

Section 5. Techniques for Local Implementation

This section of the LWRP sets out implementation strategies for the Town and Village of Clayton LWRP. This section considers existing laws and sections of Clayton Town and Village Codes that relate to the LWRP policies, as well as identifying proposed laws, amendments and other Town or Village actions necessary to support the LWRP policies. A management structure for implementation and consistency review is presented, along with an outline of the financial resources that may be necessary to implement the LWRP.

5.1 Existing Local Laws and Regulations

5.1.1 Town of Clayton Zoning Ordinance

The Town of Clayton Zoning Ordinance regulates and restricts, by district, the use of land and the use of buildings. This ordinance also provides dimensional requirements and procedures for site plan review. The following zoning districts are located within the WRA (see [LWRP Map 4](#)):

R-1	Residential
MR	Marine Residential
MD	Marine Development
AR	Agricultural and Rural Residential
CON	Conservation

5.1.2 Town of Clayton Flood Damage Prevention Local Law

The Town of Clayton's Flood Damage Prevention Local Law provides the means to implement and support the policies that pertain to flooding as discussed in Section 3.0. The law regulates development within the flood hazard areas of the Town, as defined on the Flood Insurance Rate Maps (FIRM) prepared by the Federal Emergency Management Agency (FEMA). The purpose of this local law is to promote the public health, safety, and general welfare, and to minimize public and private losses due to flood conditions in specific areas. