 89
OF THE TOWN CODE ENTITLED PEDDLING AND SOLICITING**

BE IT ORDAINED AND ENACTED by the Town Board of the Town of Manlius, County of Onondaga, State of New York, as follows:

Section 1. That Chapter 89 is hereby amended as follows:

§ 89-1. Definitions.

As used in this chapter, the following terms shall have the meanings indicated:

ESTABLISHED PLACE OF BUSINESS — Includes a building or store in or where the person transacts business and deals in the goods, wares and merchandise he hawks, peddles or solicits for during regular business hours.

HAWKER AND PEDDLER — Include, except as hereinafter expressly provided, any person, either principal or agent, who from any public street or public place or by going from house to house or place of business to place of business, on foot or on or from any vehicle, sells or barter, offers for sale or barter or carries or exposes for sale or barter any goods, wares or merchandise, books, magazines, periodicals or any other item or items of value, except milk, newspapers and food distributed on regular customer routes.

SOLICITOR — Includes any person who goes from place to place or house to house or stands in any street or public place taking or offering to take orders for goods, wares or merchandise, books, magazines, periodicals or any other item or items of value (except newspapers or milk) or for services to be performed in the future or for making, manufacturing or repairing any article or thing whatsoever for future delivery. The term "solicitor" shall, however, also mean and include any person taking or offering to take orders for goods, wares or merchandise, books, magazines, periodicals or any other item or items of value (except newspapers or milk) or for services to be performed in the future or for making, manufacturing or repairing any article or thing whatsoever for future delivery at the home or residence of any person who has been solicited prior thereto by telephone or has responded to any type of advertising media requiring an appointment or consultation or sales presentation in the home or place of residence of such person.

§ 89-2. Exemptions.

A. Nothing in this chapter shall be held to apply to:

- (1) Any sales conducted pursuant to statute or by order of any court.
- (2) Any person selling personal property at wholesale to dealers in such articles.
- (3) Merchants having an established place of business within the town or their employees for soliciting orders from customers and delivering the same.

(4) Persons under the age of eighteen (18) years.

(5) Peddling of meats, fish, fruit and farm produce by farmers and persons who produce such commodities.

(6) Any honorably discharged member of the armed forces or any other person who has procured a license issued by the County Clerk as provided by § 32 of the General Business Law of the State of New York.

B. Nonprofit organizations and persons working for such organizations shall also be exempt. However, such organizations shall register annually with the Town Clerk in the event that they plan to engage in vending, hawking, peddling or soliciting and shall indicate the type of activities to be undertaken and the time when they will be performed.

§ 89-3. License required.

A. It shall be unlawful for any person within the corporate limits of the town to act as a hawker, peddler or solicitor as herein defined or assist the same without first having obtained and paid for and having in force and effect a license therefor.

B. Each person desiring to act as a hawker, peddler or solicitor shall first file a completed application and authorization for a background check with the Town Clerk on the forms prescribed for such purposes, and shall pay to the Clerk, at the time of filing said application and authorization, a nonrefundable background check fee in the amount established by the Town Board pursuant to §89-12.

§ 89-4. Application for license.

A. In addition to all other requirements set forth herein this Chapter, ~~A~~any person desiring to procure a license as herein provided shall file with the Town Clerk a written application upon a form furnished by the Town Clerk and shall file at the same time satisfactory proof of good character. Such application shall give:

(1) The number and kind of vehicle to be used by the applicant in carrying on the business for which the license is desired.

(2) The kind of goods, wares and merchandise he desires to sell or the kind of service he desires to perform.

(3) The method of distribution.

(4) The name, address and age of the applicant.

(5) Whether or not the applicant has been convicted of a misdemeanor or felony and, if so, give the date of conviction, nature of offense, penalty imposed and name and address of the court.

(6) The name and address of the person, firm or corporation he represents.

(7) The length of time the applicant desires the license.

(8) Such other information as may be required by the Town Board.

B. If applicable, such application shall be accompanied by a certificate from the Sealer of Weights and Measures certifying that all weighing and measuring devices to be used by the

applicant have been examined and approved.

§ 89-5. Bonds.

An application for a license as a solicitor who demands, accepts or receives payment of deposit of money in advance of final delivery shall also be accompanied by a cash deposit of five thousand dollars (\$5,000.) or a five-thousand-dollar surety company bond or other bond secured by sufficient collateral, said bond to be approved by the Town Attorney as to form and surety conditioned for making a final delivery of the goods, wares or merchandise ordered or services to be performed in accordance with the terms of such order or failing therein that the advance payment on such order be refunded. Any person aggrieved by the action of any licensed solicitor shall have the right by action on the bond for the recovery of money or damages, or both. Such bond shall remain in full force and effect and, in case of a cash deposit, such deposit shall be retained by the town for a period of ninety (90) days after the expiration of any such license unless sooner released by the Town Board.

§ 89-6. Issuance or refusal of license.

- A. Upon the filing of the application, authorization for a background check, bond and certificate as provided in the preceding section, the Town Clerk shall, upon approval of such application, issue to the applicant a license as provided in § 89-3A. A license may be refused if the applicant shall have been convicted of a misdemeanor or felony which in the judgment of the Town Clerk renders the applicant unfit or undesirable to carry on the trade or occupation for which the license is sought. The Town Clerk may also refuse a license to any person who in his or her judgment shall be an undesirable person or incapable of properly conducting the trade or business for which a license is sought.
- B. Any applicant who has been refused a license by the Town Clerk may apply to the Town Board therefor, and the same may be granted or refused by the Town Board except as prohibited by Town Law § 137.

§ 89-7. Use of license by another person prohibited.

Any holder of any license who permits it to be used by any other person and any person who uses such license granted to any other person shall each be guilty of a misdemeanor.

§ 89-8. Loss of license by holder.

Whenever a license shall be lost or destroyed on the part of the holder or his or her agent or employee, a duplicate in lieu thereof under the original application and bond may be issued by the Town Clerk upon the filing with him by the licensee of an affidavit setting forth the circumstances of the loss and what, if any, search has been made for its recovery.

§ 89-9. License information.

All licenses shall be issued from a properly bound book with proper reference stubs kept for that purpose, numbered in that order in which they are issued, and shall state clearly the kind of vehicle to be used, the kind of goods, wares and merchandise to be sold or service to be rendered, the number of his or her license, the date of issuance and expiration of the license, the fee paid and the name and address of the licensee.

§ 89-10. Term of license.

Such license shall be for such term as requested by the applicant but shall expire not later than the first day of January next succeeding.

§ 89-11. Exhibition of license.

Every licensee, while exercising his or her license, shall carry the license with him and shall exhibit the same upon demand.

§ 89-12. License fee.

- A. ~~The license fee for each person licensed as a hawker, peddler or solicitor for a period of six (6) months or less shall be fifty dollars (\$50.); for a period in excess of six (6) months but for not more than one (1) year, one hundred dollars (\$100.).~~
- B. ~~The license fee for each person licensed to assist a hawker, peddler or solicitor shall be twenty five dollars (\$25.) for a period of six (6) months or less and fifty dollars (\$50.) for a period in excess of six (6) months but for not more than one (1) year.~~
- C. A fee schedule shall be established by resolution of the Town Board of the Town of Manlius. Such fee schedule may thereafter be amended from time to time by like resolution. The background check fee shall be payable at the time of initial application. An applicant's background check results shall expire six months after the date they are received by the Town Clerk. An applicant whose background check results have expired shall, upon the filing of any new application, also sign a new background check authorization and pay a new background check fee. For the purpose of this chapter, a person who assists a hawker, peddler or solicitor shall be deemed to be any person who participates in delivering merchandise or any other items sold, performs any services in or about the customer's premises or otherwise generally renders aid or assistance, except participation in selling or soliciting orders.

§ 89-13. Revocation of license.

A license issued pursuant to this chapter may be revoked after a public hearing as provided in Article 9 of the Town Law.

§ 89-14. Prohibited acts; voiding of sales.

A. Prohibitions.

- (1) It shall be unlawful for any person to enter upon private property for the purpose of peddling or so soliciting before the hour of 9:00 a.m. of any day or after the hour of 7:00 p.m. of any day except upon the invitation of the householder or occupant.
- (2) It shall be unlawful for any peddler or solicitor in plying his or her trade to ring the bell or knock upon or enter any building whereon there is painted or otherwise affixed or displayed to public view any sign containing any or all of the following words: "No Peddlers," "No Solicitors," "No Agents," or other wording, the purpose of which purports to prohibit peddling or soliciting on the premises.
- (3) No peddler or solicitor shall peddle, vend or sell his or her goods or wares within two hundred (200) feet of any place occupied exclusively as a public or private school or for school

purposes, nor shall he permit his or her cart, wagon or vehicle to stand on any public highway within said distance of such school property.

- (4) No peddler or solicitor shall falsely or fraudulently misrepresent the quantity, character or quality of any article offered for sale. No person shall by any trick or device or by any false representation obtain or attempt to obtain admission to the house or garage of any person or corporation in the town.
 - (5) No peddler or solicitor shall blow a horn, ring a bell or use any other noisy device to attract public attention to his or her wares or shout or cry out his or her wares.
 - (6) It shall be unlawful to create or maintain any booth or stand or place any barrels, boxes, crates or other obstructions upon any street or public place for the purpose of selling or exposing for sale any goods, wares or merchandise.
 - (7) No peddler or solicitor shall represent or state or otherwise indicate that he is not intending to sell or otherwise enter into a contract with any person in the household.
 - (8) No peddler or solicitor shall, in order to effectuate or assist in any sale or solicitation, represent that he is engaged in any contest or in any way attempt to induce a sale or solicitation by appealing to the sympathies of the person so solicited.
- B. Any contract or sale made in violation of Subsection A(4), (7) and (8) shall be null and void and of no effect as to the person solicited, and the merchandise delivered shall be forfeited, and any sums paid by the person so solicited shall become immediately due and payable jointly and severally by the peddler or solicitor and his or her principal.

§ 89-15. Orders.

All orders taken by licensed solicitors who demand, accept or receive payment or deposit of money in advance of final delivery shall be in writing made in duplicate, stating the terms thereof and the amount paid in advance, and one (1) copy shall be given to the purchaser at the time the deposit is paid to the solicitor.

§ 89-16. Records.

It shall be the duty of the Town Clerk to keep a record of all applications and of all licenses granted under the provisions of this chapter, giving the number and date of each license, the fee paid and the date of revocation of all licenses revoked.

§ 89-17. Penalties for offenses.

A violation of any provision of this chapter is hereby declared to be a misdemeanor and shall be punishable by a fine not exceeding two hundred fifty dollars (\$250.) or imprisonment of not more than six (6) months, or both.

Section 2. This local law shall take upon the filing with the Secretary of State.

Underline – new language

~~Strikeout~~ – deleted language

WHEREAS, the Town Board held a public hearing on Law 2025-__ on May 28, 2025, at which time the public was given to opportunity to speak for and/or against the local law;

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Manlius, County of Onondaga, State of New York, hereby adopts Local Law 2025-__ as set forth in this Resolution; and be it

FURTHER RESOLVED, that the Town Clerk is hereby ordered to file Local Law 2025-__ with the Secretary of State within 20 days of adoption of this Resolution pursuant to Municipal Home Rule Law.

I, CARRIE GREVELDING, Town Clerk of the Town of Manlius, **DO HEREBY CERTIFY** that the preceding Resolution was duly adopted by the Town Board of the Town of Manlius at a regular meeting of the Board duly called and held on the 28th day of May, 2025; that said Resolution was entered in the minutes of said meeting; that I have compared the foregoing copy with the original thereof now on file in my office; and that the same is a true and correct transcript of said Resolution and of the whole thereof.

I FURTHER CERTIFY that all members of said Board had due notice of said meeting.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the Town of Manlius, this 28th day of May, 2025.

DATED: May 28, 2025
Fayetteville, New York

Carrie Grevelding
Town Clerk of the Town of Manlius
Onondaga County, New York

FOGEL & BROWN, P.C.

ATTORNEYS AND COUNSELORS AT LAW

WWW.FOGELBROWN.COM

Michael A. Fogel, Esq.
120 Madison Street, Suite 1620
Syracuse, New York 13202
mfogel@fogelbrown.com
Tel: 315-399-4343

May 9, 2025

Supervisor John Deer
Town Board
Town of Manlius
301 Brooklea Drive
Fayetteville, New York 13066

Re: T.H. Kinsella, Inc.
Fayetteville Quarry
Application to Amend Natural Resource Removal Permit

Dear Supervisor Deer and Town Board members:

This office represents T.H. Kinsella, Inc. (“Kinsella”). Enclosed please Kinsella’s application to amend its existing Natural Resource Removal Permit for the Fayetteville Quarry to include the 11.8 acres that the Town Board recently rezoned to Natural Resource Removal District (the “Application”).

The Application includes:

1. Completed Application Form
2. Signed Professional Fees Reimbursement Form
3. Survey
4. Figure – Proposed Amendment to NRRP
5. A copy of the current Natural Resource Permit
6. A copy of the Resolution enacting the Local Law rezoning the 11.8 acres to Natural Resource Removal District.
7. Signed Disclosure Affidavit
8. Mined Land Use Plan Narrative and Figures, prepared by JMT of New York, Inc.
9. SEQRA Full Environmental Assessment Form.

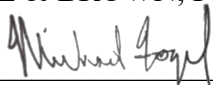
The required hard copies will follow this electronic submission. Kinsella is hand-delivering the \$100 application fee directly to the Town Clerk’s Office.

We respectfully request that this Application be placed on the next Town Board meeting agenda for discussion.

Thank you for your attention to this matter.

Respectfully submitted,

FOGEL & BROWN, P.C.

By: 
Michael A. Fogel, Esq.

cc:

Thomas P. Kinsella, T.H. Kinsella, Inc.

Edward G. Davidson, PG, Associate Vice President, JMT of New York, Inc.

Jamie Sutphen, Esq., Town Attorney

**TOWN OF MANLIUS
SPECIAL PERMIT APPLICATION
(Original or Renewal)**

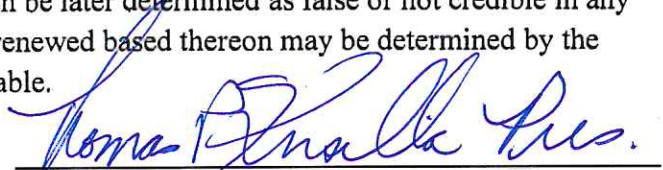
DATE: MAY 9, 2025

Tax Map # See attached Schedule A

I Thomas P. Kinsella, President, T. H. Kinsella, Inc. as applicant relative to property located at Salt Springs Road

hereby request/apply for issuance/renewal* (CIRCLE ONE) of a **SPECIAL PERMIT** from the Town of Manlius Town Board as required by the Town of Manlius Code, submit the following application and documentary evidence and/or information, including comprising the Exhibits in support of this request and certify that it is correct, true and accurate to the best of my/our knowledge and after reasonable due diligence and investigation. I further knowledge and agree that should any such evidence or information be later determined as false or not credible in any material respect, any special permit issued/renewed based thereon may be determined by the Town Board as void from the start or revocable.

*amendment to existing Natural Resource Removal Permit


Applicant's Signature

A 1. Owner(s) of property: T. H. Kinsella, Inc.

A 2. Status (Owner, Lessee) of each applicant: Owner

A 3. Present Zoning of Property: NRRD

A.4. Present Use of Property (describe in detail as best as reasonably possible- add additional pages as needed): Quarry & Vacant Land

A5 Describe property condition at present: Property is existing quarry facility and partially vegetated previously disturbed vacant land

B 1. Proposed use of property: Quarry

B 2. Anticipated number of employees, guests, customers on property:

Continuation of existing

B 3. Hours of Proposed Operation: Continuation of existing (see attached Environmental Assessment Form)

B 4. Anticipated Automobile Parking: Continuation of existing

B 5. Parking Area Buffer/Screening: Continuation of existing

B 6. Anticipated Vehicle Traffic Volume/Flow: Continuation of existing

B 7. Proposed Site Lighting: Continuation of existing

B 8. Anticipated noise sources, known decibel levels: See attached *Renewal and Modification Application for Permit to Mine and Mined Land Use Plan*

B 9. Landscape:

a) Existing landscaping: NA

b) Proposed landscaping: NA

B 10. Proposed Signage: No new signage proposed

B 11. Level of municipal and other services required to support the proposed activity (i.e., water supply sanitary sewage facilities): NA

B 12. Specific Requirements:

Town Code (District) Requirement; Proposal:

Parking Spaces	<u>NA</u>	<u>NA</u>
Lot Coverage	<u>NA</u>	<u>NA</u>
Front Yard Setback	<u>NA</u>	<u>See Attached Plans</u>
Side Yard Setback	<u>NA</u>	<u>See Attached Plans</u>
Rear Yard Setback	<u>NA</u>	<u>See Attached Plans</u>
Maximum Height of Building	<u>NA</u>	<u>NA</u>

EXHIBITS TO SPECIAL PERMIT APPLICATION:

1. Detailed site plan of any proposed construction anticipated (attach as Exhibit "A"). The Town Board requires that drawings be certified by the appropriate design professional, i.e. a licensed engineer, architect, or surveyor, and include, except as may be permitted at #10 below, at time of application such detail as required per Town Zoning Code §155-28A (1) (13) for site plan submission.
2. Survey Map (Exhibit "B") Certified by a licensed surveyor within two years of date of application. Survey should show all existing state of facts, improvements, structures, easements, rights-of-way, appropriations, landscape features, encroachments and existing pavement on site. Any survey map last re-dated prior to 60 days before the application filing date shall be accompanied by an affidavit from the applicant, owner or occupant, i.e. someone with personal knowledge, that the survey map accurately shows the state of facts of the survey map as of the date of the application filing or if it does not the affidavit should describe any change features.
3. Legal description of proposed site (Exhibit "C"). The legal description must be in a form sufficient to follow the legal description on the survey map submitted.
4. Drainage, SWPPP if applicable, sanitary sewer, water service plans and specifications for proposed site (certified by a licensed professional engineer). Attach as Exhibit "D" and as applicable, numbered sub-exhibits e.g. "D-1", "D-2" etc.
5. Environmental Assessment Form (Exhibit "E"). A short environmental assessment form (see attached form) may be provided with any application for an unlisted action, however acceptance of same shall not be deemed a waiver by the Town of its right to require a long EAF with appropriate documentary substantiation of answers provided (including without limitation #6 following). For Type One Actions a long EAF must be submitted at time of application.
6. Freshwater Wetlands Letter. Pursuant to 6 NYCRR 663.4(a), where the application involves conduct of regulated activity on freshwater wetlands or adjacent areas, the applicant must obtain either a permit or letter of permission from the DEC or the authorized local government having jurisdiction over the wetland. Any delineation such determination is based on shall likewise be provided. Attach as Exhibit "F" and as applicable, with numbered sub-exhibits.
7. Professional Fees Reimbursement Agreement (Exhibit "G").
8. Disclosure Affidavit. The applicant shall submit an affidavit attesting it has reviewed General Municipal Law §809 and is familiar with the provisions contained therein, that no state officer, or any officer or employee of the County of Onondaga or Town of Manlius has any interest in the person, partnership or association owning the premises subject of the application or making such application, and that no other violation of §809 shall result from such application (Exhibit "H").

9. Filing and Professional Review Fees. At the time of application filing, applicant shall submit \$100.00 in the form of a check payable to the Town of Manlius for Special Permit filing or renewal fees. Site Plan filing and Professional Review fees must be paid per Town Code Fee Schedule prior to commencement of Planning Board advisory review.

10. NOTE: THE ABOVE ARE NOT INTENDED AS AN EXHAUSTIVE LISTING OF THE APPLICATION REQUIREMENTS. THE APPLICANT SHALL BE RESPONSIBLE FOR FAMILIARIZING ITSELF WITH ALL TOWN CODE ZONING, SITE PLAN REVIEW, AND SPECIAL PERMIT REQUIREMENTS, AND THE REQUIREMENTS OF OTHER INVOLVED AND PERMITTING AGENCIES INCLUDING RELATIVE TO SEQRA, GENERAL MUNICIPAL LAW SECTION 239 REVIEW, STATE/COUNTY DOT, DOH AND THE LIKE.

THE FOREGOING NOTWITHSTANDING IT IS ACKNOWLEDGED THAT UPON INITIAL APPLICATION CERTAIN OF THE ABOVE MAY NOT, WITHOUT INITIAL INPUT FROM THE TOWN BOARD OR PLANNING BOARD, BE REASONABLY CAPABLE OF FINAL COMPLETION, AND ACCORDINGLY MAY BE WAIVED OR SUCH REQUIREMENTS RELAXED TEMPORARILY AND UNTIL SUFFICIENT SPECIFIC DIRECTION FROM THE RESPECTIVE BOARDS HAS BEEN GIVEN. AT TIME OF SUBMISSION THE APPLICANT SHALL SPECIFICALLY REFERENCE ANY SUCH REQUEST(S) AND ITS REASON(S) FOR SAME IN A DETAILED ENCLOSURE LETTER DESCRIBING THE SUBMISSION AND EXHIBITS.

RENEWAL APPLICATIONS SHALL REQUIRE ONLY SUCH OF THE FOREGOING INFORMATION AND EXHIBITS AS ARE DEEMED NECESSARY FOR CONSIDERATION OF A RENEWAL PERMIT INVOLVING NO MATERIAL CHANGES FROM OR VIOLATIONS UNDER THE PRIOR ISSUED SPECIAL PERMIT.

APPLICATIONS SHALL BE SUBMITTED IN BOUND TABBED BOOKLET FORM WITH A COVER LETTER, TABLE OF CONTENTS REFERENCING EXHIBITS, AND LEGIBLE 11"by 17" MINIMUM DRAWINGS FOLDED TO LETTER SIZE THEREIN. TWENTY COPIES SHALL BE DELIVERED TOGETHER WITH SEVEN (7) FULL SIZE PRINTS OF ALL DRAWINGS. SUBSEQUENT SUBMISSIONS OF MINOR MODIFICATIONS MAY BE SUBMITTED IN THE SAME MANNER WITH A LETTER REFERENCING THE SPECIFICS OF THE SUBSTITUTION, HOWEVER IF NUMEROUS OR MATERIAL IN NATURE ENTIRE REPLACEMENT SUBMISSIONS MAY BE REQUESTED.

TOWN OF MANLIUS

SPECIAL PERMIT APPLICATION – EXHIBIT “G”

PROFESSIONAL FEES REIMBURSEMENT AGREEMENT

As a condition of the application(s) to the Town of Manlius, its Zoning Board of Appeals, Planning Board, codes administration/planning office, and/or Town Board (the “Town”) for various zoning, land use, construction and related reviews, approvals, certificates, permits and related consideration(s) (including for any local governmental assisted funding) related to the request of T. H. Kinsella, Inc. _____: (the “Application”),

T.H.Kinsella, Inc. [name], P.O. Box 7, Fayetteville, New York 13066 [legal address] (“Applicant”) relative to proposed development at Salt Springs Road [project address], Tax Parcel # _____ (see attached), Manlius, New York, and related matters (the “Project”) agrees as follows:

The Application and Project may or will likely entail that the Town incur legal, engineering, architectural, administrative and related expense(s) including, without limitation, for both on staff and third party consultants involved in the consideration of the Application and Project, and including, without limitation, attendance at Zoning Board of Appeals, Planning Board, and Town Board meetings, consultation with the Applicant, its or the Town’s engineer, architect, attorney, and/or other Town officers and employees, or consultants or professional service providers, incidental to the Application from the earlier of the filing of the Application for and/or first presentation of the Project to Town, and through final completion and issuance of all Town and other governmental permits, certifications and approvals.

In connection with and consideration of the foregoing, Applicant agrees to bear all cost and expense for such administrative, legal, engineering, architect and other professional and consulting assistance to the Town incidental to the Application and Project, and including that expense incurred by the Town for Town employees and officers performing reasonable and necessary work on behalf of the Town incident to the Application or Project.

In connection with the foregoing, Applicant shall reimburse the Town for time spent by outside consultants and professionals at the usual rate charged by them to private clientele, or if none, then the usual rate charged to municipalities. Reimbursement for the cost of Town employees and officers shall be based upon the cost to Town for the services of such persons, including salary and fringe benefits, reduced to an hourly rate and including overtime where directly attributable to the Application or Project.

Should the Town determine, in its sole discretion, that additional services are required to represent, supervise, inspect, evaluate and/or consult, including in order to protect the rights and/or interests of the Town such as relative to an enforcement or violation proceeding, the Applicant shall likewise bear all costs associated with such services.

This Agreement shall be effective as of _____, 20____. The Applicant shall deposit an initial sum of \$_____, and such other amounts as from time to time the Town may determine, payable to and deposited with the Town and which sum or sums shall be applied against those sums reimbursable to the Town pursuant to the terms of this Agreement (the “Deposit”). Upon completion or discontinuance of the Application and Project and payment of all fees incurred, any unused Deposit shall be returned to the Applicant.

The Applicant shall receive periodically, one or more statements detailing charges for which reimbursement has been made against the Deposit, detailing unpaid amounts, if any, and setting forth any additional Deposit required by the Town. Failure to pay any amounts due the Town of Manlius within twenty (20) days of the date of statement may result in the termination of work/services by Town relative to the Application, the non-issuance suspension or revocation of any certificates, permits or approvals, and/or denial of applications, the Town’s commencement of collection efforts, and/or the exercise of any other rights or remedies available to Town hereunder or pursuant to applicable law, including under the Town Code. No certificates, approvals or permits, including, without limitation, Certificates of Occupancy/Compliance, may be issued until all fees due hereunder are paid or sufficient Deposit for same made.

Notwithstanding any provision hereof to the contrary or otherwise, the intent of this Agreement is to subject all of those subject matter areas under applicable provisions of Federal, State, and County laws, rules and regulations whatsoever, the Town Code including as any of same may be amended from time to time, and without limitation, those provisions under Chapters 59, 63, 72, 83, 95, 96, 104, 119, 123, 125, 126, 127, 131, 147, and 155 of the Town Code to the provisions hereof; in addition any financing or funding applications incidental to the Application or Project and requiring sponsorship or support of Town, and review under the State Environmental Quality Review Act or other State or Federal environmental, historical or related laws, rules or regulations shall likewise be subject to the provisions hereof.

In addition, and notwithstanding any provisions hereof to the contrary or otherwise, any provisions of the Town Code or other laws, rules or regulations providing rights more favorable to and protective of Town shall be deemed incorporated herein by reference, and shall not be deemed superseded by less protective provisions herein.

In the event of a breach or default by Applicant, Town shall be entitled to pursue any and all legal rights and remedies pursuant to applicable law including, without limitation, the Town Code and shall be entitled to recover, in addition to any sums due, reasonable attorney's fees, costs and disbursements incurred in any such efforts.

If any part of this Agreement or the application thereof to any person or entity or circumstance is adjudged invalid, illegal or unconstitutional by any court of competent jurisdiction, such order or judgment shall be confined in its operation to the part of this law or in its application directly involved in the controversy in which such judgment shall have been rendered and shall not affect or impair the validity of the remainder of this Agreement or the application thereof to other persons, entities or circumstances. Further, in adjudging such invalid, illegal or unconstitutional provision or part thereof, the court shall attempt to modify same to a provision or part which is not illegal, invalid or unconstitutional and which best achieves the intent of such illegal, invalid or unconstitutional provision or part thereof.

The Town Supervisor has executed this agreement pursuant to a blanket Resolution adopted by the Town Board at a meeting thereof held on _____, 20__, and is duly authorized and empowered to execute this instrument and enter into this Agreement on behalf of the Town of Manlius.

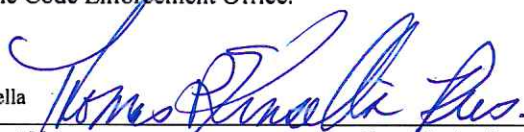
In the event Applicant is a closely held corporation, partnership or limited liability company, its three (3) largest principals shall be signatories to this Agreement, as joint and severable parties with Applicant and Town.

This instrument shall be executed in triplicate. At least one original shall be permanently filed, after execution thereof, in the office of the Town Clerk and one in the Code Enforcement Office.

Dated: 5/8/25

Thomas P. Kinsella

Print Applicant Name



Applicant's Authorized Signature/Title

President, T. H. Kinsella, Inc.

Applicant Address: P.O. Box 7

Fayetteville, New York 13066

Print Applicant (Principal) Name

Applicant's Principal Signature

Print Applicant (Principal) Name

Applicant's Principal Signature

Print Applicant (Principal) Name

Applicant's Principal Signature

TOWN OF MANLIUS

By: _____

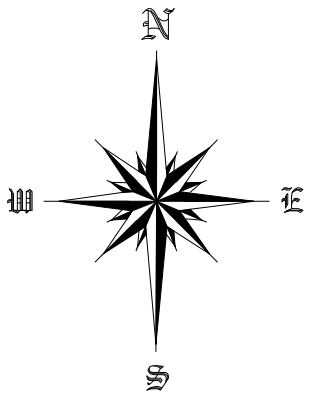
Name: _____

Title: _____

Zoning Application – Schedule A

1. Tax ID: 097.-01-03.1
Acreage: 29.86 acres
Owner: T H Kinsella Inc
Address: Salt Springs Rd
Current Zoning RA & NRRD
2. Tax ID: 097.-01-03.2
Acreage: 22.93 acres
Owner: T H Kinsella Inc
Address: Salt Springs Rd
Current Zoning RA & NRRD
3. Tax ID: 097.-01-03.3
Acreage: 21.35 acres
Owner: T H Kinsella Inc
Address: Salt Springs Rd
Current Zoning RA & NRRD

* 11.8 acres total from portions of individual parcels zoned NRRD to be added to the existing Natural Resource Removal Permit.



EASTERLY LINE OF
T.H. KINSELLA, INC.
BOOK 3503 PAGE 318

EXISTING MINE LIMITS

POINT OF BEGINNING

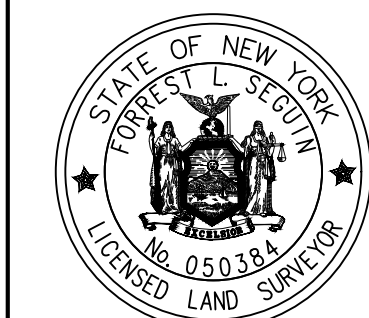
PROPOSED MINE EXPANSION LIMITS
AREA = 11.809± Acres

SOUTHEASTERLY CORNER
T.H. KINSELLA, INC.
BOOK 3503 PAGE 318

CENTERLINE
SALT SPRINGS ROAD

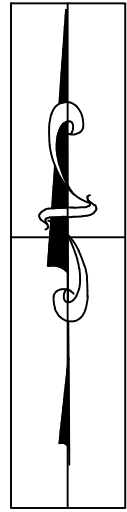


Only survey maps with the surveyor's
embossed seal are genuine, true and
correct copies of the surveyor's original
work and opinion.
Unauthorized alteration or addition to a survey map
bearing a licensed land surveyor's seal is a violation
of section 130, subsection 2, of the New York State
Education Law.
The certification is limited to the persons for
whom the survey map is prepared and on the basis of
the information furnished to the surveyor, and the
transferable to additional institutions or subsequent owners.
The location of underground improvements, structures, and utilities
are not covered by this certificate.



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PROPOSED MINING EXPANSION KINSELLA QUARRIES TOWN OF MANLIUS ONONDAGA COUNTY, NEW YORK	
SURVEY AND MAP PREPARED BY: SeGUIN LAND SURVEYING, P.L.L.C. FORREST L. SEGUIN, L.S. 6197 DYKE ROAD, CHITTENANGO, N.Y. 13037 PHONE: (315) 263-1642 FAX: (315) 687-0002	SCALE: 1" = 100' DATE: 6/21/2023 PROJECT NO. 22130 FAX MAP NO. 97-01-30.204 DWG. KINSELLA PAYETTEVILLE



PROPOSED AMENDMENT TO NRRP
T H KINSELLA INC
FAYETTEVILLE QUARRY
TOWN OF MANLIUS ONONDAGA CO., NY



19 British American Blvd., Latham, New York 12110
P: (518) 782-0882 F: (518) 782-0973 www.jmt.com

DATE: 02/26/2025	SCALE: 1"=400'	DWG. NO. 07235005B	PLATE 1 OF 1
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CURRENT NATURAL RESOURCE REMOVAL

PERMIT ZONE CHANGE RESOLUTION

DISCLOSURE AFFIDAVIT

IN THE MATTER

Of

The Application of T.H. Kinsella, Inc. for a
a Natural Resource Removal Permit Pursuant to
Chapter 155, Article III, Section 155-19, of the
Code of the Town of Manlius.

RESOLUTION GRANTING
A NATURAL RESOURCE
REMOVAL PERMIT

The **TOWN BOARD OF THE TOWN OF MANLIUS**, in the County of Onondaga, State of New York, met in regular session at the Town Hall in the Town of Manlius, located at 301 Brooklea Drive in the Village of Fayetteville, County of Onondaga, State of New York, on the 12th day of February, 2025 at 6:30 p.m.

The meeting was called to order by John T. Deer, Supervisor, and the following were present, namely:

John T. Deer	Supervisor
Sara Bollinger	Councilor
Alissa Italiano	Councilor
Katelyn M. Kriesel	Councilor
Michael Nesci	Councilor
William Nicholson	Councilor
Ingrid Gonzalez-McCurdy	Councilor

The following resolution was moved, seconded and adopted:

WHEREAS, application has been made to the Town Board of the Town of Manlius to renew a Natural Resource Removal Permit in a "Natural Resource Removal District" for the purpose of allowing the Applicant to continue its quarrying or natural resource removal operations within the Town of Manlius on certain premises described as follows:

"ALL THAT TRACT OR PARCEL OF LAND", situated in the Town of Manlius, County of Onondaga arid State of New York, being part of Farm Lots 67, 68, 77, and 78 in said Town bounded and described as follows:

Beginning at the intersection of the centerline of Salt Springs Road and Townsend Road;

Thence (1) from the above point of beginning S 71-44-30 W along the centerline of Salt Springs Road a distance of 899.00 feet to a point;

Thence (2) N 17-44-20 W a distance of 282.62 feet to a point;

Thence (3) S 71-44-30 W a distance of 421.13 feet to a point;

Thence (4) N 00-14-00 E a distance of 2155.49 feet to a point;

Thence (5) N 88-58-30 W a distance of 882.55 feet to a point;

Thence (6) northerly a distance of 2459.16 feet to a point, said point being on the centerline of New York State Route 5;

Thence (7) northeasterly along the centerline of New York State Route 5 a distance of 314.82 feet to a point;

Thence (8) southerly a distance of 983.4 feet to a point;

Thence (9) easterly a distance of 1914.00 feet to a point, said point being on the east line of Farm Lot 67;

Thence (10) S 00-34-30 W along the east line of Farm Lot 67 a distance of 1355.64 feet to a point;

Thence (11) easterly a distance of 313.56 feet to a point, said point being on the centerline of Townsend Road;

Thence (12) south westerly along the centerline of Townsend Road a distance of 326.6 feet to a point;

Thence (13) along the centerline of Townsend Road on a curve to the left having a radius of 1400 feet a distance of 733 feet more or less to a point of tangency;

Thence (14) S 00-34-30 W along the centerline of Townsend Road a distance of 1283.96 feet to a point, said point being the point of beginning.

Containing 154 acres more or less.

WHEREAS, the Applicant in 2005 also requested a mining permit for additional lands (hereinafter referred to as the "extension lands") which were rezoned to Natural Resource Removal District and which lands are described as follows:

ALL THAT TRACT OR PARCEL OF LAND, situated in the Town of Manlius, County of Onondaga and State of New York, being part of Lot 67 and Lot 77 in said Town and being more specifically described as follows:

Beginning at a point in the easterly line of a parcel of land conveyed by John Bender to John O. Bender and recorded in Book of Deeds 165 at Page 22 in the Onondaga County Clerk's office, North 01°-39'-55" East a distance of 664.08 feet measured along said easterly line from the intersection of said easterly line with the centerline of Salt Springs Road,

Running thence South 74°-04'-00" West a distance of 841.29 feet to a point,

Thence North 51°-56'-01" West a distance of 90.68 feet to a point,

Thence North 02°-04'-00" East a distance of 871.62 feet to a point,

Thence North 47°-05'-01" East a distance of 491.26 feet to a point,

Thence North 24°-05'-01" East a distance of 184.10 feet to a point,

Thence North 01°-05'-00" East a distance of 379.26 feet (crossing the division line between Lot 77 and Lot 67 of the Town of Manlius and into Lot 67 of said Town),

Thence North 46°-30'-00" East a distance of 210.58 feet to a point,

Thence South 88°-05'-00" East a distance of approximately 304.06 feet to a point,

Thence South 01°-39'-55" West (crossing said division line between Lot 67 and Lot 77 of the Town of Manlius into Lot 77 of said Town), a distance of approximately 1713.29 feet to the point of beginning.

Containing 28.737 Acres of land more or less.

Subject to easements, covenants and restrictions of record.

WHEREAS, the existing quarry and the extension lands described above shall in combination be referred to as the "Affected Lands"; and

WHEREAS, at a public meeting held March 12, 2003, the Town Board granted the zone change request and declared that the renewal of the former mining permit and the granting of the new mining permit covering the 29± acres described above would be appropriate and in the interests of the residents of the Town and will not adversely affect the health, safety, and welfare of the citizens of the Town of Manlius;

WHEREAS, at public meetings held in 2011 and 2017, the Town Board renewed the above-referenced Natural Resource Removal Permit, and, the Applicant is requesting another renewal through December 31, 2031.

NOW, THEREFORE, be it

RESOLVED, that the Applicant be, and it hereby is, granted an extension of the Natural Resource Removal Permit pursuant to the provisions of Chapter 155, Article III, Section 155-19, of the Town of Manlius Municipal Code for the purpose of quarrying or natural resource removal operations located in the Town of Manlius on the Affected Lands consisting of the 183± acres heretofore described; and be it further

RESOLVED, that the attached Natural Resource Removal Permit shall be issued by the Town Clerk upon the agreement in writing by the Applicant to the conditions imposed by this Natural Resource Removal Permit.

NATURAL RESOURCE REMOVAL PERMIT

This Permit will continue in force until terminated by the Town Board for breach of one or more of the conditions pursuant to which it is granted, and the implementation thereof will be in accordance with the following conditions:

- (1) This Permit, and the uses allowed pursuant thereto, shall expire on December 31, 2031.
- (2) This Permit, and the privileges granted thereunder may be transferred only after written notification has been provided to the Town Clerk and the Codes Enforcement Officer of the name, address and telephone number of the transferee prior to such transfer.
- (3) No new or different future use of the Affected Lands after quarrying operations cease shall be permitted on these lands, other than to leave them in their reclaimed, post-mining state, without written approval by resolution, after public hearing, by a majority of the Town Board.

Applicant, on behalf of itself and its successors, hereby waives any right to claim that the Town has acted arbitrarily or capriciously in refusing to grant approval for any future use of these lands after the completion of all or part of the anticipated quarrying operations, and this condition represents a waiver of any claim of inverse condemnation or a taking without just compensation.

- (4) The Affected Lands shall never be used as a landfill, junkyard, or for the storage, disposal or reclamation of solid and/or hazardous waste and the Applicant shall provide a recorded covenant to the Town to this effect prior to the issuance of this permit.

THE QUARRY COMMISSION

- (4) By resolution dated April 24, 2024, the Town established the Quarry Commission. Quarry Commission replaces the former Quarrying Monitoring Committee. The quarrying operations as permitted and regulated by this resolution shall be monitored and overseen by the Quarry Commission in accordance with the resolution establishing the Quarry Commission dated April 24, 2024. *The Quarry Commission shall make reasonable determination as to manner in which properties adjacent to the quarry may be advised of known blasting.*

QUARRYING HOURS

- (5) No quarrying operations of any kind shall be conducted in the Town of Manlius prior to 7:00 a.m. nor after 4:00 p.m., local time, Monday through Friday, and no earlier than 7:00 a.m. nor later than noon on Saturday, except the operations may begin at 6:00 a.m. for the purpose of loading trucks in the vicinity of the crusher

only and snow plowing. No quarrying operations shall be conducted on Sunday. There shall be no blasting on Saturday or Sunday, legal holidays, or earlier than 9:00 a.m. or later than 4:00 p.m.

BLASTING CONTROLS

(6) There shall be no blasts of a size or at a location which contravene the standards and tests now or hereafter developed by the United States Department of Interior, Bureau of Mines, or other governmental agencies, including the Town of Manlius. There shall be employed the most effective blasting methods practical and techniques now or subsequently developed, using the highest commercial standards, to control noise, dust, and vibration in open pit mines or commercial quarries. Measures to reduce blasting impacts shall include but shall not be limited to, the following measures:

- (a) use smallest bore holes practical;
- (b) use smallest blast face height practical;
- (c) use smallest multiple delayed charges in bore holes practical;
- (d) use smallest bore diameters practical;
- (e) angle blast face away from nearby structures to the greatest extent possible;
- (f) provide greatest distance from bore holes to the exposed rock face as is practical; and
- (g) provide maximum inert cover material practical over the charges in each hole.

The maximum allowable charge weight shall be determined by the "scaled distance formula", but in no circumstances shall be larger than 300 lbs/delay, with a minimum of 8 milliseconds between delays. This may be modified by the Town Board after appropriate demonstration and testing data are provided by the Applicant demonstrating that a shorter delay can provide equal or greater environmental protection.

(7) Blasting shall not occur more than once a week on average over the course of a year and shall not occur more than five times in a given month. The Applicant may seek amendment to this provision if it can be demonstrated that using more frequent smaller blasts reduces blasting impacts.

(8) The Applicant shall monitor and report the effects of blasting. All monitoring shall be done according to high scientific standards by qualified personnel. The Town Board may supervise any such testing by retaining personnel to review the procedure and monitoring program. Such reviewing personnel shall be paid by the Town, and the Town shall be reimbursed by the Applicant. The following further conditions shall apply to monitoring and reporting:

(a) Air concussion and ground vibration:

- (1) Two monitoring points shall be established by the Town and the Applicant around the perimeter of the quarry operator's property. One point shall be in or near the Changing Season Subdivision (to the northwest), and the second point shall be along Salt Springs Road (to the south).
- (2) Applicant shall develop a grid system to cover those areas in the older quarry and in the newer quarry that have not been completely mined. This grid system shall be used to plot the location of each blast conducted in the quarry.
- (3) Seismograph readings shall be made of each blast which shall include the location of the blast on the grid, the time, the date, the distance from seismograph, the pounds per delay, the angle of the quarry face as measured from some fixed point (e.g., true North) and the approximate elevation of the blast. Recordings of seismograph readings shall be independently analyzed.
- (4) Seismograph readings shall be taken for every blast at the Changing Seasons monitoring point. In addition, seismograph readings shall also be taken at the Salt Springs monitoring point if the blasting is closer to the residences to the South than it is to Changing Seasons.
- (5) Before any blasting takes place in the extension lands, the Applicant shall complete Vibra-mapping of the site.
- (6) If required monitoring reports reveal one or more occasions where the recorded peak particle velocity of any blast exceeds .5in/sec. on any measured plane, the Applicant will present the Town with a summary report and mitigation plan before any additional blasting can occur.

(9) Weather conditions such as wind speed and direction, temperature inversions, and other atmospheric conditions must be considered by the Applicant when blasting is conducted so as to minimize air blast and dust effects on surrounding properties. Should blasting in certain weather conditions nonetheless become a cause of adverse impacts upon neighboring properties, it shall so report to the Town Board with a recommendation whether specific weather related criteria shall be developed to restrict blasting in certain conditions. The Town Board may then direct the development of such criteria by an Engineer designated by the Town and/or an appropriate consultant for review and approval by the Town Board. Any costs associated with the development of such criteria will be borne by the Applicant.

(10) T.H. Kinsella, Inc. shall be strictly liable, without regard to negligence or fault, for any bodily injury or property damage (including, among other things, damage to underground wells or water supplies) which occurs off its property and is caused by its blasting or other operations provided

(a) with respect to any bodily injury or property damage, other than damage to underground wells or water supplies, that it receives notice of the injury or damage within five days of the incident and the claimant affords it full opportunity for reasonable investigation;

(b) with respect to any bodily injury or property damage relating to underground wells or water supplies, that it receives notice of the injury or damage within 30 days of the incident and the claimant affords it full opportunity for reasonable investigation.

This provision shall not diminish any rights under the law.

In the event there is a disagreement as to whether there has been damage caused by T.H. Kinsella, Inc.'s blasting or as to the amount of damage caused by such blasting, the disagreement shall, at the election of the claimant, be submitted under the Rules of the American Arbitration Association for final settlement by a single arbitrator. T.H. Kinsella, Inc. shall take the steps necessary to institute arbitration proceedings upon demand of the party claiming damage, providing (1) at least two meetings to settle the disagreement have taken place between the aggrieved party and T.H. Kinsella, Inc. and (ii) the Town Board has been notified of the claim. Regardless of the outcome, if the arbitrator shall determine that the claim was presented and pursued in "good faith" and with reasonable cause, T.H. Kinsella, Inc. shall pay all of the expenses of the arbitration, including not more than \$2,000.00 for counsel and consultant fees and expenses of the claimant.

NOISE CONTROL

(11) The Applicant shall diligently pursue in the quarry an aggressive noise abatement program to obtain the optimum reduction, as promptly as practicable within the best and highest commercially available technology. This abatement program includes, but is not necessarily limited to, the following:

- (a) mufflers and other devices for reducing equipment noises,
- (b) the potential for optimum noise control in new equipment as it is purchased,
- (c) regular maintenance procedures directed to the control of equipment noise,
- (d) any advantage which can practically be taken of distance, quarry faces, and natural topography to reduce noise,
- (e) practices which will eliminate unnecessary operating noise,
- (f) instructions, training, and regulations for operating personnel to make them conscious of and responsible for the control of unnecessary noise,
- (g) modifications of equipment to reduce the emission and transmission of noise, and
- (h) methods devised for the reduction of the transmission of sound.

Applicant shall provide to the Town an annual report summarizing incremental activities undertaken to reduce noise.

(12) Blasting noise shall be monitored at the same location as the vibration sensors using a d(B) meter. Readings for continuous noise shall be taken once a month (varying from month to month as to time of day) while the quarry is under normal operation. In no event shall the maximum noise level exceed 120d(B) for any blast nor a

continuous noise level of 85dBA for other normal operations. At least 95% of the continuous noise level readings shall be below 82dBA over the course of one year. It is the intent of this provision that noise levels at the property line not exceed the stated criteria. When measuring noise every effort shall be made to eliminate the following from the readings: motor vehicles licensed to operate on public highways, natural sounds, e.g. birds, thunder, rain, etc.; all other sound sources emanating from sources located outside the boundaries of the quarry, e.g. lawn mowers, air craft, snowmobiles, etc.

AIR QUALITY

(13) All equipment shall be in compliance with Title 40, Code of Federal Regulations ("CFR"), Part 60, Subpart 000 and any other applicable rules/laws.

(14) Every year, the Applicant shall conduct opacity monitoring of the crusher in accordance with Title 40, CFR Part 60, Subpart 000. Specifically, Applicant shall monitor the Pennsylvania Jaw Crusher, the 50" x 48" Cederapids Impact Crusher and the Telsmith 1100 Cone Crusher (or their equivalent or replacement). Monitoring shall be in accordance with EPA's Reference Method 9 (40 CFR 60, Appendix A), by a certified visual emissions evaluator, and shall be conducted under normal operating conditions.

(15) Adequate provision shall be made to assure that mud, silt and dust shall be contained within the confines of the Applicant's property. This shall include, but not necessarily be limited to, the regular treatment of quarry roads with environmentally acceptable materials to control dust from traffic.

(16) Applicant shall annually submit a Fugitive Dust Control Plan. In addition to the Fugitive Dust Control Plan, the Applicant shall summarize annually the actions taken incrementally improve the air quality within and around the quarry.

(17) Should airborne particulates generated by the quarry become a problem in the future, the Town Board, upon the recommendation of the Engineer designated by the Town may, in its sole discretion, require appropriate air monitoring. The actual location shall be selected after consultation with the Engineer designated by the Town or a consultant designated by the Town Board. The testing shall be conducted by the Applicant's personnel, but the procedures and criteria shall be reviewed by the Town Board or its designees at the Applicant's cost.

RECLAMATION

(18) The reclamation activities of the Applicant must be continuous with operations under this Permit, and must conform to the following requirements:

- (a) Appropriate vegetation must be established on all earth slopes or surfaces, whether temporary or permanent, according to the supervision of the Engineer designated by the Town.
- (b) All refueling and storage areas must be appropriately paved and diked or outside the quarry pit.
- (c) All reclamation stockpiles should be seeded to minimize erosion potential.
- (d) Reclamation shall be reviewed on a regular basis, at no longer than one year intervals, by the Engineer designated by the Town to insure the use of benching, terracing, plantings and non-uniform landscaping in order to produce a result that resembles, to the maximum extent practicable, natural landforms and vegetation. Costs associated with such review shall be borne by the Applicant.

The Town Board shall review both the final detailed plans for reclamation and the completed reclamation work for compliance with these criteria and, if necessary, require appropriate modifications of the Applicant.

(19) Unless a more stringent requirement is set forth in other provisions of this Permit, the Applicant shall conform with its Application and representations and suggestions set forth in its documentation previously submitted to the Town. The Applicant shall reclaim the Affected Lands in accordance with its application and impact statement and the requirements of this Permit.

GROUNDWATER

(20) The Applicant shall maintain three monitoring wells under the supervision of the Engineer designated by the Town, for the purpose of providing regular ground water sampling and testing to confirm that the quarry has no adverse impact on ground water in the Town of Manlius. Results of the water tests shall be included in annual reports to the Town. The wells shall be tested twice yearly for yield and turbidity and hydrocarbons and, if in the opinion of the Engineer designated by the Town other parameters need investigation, they shall designate such parameters for testing.

(21) There shall be created no external drainage channel or outlet from within the quarry.

MODIFICATIONS AND RENEWAL

(22) Upon any application to renew this Permit, the Town Board shall conduct a public hearing after public notice.

(23) The parties to this Permit also agree that all of these conditions may be amended, waived, or modified by the mutual written agreement of the majority of the Town Board of the Town of Manlius and the Applicant. Nevertheless, and in addition to other conditions and reservations of rights, this Permit may be modified

or rescinded by the Town of Manlius in its sole discretion, after a public hearing, if substantial unanticipated adverse environmental effects arise from the Applicant's operations in the Town of Manlius.

(24) No additional access point to the mining operations on the Affected Lands shall be established without the written approval of the Town Board of the Town of Manlius.

ENFORCEMENT AND LIABILITY

(25) All rights of enforcement pursuant to this Permit shall lie with the Town and shall be in the Town's sole discretion, and no independent third party rights are herein created. The Town shall have all available means of enforcement of these conditions, agreements, and covenants allowed by law, and including, among others, injunctive relief and money damages.

(26) The Applicant shall publish and maintain a telephone number at which number complaints may be registered, and a person shall be available at this number during regular working hours to record and respond to such complaints. A written copy detailing each complaint and the Applicant's response shall be filed within ten (10) days of such complaint with the Town Code Enforcement Officer.

(27) The Town Board may retain a consulting engineer to review all submittals, proposals, and compliance activities of the Applicant in connection with this Permit. The full cost of the services and disbursements of this engineer shall be reimbursed to the Town by the Applicant within ten (10) days of demand for reimbursement being forwarded to the Applicant. Any failure to make such reimbursement to the Town is a basis, at the discretion of the Town Board, to rescind this Permit. This consulting engineer shall make all reviews and submit recommendations to the Town Board on request.

(28) The Applicant, by accepting this Permit, specifically waives any rights which it may have to quarry the lands described in its Application except pursuant to each and every condition in this Permit, and the Applicant acknowledges that it is fully subject to the said terms.

(29) This Permit shall not represent a waiver of any other requirement pursuant to any law, ordinance, regulation, or legally enforceable condition.

(30) The Applicant herein specifically represents that it owns in fee simple all of the Affected Lands described in its Application, and no other interest is outstanding in said lands nor any other condition or restriction applies to said lands which would interfere with the Applicant's full compliance with this Permit.

(31) The Town of Manlius assumes no liability to any third party nor to the Applicant for the enforcement or non-enforcement of this Permit.

(32) Any provision or condition in this Permit which is held to be invalid by any Court shall not affect the validity or enforceability of any other provision in this Permit.

SEVERABILITY

(33) If any condition in this Permit is held to be invalid by any Court, the Town Board reserves the right to further modify this Permit by its sole action, after public hearing, in order to substitute a valid condition or conditions to replace the conditions so held to be invalid in order that the safeguards and purposes of this Permit are not diminished, or, if no such valid condition or conditions can be substituted, to determine whether the condition declared invalid is so significant and important to render the permit or zone change no longer valid.

SUCCESSORS AND ASSIGNS

(34) All references in this Permit to the Applicant shall include any successor in interest to the Applicant and any successor in interest to any of said Affected Lands. Any such successor shall be fully bound by the conditions in this Permit. Furthermore, the Applicant herein agrees and certifies to the Town of Manlius that it will give written notice to any successor in interest specifying each and every condition in this Permit and each and every additional condition established by the Town of Manlius, and such successor in interest shall specifically accept and acknowledge said conditions and agree to be fully bound by such conditions. The failure of the Applicant to fully comply with this condition shall allow the Town of Manlius to recover any and all damages to the Town arising from such non-compliance, and the Applicant herein specifically indemnifies the Town of Manlius for any loss, including attorneys fees, which arise from such noncompliance.

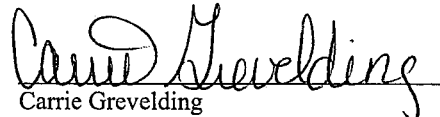
The Applicant, by the acceptance of this Permit, agrees to all of the above terms and conditions, and in the event it shall fail, for any reason, to substantially perform any of the said terms and conditions on its part to be performed, said Permit shall be revoked.

The undersigned, Thomas P. KinSELLA, does accept the foregoing Natural Resource Removal Permit and agrees to perform all of the terms and conditions thereof.

T.H. KINSELLA, INC.

By: Thomas P. KinSELLA

The Applicant, by acceptance of this Natural Resource Removal Permit, agrees to all of the above terms and conditions, and in the event it shall fail for any reason to perform any of the said terms and conditions on its part to be performed, said Permit shall be revoked.



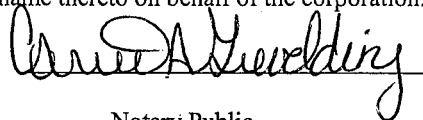
Carrie Greveling
Town Clerk of the Town of Manlius Onondaga
County, New York

STATE OF NEW YORK)

) ss.:

COUNTY OF ONONDAGA)

On this 28th day of February, 2025, before me personally came Thomas Kinsella, to me personally known, who, being by me duly sworn, did depose and say that he resides in Fayetteville, New York, that he is the owner of T.H. KINSELLA, INC., the corporation described in, and which executed the within Instrument, and that he signed his name thereto on behalf of the corporation.



Notary Public

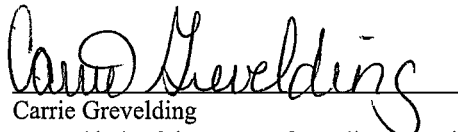
Carrie A Greveling
Notary Public, State of New York
Registration No. 01GR0022134
Qualified in Onondaga County
Commission Expires March 13, 2028

I, Carrie Greveling, Town Clerk of the Town of Manlius, **DO HEREBY CERTIFY** that the preceding Resolution was duly adopted by the Town Board of the Town of Manlius at a regular meeting of the Board duly called and held on the 12th day of February, 2025; that said Resolution was entered in the minutes of said meeting; that I have compared the foregoing copy with the original thereof now on file in my office; and that the same is a true and correct transcript of said Resolution and of the whole thereof.

I FURTHER CERTIFY that all members of said Board had due notice of said meeting.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the Town of Manlius, this 15th day of February, 2025.

DATED: February 15, 2025
Fayetteville, New York


Carrie Greveling
Town Clerk of the Town of Manlius Onondaga
County, New York

IN THE MATTER

Of

LOCAL LAW 2025-2 THE APPLICATION OF T.H. KINSELLA, INC. FOR A CHANGE OF ZONE FROM RESTRICTED AGRICULTURAL (R-A) TO NATURAL RESOURCE REMOVAL DISTRICT (NRRD)	RESOLUTION ENACTING LOCAL LAW
--	--

The **TOWN BOARD OF THE TOWN OF MANLIUS**, in the County of Onondaga, State of New York, met in regular session at the Town Hall in the Town of Manlius, located at 301 Brooklea Drive, Fayetteville, County of Onondaga, State of New York, and virtually on the platform commonly referred to as Zoom and the Town Facebook page on the 9th day of April 2025, at 6:30 p.m.

The meeting was called to order by John T. Deer, Supervisor, and the following were present, namely:

	John T. Deer	Supervisor
	Sara Bollinger	Councilor
	Alissa Italiano	Councilor
	Katelyn M. Kriesel	Councilor
	Michael Nesci	Councilor
	William Nicholson	Councilor
Virtual	Ingrid Gonzalez-McCurdy	Councilor

The following resolution was moved, seconded and adopted:

WHEREAS, an application has been made to the Town Board by T.H. Kinsella, Inc., Owner (the “Applicants”) for approval of a zone change from Restricted Agricultural (R-A) to Natural Resource Removal District (NRRD); Tax map numbers: 097.-01-03.1; 097.-03.2;

097.-01-03.3; which property consists of approximately 11.809 acres of vacant land and further described in the Local Law set forth below (the “Property”);

WHEREAS, the Town Board is considering this zone change under Local Law 2025-2, as set forth below:

**LOCAL LAW 2025-2, A LOCAL LAW AMENDING THE
ZONING MAP OF THE TOWN OF MANLIUS:**

Be it enacted by the Town Board of the Town of Manlius, Onondaga County, New York as follows:

Section 1. That “The Revised Zoning Ordinance of the Town of Manlius”, as amended, and the “Zoning Map of the Town of Manlius”, which by provisions of said Zoning Ordinance shall be, and the same hereby are, amended to change portions of the following tax map numbers from Residential (R-A) to Natural Resource Removal District (NRRD) : Tax map numbers: 097.-01-03.1; 097.-03.2; 097.-01-03.3; which property consists of approximately 11.809 acres of vacant land and further described as follows:

Legal description attached as Exhibit A

Section 2. This law shall take effect upon filing with the New York State Department of State.

WHEREAS, the Town Board held a public hearing on March 26, 2025 at which time the public had an opportunity to speak for and/or against the Local Law;

WHEREAS, the Town of Manlius Planning Board, by motion made March 10, 2025 sent a positive recommendation to the Town Board for the zone change with the further following recommendations: 1. Recommendation that the Town Board consider the recommendations of the Quarry Study group that was part of the Comprehensive Plan study, when and if the Town Board issues a quarry permit for the areas rezoned; 2. That the Town Board consider adding to the Quarry Commission a resident that lives along the south side of parcel; 3. Per the Quarry Study Group, the Town Board should immediately start considering quarry reclamation for this area.

WHEREAS, on March 26, 2025, the Town Board declared itself the Lead Agency for the zone change and reviewed Part 2 of the Full Environmental Assessment Form (FEAF) and determined that the zone change would not have a significant environmental impact because: (i) the zoning is consistent with other uses in and near the Property; (ii) the zone change would potentially permit the quarry use(s) already undertaken by the Applicants on the adjacent property and bring the zoning of the property consistent with the adjacent quarry use; and (iii) the proposed further use of the site as a quarry use would require further review and approval by the Town Board for a separate Natural Resource Removal Permit,

WHEREAS, this Board has reviewed the Onondaga County Planning Board referral dated March 19, 2025 which determined that the referral will have no significant adverse inter-community or county-wide implications,

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Manlius, County of Onondaga, State of New York, makes the following FINDINGS and DETERMINATIONS:

1. The portions of the tax parcels which are sought to be re-zoned, are consistent with the character of the directly adjacent and neighboring properties which are either owned by the Applicant and undeveloped; or are directly adjacent to current mining operations, which exist under a Natural Resource Removal Permit;
2. After the zone change, the Town Board must review the criterion necessary for the issuance of a Natural Resource Removal Permit, prior to any quarrying activities being permitted on the site;

3. The lands of neighbors near the Property and potentially affected by the rezoning of the property are beneficiaries of certain protections from mining operations due to private covenants and agreements entered into with the neighbors, and further consideration to benefit the neighbors are set forth in the current Natural Resource Removal Permit. Any future Natural Resource Removal Permit involving this property may potentially provide considerations to these neighboring properties.

And be it further

RESOLVED, that based on the FINDINGS and DETERMINATIONS set forth above, the Town Board hereby approves Local Law 2025-2 as set forth in this Resolution; and be it

FURTHER RESOLVED that the Town Clerk is hereby ordered to file Local Law 2025-2 with the Secretary of State within 20 days of its adoption by the Town Board.

I, Carrie Greveling , Town Clerk of the Town of Manlius, **DO HEREBY CERTIFY** that the preceding Resolution was duly adopted by the Town Board of the Town of Manlius at a regular meeting of the Board duly called and held on the 9th day of April 2025; that said Resolution was entered in the minutes of said meeting; that I have compared the foregoing copy with the original thereof now on file in my office; and that the same is a true and correct transcript of said Resolution and of the whole thereof.

I FURTHER CERTIFY that all members of said Board had due notice of said meeting.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the Town of Manlius, this 9th day of April, 2025.

DATED: **April 9th, 2025**
 Fayetteville, New York


Carrie Greveling
Town Clerk of the Town of Manlius
Onondaga County, New York

SeGUIN LAND SURVEYING, P.L.L.C.
6197 Dyke Road Chittenango, N.Y. 13037
Phone: (315) 263-1642

**Proposed Mining Expansion
Kinsella Quarry
Town of Manlius
Onondaga County, New York**

ALL THAT TRACT OR PARCEL OF LAND situate in the Town of Manlius, County of Onondaga, State of New York, and being more particularly bounded and described as follows:

Beginning at a point falling on the easterly line of a parcel of land described in a deed conveyed to T.H. Kinsella and recorded in the Onondaga County Clerk's Office in Book of Deeds 3503 at Page 318, said point being 557.30' along said easterly line from the centerline of Salt Springs Road;

Thence S 51°37'01" W a distance of 65.75';
Thence S 42°17'02" W a distance of 152.32';
Thence S 14°03'05" W a distance of 56.59';
Thence S 35°18'07" W a distance of 123.49';
Thence S 61°31'18" W a distance of 65.26';
Thence S 82°15'39" W a distance of 103.37';
Thence N 87°30'44" W a distance of 94.32';
Thence N 79°13'20" W a distance of 91.24';
Thence S 79°33'38" W a distance of 296.81';
Thence S 76°11'15" W a distance of 259.34';
Thence N 47°39'07" W a distance of 79.23';
Thence N 03°02'35" W a distance of 722.84';
Thence N 37°53'12" E a distance of 503.61' to a point falling a westerly line of the existing mining limits;
Thence S 03°03'36" E a distance of 871.62' a westerly line of the existing mining limits;
Thence S 57°03'37" E a distance of 90.68' a westerly line of the existing mining limits;
Thence N 68°56'24" E a distance of 841.29' a westerly line of the existing mining limits to said easterly line of T.H. Kinsella, Inc.;
Thence S 03°27'41" E a distance of 106.70' to the **point of beginning**.

Containing 11.809 acres of land, more or less, as surveyed by SeGuin Land Surveying, P.L.L.C. on June 20, 2022.

Subject easements and restrictions of record.

TOWN OF MANLIUS

DISCLOSURE AFFIDAVIT

This affidavit is a part of and must be completed and attached to every application, petition, request submitted for a *site plan, variance, amendment, change of zoning, approval of a plat, exemption from a plat or official map, license or permit.*

STATE OF NEW YORK)
) SS:
COUNTY OF ONONDAGA)

I. THOMAS P KING being duly sworn, deposes and says that (s) he is:

CORPORATION OFFICER OF APPLICANT
(applicant, petitioner, corporation officer, property owner, etc.)

II. That deponent has read and is familiar with the provisions of the General Municipal Law, Section 809 which states:

- A. Every application, petition or request submitted for a site plan, variance, amendment, change of zoning, approval of a plat, exemption from a plat or official map, license or permit, pursuant to the provisions or any ordinance, local law, rule or regulation constituting the zoning and planning regulations of a municipality shall state the name, residence and the nature and extent of the interest of any state officer or any officer or employee of such municipality is a part, in the person, partnership or association making such application, petition or request (hereinafter called the applicant) to the extent known to such applicant.
- B. For the purpose of this action an officer or employee shall be deemed to have an interest in the applicant when (s)he, his/her spouse, or their brothers, sisters, parents, children, grandchildren, or the spouse of any of them:
 - 1) is the applicant, or
 - 2) is an officer, director, partner or employee of the applicant, or
 - 3) legally or beneficially owns or controls stock of a corporate applicant or is a member of a partnership or association applicant, or
 - 4) is a party to an agreement with such an applicant, express or implied, whereby (s) he may receive any payment or other benefit, whether or not for services rendered, or contingent upon the favorable approval of such application, petition or request.
- C. Ownership of less than five percent (5%) of the stock of a corporation whose stock is listed on the New York or American Stock Exchanges shall not constitute an interest for the purposes of this section.
- D. A person who knowingly and intentionally violates this section shall be guilty of a misdemeanor.

III. That no Town of Manlius officer, employee or a relative of either, as defined in Section 809 General Municipal Law has any interest in this application.

-OR-

If a Town of Manlius officer, employee or relative of either as defined in Section 809 General Municipal law has any interest in this application, the full particulars are provided on an attached sheet.

Date: May 9, 2025.

Date: _____, 20____.

Thomas P. Kinsella
(Print Name)

(Print Name)

Thomas P. Kinsella
(Signature)

(Signature)

T.H. Kinsella Inc
(Entity Name)

(Entity Name)

President
By (Officer) (Title)

By (Officer) (Title)

P.O. BOX 7, FAYETTEVILLE NY 13066
(Mailing Address of Applicant)

(Mailing Address of Applicant)

(315) 637-3390
(Telephone Number)

(Telephone Number)

ACKNOWLEDGEMENTS

STATE OF NEW YORK)
) SS:
COUNTY OF ONONDAGA)

On this 9TH day of MAY in the year 20 25, before me, the undersigned, a notary public in and for said state, personally appeared THOMAS P. KINSELLA, and _____ personally known to me or proved to me on the basis of satisfactory evidence to be the individual whose name is subscribed to the within Petition and acknowledged to me the he/she/they executed the same in his/her/their capacity, and that by his/her/their signature(s) on the Petition, the individual or the persons upon behalf of which the individual acted executed the instrument.

Aaron D. Howard
Notary Public

Aaron D. Howard
Notary Public, State of New York
Reg. No. 01HO6151537
Qualified in Onondaga County
Commission Expires August 21, 2026

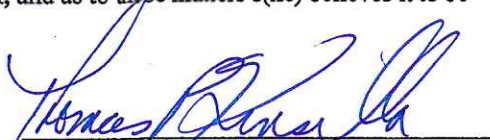
CORPORATE ACKNOWLEDGEMENT

STATE OF NEW YORK)

) SS:

COUNTY OF ONONDAGA)

THOMAS P KINSELLA, being duly sworn, deposes and says the
s(he) is the PRESIDENT of T. H. KINSELLA, INC
corporation named in the within Application/Petition, that s(he) has read the foregoing affidavit and
knows the contents thereof; that the same is true of s(he) own knowledge, except as to those matters
therein stated to be alleged upon information and belief, and as to those matters s(he) believes it to be
true.


Applicant Signature

Subscribed to me before this day 9th
Of MAY, 20 25

Aaron D Howard
Notary Public

Aaron D. Howard
Notary Public, State of New York
Reg. No. 01HO6151537
Qualified in Onondaga County
Commission Expires August 21, 2026

RENEWAL AND MODIFICATION APPLICATION FOR PERMIT TO MINE
AND MINED LAND USE PLAN



RENEWAL AND MODIFICATION APPLICATION FOR PERMIT TO MINE AND MINED LAND USE PLAN

**T. H. KINSELLA, INC.
FAYETTEVILLE QUARRY
MANLIUS, NEW YORK**

**NEW YORK STATE
DEPARTMENT OF ENVIRONMENTAL CONSERVATION
MLF # 70077**

Prepared for:

T H Kinsella Inc.
8086 State Route 5
Manlius, New York 13066

Prepared by:

JMT of New York, Inc.
19 British American Boulevard
Latham, New York 12110

Submitted: October 2021
REV.01: January 2023
REV.02: May 2025

Project No: 19-02095-003





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1.0 INTRODUCTION

This report constitutes a renewal and modification application for Mined Land Reclamation Permit #7-3138-00014 (“MLR permit”) and an updated Mined Land Use Plan (MLUP) for the T.H. Kinsella, Inc. (Kinsella) -Fayetteville Quarry (MLF # 70077), located in the Town of Manlius, Onondaga County, New York. This MLUP summarizes updated mining and reclamation plans for the development and operation of the Fayetteville Quarry. This application and MLUP seeks to renew the existing permit and proposes an additional mining area on lands owned by Kinsella, bordering the western extent of the permitted Life-of-Mine (LOM). This report also supplements the application to amend the Town of Manlius Natural Resource Removal Permit for the Fayetteville Quarry. Included herewith is a Renewal and Modification Application for Permit to Mine, an Organizational Report Form, Full Environmental Assessment Form (EAF), updated Mine and Reclamation Plan Maps, and Final Grade Profiles, which illustrate the mining limits as proposed in this application.

The information presented in this document is submitted in compliance with the application requirements contained in Article 23, Title 27, of the New York State Environmental Conservation Law and known as the Mined Land Reclamation Law (MLRL).

Mining is not prohibited at this site. The site is an active limestone quarry.

2.0 MINE PLAN

2.1 SITE LOCATION AND HISTORY

This report is an updated MLUP for the Fayetteville Quarry (MLF # 70077), located in the Town of Manlius, Onondaga County, New York. The mine site is located at 8086 New York State Route 5 and occupies a portion of the approximately 324-acres of land owned by Kinsella. Kinsella is submitting this application to renew the existing MLR permit and to extend mining operations to the west and south onto additional land owned/controlled by Kinsella.

Updated topographic information is included with this submission that is a combination of Light Detection and Ranging (LIDAR) data from New York State Geographic Information Systems Clearinghouse (FEMA-Oneida Subbasin 2016/2017) and GPS face location update by JMT of New York, Inc. (JMT), completed December 2020. Additionally, Kinsella retained SeGuin Land Surveying, PLLC. to provide a legal description of the proposed expansion area. Development of the legal



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description and associated field survey effort led to minor updates to the attached Mine Plan Map and Mine Permit Application form that are associated with a more accurate understanding of existing mine limits and the proposed modification area. As a result, the Life-of-Mine affected area has been revised from 97.5 acres to 98.1 acres. These updates reflect technological improvements and updated mapping and calculation techniques only, and do not constitute substantive changes to the mine boundary. This change is reflected on the Mine Plan Map, Reclamation Plan Map, Mining Permit Application Form, and within this report.

This modification proposes to add 11.8 acres to the currently approved 98.1-acre LOM boundary, for a total of 109.9+/- acre LOM affected area, and a 101.8+/- acre 2021-2026 Permit Term affected area. Figure 1, “Site Location Map”, illustrates the location of the mine site and its relationship to the surrounding area. The mine site is bound by Salt Springs Road to the south, suburban and vacant land to the west, New York State Route 5 to the north and agricultural lands to the east. Operations at the site currently entail the extraction of limestone within the current LOM. The limestone is then processed onsite for sale as aggregate and other similar saleable products.

2.2 ENVIRONMENTAL SETTING

2.2.1 Adjacent Land Use Features

The land use in the vicinity of the Fayetteville Quarry has not changed significantly since the inception of the mining operation. The regional setting is mainly residential and agricultural. The closest urban area is the City of Syracuse which is located approximately 10 miles northwest of the mine site.

2.2.2 Man-made Features

The Fayetteville Quarry is an operating quarry that mines rock, crushes and sorts the stone into various sizes, and distributes/sells the materials to various entities/customers. Man-made features on the site include all equipment and structures for the administration and production of aggregate. This includes a truck storage building, scale, maintenance building, and office building. Other features include disturbed areas created during previous mining activity such as internal access roads, processed material, overburden storage piles, screening berms, and stormwater management ponds. The proposed 11.8-acre expansion area is comprised of previously disturbed lands located west and south of the permitted LOM boundary and within the safety/security berm that wraps around the western edge of the site.



2.2.3 Site Topography

The topography of Kinsella's controlled acreage slopes towards the northwest and elevations range from approximately 540 ft amsl near the entrance of the mine access road to approximately 850 ft amsl in the southwestern corner of the site property (see Sheet 1). Where the excavation area has been thoroughly mined (at the northwestern most mine-face), the floor reaches approximately 715 ft amsl. The topography in the proposed expansion area extends from 767 ft amsl at the southern mine face to 815 ft amsl along the southeastern border.

2.2.4 Wetlands and Water Resources

There are no wetlands or water resources within the proposed expansion area.

The site contains one classified stream and one state-regulated wetland. Pools Brook is located in the northeast corner of the property. Pools Brook is designated as Class "C" water with a C(T) Standard, which falls under the jurisdiction of the NYSDEC, Region 7 (Title 6 NYCRR Part 931). Best usage of Class "C" waters is for fishing. According to Title 6 NYCRR Part 701.8, these waters shall be suitable for fish, shellfish, and wildlife propagation and survival. Title 6 NYCRR Part 701.25 Trout Waters (T or TS) defines T as meaning trout waters. It furthermore states "any water quality standard, guidance value, or thermal criterion that specifically refers to trout, trout waters, or trout spawning waters applies." The brook is not considered a Total Daily Maximum Load (TMDL) watershed.

Stormwater from impervious surfaces (parking lots), lawn, soils, stone and wooded areas collects in the entrance/office area. A system of catch basins collects runoff from the paved parking and scale areas. The catch basin system directs runoff into a stormwater management (detention) pond, which in turn discharges through a 24-inch pipe onto a riprap spillway and offsite eventually reaching Pools Brook. This location is identified as permitted Outfall 001. Outflow passes through an oil and debris stop before entering Pools Brook.

Stormwater generated in the excavation area is retained within the quarry and is managed internally through the on-site stormwater pond system. Only stormwater originating in the entrance area is discharged to Pools Brook.



2.2.5 Vegetation

Vegetation within the existing mine site and proposed expansion area is variable. Within the existing LOM affected area, vegetation has been removed. In the proposed, previously disturbed expansion area, vegetation is limited, consisting mostly of grass and shrubs where present.

2.2.6 Wildlife

The mine site, including the proposed expansion area, may be habitat for common small animals such as squirrels, rabbits, woodchucks, and other transient species. All of the proposed-expansion area is within the existing safety berm, limiting the occurrence of larger game animals.

Searches of the USFWS iPaC database and the NYSDEC EAF Mapper both indicate the potential for one threatened animal species: the Northern Long-eared Bat. USFWS iPaC also identified the following species: Indiana Bat (endangered) and Eastern Massasauga (threatened); however, no critical habitats were identified.

The Indiana Bat has the potential to exist nearby in wooded areas, since those areas may provide suitable habitat for the species, if shagbark hickory or maples are present. According to the USFWS, Indiana bats feed almost exclusively on insects. It is unlikely that the bat would be impacted by the expansion of the mine, as the expansion area is composed of previously disturbed grassland and small shrubs, and provides no suitable habitat.

According to the USFWS, the preferred habitat for Northern Long-eared Bats (NLEB) during the summer is underneath bark or in cavities of trees (both live and dead). They also describe the possibility for males and non-reproductive females to roost in cooler places, such as caves. Winter habitat consists of caves. Threats to the species include White-nose Syndrome, loss or degradation of habitat, impacts to hibernacula, and windfarm operation. It is unlikely the species would find habitat on-site, as the expansion area consists of grassland and previously disturbed areas, and the current LOM affected area has primarily been cleared and disturbed by mining-related activities. Furthermore, there have been no observances of the species on-site or in close-proximity to the site.

NatureServe Explorer, the database for the NY Natural Heritage Program, describes the Eastern massasauga as living in wet areas, including marshes, prairies, and low-lying areas near open water, which the expansion area does not exhibit. The database also states the species eats small rodents and in some rare instances amphibians and other snakes. Again, since this facility is an active quarry and no



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wet meadow or boggy areas are known to occur within the LOM or proposed expansion area, it is not expected that this species would be present on-site or be impacted by mining activities within the existing quarry or the proposed expansion area.

2.2.7 Cultural and Aesthetic Resources

There are no identified cultural or historical resources at or adjacent to the expansion area. However, the site is located within a 5-mile radius of several National and State Registries of Historic Places, and aesthetic resources. It is not anticipated the expansion will adversely impact or have the potential to impact any of the aesthetic resources. Please refer to *Table 1: Inventory of Aesthetic Resources* included as an attachment to Full Environmental Assessment Form (EAF) (Appendix B) for a complete list of aesthetic and cultural resources within a 5-mile radius of the site.

2.2.8 Noise

The NYSDEC Noise Policy “Assessing and Mitigating Noise Impacts” (October 2000, Revised February 2001) states that,

“Noise is defined as any loud, discordant or disagreeable sound or sounds. More commonly, in an environmental context, noise is defined simply as unwanted sound. Certain activities inherently produce sound levels or sound characteristics that have the potential to create noise. The sound generated by proposed or existing facilities may become noise due to land use surrounding the facility. When lands adjoining an existing or proposed facility contain residential, commercial, institutional or recreational uses that are proximal to the facility, noise is likely to be a matter of concern to residents or users of adjacent lands.”

The area surrounding the Fayetteville Quarry proposed expansion is dominated by open space, agriculture, and residential land uses.

JMT collected baseline ambient sound levels at a representative receptor location adjacent to the proposed expansion area to confirm the environmental noise setting, and for use in impacts analysis presented in Section 2.4.4. The ambient monitoring location was selected based on proximity to and representative nature of adjacent land uses in the vicinity of the proposed expansion. Monitoring was conducted on September 21, 2021 with a Class 1 noise meter equipped with microphone windscreen,



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over two, non-consecutive 30-minute periods to ensure representative samples. The quarry was in operation during ambient sound level collection and measurements are reflective of current mining operations. The Ambient Monitoring Location is indicated on Figure 2.

TABLE 1
OBSERVED AMBIENT SOUND LEVELS

Location	Laeq 1	Laeq 2	Laeq Average (Logarithmic)
A1	60.80 decibels (A)	57.6 decibels (A)	59.48 decibels (A)

2.3 DESCRIPTION OF MINING METHOD

Including the proposed expansion, the Fayetteville Quarry operation will affect 101.8 acres during this permit term, and will continue to function in the same manner as currently authorized. The following is a general description of the current and proposed mining operation:

2.3.1 Mining Method

The method of material extraction within the expansion area will be consistent with the previously reviewed and approved Mined Land Use Plan for the mine site. Limestone will continue to be excavated by drilling and blasting operations and then loaded onto haul trucks for sale or transported to the onsite processing plant for production of saleable aggregate. Expansion into the proposed affected area will be accomplished in a similar manner.

2.3.1.1 Excavation Equipment

Consistent with current excavation activity at the Fayetteville Quarry, standard industry equipment will be used to strip, excavate, and haul materials from faces. Bulldozers, scrapers, front-end wheel loaders, haul trucks and other standard industry equipment will be used as needed to accomplish each task.

2.3.1.2 Mining Sequence

The Mining Plan Map (Sheet 1) illustrates the limits of the currently approved and proposed affected area within which mining will take place over the duration of mining operations. The affected area for the Fayetteville Quarry has been revised from the previously approved application to include the proposed expansion area as illustrated on the Mining Plan Map, Reclamation Plan Map and Final Grade Profiles (Sheets 1, 2, and 3).



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Topsoil and overburden materials have been removed from a majority of currently approved mining areas, and much of the unconsolidated material (overburden) overlying the limestone resource in the expansion area was excavated and used in the construction of the existing Town of Manlius perimeter security berm. The mining sequence into the proposed expansion area will be initiated by the stripping and stockpiling of any remaining topsoil and overburden in onsite stockpiles and berms. All material stored will eventually be used as needed for reclamation purposes. Consistent with current practice, Kinsella will remove only enough overburden to accommodate one to two years of mining activity. Removal of vegetative cover such as grasses, brush, shrubs, and trees will also be restricted to that area required for approximately one to two years of mining to minimize erosion and habitat disturbance.

To the greatest extent possible, topsoil and overburden will be stockpiled separately. Any newly generated topsoil, overburden stockpiles and berms will be constructed with slopes no greater than one and one-half horizontal to one vertical (1.5:1) to minimize erosion and ensure stable slopes. The height of the stockpiles will be variable. Stockpiles and berms will be constructed in a neat, orderly fashion in accordance with typical industry practices.

Following removal of any remaining vegetation, topsoil and overburden, Kinsella will employ a licensed blaster to conduct blasting activities. Shotrock will be removed from the face via industry standard equipment and hauled to the processing area for crushing and screening into construction aggregate and similar products.

Kinsella will continue to progress existing mining faces within the currently approved area, and to the west, into the proposed expansion as dictated by market constraints. Haul roads, in addition to those already in existence, will be constructed as necessary within the mine site to provide access to all excavation areas.

2.3.1.3 Grading and Setbacks

All New York State Department of Environmental Conservation (NYSDEC) setback requirements will be observed around the perimeter of the mine site, including that of the expansion area. All other NYSDEC slopes and grading requirements will continue to be followed. The outer perimeter of the affected area will remain setback at least 25 feet from the property line, with the exception of the access road entrance at New York State Route 5. Grading throughout the remainder of the mine will adhere to previously approved mining and reclamation plans and regulatory setbacks. Active excavation areas will be graded internally to prevent stormwater from leaving the site.



2.3.1.4 Roadways

There will be no additional access points from public roadways into the mine site as a result of the expansion area. Internal haul routes will be progressively adjusted, as is the current practice, to access active excavation areas. As mining activity progresses, internal roads will be systematically "mined-out" or reclaimed as they are no longer required to access portions of the site.

2.3.1.5 Disposal of Waste Materials

Expanded mining operations into the expansion area will not result in an increase in waste from the mine site. Consistent with approved practices at the Fayetteville Quarry, stripped materials such as brush, shrubs and trees will be chipped for reclamation purposes, buried onsite, or removed to an approved landfill.

2.3.1.6 Traffic

By law, all trucks are required to comply with NYS Vehicle Code 380a-1, which pertains to loose cargo. Kinsella will require all of its on-road trucks to comply with the code.

Truck traffic to and from the site will not be increased by the proposed expansion, as the increase in affected area is a continuation of existing mine operations. The amount of material shipped from the site is controlled by market demand and specific contracts. Continued mining at the site will not create an increase in market demand but will only increase the potentially recoverable reserves (inventory) of the mine.

2.3.1.7 Hours of Operation

Hours of operation will continue to conform with the current approved hours of operation: Monday-Friday 6:00AM-4:00PM, Saturday 7:00AM-12:00PM with no operation on Sundays or holidays.

Major infrastructure improvements, including NYSDOT and local contracts for bridge replacements and paving of high traffic areas, may require delivery of materials beyond the normal hours of operation. In such a case, Kinsella will provide NYSDEC with written notice and request for approval of extended hours, including the reason for the request and applicable contract and operations details, a minimum of seven (7) days in advance of extended operations. Kinsella will copy the Town of Manlius on any extended hour notification or request to NYSDEC.



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Additionally, emergency deliveries may be required during storm events and natural occurrences beyond the control of the operator. In the event of emergency extended hours, Kinsella will immediately notify NYSDEC, via telephone and in writing, and request approval for extended hours. The written notice and request will include the reason for the request, location of the emergency project, and any applicable operations details. The Town of Manlius will also be notified immediately by telephone of any emergency extended hour operations, and copied on any written notification and request to NYSDEC.

2.3.1.9 Site Facilities

Processing Plant

No increase in the size or number of the processing units is proposed to support the continued mining activity in the expansion area. Kinsella anticipates using the same processing plant currently on-site to process material from the proposed expansion area.

Other Facilities

No new buildings will be constructed on-site as a result of continuing mining activities in the proposed expansion area.

2.4 ASSESSMENT AND MITIGATION OF POTENTIAL ENVIRONMENTAL IMPACTS

2.4.1 Potential Impacts to Air Resources

There will be no adverse impacts to local or regional air quality as a result of the expansion of the LOM. Mineral extraction and processing will continue to be conducted as currently authorized. The proposed expansion is a continuation of currently permitted activities and will not result in increased dust or emissions. Vegetated buffers and screening berms, where present, will be maintained.

Kinsella currently employs the following dust suppression techniques at the site and will continue to do so as mining operations continue:

1. Kinsella maintains clean haulageways and access roads, and controls roadway dust with water water spray dust on an as-needed basis;
2. Overburden berms are graded and seeded to prevent wind erosion and help trap any fugitive dust within the property boundaries;



3. Overburden stripping is carefully controlled and will be kept to a minimum in advance of working faces;
4. Trees and other existing natural vegetation are left in place wherever possible, especially around the site perimeter; and
5. Kinsella requires all of their on-road trucks to comply with the NYS Tarp Law

Furthermore, Kinsella has and continues to comply with all applicable regulatory requirements associated with the operation of the mine site. Operations are routinely monitored to ensure compliance with all applicable requirements.

2.4.2 Potential Impacts to Vegetation and Wildlife

Kinsella will limit stripping areas to those needed to accommodate approximately one year's mining. This pattern will ensure that subsequent areas to be mined are left vegetated and available as wildlife habitat or agricultural land until needed for the mining operation. The proposed reclamation measures will ensure that areas are not left exposed and subject to erosion from wind and water. As discussed above, there are no unique habitats within the proposed expansion area, nor is there any suitable habitat for any of the endangered or threatened species identified by the USFWS IPaC and NYSDEC database searches. As such, no adverse impacts to wildlife are expected. However, to address the DEC's concerns as it relates to impacts on potential bat habitat, any clearing of trees will occur between November 1 and March 31. If tree removal is proposed outside this timeframe, Kinsella will notify DEC of tree location, species, diameter at Breast Height (DBH), and timing of removal. Final restoration of each phase will provide a stable vegetative cover that could eventually provide early and mid-successional habitat.

2.4.3 Potential Impacts to Water Resources

Pools Brook is located on-site in the northeast corner of the property. Mining operations occur approximately 0.4 miles southeast of the stream. Stormwater and erosion controls prevent any adverse impacts to the stream. Stormwater which collects in the entrance/office area is treated prior to entering Pools Brook (Outfall 001). Stormwater captured within the expansion area will continue to be managed within the current quarry excavation, which does not present the potential to negatively impact Pools Brook, as it does not enter the stream.



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The proposed expansion does not involve mining below the water table, and will not result in mining activity occurring in closer proximity to water supply wells than is currently authorized. Mining of the expansion area does not present a potential to adversely impact groundwater resources.

2.4.4 Potential Noise Impacts

Noise generated during mining activity originates from the use of equipment to remove material from the active bank faces, haul trucks transporting materials, and the processing facilities. Potential noise impacts from the expansion of mining operations are from the equipment that will excavate and load the shot rock into haul trucks, as well as the haul trucks as they transport material to and from the processing facility.

Numerous measures are employed in the mine plan to minimize noise and reduce impacts to off-site receptors:

1. All equipment is muffled to MSHA standards;
2. Vegetative cover is retained in all areas outside the plant and stockpile areas that are not being mined or prepared for mining;
3. Hours of operation are restricted to periods of normal daytime activity; and
4. Natural barriers created by the active bank faces and overburden berms act as barriers to mitigate off-site noise levels when equipment is operating.

All plant employees and equipment operators are instructed in the operation of equipment to reduce noise. Below is a list of techniques utilized at the site to reduce noise:

1. Employees are instructed in the proper operation and maintenance of all equipment;
2. Employees are instructed not to "race" the engines of any equipment unnecessarily;
3. Employees are instructed to report any operating irregularities in equipment that may increase the level of noise generated by that equipment;
4. Vehicle speeds are controlled to reduce engine and ground noise during interior transport of material; and
5. All plant equipment is properly maintained and secured.

In order to assess potential noise impacts associated with the proposed Fayetteville mine expansion, the following analysis compares existing sound levels at potential receptors in the vicinity of the proposed expansion to projected sound levels during site operation in expansion areas under two scenarios. In accordance with the NYSDEC Noise Policy, comparisons are presented in the form of A-weighted



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average sound pressure levels (L_{aeq}). Existing conditions are discussed in more detail in Section 2.2.8, and existing ambient sound levels (L_{aeq}) range from approximately 50-60 dBA.

The analysis utilized a combination of mobile equipment operating simultaneously across two locations at the proposed quarry expansion margins and current grades in order to represent worst-case-scenario projections to two potentially sensitive adjacent residential receptors. Representative equipment used across both scenarios (and associated sound levels at a reference distance of 100 feet) include a rock drill rig (75.98 dBA), loader (77.48 dBA) and haul truck (74.18 dBA). Equipment configurations under each projected scenario are depicted on Figure 2.

Sound levels decay logarithmically as distance increases from the source. Without factoring for other attenuating circumstances (atmospheric absorption, topographic barriers, vegetation, etc.), sound levels will drop by 6 dBA with every doubling of distance from the sound source. The following Table 2 presents projected sound levels under the two scenarios illustrated on Figure 2, accounting for distance attenuation only:

TABLE 2
STRAIGHT-LINE NOISE PROJECTION SCENARIOS

SCENARIO 1					
RECEPTOR	DISTANCE TO RECEPTORS (FT)	NOISE LEVELS (dBA): DISTANCE ATTENUATION			
		STRAIGHT-LINE PROJECTION	AMBIENT	COMBINED	INCREASE
R1	467	68.79	59.48	69.79	10.31
R2	1344	59.61	59.48	62.61	3.31

SCENARIO 2					
RECEPTOR	DISTANCE TO RECEPTORS (FT)	NOISE LEVELS (dBA): DISTANCE ATTENUATION			
		STRAIGHT-LINE PROJECTION	AMBIENT	COMBINED	INCREASE
R1	1279	60.04	59.48	63.04	3.56
R2	564	67.15	59.48	68.15	8.67

In general, straight line noise projections indicate the proposed operation has the potential to increase average sound levels by 3.00-10.31 dBA in the immediate area without accounting for topographic barriers. However, an existing safety/security berm (subject of a past Town of Manlius SEQRA review), constructed to a minimum height of 15 feet, encloses the entire proposed expansion area, providing an in-place topographic barrier to potential noise receptors. Furthermore, nearly all overburden materials were stripped from the proposed expansion area during construction of the in-place perimeter berm, limiting the scope and need for surface activities. Operation of a drill rig will be the principal surface



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activity and will occur behind the existing perimeter berm. All other activity (loading and hauling of shot rock from the face) will take place behind the advancing bedrock face, which, depending on operational lift, has a minimum face height of approximately 25 feet, for a total topographic barrier height of at least 40 feet.

Perimeter earthen berms and quarry faces can form efficient topographic noise barriers. Per the NYSDEC Noise Policy:

“The degree to which topography attenuates noise depends on how close the feature is located to the source or the receptor for the noise. Topography can act as a natural screen. The closer a hill or other barrier is to the noise source or the receptor, the larger the sound shadow will be on the side opposite the noise source. Certain operations such as mining and landfills may be able to use topography to maintain a screen between the operation and receptors as they progress. Mining operations may be able to create screens by opening a mine in the center of the site using and maintaining the pit walls as barriers against sound (Aggregate Handbook, 1991).”

Per US Department of Transportation Federal Highway Administration guidance, noise barriers which break line-of-site between sound sources and receptors can reduce projected sound levels by 5 dBA, plus 1.5 dBA for every meter of height above line-of-site blockage. In order to estimate the degree of topographic attenuation as mining progresses into the expansion area, the relative positioning of source scenarios, the existing perimeter berm, and potential receptors was contemplated to determine the appropriate topographic barrier height above line-of-site for each scenario to each receptor. Noise projections accounting for distance attenuation and topographic barrier attenuation from the existing perimeter berm are presented in the following Table 3.

TABLE 3
NOISE PROJECTIONS: DISTANCE AND TOPOGRAPHIC ATTENUATION

SCENARIO 1					
RECEPTOR	DISTANCE TO RECEPTORS (FT)	PROJECTED NOISE LEVELS (dBA): DISTANCE + TOPOGRAPHIC ATTENUATION			
		TOPOGRAPHIC BARRIER ATTENUATED*	AMBIENT	COMBINED	INCREASE
R1	467	62.7	59.48	64.27	4.79
R2	1344	59.61	59.48	60.48	1.00

SCENARIO 2					
RECEPTOR	DISTANCE TO RECEPTORS (FT)	PROJECTED NOISE LEVELS (dBA): DISTANCE + TOPOGRAPHIC ATTENUATION			
		TOPOGRAPHIC BARRIER ATTENUATED*	AMBIENT	COMBINED	INCREASE



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R1	1279	54.94	59.48	61.04	1.56
R2	564	58.43	59.48	70.15	3.00

*Existing earthen perimeter berm with a minimum height of 15 feet

The results of the analysis presented in Table 3 are conservative in nature as most of the contributing sound sources (loader and haul trucks) will operate behind the advancing mine face, which will provide additional topographic barrier attenuation. This conservative approach suggests that the most substantial potential increase at a receptor will be no more than 4.79 dBA at receptor 2 under (operating scenario 2). To assess potential impacts in greater detail, an additional assessment was completed that considered the topographic barrier height above line-of-site when the haul trucks and loader are operating behind a

SCENARIO 1							
RECEPTOR	DISTANCE TO RECEPTORS (FT)	PROJECTED NOISE LEVELS (dBA): DISTANCE + TOPOGRAPHIC ATTENUATION					
		ROCK DRILL TOPOGRAPHIC BARRIER ATTENUATION*	LOADER AND HAUL TRUCKS TOPOGRAPHIC BARRIER ATTENUATION**	COMULATIVE TOPOGRAPHIC BARRIER ATTENUATION	AMBIENT	COMBINED	INCREASE
R1	467	56.07	51.04	57.07	59.48	61.48	2.00
R2	1344	46.48	42.84	47.48	59.48	59.48	0.00

SCENARIO 2							
RECEPTOR	DISTANCE TO RECEPTORS (FT)	PROJECTED NOISE LEVELS (dBA): DISTANCE + TOPOGRAPHIC ATTENUATION					
		ROCK DRILL TOPOGRAPHIC BARRIER ATTENUATION*	LOADER AND HAUL TRUCKS TOPOGRAPHIC BARRIER ATTENUATION**	COMULATIVE TOPOGRAPHIC BARRIER ATTENUATION	AMBIENT	COMBINED	INCREASE
R1	1279	48.74	44.60	49.74	59.48	59.48	0.00
R2	564	52.23	46.91	53.23	59.48	60.48	1.00

minimum 25' mine face. The results of this more detailed analysis are presented in the following Table 4.

TABLE 4

As stated above, a majority of overburden materials were excavated from the proposed expansion area during the construction of the existing perimeter berm, which was subject to a Town of Manlius SEQRA review. As such, preparatory groundwork in advance of drilling and blasting will be minimal and short in duration. Taking this into consideration, Table 4 is more reflective of proposed operations (mobile equipment primarily operating behind the quarry face) than the scenario presented in Table 3 (all equipment operating at grade and behind the existing perimeter berm). At worst, sound levels may be expected to increase by no more than 4.79 dBA during limited, short duration clearing and stripping activities in the proposed expansion area. Following initial clearing and stripping activities, the maximum anticipated potential increase in sound levels during normal operations would be approximately 2.00 dBA while drilling activities are taking place.



The NYSDEC Noise Policy states that increases in sound levels of under 5 dBA are “unnoticed to tolerable” in reference to human perception. The Policy further states that “increases ranging from 0-3 dB should have no appreciable effects on receptors. Increases from 3-6 dB may have the potential for adverse noise impact only in cases where the most sensitive receptors are present.” Sound level increases on the order of 2.00 dBA during normal operations are considered to have no appreciable effect on receptors and do not represent a potentially significant impact.

2.4.5 Potential Drainage and Erosion Impacts

As stated above, the site has one permitted outfall consisting of stormwater from impervious surfaces (parking lots), lawn, soils, stone and wooded areas collects in the entrance/office area. Outflow passes through an oil and debris stop before entering Pools Brook. All other stormwater on-site, including that which falls within the proposed expansion area is managed internally through a pond system that does not discharge off-site.

2.4.6 Potential Visual Impacts

There will be no adverse visual impacts associated with the expansion of mining operations onto the proposed expansion area. The security/safety berm will remain along the border of the proposed expansion area, effectively screening the area.

A complete inventory list of aesthetic resources within a 5-mile radius of the proposed expansion area is included with the attached EAF (Appendix B). As shown by the list, there are no resources located within or in the immediate vicinity of the proposed expansion area. As a result of the resources’ locations, existing topography and terrain, and the existing screening of the expansion area, the proposed modification will not have any significant visual impacts.

2.4.7 Potential Traffic Impacts

Truck traffic to and from the site will not be increased by the proposed 11.8-acre expansion of mining operations. The amount of material shipped from the site is controlled by market demand and specific contracts. The proposed expansion constitutes a continuation of mining activities and does not have the potential to create an increase in market demand.



3.0 RECLAMATION PLAN

The purpose of reclamation is to provide a stable, self-sustaining site that can regenerate vegetation, sustain wildlife, and remain vacant without maintenance. The final reclaimed area will then be available for other types of land usage or development in the future. All perimeter berms will remain in-place after mining operations have ended. Reclamation in the quarry is ongoing in areas where no further disturbance will occur. Currently, approximately 8.1 acres have been approved as reclaimed by NYSDEC.

There are no proposed changes to the currently approved reclamation plan. The proposed expansion area will be reclaimed in a similar manner to currently approved areas and will observe the same benching and grading configuration as permitted in currently approved areas.

3.1 RECLAMATION SCHEDULE

As excavation areas reach their final extent and depth, they will be reclaimed. As a preparation for reclamation, vertical rock faces are stabilized by dislodging loose stones. The angle between the rock face and the quarry floor is then filled or partially filled with stone. Overburden soil stockpiled during mining is used to create a slope from the rock face to the quarry floor that does not exceed one-foot vertical over two-feet horizontal (26 degrees). Some vertical rock faces will be left exposed to create terraces. The quarry floor is leveled in layers to create slopes of 1 to 2% slope for positive drainage. A minimum six-inch layer of topsoil will be applied, mulched, and seeded with a rye, fescue, clover mix on final earth slopes. Repeated applications of seed/mulch may be necessary to establish a permanent vegetative cover, with no erosion.

3.2 SEQUENTIAL RECLAMATION PLANS

Concurrent reclamation will be employed to the greatest extent practicable to minimize the exposed (unvegetated) land surface necessary for mining and thereby reduce dust, erosion and visual impacts.

3.3 HAUL ROADS

The mine site's access road and primary internal haul roads will be maintained to provide continuing access to all areas of the site. Haul roads will not be reclaimed until excavation has reached the maximum extent and final reclamation of the mine site has commenced. Secondary internal haul roads will be reclaimed as soon as practicable. Reclamation of haul roads will include grading to approved



slopes, placement of soil sufficient to support vegetation and revegetation as outlined in the following sections.

3.4 STORMWATER TREATMENT PONDS

The stormwater pond will be left in-place for future use or allowed to fill with sediment over time. The stormwater pond will continue to provide detention and/or retention through reclamation activities and will provide a potential ecological resource at completion of reclamation.

3.5 DISPOSITION OF MATERIAL

Vegetative debris from stripping activities will be buried onsite, stored for reclamation, sold, or transported to an approved landfill. Stockpiled topsoil/overburden will be spread across the excavation areas at the mine site during reclamation to a depth adequate to establish vegetative cover.

3.6 REVEGETATION

Upon completion of grading, excavation areas will be reclaimed utilizing an appropriate seeding program. The areas to be reclaimed will be seeded during the first planting season after land preparation.

Kinsella will employ an appropriate conservation seeding mix and, if necessary, apply mulch to ensure the successful establishment of vegetation. The following is a typical seeding program and may be altered, subject to NYSDEC consultation:

Seeding Mixture:

Big Bluestem	10 pounds/acre
Switchgrass	10 pounds/acre
Little Bluestem	10-15 pounds/acre
Crown Vetch	10 pounds/acre
Tall Fescue	5-10 pounds/acre

Lime and Fertilizer (if necessary):

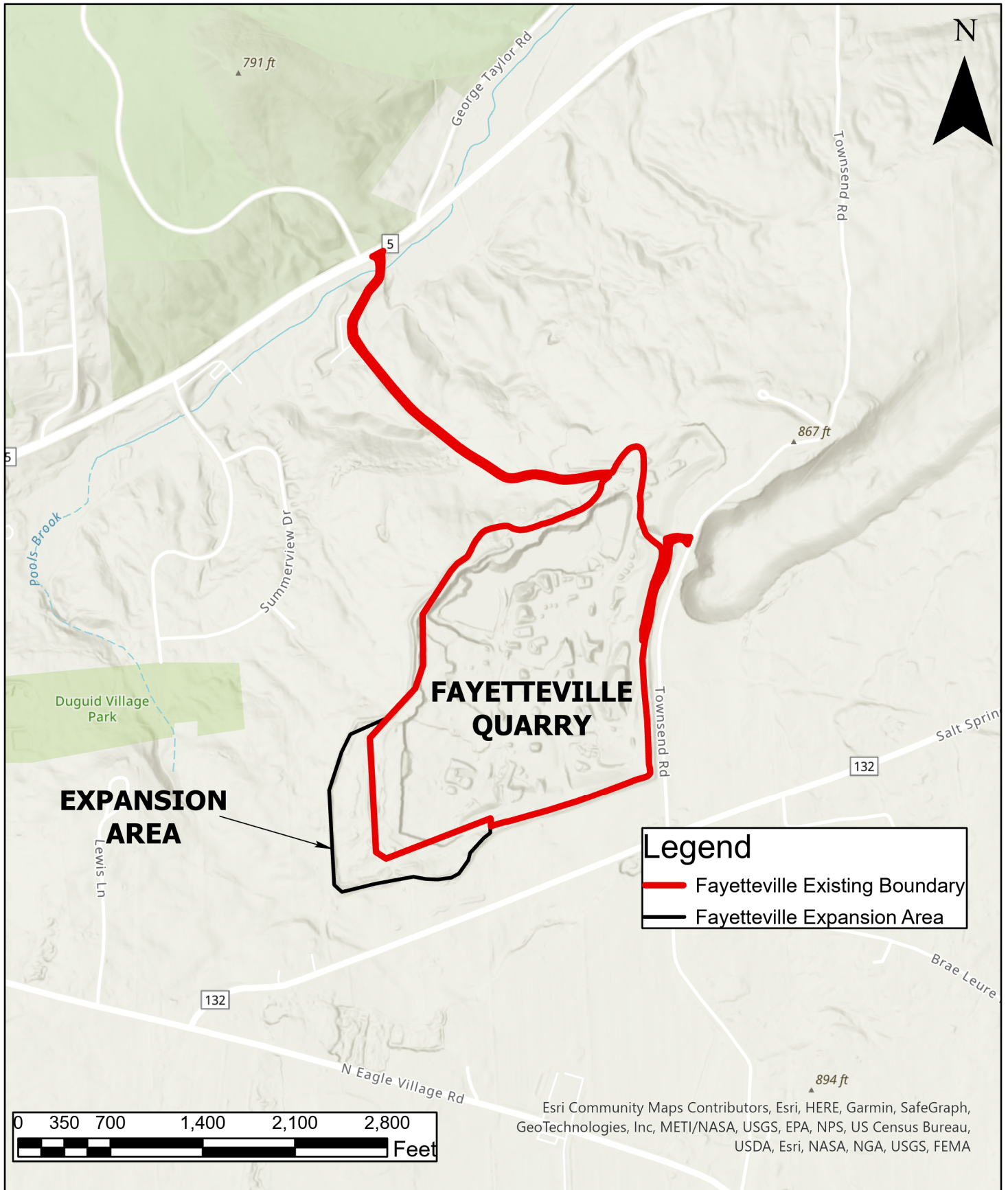
10-20-20 fertilizer at 150-200 pounds per acre, or as recommended following soil testing

Mulch (if necessary):

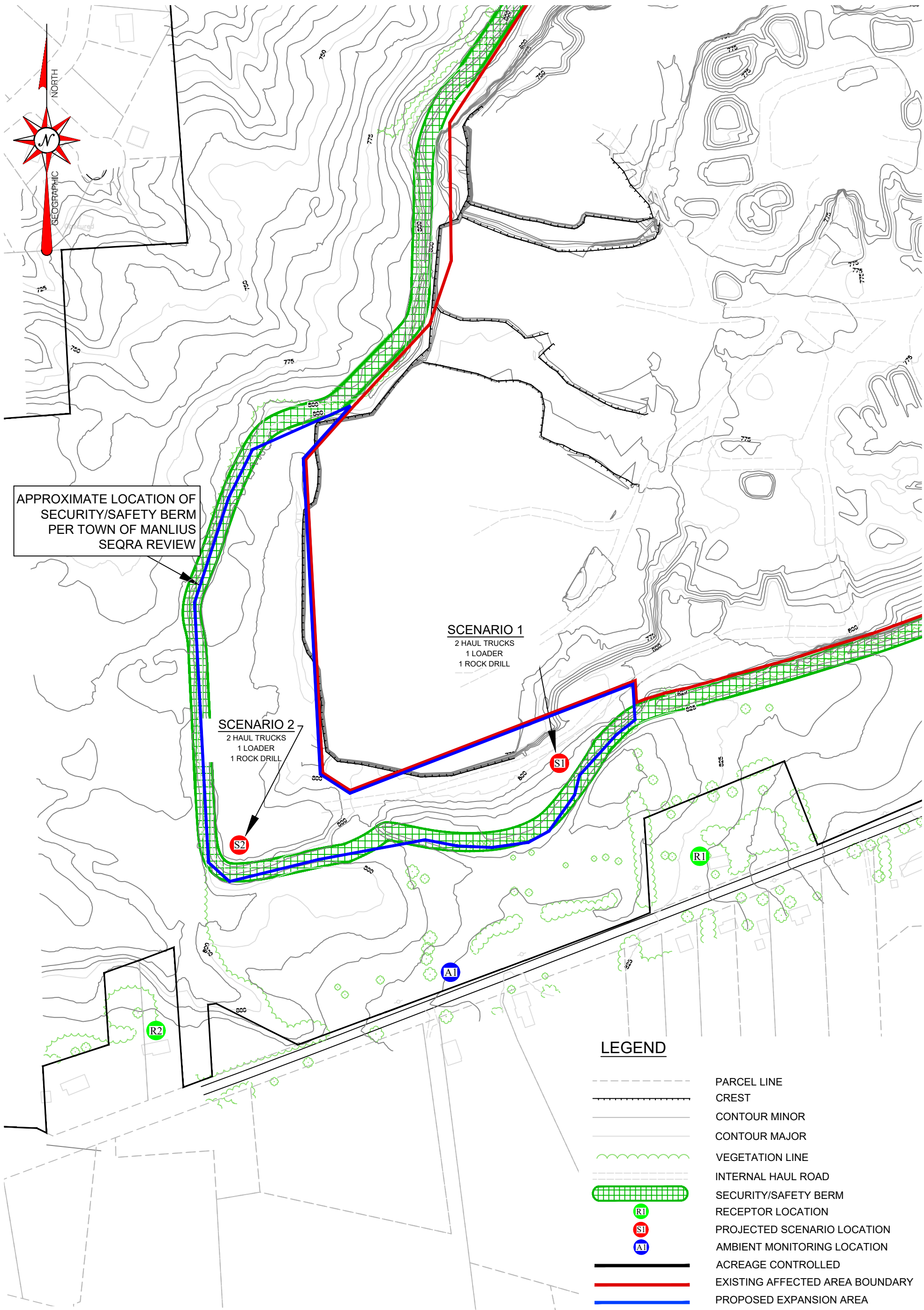
1,500-2,000 pounds per acre



FIGURE



 19 British American Blvd. W, Latham NY 12110 P: 518-782-0882 F: 518-782-0973 jmt.com	SITE LOCATION MAP T.H. KINSELLA, INC. FAYETTEVILLE QUARRY TOWN OF MANLIUSONONDAGA CO., NY		
PROJ No.: 19-02095-003	Date: 11/7/2022	SCALE: 1" = 1,000 FT	FIGURE: 1



NOTES:

1. TOPOGRAPHIC DATA FROM NYS CLEARING HOUSE LIDAR: "FEMIA-ONEIDA SUBBASIN 2016/17", AND GPS SURVEY BY JMT OF NEW YORK, INC. DECEMBER 03, 2020.
2. ALL BOUNDARIES APPROXIMATE WHERE SHOWN



19 British American Blvd., Latham, New York 12110
P: (518) 782-0882 F: (518) 782-0973 www.jmt.com

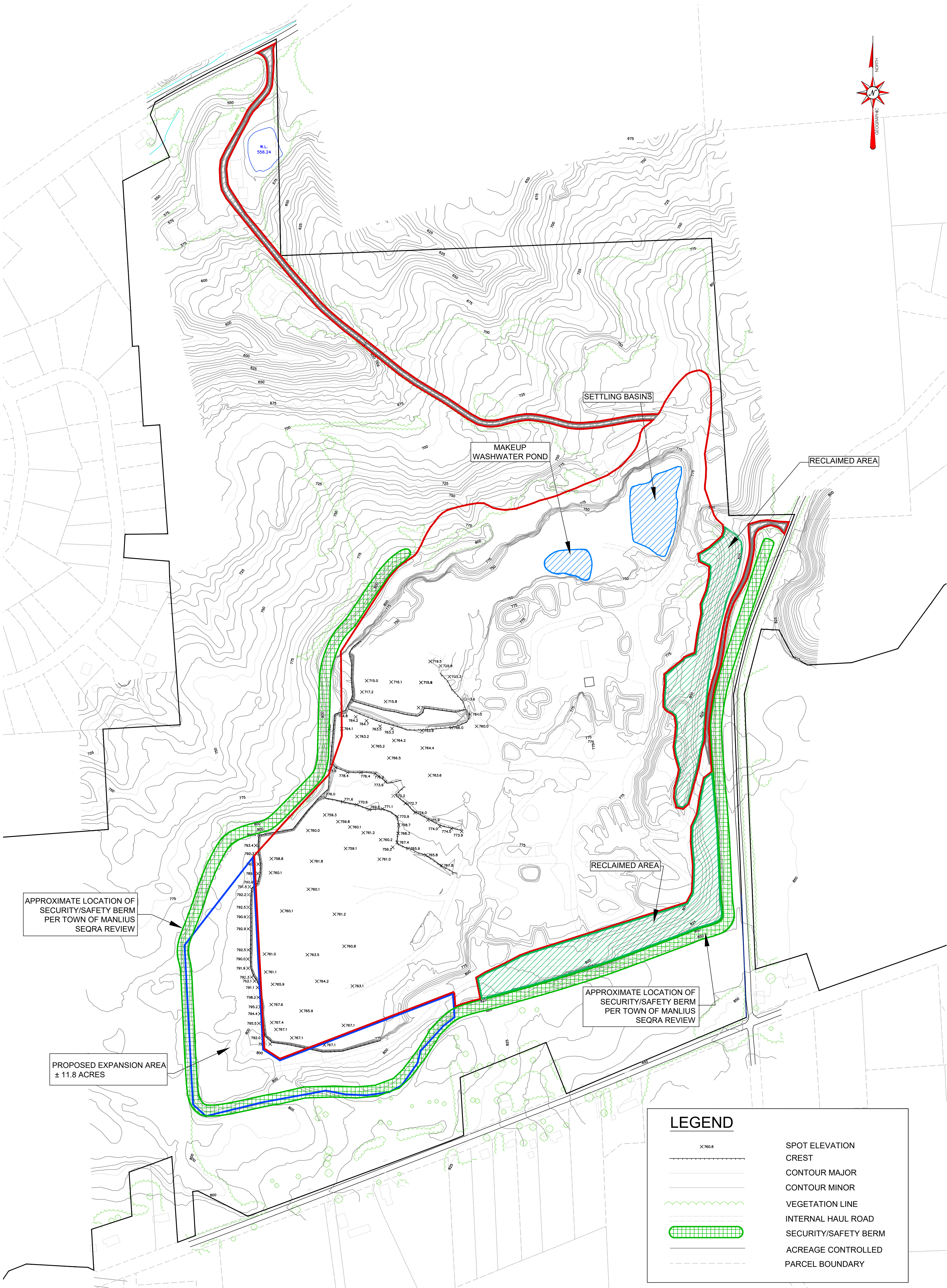
NOISE PROJECTION SCENARIOS
T.H. KINSELLA, INC.
FAYETTEVILLE QUARRY

TOWN OF MANLIUS ONONDAGA CO., NY



RENEWAL AND MODIFICATION APPLICATION FOR PERMIT TO MINE
AND MINED LAND USE PLAN
Fayetteville Quarry

SHEETS



AFFECTED AREA SUMMARY

TOTAL ACREAGE CONTROLLED	324.0 ACRES
CURRENT AFFECTED AREA BOUNDARY	90.0 ACRES
HAUL ROADS	2.6 ACRES
RECLAIMED AREA	8.1 ACRES
CURRENT LIFE-OF-MINE	98.1 ACRES
PROPOSED MODIFICATION AREA	11.8 ACRES
PROPOSED LIFE-OF-MINE	109.9 ACRES

NOTES:

1. TOPOGRAPHIC DATA FROM NYS CLEARING HOUSE LIDAR; "FEMIA-ONEIDA SUBBASIN 2016/17", AND GPS SURVEY BY JMT OF NEW YORK, INC. DECEMBER 03, 2020.

2. ALL BOUNDARIES APPROXIMATE WHERE SHOWN

NO.	DATE	RECORD OF WORK	DRN	CKD
1	9/20/11	ADDED SITE SECURITY/SAFETY BERM PER NYSDEC	KAD	JCK
2	9/27/21	TOPOGRAPHIC UPDATE AND ADD MODIFICATION AREA	AP	EGD
3	11/1/22	UPDATE FOR NYSDEC NOIA DATED 6/21/22	DTS	EGD
4	7/14/23	UPDATE FOR ZONING APPLICATION	ARP	DTS
5	5/6/25	UPDATE CURRENT AFFECTED AREA	DTS	EGD

PROJECT	
PROJ. MGR:	EGD
PROJ. NO.:	19-02095-003
PREPARED BY:	DTS
DRAFTED BY:	DTS
CHECKED BY:	
APPROVED BY:	
DATUM:	MSL
CONTOUR INTERVAL =	5 FEET
0 50 100 200 400	
1"=200'	

MINING PLAN MAP

T.H. KINSELLA, INC.

KINSELLA FAYETTEVILLE QUARRY

TOWN OF MANLIUS

ONONDAGA CO., NY

19 British American Blvd., Latham, New York 12110

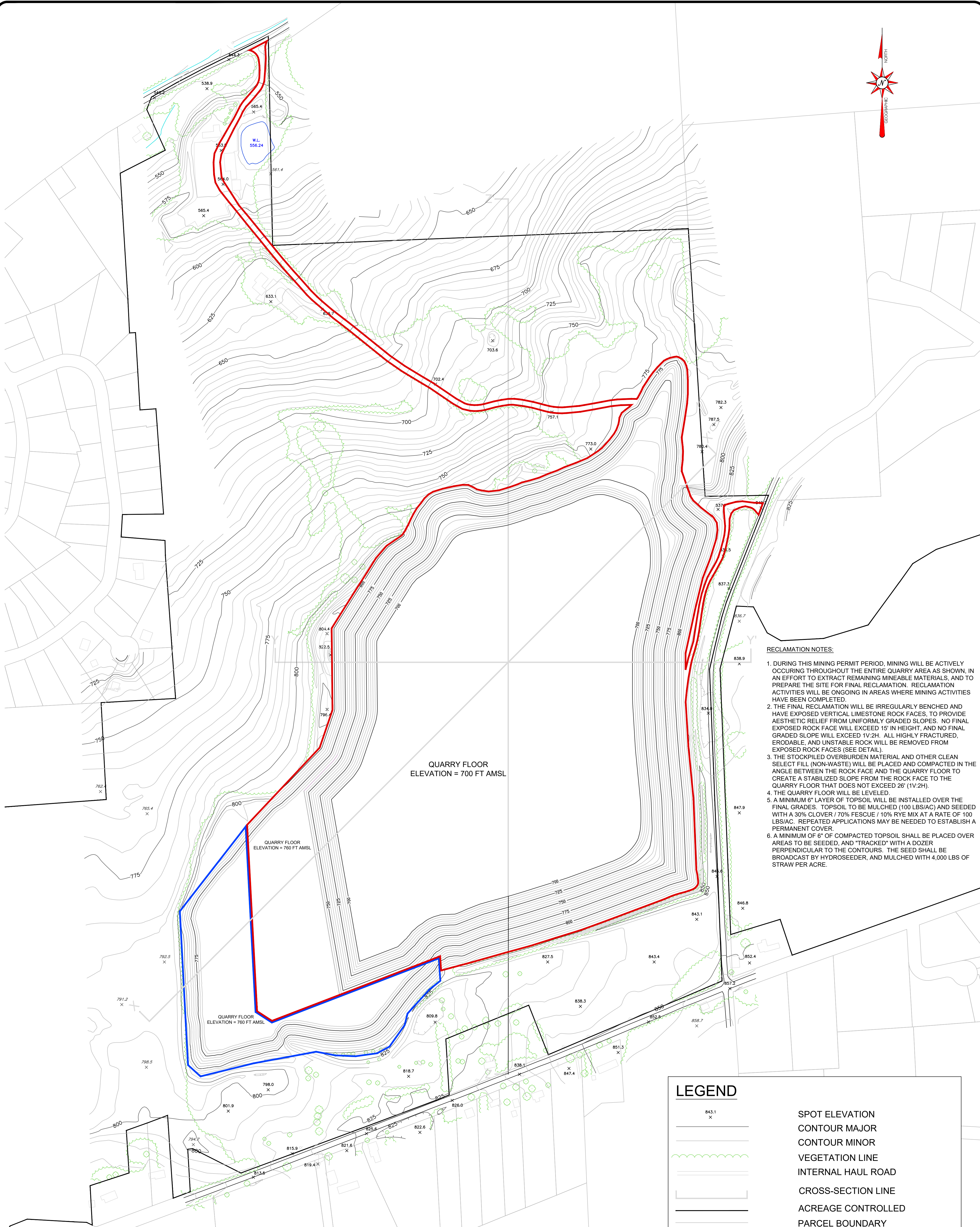
P: (518) 782-0882 F: (518) 782-0973 www.jmt.com

DATE: 9/24/08

SCALE: 1"=200'

DWG. NO. 07235001

SHEET 1 OF 3



RECLAMATION NOTES:

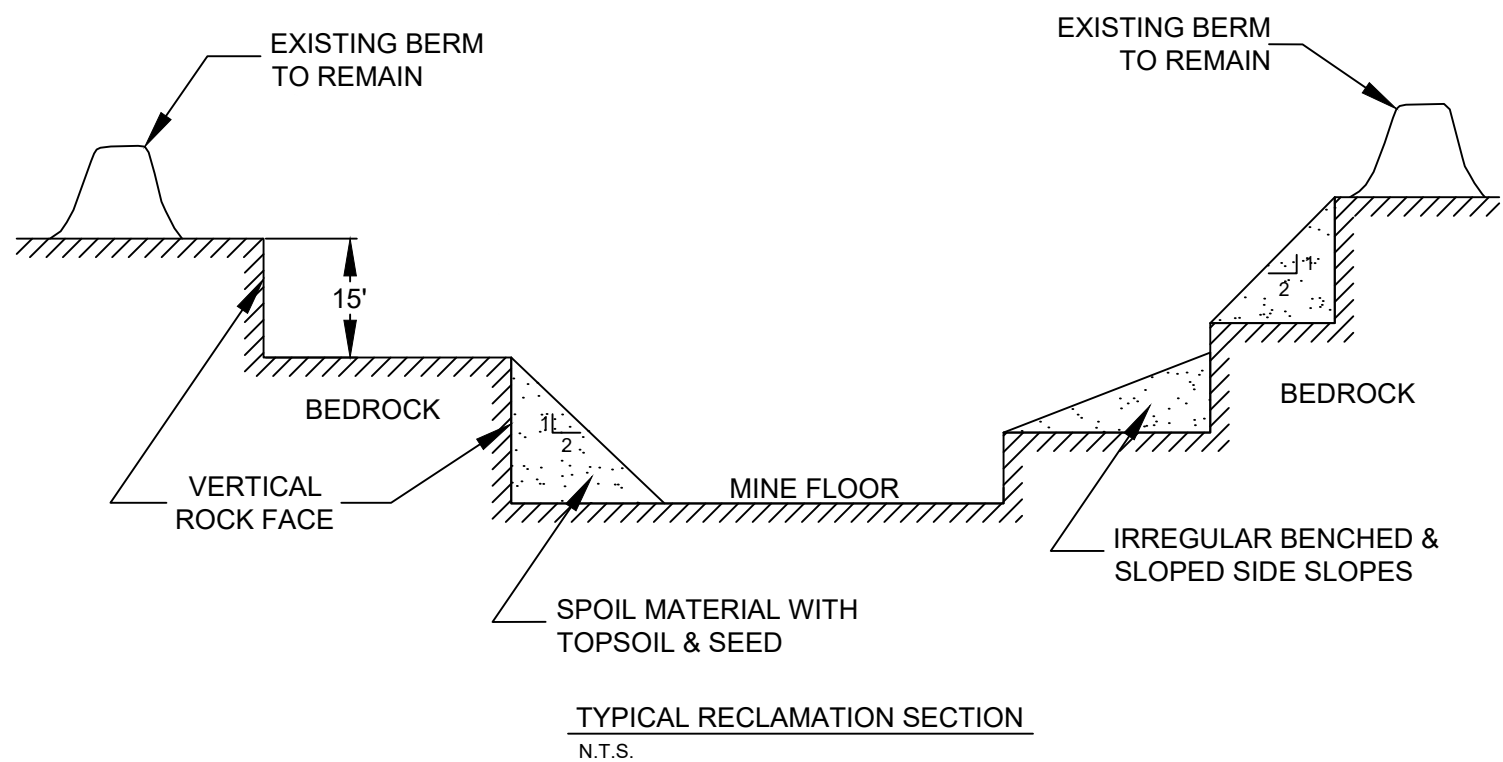
1. DURING THIS MINING PERMIT PERIOD, MINING WILL BE ACTIVELY OCCURRING THROUGHOUT THE ENTIRE QUARRY AREA AS SHOWN, IN AN EFFORT TO EXTRACT REMAINING MINEABLE MATERIALS, AND TO PREPARE THE SITE FOR FINAL RECLAMATION. RECLAMATION ACTIVITIES WILL BE ONGOING IN AREAS WHERE MINING ACTIVITIES HAVE BEEN COMPLETED.
2. THE FINAL RECLAMATION WILL BE IRREGULARLY BENCHED AND HAVE EXPOSED VERTICAL LIMESTONE ROCK FACES, TO PROVIDE AESTHETIC RELIEF FROM UNIFORMLY GRADED SLOPES. NO FINAL EXPOSED ROCK FACE WILL EXCEED 15' IN HEIGHT, AND NO FINAL GRADED SLOPE WILL EXCEED 1V:2H. ALL HIGHLY FRACTURED, ERODABLE, AND UNSTABLE ROCK WILL BE REMOVED FROM EXPOSED ROCK FACES (SEE DETAIL).
3. THE STOCKPILED OVERBURDEN MATERIAL AND OTHER CLEAN SELECT FILL (NON-WASTE) WILL BE PLACED AND COMPACTED IN THE ANGLE BETWEEN THE ROCK FACE AND THE QUARRY FLOOR TO CREATE A STABILIZED SLOPE FROM THE ROCK FACE TO THE QUARRY FLOOR THAT DOES NOT EXCEED 26' (1V:2H).
4. THE QUARRY FLOOR WILL BE LEVELLED.
5. A MINIMUM 6" LAYER OF TOPSOIL WILL BE INSTALLED OVER THE FINAL GRADES. TOPSOIL TO BE MULCHED (100 LBS/AC) AND SEEDING WITH A 30% CLOVER / 70% FESCUE / 10% RYE MIX AT A RATE OF 100 LBS/AC. REPEATED APPLICATIONS MAY BE NEEDED TO ESTABLISH A PERMANENT COVER.
6. A MINIMUM OF 6" OF COMPACTED TOPSOIL SHALL BE PLACED OVER AREAS TO BE SEEDING, AND "TRACKED" WITH A DOZER PERPENDICULAR TO THE CONTOURS. THE SEED SHALL BE BROADCAST BY HYDROSEEDER, AND MULCHED WITH 4,000 LBS OF STRAW PER ACRE.

LEGEND

- SPOT ELEVATION
- CONTOUR MAJOR
- CONTOUR MINOR
- VEGETATION LINE
- INTERNAL HAUL ROAD
- CROSS-SECTION LINE
- ACREAGE CONTROLLED
- PARCEL BOUNDARY

AFFECTED AREA SUMMARY

TOTAL ACREAGE CONTROLLED	324.0 ACRES
CURRENT LIFE-OF-MINE	98.1 ACRES
PROPOSED MODIFICATION AREA	11.8 ACRES
PROPOSED LIFE-OF-MINE	109.9 ACRES



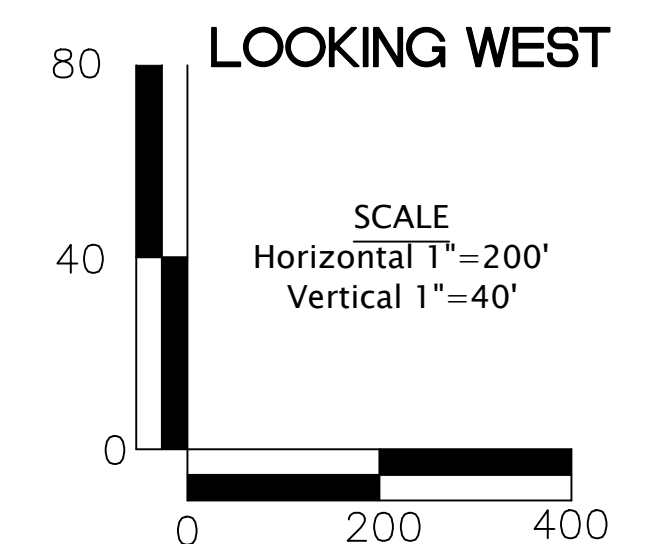
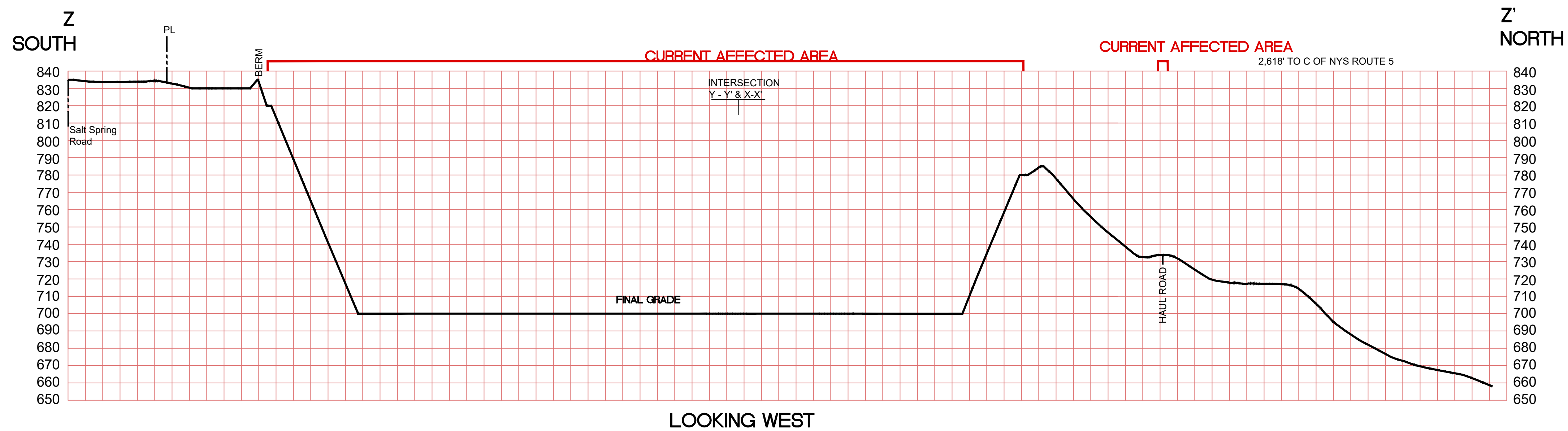
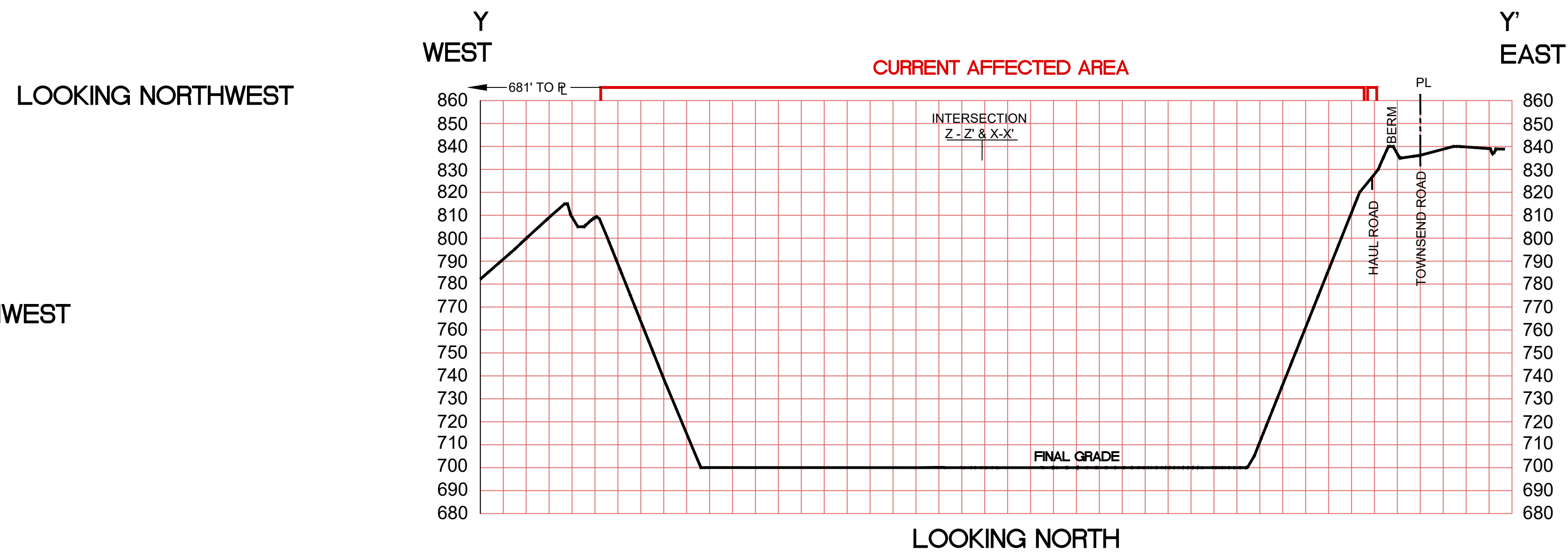
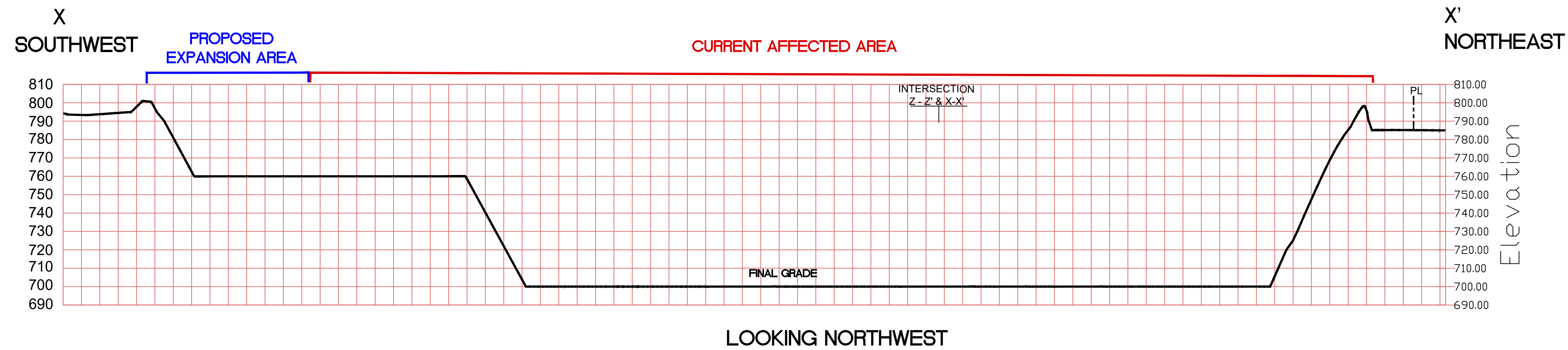
NO.	DATE	RECORD OF WORK	DRN	CKD
1	9/27/21	ADD MODIFICATION AREA	DTS	EGD
2	11/1/22	UPDATE FOR NYSDEC NOIA DATED 6/21/22	DTS	
3	7/14/23	UPDATE FOR ZONING APPLICATION	ARP	DTS
4	5/6/23	UPDATE FOR NRRP APPLICATION	DTS	EGD

PROJECT
PROJ. MGR: EGD
PROJ. NO.: 19-02095-003
PREPARED BY: DTS
DRAFTED BY: DTS
CHECKED BY:
APPROVED BY:
DATUM: MSL
CONTOUR INTERVAL = 5 FEET
0 50 100 200 400
1" = 200'

RECLAMATION PLAN MAP
T.H. KINSELLA, INC.
KINSELLA FAYETTEVILLE QUARRY
TOWN OF MANLIUS ONONDAGA CO., NY

19 British American Blvd., Latham, New York 12110
P: (518) 782-0882 F: (518) 782-0973 www.jmt.com

DATE: 9/24/08 SCALE: 1"=200' DWG. NO. 07235002E SHEET 2 OF 3



NO.		DATE	RECORD OF WORK	DRN	CKD
1	9/27/21	ADD MODIFICATION AREA & SECTION X-X'	DTS	EGD	
2	11/1/22	UPDATE FOR NYSDEC NOIA DATED 6/21/22	DTS	EGD	
3	5/6/23	UPDATE FOR NRRP APPLICATION	DTS	EGD	

PROJECT	
PROJ. MGR:	EGD
PROJ. NO.:	19-02095-003
PREPARED BY:	DTS
DRAFTED BY:	DTS
CHECKED BY:	
APPROVED BY:	
DATUM:	MSL
CONTOUR INTERVAL =	5 FEET
0 50 100 200 400	
1"=200'	

FINAL GRADE PROFILES
T.H. KINSELLA, INC.
KINSELLA FAYETTEVILLE QUARRY
TOWN OF MANLIUS ONONDAGA CO., NY

JMT
19 British American Blvd., Latham, New York 12110
P: (518) 782-0882 F: (518) 782-0973 www.jmt.com

DATE: 9/24/08 SCALE: 1"=200' DWG. NO. 07235002E SHEET 3 OF 3



APPENDIX A

MINED LAND RECLAMATION PERMIT APPLICATION ORGANIZATIONAL REPORT FORM

Division of Mineral Resources
MINING PERMIT APPLICATION



**Department of
Environmental
Conservation**

1. a. MINE FILE NUMBER 70077		1. b. DEC ID NUMBER 7-3138-00014		7. MINED LAND PROJECT Yes No a. Will the total acreage affected by mining for the entire mining site be equal to or greater than 5 acres? ☒ ☐ b. Will the vertical depth from the top of the mine face to the floor exceed 20 feet? ☒ ☐ c. Will there be on-site processing of mining products (eg. crushing, screening, washing) that requires an air permit? ☐ ☒ d. Will mining occur within 100 feet of a surface water body (eg. stream, lake) or wetland area? ☐ ☒ e. Will any consolidated materials be mined (eg. limestone, trap rock, sandstone)? ☒ ☐ f. Will mining occur within 500 feet of any dwelling? ☒ ☐ g. Will mining ever occur below the water table? ☐ ☒																										
2. NAME OF APPLICANT T. H. Kinsella, Inc.																														
3. TELEPHONE NUMBER 315-637-3390																														
4. PERMANENT ADDRESS: NUMBER & STREET NAME P.O. Box 7																														
CITY Fayetteville	STATE NY	ZIP CODE 13066																												
5. CONTACT PERSON Thomas P. Kinsella		6. a. TELEPHONE NUMBER (315) 637-3390																												
6. b. EMAIL ADDRESS thomaspkinsella@gmail.com																														
8. TAXPAYER ID (If other than individual, provide Federal Taxpayer ID Number) 16092749		9. APPLICATION TYPE ☐ New ☒ Renewal ☒ Modification ☐ Transfer																												
10. a. PRESENT PERMIT TERM Expiration Date 11 / 14 / 2021		10. b. COMING PERMIT TERM ☒ 5 years ☐ Other _____ years		11. NAME OF MINERAL/MATERIAL TO BE MINED Limestone																										
12. LOCAL ORDINANCES a. Is mining prohibited at this location? ☐ Yes ☒ No		12. b. Does the local government require any type of permit for mining at this location? ☒ Yes ☐ No																												
13. a. ARE ANY OTHER STATE MINING PERMITS CURRENTLY HELD BY THE APPLICANT? ☒ Yes ☐ No		13. b. If YES, give Mine File Number(s) See attached sheet																												
14. Has any owner, partner, corporate officer or corporate director of your organization ever held any of these positions in another organization that has had a New York State mining permit SUSPENDED OR REVOKED or has had a New York State mined land reclamation bond FORFEITED ? ☐ Yes ☒ No If YES, identify the person(s)																														
15. ACREAGE SUMMARY (To be filled in by applicant) <table style="width:100%; border-collapse: collapse;"> <tr> <td style="width:60%;">a. Total acreage controlled by owner at this location</td> <td style="width:20%; text-align: right;">324.0</td> <td style="width:20%; text-align: right;">acres</td> <td rowspan="8" style="width:20%; background-color: #f0f0f0; vertical-align: top; padding: 5px;"> FOR OFFICIAL DEC USE ONLY _____ acres _____ acres _____ acres _____ acres _____ acres _____ acres _____ acres _____ acres </td> </tr> <tr> <td>b. Total acreage permitted by DEC prior to this application</td> <td style="text-align: right;">98.1</td> <td style="text-align: right;">acres</td> </tr> <tr> <td>c. Total acreage affected since April 1, 1975</td> <td style="text-align: right;">98.1</td> <td style="text-align: right;">acres</td> </tr> <tr> <td>d. Total acreage approved by DEC as reclaimed since April 1, 1975</td> <td style="text-align: right;">8.1</td> <td style="text-align: right;">acres</td> </tr> <tr> <td>e. Current affected acreage (c minus d)</td> <td style="text-align: right;">90.0</td> <td style="text-align: right;">acres</td> </tr> <tr> <td>f. Acreage included in this application, but not previously approved</td> <td style="text-align: right;">11.8</td> <td style="text-align: right;">acres</td> </tr> <tr> <td>g. New acreage to be affected during the coming permit term</td> <td style="text-align: right;">11.8</td> <td style="text-align: right;">acres</td> </tr> <tr> <td>h. Number of acres to be reclaimed during coming permit term</td> <td style="text-align: right;">0.0</td> <td style="text-align: right;">acres</td> </tr> </table>						a. Total acreage controlled by owner at this location	324.0	acres	FOR OFFICIAL DEC USE ONLY _____ acres _____ acres _____ acres _____ acres _____ acres _____ acres _____ acres _____ acres	b. Total acreage permitted by DEC prior to this application	98.1	acres	c. Total acreage affected since April 1, 1975	98.1	acres	d. Total acreage approved by DEC as reclaimed since April 1, 1975	8.1	acres	e. Current affected acreage (c minus d)	90.0	acres	f. Acreage included in this application, but not previously approved	11.8	acres	g. New acreage to be affected during the coming permit term	11.8	acres	h. Number of acres to be reclaimed during coming permit term	0.0	acres
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16. NAME OF MINING OPERATION																														
17. MINE LOCATION Road <u>New York State Route 5</u> Nearest Road Intersection <u>Townsend Rd and Salt Springs Rd</u> Town <u>Manlius</u> County <u>Onondaga</u>			18. MAP LOCATION a. Quadrangle Name <u>Manlius</u> b. ☐ 15 minute ☒ 7 1/2 minute FOR OFFICIAL DEC USE ONLY LATITUDE: _____ LONGITUDE: _____ NAD 83																											
19. NAME AND ADDRESS OF SURFACE LANDOWNER(S) Same as applicant			20. NAME AND ADDRESS OF MINERAL OWNER(S) Same as applicant																											
21. The surface landowner(s) and the mineral owner(s) of the property that is to be mined by the above applicant have read the Mined Land Use Plan, which sets forth the applicant's mining and reclamation plan for the property to be mined, and hereby irrevocably consent and agree to the performance of the Mined Land Use Plan by the applicant, his surety or insurer, or the NYS Department of Environmental Conservation. The surface landowner(s) and mineral owner(s) further agree to allow access to the property to Department personnel for the purpose of conducting inspections or investigations in the regular course of their duties.																														
SIGNATURE(S) OF SURFACE LANDOWNER(S) <i>Thomas P. Kinsella</i>		DATE 5/9/25		SIGNATURE(S) OF MINERAL OWNER(S) <i>Thomas P. Kinsella</i>																										
				DATE 5/9/25																										
22. I hereby affirm under penalty of perjury that information provided on this form is true to the best of my knowledge and belief. False statements made herein are punishable as a Class A misdemeanor pursuant to Section 210.45 of the Penal Law.																														
NAME, TITLE AND SIGNATURE OF APPLICANT OR AUTHORIZED REPRESENTATIVE <i>Thomas P. Kinsella Pres.</i>					DATE 5/9/25																									

MINE FILE NUMBERS HELD BY T.H KINSELLA, INC.

70875

70435

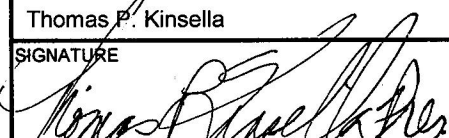
70887

70594

NEW YORK STATE DEPARTMENT OF ENVIRONMENTAL CONSERVATION
DIVISION OF MINERAL RESOURCES
625 BROADWAY - 3RD FLOOR, ALBANY, NEW YORK 12233-6500

ORGANIZATIONAL REPORT

INCOMPLETE FORMS NOT ACCEPTABLE AND WILL BE RETURNED FOR COMPLETION

1. FULL NAME AND COMPLETE MAILING ADDRESS OF THE ENTITY, INCLUDE NAME AND TITLE TO WHOM ALL CORRESPONDENCE SHOULD BE SENT. T. H. Kinsella, Inc. C/O: Thomas P. Kinsella P.O. Box 7 Fayetteville, NY 13066 TELEPHONE (315) 637-3390 FAX NUMBER (315) 637-1808		2. FULL NAME AND COMPLETE MAILING ADDRESS OF AGENT IN NEW YORK WHO CAN BE SERVED ORDERS, NOTICES AND PROCESSES OF THE DEPARTMENT OR OF ANY COURT OF LAW. POST OFFICE BOX ADDRESSES ARE NOT ACCEPTABLE. Same TELEPHONE ()																					
3. TYPE OF ACTIVITY (Check those That Apply) ☐ PRODUCTION—Oil, Gas, Injection or Geothermal Well(s) ☐ STORAGE—Underground Gas or LPG Facility ☐ PURCHASING—Of Oil or Gas From Others ☐ TRANSPORTATION—By Truck or Pipeline for Others ☐ SALVAGE—Plug and Abandon Wells for Others ☐ DRILLING—Drill Wells for Others		☐ SOLUTION MINING—Own/Operate Facility ☐ BRINE DISPOSAL—Own/Operate Facility ☐ STRATIGRAPHIC—Own Well or Hole ☒ SURFACE MINING—Own/Operate Facility ☐ UNDERGROUND MINING—Own/Operate Facility																					
4. STATE WHETHER THE ENTITY IS A CORPORATION, ASSOCIATION, PARTNERSHIP, INDIVIDUAL, PUBLIC AUTHORITY OR GOVERNMENTAL AGENCY. IF FOREIGN CORPORATION, GIVE STATE AND DATE OF INCORPORATION AND DATE OF AUTHORIZATION TO DO BUSINESS IN NEW YORK STATE. IF PARTNERSHIP, STATE WHETHER GENERAL OR LIMITED AND COUNTY OF FILING. IF DBA, GIVE COUNTY OF FILING. New York State Corporation		5. IF A NAME CHANGE, GIVE COMPLETE NAME AND ADDRESS OF PREVIOUS ENTITY.																					
6. IF CORPORATION OR ASSOCIATION, LIST ALL DIRECTORS AND ALL OFFICERS. IF PARTNERSHIP, LIST ALL GENERAL AND ALL LIMITED PARTNERS. ATTACH ADDITIONAL SHEETS IF NECESSARY.		7. LIST ALL PERSONS AUTHORIZED BY THE ENTITY TO SIGN ALL SUBMITTALS TO THE DEPARTMENT.																					
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Allan E. Curtis	V.P.																						
Jeffrey Kinsella	Secretary																						
I hereby affirm under penalty of perjury that the information provided in the report is true to the best of my knowledge and belief. I am aware that false statements made in this report are punishable as a Class A misdemeanor under Section 210.45 of the Penal Law.																							
TYPE OR PRINT NAME OF AUTHORIZED PERSON Thomas P. Kinsella		SWORN TO AND SUBSCRIBED BEFORE ME, THIS 27 th DAY OF January 20 20 NOTARY PUBLIC Aaron D. Howard																					
SIGNATURE 		DATE 1/27/21 AARON D. HOWARD Notary Public, State of New York Qualified in Onondaga County Reg. No. 01HO6151537 My Commission Expires Aug. 21, 20 22																					



APPENDIX B

FULL ENVIRONMENTAL ASSESSMENT FORM (EAF)

Full Environmental Assessment Form
Part 1 - Project and Setting

Instructions for Completing Part 1

Part 1 is to be completed by the applicant or project sponsor. Responses become part of the application for approval or funding, are subject to public review, and may be subject to further verification.

Complete Part 1 based on information currently available. If additional research or investigation would be needed to fully respond to any item, please answer as thoroughly as possible based on current information; indicate whether missing information does not exist, or is not reasonably available to the sponsor; and, when possible, generally describe work or studies which would be necessary to update or fully develop that information.

Applicants/sponsors must complete all items in Sections A & B. In Sections C, D & E, most items contain an initial question that must be answered either "Yes" or "No". If the answer to the initial question is "Yes", complete the sub-questions that follow. If the answer to the initial question is "No", proceed to the next question. Section F allows the project sponsor to identify and attach any additional information. Section G requires the name and signature of the applicant or project sponsor to verify that the information contained in Part 1 is accurate and complete.

A. Project and Applicant/Sponsor Information.

Name of Action or Project: T.H. Kinsella, Inc. - Fayetteville Quarry Modification		
Project Location (describe, and attach a general location map): NYS Route 5, Town of Manlius, Onondaga County		
Brief Description of Proposed Action (include purpose or need): T.H. Kinsella, Inc. is seeking to modify their current mining permit to extend mining operations to the west and onto additional lands owned/controlled by the applicant. Specifically, this application proposes to add approximate 11.8 acres to the currently approved 98.1 -acre Life-of-Mine (LOM) boundary, creating a total of 109.9+/- LOM affected area.		
Name of Applicant/Sponsor: T.H. Kinsella, Inc.		Telephone: (315) 637-3390
		E-Mail: tkinsella@thkinsella.com
Address: P.O. Box 7		
City/PO: Fayetteville	State: New York	Zip Code: 13066
Project Contact (if not same as sponsor; give name and title/role):		Telephone:
		E-Mail:
Address:		
City/PO:	State:	Zip Code:
Property Owner (if not same as sponsor):		Telephone:
		E-Mail:
Address:		
City/PO:	State:	Zip Code:

B. Government Approvals

B. Government Approvals, Funding, or Sponsorship. ("Funding" includes grants, loans, tax relief, and any other forms of financial assistance.)		
Government Entity	If Yes: Identify Agency and Approval(s) Required	Application Date (Actual or projected)
a. City Counsel, Town Board, ☐ Yes ☒ No or Village Board of Trustees		
b. City, Town or Village ☒ Yes ☐ No Planning Board or Commission	Town of Manlius Zoning Change (Natural Resource Removal District), Permit	July 2022; re-submission January 2025**
c. City, Town or ☐ Yes ☒ No Village Zoning Board of Appeals		
d. Other local agencies ☐ Yes ☒ No		
e. County agencies ☐ Yes ☒ No		
f. Regional agencies ☐ Yes ☒ No		
g. State agencies ☒ Yes ☐ No	NYSDEC Mined Land Reclamation Permit	October 2021
h. Federal agencies ☐ Yes ☒ No		
i. Coastal Resources.		
i. Is the project site within a Coastal Area, or the waterfront area of a Designated Inland Waterway?		☐ Yes ☒ No
ii. Is the project site located in a community with an approved Local Waterfront Revitalization Program?		☐ Yes ☒ No
iii. Is the project site within a Coastal Erosion Hazard Area?		☐ Yes ☒ No

C. Planning and Zoning

C.1. Planning and zoning actions.	
Will administrative or legislative adoption, or amendment of a plan, local law, ordinance, rule or regulation be the only approval(s) which must be granted to enable the proposed action to proceed?	☐ Yes ☒ No
- If Yes, complete sections C, F and G. - If No, proceed to question C.2 and complete all remaining sections and questions in Part 1	
C.2. Adopted land use plans.	
a. Do any municipally- adopted (city, town, village or county) comprehensive land use plan(s) include the site where the proposed action would be located?	☒ Yes ☐ No *
If Yes, does the comprehensive plan include specific recommendations for the site where the proposed action would be located?	☐ Yes ☒ No
b. Is the site of the proposed action within any local or regional special planning district (for example: Greenway; Brownfield Opportunity Area (BOA); designated State or Federal heritage area; watershed management plan; or other?)	☐ Yes ☒ No
If Yes, identify the plan(s):	
c. Is the proposed action located wholly or partially within an area listed in an adopted municipal open space plan, or an adopted municipal farmland protection plan?	☐ Yes ☒ No
If Yes, identify the plan(s):	

*The Town of Manlius identified the Fayetteville Quarry on Pages 26 and 68 of its 2023 Comprehensive Plan. The Comprehensive Plan (p. 71) acknowledges that mining operations provide economic benefits by creating jobs, supporting construction of infrastructure and contributing to the tax roll.

**Rezoning Approved April 9, 2025

C.3. Zoning	
a. Is the site of the proposed action located in a municipality with an adopted zoning law or ordinance. If Yes, what is the zoning classification(s) including any applicable overlay district? RA- Restricted Agricultural ***NRRD as of April 9, 2025	☒ Yes ☐ No
b. Is the use permitted or allowed by a special or conditional use permit?	☒ Yes ☐ No
c. Is a zoning change requested as part of the proposed action? If Yes, i. What is the proposed new zoning for the site? NRRD- Natural Resource Removal District (approved April 9, 2025)	☒ Yes ☐ No
C.4. Existing community services.	
a. In what school district is the project site located? Fayetteville-Manlius Central School District	
b. What police or other public protection forces serve the project site? Manlius Police Department, Onondaga County Sheriff's Department, New York State Police	
c. Which fire protection and emergency medical services serve the project site? Manlius Fire Department	
d. What parks serve the project site? Green Lakes State Park; Old Erie Canal State Park; Duguid Village Park; Sullivan Park	

D. Project Details

D.1. Proposed and Potential Development	
a. What is the general nature of the proposed action (e.g., residential, industrial, commercial, recreational; if mixed, include all components)? Industrial	
b. a. Total acreage of the site of the proposed action?	11.8 acres
b. Total acreage to be physically disturbed?	11.8** acres
c. Total acreage (project site and any contiguous properties) owned or controlled by the applicant or project sponsor?	324 +/- acres
c. Is the proposed action an expansion of an existing project or use? ☒ Yes ☐ No	
i. If Yes, what is the approximate percentage of the proposed expansion and identify the units (e.g., acres, miles, housing units, square feet)? % 12% Units: Acres	
d. Is the proposed action a subdivision, or does it include a subdivision? ☐ Yes ☒ No	
If Yes, i. Purpose or type of subdivision? (e.g., residential, industrial, commercial; if mixed, specify types)	
ii. Is a cluster/conservation layout proposed? ☐ Yes ☐ No	
iii. Number of lots proposed?	
iv. Minimum and maximum proposed lot sizes? Minimum Maximum	
e. Will the proposed action be constructed in multiple phases? ☐ Yes ☒ No	
i. If No, anticipated period of construction: months	
ii. If Yes:	
• Total number of phases anticipated	
• Anticipated commencement date of phase 1 (including demolition) month year	
• Anticipated completion date of final phase month year	
• Generally describe connections or relationships among phases, including any contingencies where progress of one phase may determine timing or duration of future phases:	

**Addition of 11.8 acres of previously disturbed area to currently approved 98.1 acre previously disturbed Life-of-Mine area.

f. Does the project include new residential uses? ☐ Yes ☒ No				
If Yes, show numbers of units proposed.				
	<u>One Family</u>	<u>Two Family</u>	<u>Three Family</u>	<u>Multiple Family (four or more)</u>
Initial Phase	_____	_____	_____	_____
At completion	_____	_____	_____	_____
of all phases	_____	_____	_____	_____

g. Does the proposed action include new non-residential construction (including expansions)? ☐ Yes ☒ No	
If Yes,	
i. Total number of structures _____	
ii. Dimensions (in feet) of largest proposed structure: _____ height; _____ width; and _____ length	
iii. Approximate extent of building space to be heated or cooled: _____ square feet	

h. Does the proposed action include construction or other activities that will result in the impoundment of any liquids, such as creation of a water supply, reservoir, pond, lake, waste lagoon or other storage? ☐ Yes ☒ No	
If Yes,	
i. Purpose of the impoundment: _____	
ii. If a water impoundment, the principal source of the water: ☐ Ground water ☐ Surface water streams ☐ Other specify: _____	
iii. If other than water, identify the type of impounded/contained liquids and their source. _____	
iv. Approximate size of the proposed impoundment. Volume: _____ million gallons; surface area: _____ acres	
v. Dimensions of the proposed dam or impounding structure: _____ height; _____ length	
vi. Construction method/materials for the proposed dam or impounding structure (e.g., earth fill, rock, wood, concrete): _____	

D.2. Project Operations

a. Does the proposed action include any excavation, mining, or dredging, during construction, operations, or both? ☒ Yes ☐ No	
(Not including general site preparation, grading or installation of utilities or foundations where all excavated materials will remain onsite)	
If Yes:	
i. What is the purpose of the excavation or dredging? <u>Production and sale of construction aggregate and other similar products.</u>	
ii. How much material (including rock, earth, sediments, etc.) is proposed to be removed from the site?	
• Volume (specify tons or cubic yards): <u>450,000 cubic yards</u>	
• Over what duration of time? <u>Dependent on market conditions</u>	
iii. Describe nature and characteristics of materials to be excavated or dredged, and plans to use, manage or dispose of them. <u>Limestone bedrock will be excavated, processed, and sold to market.</u>	
iv. Will there be onsite dewatering or processing of excavated materials? ☒ Yes ☐ No	
If yes, describe. <u>Excavated material will be crushed and sized using industry standard equipment, consistent with current approvals for the site.</u>	
v. What is the total area to be dredged or excavated? <u>11.8 acres</u>	
vi. What is the maximum area to be worked at any one time? <u>11.8 acres</u>	
vii. What would be the maximum depth of excavation or dredging? <u>+/- 60 feet</u>	
viii. Will the excavation require blasting? ☒ Yes ☐ No	
ix. Summarize site reclamation goals and plan: <u>The reclamation objective is vegetated open space/field.</u>	

b. Would the proposed action cause or result in alteration of, increase or decrease in size of, or encroachment into any existing wetland, waterbody, shoreline, beach or adjacent area? ☐ Yes ☒ No	
If Yes:	
i. Identify the wetland or waterbody which would be affected (by name, water index number, wetland map number or geographic description): _____	

ii. Describe how the proposed action would affect that waterbody or wetland, e.g. excavation, fill, placement of structures, or alteration of channels, banks and shorelines. Indicate extent of activities, alterations and additions in square feet or acres:

iii. Will the proposed action cause or result in disturbance to bottom sediments? ☐ Yes ☐ No
If Yes, describe: _____

iv. Will the proposed action cause or result in the destruction or removal of aquatic vegetation? ☐ Yes ☐ No
If Yes:

- acres of aquatic vegetation proposed to be removed: _____
- expected acreage of aquatic vegetation remaining after project completion: _____
- purpose of proposed removal (e.g. beach clearing, invasive species control, boat access): _____
- proposed method of plant removal: _____
- if chemical/herbicide treatment will be used, specify product(s): _____

v. Describe any proposed reclamation/mitigation following disturbance: _____

c. Will the proposed action use, or create a new demand for water? ☐ Yes ☒ No
If Yes:

i. Total anticipated water usage/demand per day: _____ gallons/day

ii. Will the proposed action obtain water from an existing public water supply? ☐ Yes ☐ No
If Yes:

- Name of district or service area: _____
- Does the existing public water supply have capacity to serve the proposal? ☐ Yes ☐ No
- Is the project site in the existing district? ☐ Yes ☐ No
- Is expansion of the district needed? ☐ Yes ☐ No
- Do existing lines serve the project site? ☐ Yes ☐ No

iii. Will line extension within an existing district be necessary to supply the project? ☐ Yes ☐ No
If Yes:

- Describe extensions or capacity expansions proposed to serve this project: _____
- Source(s) of supply for the district: _____

iv. Is a new water supply district or service area proposed to be formed to serve the project site? ☐ Yes ☐ No
If, Yes:

- Applicant/sponsor for new district: _____
- Date application submitted or anticipated: _____
- Proposed source(s) of supply for new district: _____

v. If a public water supply will not be used, describe plans to provide water supply for the project: _____

vi. If water supply will be from wells (public or private), what is the maximum pumping capacity: _____ gallons/minute.

d. Will the proposed action generate liquid wastes? ☐ Yes ☒ No
If Yes:

i. Total anticipated liquid waste generation per day: _____ gallons/day

ii. Nature of liquid wastes to be generated (e.g., sanitary wastewater, industrial; if combination, describe all components and approximate volumes or proportions of each): _____

iii. Will the proposed action use any existing public wastewater treatment facilities? ☐ Yes ☒ No
If Yes:

- Name of wastewater treatment plant to be used: _____
- Name of district: _____
- Does the existing wastewater treatment plant have capacity to serve the project? ☐ Yes ☐ No
- Is the project site in the existing district? ☐ Yes ☐ No
- Is expansion of the district needed? ☐ Yes ☐ No

• Do existing sewer lines serve the project site? _____ • Will a line extension within an existing district be necessary to serve the project? _____ If Yes: • Describe extensions or capacity expansions proposed to serve this project: _____ _____	☐ Yes ☐ No ☐ Yes ☐ No
iv. Will a new wastewater (sewage) treatment district be formed to serve the project site? _____ If Yes: • Applicant/sponsor for new district: _____ • Date application submitted or anticipated: _____ • What is the receiving water for the wastewater discharge? _____ v. If public facilities will not be used, describe plans to provide wastewater treatment for the project, including specifying proposed receiving water (name and classification if surface discharge or describe subsurface disposal plans): _____ _____ vi. Describe any plans or designs to capture, recycle or reuse liquid waste: _____ _____	☐ Yes ☐ No
e. Will the proposed action disturb more than one acre and create stormwater runoff, either from new point sources (i.e. ditches, pipes, swales, curbs, gutters or other concentrated flows of stormwater) or non-point source (i.e. sheet flow) during construction or post construction? _____ If Yes: i. How much impervious surface will the project create in relation to total size of project parcel? N/A Square feet or 11.8 acres (impervious surface) * N/A Square feet or 11.8 acres (parcel size) ii. Describe types of new point sources. NA; stormwater within the expansion area will be managed internally within the site as currently practiced. iii. Where will the stormwater runoff be directed (i.e. on-site stormwater management facility/structures, adjacent properties, groundwater, on-site surface water or off-site surface waters)? _____ Stormwater within the expansion area will be managed internally through conveyance to the existing on-site pond system. • If to surface waters, identify receiving water bodies or wetlands: _____ On-site stormwater ponds. • Will stormwater runoff flow to adjacent properties? _____	☒ Yes ☐ No ☐ Yes ☒ No ☒ Yes ☐ No
f. Does the proposed action include, or will it use on-site, one or more sources of air emissions, including fuel combustion, waste incineration, or other processes or operations? _____ If Yes, identify: i. Mobile sources during project operations (e.g., heavy equipment, fleet or delivery vehicles) Heavy equipment; delivery vehicles (as currently practiced). ii. Stationary sources during construction (e.g., power generation, structural heating, batch plant, crushers) N/A iii. Stationary sources during operations (e.g., process emissions, large boilers, electric generation) Process emissions from processing equipment (as currently practiced).	☒ Yes ☐ No
g. Will any air emission sources named in D.2.f (above), require a NY State Air Registration, Air Facility Permit, or Federal Clean Air Act Title IV or Title V Permit? _____ If Yes: i. Is the project site located in an Air quality non-attainment area? (Area routinely or periodically fails to meet ambient air quality standards for all or some parts of the year) _____ ii. In addition to emissions as calculated in the application, the project will generate: • _____ Tons/year (short tons) of Carbon Dioxide (CO₂) • _____ Tons/year (short tons) of Nitrous Oxide (N₂O) • _____ Tons/year (short tons) of Perfluorocarbons (PFCs) • _____ Tons/year (short tons) of Sulfur Hexafluoride (SF₆) • _____ Tons/year (short tons) of Carbon Dioxide equivalent of Hydrofluorocarbons (HFCs) • _____ Tons/year (short tons) of Hazardous Air Pollutants (HAPs)	☐ Yes ☒ No ** ☐ Yes ☐ No

* Note: 0 acres of impervious surface will remain after reclamation

** The facility maintains an Air Facility Registration (#7-3138-00014/02000) for the existing crushing and screening plant within the quarry. There will not be changes to the crushing and screening plant or the Air Facility Registration as a result of the proposed Life-of-Mine expansion.

h. Will the proposed action generate or emit methane (including, but not limited to, sewage treatment plants, landfills, composting facilities)? ☐ Yes ☒ No If Yes: i. Estimate methane generation in tons/year (metric): _____ ii. Describe any methane capture, control or elimination measures included in project design (e.g., combustion to generate heat or electricity, flaring): _____			
i. Will the proposed action result in the release of air pollutants from open-air operations or processes, such as quarry or landfill operations? ☒ Yes ☐ No If Yes: Describe operations and nature of emissions (e.g., diesel exhaust, rock particulates/dust): <u>Fuel exhaust, fugitive dust, consistent with currently approved operations</u>			
j. Will the proposed action result in a substantial increase in traffic above present levels or generate substantial new demand for transportation facilities or services? ☐ Yes ☒ No If Yes: i. When is the peak traffic expected (Check all that apply): ☐ Morning ☐ Evening ☐ Weekend ☐ Randomly between hours of _____ to _____. ii. For commercial activities only, projected number of truck trips/day and type (e.g., semi trailers and dump trucks): _____ iii. Parking spaces: Existing _____ Proposed _____ Net increase/decrease _____ iv. Does the proposed action include any shared use parking? ☐ Yes ☐ No v. If the proposed action includes any modification of existing roads, creation of new roads or change in existing access, describe: _____ vi. Are public/private transportation service(s) or facilities available within ½ mile of the proposed site? ☐ Yes ☐ No vii. Will the proposed action include access to public transportation or accommodations for use of hybrid, electric or other alternative fueled vehicles? ☐ Yes ☐ No viii. Will the proposed action include plans for pedestrian or bicycle accommodations for connections to existing pedestrian or bicycle routes? ☐ Yes ☐ No			
k. Will the proposed action (for commercial or industrial projects only) generate new or additional demand for energy? ☐ Yes ☒ No If Yes: i. Estimate annual electricity demand during operation of the proposed action: _____ ii. Anticipated sources/suppliers of electricity for the project (e.g., on-site combustion, on-site renewable, via grid/local utility, or other): _____ iii. Will the proposed action require a new, or an upgrade, to an existing substation? ☐ Yes ☐ No			
l. Hours of operation. Answer all items which apply. <table style="width: 100%; border: none;"> <tr> <td style="width: 50%; vertical-align: top;"> i. During Construction: • Monday - Friday: _____ N/A • Saturday: _____ N/A • Sunday: _____ N/A • Holidays: _____ N/A </td> <td style="width: 50%; vertical-align: top;"> ii. During Operations: • Monday - Friday: _____ 6:00 AM - 4:00 PM * • Saturday: _____ 7:00 AM - 12:00 PM • Sunday: _____ None • Holidays: _____ None </td> </tr> </table>		i. During Construction: • Monday - Friday: _____ N/A • Saturday: _____ N/A • Sunday: _____ N/A • Holidays: _____ N/A	ii. During Operations: • Monday - Friday: _____ 6:00 AM - 4:00 PM * • Saturday: _____ 7:00 AM - 12:00 PM • Sunday: _____ None • Holidays: _____ None
i. During Construction: • Monday - Friday: _____ N/A • Saturday: _____ N/A • Sunday: _____ N/A • Holidays: _____ N/A	ii. During Operations: • Monday - Friday: _____ 6:00 AM - 4:00 PM * • Saturday: _____ 7:00 AM - 12:00 PM • Sunday: _____ None • Holidays: _____ None		

*Loading and snow-plowing activities extend 6:00 AM - 7:00 PM Monday through Friday

m. Will the proposed action produce noise that will exceed existing ambient noise levels during construction, operation, or both? ☐ Yes ☒ No If yes: i. Provide details including sources, time of day and duration: _____	
ii. Will the proposed action remove existing natural barriers that could act as a noise barrier or screen? ☐ Yes ☒ No Describe: _____	
n. Will the proposed action have outdoor lighting? ☐ Yes ☒ No If yes: i. Describe source(s), location(s), height of fixture(s), direction/aim, and proximity to nearest occupied structures: _____	
ii. Will proposed action remove existing natural barriers that could act as a light barrier or screen? ☐ Yes ☒ No Describe: _____	
o. Does the proposed action have the potential to produce odors for more than one hour per day? ☐ Yes ☒ No If Yes, describe possible sources, potential frequency and duration of odor emissions, and proximity to nearest occupied structures: _____	
p. Will the proposed action include any bulk storage of petroleum (combined capacity of over 1,100 gallons) or chemical products 185 gallons in above ground storage or any amount in underground storage? ☐ Yes ☒ No If Yes: i. Product(s) to be stored _____ ii. Volume(s) _____ per unit time _____ (e.g., month, year) iii. Generally, describe the proposed storage facilities: _____	
q. Will the proposed action (commercial, industrial and recreational projects only) use pesticides (i.e., herbicides, insecticides) during construction or operation? ☐ Yes ☒ No If Yes: i. Describe proposed treatment(s): _____	
ii. Will the proposed action use Integrated Pest Management Practices? ☐ Yes ☐ No	
r. Will the proposed action (commercial or industrial projects only) involve or require the management or disposal of solid waste (excluding hazardous materials)? ☐ Yes ☒ No If Yes: i. Describe any solid waste(s) to be generated during construction or operation of the facility: • Construction: _____ tons per _____ (unit of time) • Operation : _____ tons per _____ (unit of time) ii. Describe any proposals for on-site minimization, recycling or reuse of materials to avoid disposal as solid waste: • Construction: _____ • Operation: _____ iii. Proposed disposal methods/facilities for solid waste generated on-site: • Construction: _____ • Operation: _____	

s. Does the proposed action include construction or modification of a solid waste management facility? ☐ Yes ☒ No

If Yes:

i. Type of management or handling of waste proposed for the site (e.g., recycling or transfer station, composting, landfill, or other disposal activities): _____

ii. Anticipated rate of disposal/processing:

- _____ Tons/month, if transfer or other non-combustion/thermal treatment, or
- _____ Tons/hour, if combustion or thermal treatment

iii. If landfill, anticipated site life: _____ years

t. Will the proposed action at the site involve the commercial generation, treatment, storage, or disposal of hazardous waste? ☐ Yes ☒ No

If Yes:

i. Name(s) of all hazardous wastes or constituents to be generated, handled or managed at facility: _____

ii. Generally describe processes or activities involving hazardous wastes or constituents: _____

iii. Specify amount to be handled or generated _____ tons/month

iv. Describe any proposals for on-site minimization, recycling or reuse of hazardous constituents: _____

v. Will any hazardous wastes be disposed at an existing offsite hazardous waste facility? ☐ Yes ☐ No

If Yes: provide name and location of facility: _____

If No: describe proposed management of any hazardous wastes which will not be sent to a hazardous waste facility: _____

E. Site and Setting of Proposed Action

E.1. Land uses on and surrounding the project site

a. Existing land uses.

i. Check all uses that occur on, adjoining and near the project site.

☐ Urban ☒ Industrial ☒ Commercial ☒ Residential (suburban) ☒ Rural (non-farm)

☐ Forest ☒ Agriculture ☐ Aquatic ☐ Other (specify): _____

ii. If mix of uses, generally describe:

Project site is an expansion of an active industrial facility, surrounded by a mixture of rural, residential, agriculture, commercial and recreational uses.

b. Land uses and covertypes on the project site.

Land use or Covertype	Current Acreage	Acreage After Project Completion	Change (Acres +/-)
• Roads, buildings, and other paved or impervious surfaces	0	0	0
• Forested	0	0	0
• Meadows, grasslands or brushlands (non-agricultural, including abandoned agricultural)	4.11	11.8	+7.69
• Agricultural (includes active orchards, field, greenhouse etc.)	0	0	0
• Surface water features (lakes, ponds, streams, rivers, etc.)	0	0	0
• Wetlands (freshwater or tidal)	0	0	0
• Non-vegetated (bare rock, earth or fill)	7.69	0	-7.69
• Other Describe: _____			

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v. Is the project site subject to an institutional control limiting property uses? ☐ Yes ☐ No

- If yes, DEC site ID number: _____
- Describe the type of institutional control (e.g., deed restriction or easement): _____
- Describe any use limitations: _____
- Describe any engineering controls: _____
- Will the project affect the institutional or engineering controls in place? ☐ Yes ☐ No
- Explain: _____

E.2. Natural Resources On or Near Project Site

a. What is the average depth to bedrock on the project site? _____ 0-4 feet

b. Are there bedrock outcroppings on the project site? ☐ Yes ☒ No *

If Yes, what proportion of the site is comprised of bedrock outcroppings? _____ %

c. Predominant soil type(s) present on project site:

Benson silt loam, undulating *	48.0 %
Benson silt loam, rolling *	3.2 %
Wassaic silt loam *	48.8 %

d. What is the average depth to the water table on the project site? Average: _____ >5 feet

e. Drainage status of project site soils: ☒ Well Drained: _____ 96.8 % of site*

☒ Moderately Well Drained: _____ 3.2 % of site *

☐ Poorly Drained _____ % of site

f. Approximate proportion of proposed action site with slopes: ☒ 0-10%: _____ 97.1 % of site

☒ 10-15%: _____ 2.9 % of site

☐ 15% or greater: _____ % of site

g. Are there any unique geologic features on the project site? ☐ Yes ☒ No

If Yes, describe: _____

h. Surface water features.

i. Does any portion of the project site contain wetlands or other waterbodies (including streams, rivers, ponds or lakes)? ☐ Yes ☒ No

ii. Do any wetlands or other waterbodies adjoin the project site? ☐ Yes ☒ No

If Yes to either i or ii, continue. If No, skip to E.2.i.

iii. Are any of the wetlands or waterbodies within or adjoining the project site regulated by any federal, state or local agency? ☐ Yes ☐ No

iv. For each identified regulated wetland and waterbody on the project site, provide the following information:

- Streams: Name _____ Classification _____
- Lakes or Ponds: Name _____ Classification _____
- Wetlands: Name _____ Approximate Size _____
- Wetland No. (if regulated by DEC) _____

v. Are any of the above water bodies listed in the most recent compilation of NYS water quality-impaired waterbodies? ☐ Yes ☐ No

If yes, name of impaired water body/bodies and basis for listing as impaired: _____

i. Is the project site in a designated Floodway? ☐ Yes ☒ No

j. Is the project site in the 100-year Floodplain? ☐ Yes ☒ No

k. Is the project site in the 500-year Floodplain? ☐ Yes ☒ No

l. Is the project site located over, or immediately adjoining, a primary, principal or sole source aquifer? ☐ Yes ☒ No

If Yes:

i. Name of aquifer: _____

*Site is previously disturbed and adjoins a bedrock quarry. Wassaic soil series is characterized by USDA as somewhat excessively to excessively drained.

m. Identify the predominant wildlife species that occupy or use the project site: _____ Small mammals (i.e., squirrel, chipmunk) _____ common birds (sparrow, finch, etc.) _____	
n. Does the project site contain a designated significant natural community? ☐ Yes ☒ No If Yes: i. Describe the habitat/community (composition, function, and basis for designation): _____ ii. Source(s) of description or evaluation: _____ iii. Extent of community/habitat: _____ • Currently: _____ acres • Following completion of project as proposed: _____ acres • Gain or loss (indicate + or -): _____ acres	
o. Does project site contain any species of plant or animal that is listed by the federal government or NYS as endangered or threatened, or does it contain any areas identified as habitat for an endangered or threatened species? ☐ Yes ☒ No* If Yes: i. Species and listing (endangered or threatened): _____ <u>Northern Long-eared Bat</u>	
p. Does the project site contain any species of plant or animal that is listed by NYS as rare, or as a species of special concern? ☐ Yes ☒ No If Yes: i. Species and listing: _____	
q. Is the project site or adjoining area currently used for hunting, trapping, fishing or shell fishing? ☐ Yes ☒ No If yes, give a brief description of how the proposed action may affect that use: _____	
E.3. Designated Public Resources On or Near Project Site	
a. Is the project site, or any portion of it, located in a designated agricultural district certified pursuant to Agriculture and Markets Law, Article 25-AA, Section 303 and 304? ☐ Yes ☒ No If Yes, provide county plus district name/number: _____	
b. Are agricultural lands consisting of highly productive soils present? ☐ Yes ☒ No i. If Yes: acreage(s) on project site? _____ ii. Source(s) of soil rating(s): _____	
c. Does the project site contain all or part of, or is it substantially contiguous to, a registered National Natural Landmark? ☐ Yes ☒ No If Yes: i. Nature of the natural landmark: ☐ Biological Community ☐ Geological Feature ii. Provide brief description of landmark, including values behind designation and approximate size/extent: _____	
d. Is the project site located in or does it adjoin a state listed Critical Environmental Area? ☐ Yes ☒ No If Yes: i. CEA name: _____ ii. Basis for designation: _____ iii. Designating agency and date: _____	

*Site is within the habitat range of the northern long-eared bat (*Myotis septentrionalis*), but is previously disturbed and does not contain suitable habitat (large standing trees).

TABLE 1**AESTHETIC RESOURCES WITHIN 5 MILES OF FAYETTEVILLE QUARRY*****National Register of Historic Places***

1. Mycenae Schoolhouse
2. Levi Snell House
3. St. Paul's Church
4. Oran District No. 22 Schoolhouse
5. Oran Community Church
6. Drover's Tavern
7. Chittenango Pottery
8. Charles Eastabrook Mansion

State Parks

9. Green lakes State Park
10. Old Erie Canal State Park
11. Erie Canal State Park

Municipal Parks

12. Duguid Park
13. Coulter Park
14. Beard Park
15. Mill Run Park
16. Fayetteville Veterans Park

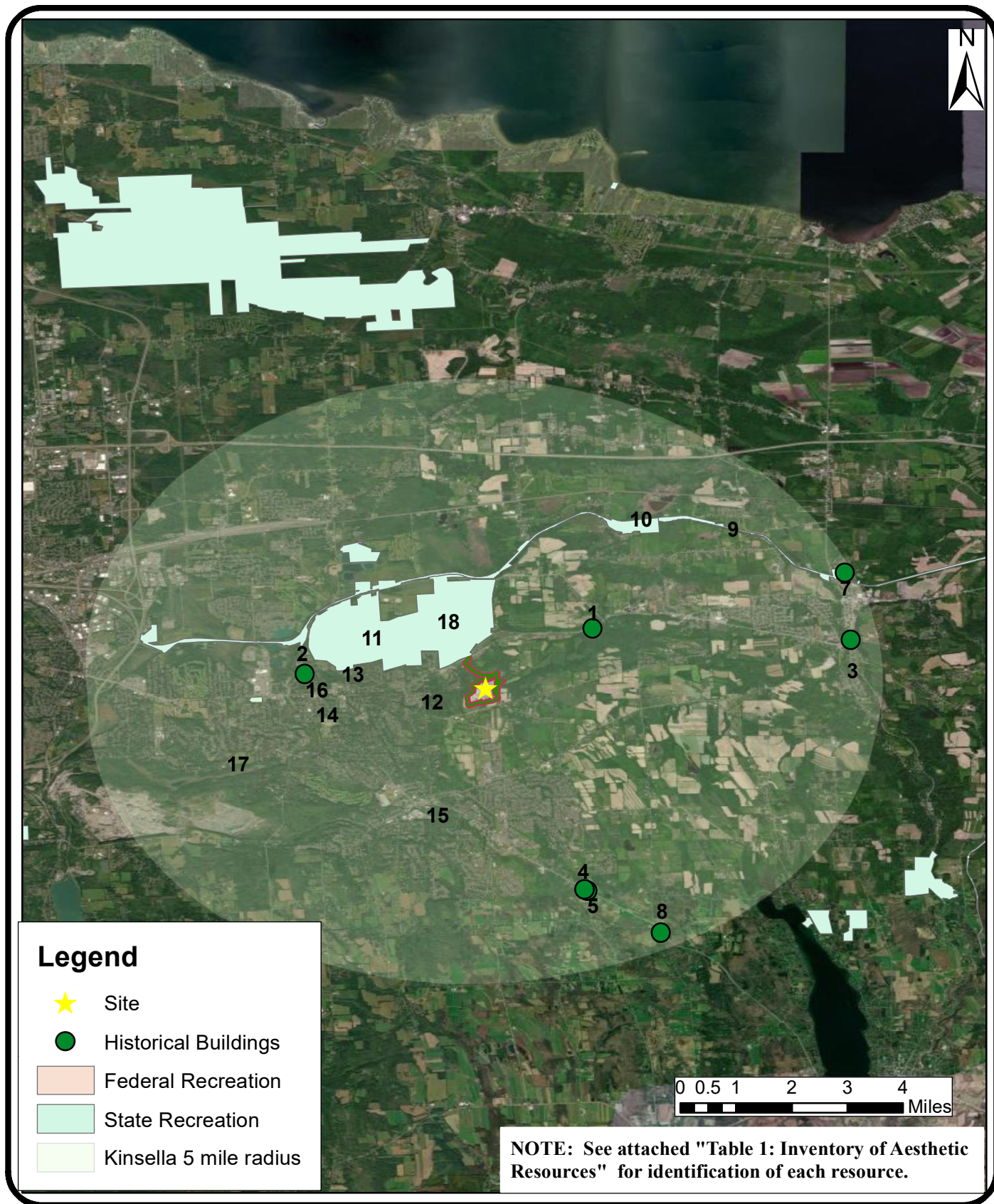
New York State Forest Preserve

17. Woodchuck Hill Field and Forest Preserve

National Natural Landmarks

18. Round Lake National Natural Landmark

Note: Identification number (e.g, 23.) corresponds with each resource depicted on *Figure 1, Location Map – Inventory of Aesthetic Resources*.



19 British American Blvd., Latham, New York 12110
P: (518) 782-0882 F: (518) 782-0973 www.jmt.com

Location Map
Inventory of Aesthetic Resources
T H Kinsella Inc.
Fayetteville Quarry

Town of Manilus

Onondaga., NY



APPENDIX C

SOUND LEVEL DATA SHEETS AND FIELD NOTES

LOCATION 1 RUN 1

Summary							
File Name on Meter	JMT_Data.102						
File Name on PC	SLM_0003004_JMT_Data_102.00.ldbin						
Serial Number	0003004						
Model	Model 831						
Firmware Version	2.402						
User							
Location							
Job Description							
Note							
Measurement							
Description	30 min TH, A,C,Z, 1/1 and 1/3 octave A,C,Z.						
Start	2021-09-21 08:41:45						
Stop	2021-09-21 09:11:47						
Duration	00:30:01.7						
Run Time	00:30:01.7						
Pause	00:00:00.0						
Pre Calibration	2020-05-11 07:49:29						
Post Calibration	None						
Calibration Deviation	---						
Overall Settings							
RMS Weight	A Weighting						
Peak Weight	Z Weighting						
Detector	Slow						
Preamp	PRM831						
Microphone Correction	Off						
Integration Method	Linear						
OBA Range	Normal						
OBA Bandwidth	1/1 and 1/3						
OBA Freq. Weighting	A Weighting						
OBA Max Spectrum	Bin Max						
Gain	0.0 dB						
Overload	144.9 dB						
	A	C	Z				
Under Range Peak	77.4	74.4	79.4 dB				
Under Range Limit	26.8	27.3	33.4 dB				
Noise Floor	17.7	18.2	23.8 dB				
Results							
LAeq	60.8 dB						
LAE	93.3 dB						
EA	238.071 µPa²h						
EA8	3.806 mPa²h						
EA40	19.028 mPa²h						
LZpeak (max)	2021-09-21 08:52:30	115.8 dB					
LASmax	2021-09-21 08:43:33	75.9 dB					
LASmin	2021-09-21 09:07:24	47.4 dB					
SEA	-99.9 dB						
LAS > 65.0 dB (Exceedance Counts / Duration)	28	187.5 s					
LAS > 85.0 dB (Exceedance Counts / Duration)	0	0.0 s					
LZpeak > 135.0 dB (Exceedance Counts / Duration)	0	0.0 s					
LZpeak > 137.0 dB (Exceedance Counts / Duration)	0	0.0 s					
LZpeak > 140.0 dB (Exceedance Counts / Duration)	0	0.0 s					
Community Noise	Ldn	LDay 07:00-22:00	LNight 22:00-07:00	Lden	LDay 07:00-19:00	LEvening 19:00-22:00	LNight 22:00-07:00
	60.8	60.8	-99.9	60.8	60.8	-99.9	-99.9
LCeq	77.5 dB						
LAeq	60.8 dB						
LCeq - LAeq	16.7 dB						
LAlaq	62.1 dB						
LAeq	60.8 dB						
LAlaq - LAeq	1.4 dB						
	A		C		Z		
	dB	Time Stamp	dB	Time Stamp	dB	Time Stamp	
Leq	60.8		77.5		91.0		
Ls(max)	75.9	2021/09/21 8:43:33	92.5	2021/09/21 8:52:30	106.1	2021/09/21 8:52:31	
Lf(max)	78.2	2021/09/21 8:43:32	97.8	2021/09/21 8:52:30	110.6	2021/09/21 8:52:30	
Ll(max)	78.9	2021/09/21 8:43:32	100.8	2021/09/21 8:52:30	112.3	2021/09/21 8:52:30	
Ls(min)	47.4	2021/09/21 9:07:24	59.7	2021/09/21 9:07:14	72.3	2021/09/21 9:07:02	
Lf(min)	46.9	2021/09/21 9:07:23	57.9	2021/09/21 9:07:14	65.9	2021/09/21 9:03:43	
Ll(min)	47.2	2021/09/21 9:07:24	60.7	2021/09/21 9:07:14	74.4	2021/09/21 9:07:01	
LPeak(max)	91.7	2021/09/21 8:52:57	106.8	2021/09/21 8:52:30	115.8	2021/09/21 8:52:30	
# Overloads	0						
Overload Duration	0.0 s						
# OBA Overloads	0						
OBA Overload Duration	0.0 s						
Dose Settings							
Dose Name	OSHA-1		OSHA-2				
Exchange Rate	5		5 dB				
Threshold	90		80 dB				
Criterion Level	90		90 dB				
Criterion Duration	8		8 h				
Results							
Dose	-99.9		-99.9 %				
Projected Dose	-99.9		-99.9 %				
TWA (Projected)	-99.9		-99.9 dB				
TWA (t)	-99.9		-99.9 dB				
Lep (t)	48.7		48.7 dB				
Statistics							
LAS5.00	67.6 dB						
LAS10.00	63.9 dB						
LAS33.30	57.7 dB						
LAS50.00	55.5 dB						
LAS66.60	53.7 dB						
LAS90.00	50.8 dB						
Calibration History							
Preamp	Date	dB re. 1V/Pa		6.3	8.0	10.0	12.5
PRM831	2020-05-11 07:49:29	-27.4		45.7	52.9	40.4	53.3

LOCATION 1 RUN 2

Summary	
File Name on Meter	JMT_Data.104
File Name on PC	SLM_0003004_JMT_Data_104.00.ldbin
Serial Number	0003004
Model	Model 831
Firmware Version	2.402
User	
Location	
Job Description	
Note	

Measurement	
Description	30 min TH, A,C,Z, 1/1 and 1/3 octave A,C,Z.
Start	2021-09-21 11:13:22
Stop	2021-09-21 11:43:29
Duration	00:30:07.2
Run Time	00:30:07.2
Pause	00:00:00.0
Pre Calibration	2020-05-11 07:49:29
Post Calibration	None
Calibration Deviation	---

Overall Settings	
RMS Weight	A Weighting
Peak Weight	Z Weighting
Detector	Slow
Preamp	PRM831
Microphone Correction	Off
Integration Method	Linear
OBA Range	Normal
OBA Bandwidth	1/1 and 1/3
OBA Freq. Weighting	A Weighting
OBA Max Spectrum	Bin Max
Gain	0.0 dB
Overload	144.9 dB
	A C Z
Under Range Peak	77.4 74.4 79.4 dB
Under Range Limit	26.8 27.3 33.4 dB
Noise Floor	17.7 18.2 23.8 dB

Results	
LAeq	57.6 dB
LAE	90.2 dB
EA	115.027 µPa²h
EA8	1.833 mPa²h
EA40	9.166 mPa²h
LZpeak (max)	2021-09-21 11:27:30 114.9 dB
LASmax	2021-09-21 11:37:11 73.0 dB
LASmin	2021-09-21 11:19:36 46.0 dB
SEA	-99.9 dB
LAS > 65.0 dB (Exceedance Counts / Duration)	25 95.0 s
LAS > 85.0 dB (Exceedance Counts / Duration)	0 0.0 s
LZpeak > 135.0 dB (Exceedance Counts / Duration)	0 0.0 s
LZpeak > 137.0 dB (Exceedance Counts / Duration)	0 0.0 s
LZpeak > 140.0 dB (Exceedance Counts / Duration)	0 0.0 s

Community Noise	Ldn	LDay 07:00-22:00	LNight 22:00-07:00	Lden	LDay 07:00-19:00	LEvening 19:00-22:00	LNight 22:00-07:00
	57.6	57.6	-99.9	57.6	57.6	-99.9	-99.9

LCEq	73.8 dB
LAeq	57.6 dB
LCEq - LAeq	16.2 dB
LALeq	59.0 dB
LAeq	57.6 dB
LALeq - LAeq	1.4 dB

A		C		Z	
dB	Time Stamp	dB	Time Stamp	dB	Time Stamp
Leq	57.6	73.8		89.2	
Ls(max)	73.0 2021/09/21 11:37:11	89.5 2021/09/21 11:27:30		103.5 2021/09/21 11:15:57	
Lf(max)	74.2 2021/09/21 11:37:10	95.7 2021/09/21 11:27:30		107.7 2021/09/21 11:15:57	
Ll(max)	75.1 2021/09/21 11:18:36	99.7 2021/09/21 11:27:30		110.5 2021/09/21 11:27:30	
Ls(min)	46.0 2021/09/21 11:19:36	56.8 2021/09/21 11:41:53		67.1 2021/09/21 11:39:09	
Lf(min)	45.4 2021/09/21 11:13:33	55.4 2021/09/21 11:39:06		62.0 2021/09/21 11:39:07	
Ll(min)	45.6 2021/09/21 11:19:32	57.7 2021/09/21 11:39:06		69.4 2021/09/21 11:39:09	
Lpeak(max)	86.4 2021/09/21 11:24:38	106.2 2021/09/21 11:27:30		114.9 2021/09/21 11:27:30	

# Overloads	0
Overload Duration	0.0 s
# OBA Overloads	0
OBA Overload Duration	0.0 s

Dose Settings	
Dose Name	OSHA-1 OSHA-2
Exchange Rate	5 5 dB
Threshold	90 80 dB
Criterion Level	90 90 dB
Criterion Duration	8 8 h

Results	
Dose	-99.9 -99.9 %
Projected Dose	-99.9 -99.9 %
TWA (Projected)	-99.9 -99.9 dB
TWA (t)	-99.9 -99.9 dB
Lep (t)	45.6 45.6 dB

Statistics	
LAS5.00	63.9 dB
LAS10.00	59.6 dB
LAS33.30	54.5 dB
LAS50.00	52.7 dB
LAS66.60	50.9 dB
LAS90.00	48.4 dB

Calibration History	
Preamp	Date dB re. 1V/Pa 6.3 8.0 10.0 12.5
PRM831	2020-05-11 07:49:29 -27.4 45.7 52.9 40.4 53.3

Project T.H. Kinsella, IncSubject Ambient Noise CollectionJob No. 07235

Sheet No. _____ of _____

Computed By MGDate 9/21

Checked By _____

Date _____

Location 1 Run 1 (salt springs Rd. Fayetteville Nc)

GPS 43.6251359, -75.9648532)

JMT File - JMT-102

Weather 70's, sunny

wind $\approx$ 15 mph

start 8:41

Fin. 9:11

Min	Sec.	Event
8:40	20	Mac Truck
8:42	10	2 cars
8:42	31	2 cars, mack Truck
8:44	36	2 cars
8:45	12	3 cars
8:46	31	1 car
8:48	42	2 cars
8:53	10	strong gust of wind, 3 cars
8:54	30	1 car
8:56	21	site operation sounds (Excavator tracks, hammering?)
8:57	12	car
8:58		1 Ambulance, 2 cars
8:59		2 cars
9:00		1 Mac Truck
9:03		1 car
9:04		strong gust of wind
9:06		on site operations
9:07		car pulls in across street.
9:08		strong gust
9:09		4 cars 1 mac truck
9:11		Finish

* crickets constant
Frequent strong gusts



Project T.H Kinsella
Subject Ambient Noise Collection Job No. _____
Sheet No. _____ of _____
Computed By MG Date 9/21 Checked By _____ Date _____

Location 1 Run 2

GPS 43.0251359, -75.9648532)

JMT file → JMT_104

Weather 70's Sunny wind ≈ 8-10 mph

start 1113

Fin 1143

Min	Sec.	Event
1113		Start
1114		2 cars
1116	21	1 car
1124	21	2 cars
1127		2 cars
1129		2 cars 1 mac truck
1134		1 car
1139		2 cars

* Frequent strong gusts
crickets constant

BALDWIN SUTPHEN BIANCO, PLLC

ATTORNEYS AT LAW

126 North Salina Street, Suite 400
Syracuse, NY 13202

Jamie L. Sutphen, Esq.*

*Admitted FL ** Of Counsel ***Admitted PA & NJ,
jsutphen@bsfattorneys.com

*To: Supervisor Deer, Town of Manlius
From: Jamie L. Sutphen, Esq.
Date: May 28 ,2025
RE: T. H. Kinsella, Inc.

The T.H. Kinsella, Inc. application for extension of their mining permit. Is on for public hearing tonight. This is a Type 1 action under SEQRA, so the Board must take a “hard look” at the environmental factors that are affected with the extension of the mining. You may recall that when the zone change was done, it was represented that the environmental issues would be under full review at the time of the request of the permit extension.

Type 1 and GML Referral

This evening, the matter will be declared **Type 1** and referred **to the County for the GML** referral. The County recommendation will come back by June 11th. Because of the requirement to re

The Board may be informed by the referral from County on the zone change which stated,

“Given proximity of residential land uses, the Board encourages the Town to conduct a thorough review of the potential environmental impacts of the zone change and the proposed expansion of mining operations, including *the reduction in forest land, noise, traffic, and air quality impacts to surrounding properties.*”

A similar response would be expected on this referral.

Prior Public Comments

One of the public comments that the Board agreed would be looked into at the time of the permit extension was as follows:

“When water resources were discussed in relation to the quarry expansion, it was stated on two occasions that there would be no impact on any nearby groundwater wells because mining will not occur below the water table. I am curious about this statement. From my work with the Quarry Study Group, I understand that the effects on water resources from this type of land use are highly complex and require thorough consideration...the Town Board should refer to the Hydrogeology and Mining section of the Quarry Study Group's Recommendations ...”

Referral to Town Engineer

Given the nature of the action and the environmental issues, the matter will be referred to the Town Engineer to review the representations and findings of the applicant on the FEAF and in the application. Of course, the condition and operation of the active mine informs these decisions, as well.

Matters for SEQRA Review

In general, the following major issues will be addressed in SEQRA review:

IMPACTS TO LAND – reclamation as a mitigating factor

GROUNDWATER AND SURFACE WATERS

TRAFFIC (particularly truck traffic)

NOISE - particularly blasting and how its effects can be mitigated.

AIR QUALITY

Town of Manlius

Burdick Genesee Corridor Strategic Planning Request for Proposals

The Town of Manlius completed a Comprehensive Plan in July 2023. The Comprehensive Plan recommends support for infill and mixed use development, more opportunities for active transportation, preservation of green space and higher density housing.

The North Burdick and Genesee Streets corridor Master Plan will provide a long-term vision to reimagine a more welcoming, sustainable and community-driven development pattern. The target area consists of East Genesee Street from the Town of DeWitt line to the Village of Fayetteville and North Burdick Street from Genesee Street to the bridge over the Erie Canal, with some consideration further north on North Burdick Street to Manlius Center Road (Route 290).

The Town of Manlius needs to undertake the project to define future land use and development strategies that are better aligned with community and consumer preferences as well as development trends. Currently the North Burdick and Genesee Street corridor includes a mix of large, medium, and small-scale development patterns, including some single-family residential, that are disconnected and incompatible with each other, partly because of significant growth over the last two decades in the area. The plan will seek to provide a unifying vision for the corridor to maximize economic development and placemaking opportunities that will provide benefits to the Town, residents, businesses, and customers in the area.

The Town of Manlius will develop a land use and development plan to reimagine the North Burdick and Genesee Street corridors as a walkable and sustainable town center that defines a refreshed identity for the community. An inventory of existing conditions and community input will help guide development of a visionary Master Plan for the area including future land uses, potential infill opportunities, complete streets, traffic calming techniques, zoning updates, and public space enhancements.

Issues and opportunities to be addressed include:

- Assessment of existing development patterns
- Evaluation of opportunities for pedestrian and bicycle improvements
- Consideration of denser development patterns and new land use categories
- Sensitivity to adjacent wetlands, under-parking-lot stream and Limestone Creek

Expected outcomes and deliverables include:

- Creation of a Master Plan for future development in the area
- Identification of potential infill development or redevelopment opportunities
- Recommendations for zoning modifications
- Design strategies to enhance future development and placemaking
- Suggestions to manage the vehicular traffic at intersections

- Referrals to likely funding sources for public and private improvement projects
- Draft zoning, design and regulatory standards for development or redevelopment
- Prospects for job creation.

This project is consistent with the recently completed Plan On – Onondaga County’s Comprehensive Plan – including:

- Incorporating broad-based community engagement
- Considering placemaking opportunities to create community identity
- Creating a vibrant, walkable center
- Evaluating mixed-use development including housing
- Enhancing access and options for active mobility

Reference: Onondaga County 2010 Settlement Plan

http://www.ongov.net/planning/documents/plan_settlement_regional_pilot.pdf

Proposed Work Plan

The project will include a comprehensive community engagement strategy including:

- Steering Committee – the Town will establish a steering committee that will meet to provide guidance on the development of the plan. The committee will include town staff, board members, residents, and businesses and a representative from the adjacent Village of Fayetteville.
- Open Houses – two open houses will be held as part of the study. An initial open house will provide interactive stations on existing conditions, community preferences, land use strategies, transportation, and potential infill development. Another open house will be held for the public to review study recommendations.
- Online survey – an online community survey will provide residents with an opportunity to provide input on land uses, development strategies and desired amenities.
- Stakeholder interviews – stakeholders, including COR Development, will be interviewed to get detailed information on the area’s assets, liabilities and opportunities.

Information about the study will be posted on the Town’s website and social media. Press releases will be prepared for television, radio and print media.

The proposed work plan is as follows:

1. Inventory existing conditions - including demographics, previous studies, pending development, land use, zoning, environmental conditions, transportation, infrastructure, parking, land ownership, and occupancies. This section will also provide a brief economic & market analysis to determine future feasible uses.

2. Community engagement – conduct steering committee meetings, open houses, online surveys, and stakeholder interviews.
3. Vision & goals – develop a future land use and development vision supported by goals and strategies.
4. Develop a future land use map, land use descriptions, and other development or regulatory considerations.
5. Develop a Master Plan for the area including a 2D plan view and 3D visualization to illustrate the character and density of new development as well as infill opportunities, urban design strategies, active transportation, and gateway treatments.
6. Project profiles will be developed for priority transformative projects including scope, order-of-magnitude costs, timing, and other strategies for private, public, and branding projects.
7. An implementation table will list all projects, timing, responsibilities, and funding opportunities.

Timeline:

Months 1-3 Summer :	Issue a request for proposals (RFP) for professional services and select a consultant to complete the project:
Months 4-6 Fall:	Inventory existing conditions, and conduct extensive community engagement
Months 6-9 Winter:	Develop vision, goals & strategies as well as future land use recommendations
Months 9-12 Spring:	Develop master plan & correlating development considerations, identify projects, & provide funding opportunities. Conduct final community engagement activities for input on the recommendations.

Insurance Requirements

Workers' Compensation and Employers Liability Insurance: A policy or policies providing protection for employees in the event of job-related injuries.

Motor Vehicle Liability Insurance: A policy or policies with the limits of not less than \$1,000,000 combined for each accident because of bodily injury, sickness, or disease, sustained by any person, caused by accident, and arising out of the ownership, maintenance or use of any motor vehicle for damage because of injury to or destruction of property, including the loss of use thereof, caused by accident and arising out of the ownership, maintenance, or use of any motor vehicle.

Umbrella/Excess Liability Insurance: A policy or policies with Umbrella Excess Coverage with limits of not less than:

Liability For: Combined Single Limit

All Other Circumstances \$1,000,000

Commercial General Liability Insurance: A policy or policies of comprehensive all-risk insurance with limits of not less than:

Liability For: Combined Single Limit

Property Damage \$1,000,000 per occurrence/\$2,000,000 aggregate

Bodily Injury \$1,000,000 per occurrence/\$2,000,000 aggregate

Personal Injury \$1,000,000 per occurrence/\$2,000,000 aggregate

Errors and Omissions Insurance: A policy or policies with limits not less than \$1,000,000.

No work shall be commenced under the contract until the successful Respondent has delivered to the Town of Manlius proof of insurance of all policies of insurance required by the contract.

Indemnification

Consultant shall indemnify, hold harmless and defend Owner from and against all claims, damages, losses, judgments, and expenses, including but not limited to reasonable attorney's fees, arising from, or related to Consultant's services under this Agreement to the extent caused by any negligent or culpable act or omission of Consultant. In the event the claims, damages, losses, judgments, and expenses, including but not limited to reasonable attorney's fees, are caused by the Owner's negligence, Owner shall fully indemnify and hold harmless Consultant. In the event the claims, damages, losses, judgments, and expenses, including but not limited to reasonable attorney's fees, are the result of the negligence of both the Owner and Consultant, Owner and Consultant shall be liable to the extent or degree of their respective negligence, as determined by mutual agreement of Owner and Consultant or as determined by adjudication of comparative negligence.

**AGREEMENT
INTERMUNICIPAL AGREEMENT RELATIVE TO
SALE/PURCHASE OF VEHICLES**

This Agreement, made as of the ____ day of _____, 2025, by and between the Town of Manlius, New York (“Town”), a municipal corporation with its offices and principal place of business located at 301 Brooklea Drive, Fayetteville, New York and the Village of Minoa, New York (“Village”), a municipal corporation with its offices and principal place of business located at 240 N. Main Street, Minoa, New York.

WITNESSETH:

WHEREAS, the Town owns a 2014 Ford Explorer which is not currently utilized for use by the Town; and

WHEREAS, the Village desires to purchase the Ford Explorer from the Town for general use by the Village; and

WHEREAS, the Village is willing to purchase such Ford Explorer on the terms and conditions set forth herein; and

WHEREAS, municipal corporations have the authority under the New York State General Municipal Law to enter into agreements for the performance among themselves of their respective functions, powers, and duties; and

WHEREAS, the respective governing board of each party has determined it to be in the best interest of the parties to enter into this Agreement; and

WHEREAS, the governing board of each party, by official action, has authorized the execution of the Agreement and participation of its jurisdiction in the lease of the Ford Explorer (the “Vehicle”); and

NOW THEREFORE, in consideration of the mutual covenants herein contained, the parties hereto agree as follows:

1. General Terms:

a. The Town hereby, sells and the Village hereby purchases, the following Vehicle:

(i) 2014 Ford Explorer – VIN # 1FM5K8AR9EGA55441

- b. When the Village no longer has use for the Vehicle, the Village agrees to sell the Vehicle and transfer title back to the Town for one dollar (\$1.00) so that it may be auctioned as surplus property;
- c. The Village shall maintain and repair the Vehicle pursuant to a regular scheduled maintenance timetable, approved by the Town and supervised by the Village's vehicle maintenance staff;
- d. Any Vehicle involved in an accident while owned by the Village shall be repaired to the full satisfaction of the Town;
- e. Any insurance proceeds paid to the Village as a result of a Vehicle being involved in an accident owned by the Village and declared a total loss by insurance adjusters shall be distributed back to the Town; and
- f. The Village agrees to defend, indemnify, and hold harmless the Town, including reasonable attorney's fees, for any claims resulting from the performance of this Agreement.

2. Payment:

- a. The Village shall pay the Town (\$1.00) for the Vehicle.

3. Miscellaneous:

- a. This Agreement constitutes the complete understanding of the parties. No modification of any provision thereof shall be valid unless in writing and signed by both parties; and
- b. All notices hereunder shall be in writing, mailed first class, certified or registered, or delivered by hand to the address of the party as set forth on page 1 of this Agreement, or to such other address as such party may designate from time to time by such notice, and shall take effect when mailed or when received if delivered by hand.

IN WITNESS WHEREOF, the parties have indicated their agreement by signing in the spaces provided below.

TOWN OF MANLIUS

VILLAGE OF MINOA

By: John T. Deer, Supervisor

By:
Title:



TAX FORECLOSED REAL ESTATE
 Cattaraugus County - **Online Action ends 5/28 @ 10 am ET**

Questions? Problem? Help?
 Bidding support is available M-F from 9 AM-5PM EST.
 Contact us or call (800) 536-1401 x131.
 For customer service after 5PM EST and Saturdays
 10AM-5PM call 800-536-1401 option 1 from the menu.

TOWN OF MANLIUS HWY-NY #42436 (3 lots)

All items closed

3 results

Default Sort

Lot # 0001



2014 Ford F350 Super Duty Pickup Truck with Plow

High Bidder:	hitchman2
Current Bid:(bids: 111)	\$4,350.00
Min Bid:	\$4,400.00
Bid Increment: ?	\$50.00
Buyer's Premium: ?	12.77%
Time Remaining:	Closed

Lot # 0002





2015 Ford F350 Super Duty Pickup Truck with Plow

High Bidder:	jmkaleh
Current Bid:(bids: 50)	\$5,100.00
Min Bid:	\$5,200.00
Bid Increment: ?	\$100.00
Buyer's Premium: ?	12.77%
Time Remaining:	Closed (bidding was extended)

Lot # 0003



1995 International 4700 Crew Cab Dump Truck

High Bidder:	bidder74
Current Bid:(bids: 79)	\$3,500.00
Min Bid:	\$3,550.00
Bid Increment: ?	\$50.00
Buyer's Premium: ?	12.77%
Time Remaining:	Closed (bidding was extended)

3 results

IN THE MATTER
Of
LOCAL LAW 2025 -___ AMENDING
CHAPTER 155, SECTION 20.2 OF THE
TOWN CODE ENTITLED PLANNED UNIT
DEVELOPMENT

RESOLUTION CALLING FOR
A PUBLIC HEARING

The **TOWN BOARD OF THE TOWN OF MANLIUS**, in the County of Onondaga, State of New York, met in regular session at the Town Hall in the Town of Manlius, located at 301 Brooklea Drive in the Village of Fayetteville, County of Onondaga, State of New York, and virtually on the platform commonly referred to as Zoom, the Town Facebook page and YouTube on the 28th of May, 2025, at 6:30 p.m.

The meeting was called to order by John T. Deer, Supervisor, and the following were present, namely:

John T. Deer	Supervisor
Sara Bollinger	Councilor
Michael Nesci	Councilor
Alissa Italiano	Councilor
Katelyn M. Kriesel	Councilor
William Nicholson	Councilor
Ingrid Gonzalez-McCurdy	Councilor

The following resolution was moved, seconded and adopted:

WHEREAS, the Town of Manlius seeks to promote orderly growth, innovative land use, and sustainable development consistent with its Comprehensive Plan; and

WHEREAS, Chapter 155, Section 20.2 of the Town Code currently permits Planned Unit Developments (PUDs) within R-5, CA, CB, RM, and Industrial Districts, but not in Restricted Agricultural (R-A) Districts; and

WHEREAS, the Town Board recognizes that certain parcels within R-A zones may possess unique characteristics — such as topography, access to infrastructure, and proximity to population centers — that are well-suited for development under the PUD framework; and

WHEREAS, several developers have expressed interest in pursuing high-quality, integrated developments in R-A districts that align with the Town's goals for open space preservation, resource efficiency, and diversified housing or commercial options; and

WHEREAS, the proposed local law would amend § 155-20.2 of the Town Code to include R-A districts among those in which PUDs may be authorized at the discretion of the Town Board; and

WHEREAS, a Local Law has been introduced before the Board, to wit: Local Law No. 2025 - ____, amending Chapter 155 Section 20.2 of the Town Code entitled “Planned Unit Development” as follows:

**LOCAL LAW 2025 - ____, A LOCAL LAW AMENDING
CHAPTER 155 SECTION 20.2 ENTITLED
“PLANNED UNIT DEVELOPMENT”:**

Be it enacted by the Town Board of the Town of Manlius, Onondaga County, New York as follows:

Chapter 155 of the Town Code shall be amended as follows:

§ 155-20.2. Planned unit development. [Added 4-26-2023 by L.L. No. 6-2023]

- A. Legislative intent. A planned unit development ("PUD") provides flexibility and encourages a variety of land uses and innovative design techniques that otherwise would be restricted by standard use and area regulations contained within the Town of Manlius Zoning Law. A PUD may be placed in the R-5, CA, R-A, CB, RM and Industrial Districts at the discretion of the Town Board and pursuant to this § 155-20.2.

B. Legislative purpose. The Town of Manlius, Onondaga County, New York hereby finds and determines that:

- (1) When coordinated with the Comprehensive Plan, a PUD can be an effective tool to encourage development in ways that support the community goals and priorities outlined in the Town of Manlius Comprehensive Plan and its Zoning Code.
- (2) This section provides a process to allow for the approval of a beneficial development plan that would not otherwise be possible due to existing zoning laws that regulate permissible uses and bulk requirements. A PUD provides flexibility in the regulation of land use development in order to:
 - (a) Encourage innovation in land use variety and design, in the layout and type of new structures and in their integration with existing structures;
 - (b) Enhance efficiency in the use of land, natural resources, energy, community services and utilities;
 - (c) Encourage open space preservation and protection of natural resources, historic sites and structures;
 - (d) Facilitate the construction of multiunit housing and improved residential environments;
 - (e) Enhance the Town's ability to promote business and employment opportunities;
 - (f) Preserve the safety and efficiency of the state, county and Town transportation system within the Town of Manlius;
 - (g) Provide for logical and orderly extensions of water, sewer and utility infrastructure; and
 - (h) Provide for a unified and logical pattern of development to land areas determined to be appropriate for growth as outlined in the Town of Manlius Comprehensive Plan.
 - (i) Develop land that has unique characteristics, including water bodies, steeper slopes, topographic challenges, connectability to population centers and/or commercial areas, and authorize growth to meet goals and policies of the Town of Manlius.

C. Authority. In addition to any other powers and authority to plan and regulate by zoning, the Town of Manlius hereby enacts requirements for the review of applications to establish a planned unit development district and the establishment and simultaneous mapping of planned unit development districts pursuant to the provisions of this § 155-20.2.

*Underline indicates New Language

WHEREAS, the Town Board desires to ensure full transparency and public participation in this legislative process and, therefore, seeks to schedule a public hearing on Local Law 2025-____;

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Manlius, County of Onondaga, State of New York, shall hold a Public Hearing on said proposed Local Law 2025 -____, and that such Hearing shall be held in person and virtually on the Internet platform commonly referred to as ZOOM, directions for attendance which will be on the Town's Website and such hearing shall take place on the 11th day of June 2025 at approximately 6:35 p.m.; and, be it further

RESOLVED, that the Town Clerk shall give notice of such Public Hearing by the publication of a notice in at least one newspaper circulated in the Town, specifying the time when and the place where such Public Hearing will be held and the instructions by which the public can access the virtual meeting, and in general terms, describing the proposed Local Law. Such notice shall be published once at least five (5) days prior to the Public Hearing.

I, CARRIE GREVELDING, Town Clerk of the Town of Manlius, **DO HEREBY CERTIFY** that the preceding Resolution was duly adopted by the Town Board of the Town of Manlius at a regular meeting of the Board duly called and held on the ____th day of _____ 2025; that said Resolution was entered in the minutes of said meeting; that I have compared the foregoing copy with the original thereof now on file in my office; and that the same is a true and correct transcript of said Resolution and of the whole thereof.

I FURTHER CERTIFY that all members of said Board had due notice of said meeting.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the Town of Manlius, this ____ th day of _____, 2025.

DATED: _____, 2025
Fayetteville, New York

Carrie Grevelding
Town Clerk of the Town of Manlius
Onondaga County, New York

Parental Leave Policy

Effective Date: January 1, 2025

Purpose

This policy provides full-time non-union employees with paid parental leave to allow time to bond with a newborn child or a newly adopted or fostered child. The Town is committed to supporting employees during major life events and promoting work life balance.

Eligibility

To be eligible for paid parental leave, employees must meet all of the following criteria:

- Be employed with the Town for at least 12 months. The 12 months do not need to be consecutive, but must have occurred within the past 5 years from the date of the leave request.
- Be classified as a regular full-time employee.
- Part-time or Summer/seasonal staff are not eligible for this benefit.
- In the event of a female employee who herself has given birth, the 2 weeks of paid parental leave will commence at the conclusion of any short-term disability leave/benefit provided to the employee for the employee's own medical recovery following childbirth.

Policy Overview

- Eligible employees will receive **up to two (2) weeks of paid parental leave** per birth, adoption, or foster care placement.
- The total paid leave is **limited to 2 weeks**, even in the case of multiple births or placements (e.g., twins or adoption of siblings).
- **A maximum of 2 weeks of paid parental leave** is allowed within a rolling 12-month period, regardless of the number of qualifying events.
- Paid parental leave is compensated at **100% of the employee's regular, straight-time weekly pay** and is paid on the employee's regularly scheduled biweekly pay dates.

Use and Scheduling

- Paid parental leave must be used **within 12 months** of the birth, adoption, or placement of a child.
- Leave may be taken in **a continuous block** or in **daily shift increments**.

- Any unused paid parental leave **expires 12 months** after the qualifying event and will be forfeited.
- **Unused paid parental leave will not be paid out** upon termination of employment.

Interaction with FMLA

- Paid parental leave runs **concurrently with Family and Medical Leave Act (FMLA) leave** for employees who are eligible under the FMLA.
- The total combined leave, **paid and unpaid**, may not exceed **12 weeks** under FMLA for a birth, adoption, or foster care placement within a 12-month period.

Additional Leave Considerations

- After paid parental leave is exhausted, remaining FMLA leave, if applicable, must be taken using **accrued sick, vacation, and personal time**.
- Once all paid leave is used, any remaining FMLA leave will be **unpaid**.
- Benefits will continue to accrue during the paid parental leave period, consistent with other types of paid leave (e.g., vacation or sick leave).

Notification and Documentation

- Employees must notify their department head **at least 30 days in advance** of the intended leave date. If 30 days' notice is not possible, notice should be given **as soon as practicable**.
- Employees must complete any required leave request forms and submit supporting documentation as required by the Town Manager and the department head.

Administration and Interpretation

- The Town reserves the exclusive right to **interpret, modify, or terminate** this policy at its discretion and as permitted by law.

Budget Transfer:

From:	A00 5.1220.401 - Office Supplies	\$1,811.88
To:	A00 5.1120.402 - Seminars/Conferences	\$1,811.88

MINUTES
TOWN BOARD
May 14, 2025

The Town of Manlius Town Board held a hybrid meeting with in-person attendees and virtual attendees. The meeting was live streamed on the Town Facebook page and the Town YouTube Channel. The recording of the meeting can be viewed here; <https://www.youtube.com/live/WmvyHD-spYY?si=YS7Z9LZQrmHGsdK>
Supervisor Deer presided, and the following Board members were present:

	Sara Bollinger, Councilor
	Ingrid Gonzalez-McCurdy, Councilor
	Alissa Italiano, Councilor
Absent	Mike Nesci, Councilor
	William Nicholson, Councilor
Arrived at 6:45 PM	Katelyn M. Kriesel, Councilor

The following Town Officers were present: Carrie Greveling, Town Clerk. Joseph Frateschi, Town Attorney. Jason Cassalia, Chief of Police. Ann Oot, Town Manager. Kay Blythe, Deputy Town Manager. Maria Lenway, Comptroller.

1. Attendees

In-Person Meeting Attendees: Matthew Denton, Manlius. Craig Dudczak, Fayetteville. Dylan Black, Fayetteville. Michael Fogel, Syracuse. Mike Friend, Manlius. Bill Osuchowski, Jamesville. Hannah Devanny, Syracuse. Tom Kinsella, Fayetteville.

Virtual Meeting Attendees: Ed Davidson

2. 6:30 PM - The Pledge of Allegiance

Supervisor Deer called the meeting to order at 6:30 PM. Councilor Bollinger led the Pledge of Allegiance. Supervisor Deer welcomed everyone and thanked all for attending.

3. 6:30 PM – Open Podium- NONE

4. 6:31 PM – Public Hearing – Bond Resolution Highway Department Additions and Renovations

Councilor Bollinger made a motion, Seconded by Councilor Italiano, to close the public hearing.

Ayes: Supervisor Deer, Councilor Bollinger, Councilor Italiano, Councilor Nicholson, Councilor Gonzalez-McCurdy

Nayes: 0

All in Favor.

Motion Carries.

Councilor Bollinger made a motion, Seconded by Councilor Italiano, to adopt a SEQRA resolution, as prepared, finding that the Project will not result in a significant adverse environmental impact.

Ayes: Supervisor Deer, Councilor Bollinger, Councilor Italiano, Councilor Nicholson,
Councilor Gonzalez-McCurdy

Nayes: 0

All in Favor.

Motion Carries.

Councilor Bollinger made a motion, Seconded by Councilor Italiano, to adopt a resolution, as prepared, authorizing the issuance of up to \$5,000,000.00 in bond anticipation notes for a certain highway garage project.

Ayes: Supervisor Deer, Councilor Bollinger, Councilor Italiano, Councilor Nicholson,
Councilor Gonzalez-McCurdy

Nayes: 0

All in Favor.

Motion Carries.

5. 6:36 PM –Proposal for Pre-Referendum Services - VIP

Councilor Italiano made a motion, Seconded by Councilor Nicholson, to authorize the supervisor to sign the proposal for pre-referendum services with VIP in the amount of \$51,150.00 subject to legal review.

Ayes: Supervisor Deer, Councilor Italiano, Councilor Nicholson, Councilor Gonzalez-McCurdy

Nayes: Councilor Bollinger

Motion Carries.

6. 6:41 PM – Town of Manlius Police Department – FOIL Redaction Software

Councilor Nicholson made a motion, Seconded by Councilor Italiano, to approve the proposal from CaseGuard Studio for video redaction software in the amount of \$4,545.00 subject to legal review.

Ayes: Supervisor Deer, Councilor Bollinger, Councilor Italiano, Councilor Nicholson,
Councilor Gonzalez-McCurdy

Abstained: Councilor Kriesel

Nayes: 0

Motion Carries.

Amended Motion made at 7:21 PM

Councilor Nicholson made a motion, Seconded by Councilor Italiano, to approve the proposal from CaseGuard Studio for video redaction software in the amount of \$7,244.00 subject to legal review.

Ayes: Supervisor Deer, Councilor Bollinger, Councilor Italiano, Councilor Kriesel,
Councilor Nicholson, Councilor Gonzalez-McCurdy

Nayes: 0

All in Favor.

Motion Carries.

7. 6:46 PM – ClearGov – Budgeting Transparency Software

Councilor Italiano made a motion, Seconded by Councilor Nicholson, to approve the

Supervisor to sign the service order from ClearGov dated May 12, 2025, subject to legal review.

Ayes: Supervisor Deer, Councilor Bollinger, Councilor Italiano, Councilor Kriesel, Councilor Nicholson, Councilor Gonzalez-McCurdy

Nayes: 0

All in Favor.

Motion Carries.

8. 6:51 PM – Onondaga County Stormwater MS4 IMA

Councilor Bollinger made a motion, Seconded by Councilor Gonzalez-McCurdy to adopt the resolution authorizing an intermunicipal agreement with Onondaga County to assist with Stormwater Services.

Ayes: Supervisor Deer, Councilor Bollinger, Councilor Italiano, Councilor Kriesel, Councilor Nicholson, Councilor Gonzalez-McCurdy

Nayes: 0

All in Favor.

Motion Carries.

9. 6:53 PM – Deer Management 2025 Report

Councilor Nicholson gave a brief report on the 2025 Deer Management Program.

10. 6:57 PM – Set Date for Public Hearing – Kinsella Quarry Natural Resource Removal Permit

Councilor Bollinger made a motion, seconded by Councilor Gonzalez-McCurdy, to set a date for a public hearing regarding Kinsella Quarry's Natural Resource Removal Permit application for May 28, 2025, at 6:33 PM.

Ayes: Supervisor Deer, Councilor Bollinger, Councilor Italiano, Councilor Kriesel, Councilor Nicholson, Councilor Gonzalez-McCurdy

Nayes: 0

All in Favor

Motion Carries.

11. 6:58 PM -Set Date for Public Hearing – Amendment to PUD – Highbridge Senior Apartments (Garden Park)

Councilor Nicholson made a motion, seconded by Councilor Italiano, to set a date for a public hearing regarding the proposed Amendment to the PUD for Highbridge Senior Apartments (Garden Park) for May 28, 2025, at 6:31 PM.

Ayes: Supervisor Deer, Councilor Bollinger, Councilor Italiano, Councilor Kriesel, Councilor Nicholson, Councilor Gonzalez-McCurdy

Nayes: 0

All in Favor

Motion Carries.

12. 7:06 PM -Set Date for Public Hearing – Proposed Amendment to Chapter 89 – Peddling & Soliciting

Councilor Italiano made a motion, seconded by Councilor Kriesel, to set a date for a public hearing regarding the proposed amendment to Chapter 89 of Town Code, Peddling and Soliciting for May 28, 2025, at 6:32 PM.

Ayes: Supervisor Deer, Councilor Bollinger, Councilor Italiano, Councilor Kriesel,
Councilor Nicholson, Councilor Gonzalez-McCurdy

Nayes: 0

All in Favor

Motion Carries.

13. 7:13 PM – Set Date for Public Hearing – Mulberry Lane Lighting District #1

Councilor Kriesel stepped out

Councilor Bollinger made a motion, seconded by Councilor Italiano, to set a date for a public hearing regarding increasing or improving of facilities of Streetlight District #1 for June 11, 2025, at 6:31 PM.

Ayes: Supervisor Deer, Councilor Bollinger, Councilor Italiano, Councilor Nicholson,
Councilor Gonzalez-McCurdy

Nayes: 0

All in Favor

Motion Carries.

14. 7:14 PM – Appointment of Deputy Highway Superintendent

Councilor Kriesel returned

Councilor Bollinger made a motion, seconded by Councilor Nicholson, to appoint Robert Hall as the Deputy Highway Superintendent effective June 2, 2025, with an annual salary of \$75,000.

Ayes: Supervisor Deer, Councilor Bollinger, Councilor Italiano, Councilor Kriesel,
Councilor Nicholson, Councilor Gonzalez-McCurdy

Nayes: 0

All in Favor

Motion Carries.

15. 7:15 PM – Appointment of Part-Time Deputy Clerk

Councilor Italiano made a motion, seconded by Councilor Gonzalez-McCurdy, to hire Leah Cushing at a rate of \$22.00 per hour for no more than 20 hours per week as a part-time deputy clerk effective June 16, 2025.

Ayes: Supervisor Deer, Councilor Bollinger, Councilor Italiano, Councilor Kriesel,
Councilor Nicholson, Councilor Gonzalez-McCurdy

Nayes: 0

All in Favor

Motion Carries.

16. 7:22 PM – Budget Adjustments

Councilor Nicholson made a motion, seconded by Councilor Italiano, to approve the budget adjustment in the amount of \$7,244.99 from account A00 5.1010.400 Town Board Contractual to A00 5.3120.405 Police Information Technology in the amount of \$2,699.99 and to A00 5.3120.446 Police Maintenance Contract in the amount of \$4,454.00.

Ayes: Supervisor Deer, Councilor Bollinger, Councilor Italiano, Councilor Kriesel,
Councilor Nicholson, Councilor Gonzalez-McCurdy

Nayes: 0

All in Favor

Motion Carries.

Amended Motion

Councilor Nicholson made a motion, seconded by Councilor Italiano, to approve the budget adjustment in the amount of \$7,244.99 from account A00 5.1010.400 Town Board Contractual to A00 5.3120.405 Police Information Technology in the amount of \$2,699.99 and to A00 5.3120.446 Police Maintenance Contract in the amount of \$4,545.00.

Ayes: Supervisor Deer, Councilor Bollinger, Councilor Italiano, Councilor Kriesel, Councilor Nicholson, Councilor Gonzalez-McCurdy

Nayes: 0

All in Favor

Motion Carries.

Councilor Nicholson made a motion, seconded by Councilor Italiano, to approve a budget adjustment in the amount of \$2,503.00 to CM3 4.3013 EarthFest Donations.

Ayes: Supervisor Deer, Councilor Bollinger, Councilor Italiano, Councilor Kriesel, Councilor Nicholson, Councilor Gonzalez-McCurdy

Nayes: 0

All in Favor

Motion Carries.

Councilor Nicholson made a motion, seconded by Councilor Italiano, to approve a budget adjustment in the amount of \$2,503.00 to CM3 5.6791.401 EarthFest Expenses.

Ayes: Supervisor Deer, Councilor Bollinger, Councilor Italiano, Councilor Kriesel, Councilor Nicholson, Councilor Gonzalez-McCurdy

Nayes: 0

All in Favor

Motion Carries.

15. 7:23 PM - Supervisor's Report for April 2025

Councilor Bollinger made a motion, seconded by Councilor Kriesel, to approve the Supervisor's Report for April 2025 as presented by the Town's Comptroller.

Ayes: Supervisor Deer, Councilor Bollinger, Councilor Italiano, Councilor Kriesel, Councilor Gonzalez-McCurdy

Abstained: Councilor Nicholson

Nayes: 0

Motion Carries.

16. 7:23 PM – Approval of Minutes – April 23, 2025

Councilor Italiano made a motion, seconded by Councilor Gonzalez-McCurdy, to approve the minutes from April 23, 2025, as presented by the Town Clerk.

Ayes: Supervisor Deer, Councilor Bollinger, Councilor Italiano, Councilor Kriesel, Councilor Nicholson, Councilor Gonzalez-McCurdy

Nayes: 0

All in Favor

Motion Carries.

17. 7:23 PM – Approval of Abstract #9

Councilor Bollinger made a motion, Seconded by Councilor Kriesel, to approve abstract #9 in the amount of \$541,453.02.

TOWN OF MANLIUS
Fund Summary
Abstract #9 - 2025

<u>CODE</u>	<u>FUND</u>	<u>TOTALS</u>
A	General Fund Townwide	\$462,967.75
B	General Fund Part Town	\$11,179.65
CM3	Sustainable Manlius	\$655.97
DA	Highway Fund Townwide	\$47,174.49
DB	Highway Funds Part Town	\$11,249.39
SD2	Consolidated Drainage #2	\$5,994.70
SL1	Overhead Lighting District	\$22.12
SR1	Trash	\$250.99
SR2	Brush	\$250.99
TA2	Trust & Agency - Other	\$1,707.00
	Total	\$541,453.05

Ayes: Supervisor Deer, Councilor Bollinger, Councilor Italiano, Councilor Kriesel, Councilor Gonzalez-McCurdy

Abstained: Councilor Nicholson Nays: 0 Motion Carries.

18. Other Business

Councilor Kriesel inquired about attending an Economic Workforce Seminar that would be taking place on June 10, 2025.

Councilor Bollinger announced that the Comprehensive Steering Committee would be having their annual meeting on June 12, 2025, at 6:30 PM at Town Hall.

Councilor Italiano announced that the Teal Ribbon Run/Walk, Fishing Derby, and Town of Manlius Police Department open house would all be occurring on Saturday May 17, 2025. As well as EarthFest on Sunday May 18, 2025, at Green Lakes State Park.

There being no further business to come before the Board, upon motion, duly made by Councilor Kriesel and seconded by Councilor Italiano the Board voted unanimously to come out of regular session at 7:27 PM.

Ayes: Supervisor Deer, Councilor Bollinger, Councilor Italiano, Councilor Kriesel, Councilor Nicholson, Councilor Gonzalez-McCurdy

Nays: 0 All in Favor. Motion Carries

Respectfully Submitted by:

Carrie Greveling
Town Clerk

DRAFT

ACCT	NAME	AMOUNT
A00-1110	Justices	19.96
A00-1220	Supervisor	174.37
A00-1410	Town Clerk	15.44
A00-1620	Buildings	3,817.34
A00-1640	Central Garage	523.47
A00-1670	Central Printing	424.50
A00-3120	Police	121,215.74
A00-5132	Garage	2,194.72

A00 TOTAL	General Fund Townwide	128,385.54
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B00-3620	Codes Enforcement	49.99
B00-8010	Zoning	37.12
B00-8020	Planning	42.65

B00 TOTAL	General Fund Part Town	129.76
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CM3-6791	EarthFest	353.44
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CM3 TOTAL	Sustainable Manlius	353.44
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DA0-5130	Machinery	2,997.88
DA0-5140	Brush & Weeds	5,260.00
DA0-5142	Snow Removal	3,913.58

DA0 TOTAL	Highway Fund Townwide	12,171.46
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DB0-5110	General Repairs	34,013.34
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DB0 TOTAL	Highway -Part Town	34,013.34
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** TOTAL **		175,053.54
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** DEPARTMENT TOTALS **

ACCT	NAME	AMOUNT
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A00	NON-DEPARTMENTAL	775.36
A00-1620	Buildings	31.82
A00-3120	Police	1,013.27
A00-5132	Garage	395.02

A00 TOTAL	General Fund Townwide	2,215.47
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CM3-6791	EarthFest	1,041.62
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CM3 TOTAL	Sustainable Manlius	1,041.62
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DA0-5130	Machinery	7,031.41
DA0-5140	Brush & Weeds	38.94
DA0-5142	Snow Removal	1,748.57

DA0 TOTAL	Highway Fund Townwide	8,818.92
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** DEPARTMENT TOTALS **

ACCT	NAME	AMOUNT
DB0-5110	General Repairs	6,133.45

DB0 TOTAL	Highway -Part Town	6,133.45

** TOTAL **		18,209.46

** DEPARTMENT TOTALS **

ACCT	NAME	AMOUNT
A00-1440	Engineer	2,690.00
A00-1620	Buildings	21,148.25
A00-1640	Central Garage	2,144.69
A00-5132	Garage	48,050.24
A00-9040	Employee Benefits	64,568.00
A00-9045	Employee Benefits	470.35
A00-9061	Employee Benefits	500.00

A00 TOTAL	General Fund Townwide	139,571.53
B00-3620	Codes Enforcement	25.00
B00-9040	Employee Benefits	5,870.00

B00 TOTAL	General Fund Part Town	5,895.00

** DEPARTMENT TOTALS **

ACCT	NAME	AMOUNT
DA0-9040	Employee Benefits	23,480.00

DA0 TOTAL	Highway Fund Townwide	23,480.00
DB0-9040	Workers Compensation	23,480.00

DB0 TOTAL	Highway -Part Town	23,480.00
SD2-8540	Drainage	6,908.42

SD2 TOTAL	Donsolidated Drainage #2	6,908.42
SR1-8160	Refuse	209,344.21

SR1 TOTAL	Manlius Res Trash Dist	209,344.21
SR2-8160	Refuse	26,379.17

SR2 TOTAL	Manlius Res Brush Dist	26,379.17

** TOTAL **		435,058.33

** DEPARTMENT TOTALS **

ACCT	NAME	AMOUNT
A00-1420	Attorney	375.00
A00-3120	Police	457.81
A00-9061	Employee Benefits	2,050.00

A00 TOTAL	General Fund Townwide	2,882.81
B00-8010	Zoning	127.50
B00-8020	Planning	1,105.00

B00 TOTAL	General Fund Part Town	1,232.50
TA2	NON-DEPARTMENTAL	127.50

TA2 TOTAL	Trust & Agency - Other	127.50

** TOTAL **		4,242.81

** DEPARTMENT TOTALS **

ACCT	NAME	AMOUNT
A00-1010	Town Board	178.50
A00-1110	Justices	75.00
A00-1620	Buildings	37.78
A00-1670	Central Printing	1,321.96
A00-3120	Police	1,165.52

A00 TOTAL	General Fund Townwide	2,778.76

** TOTAL **		2,778.76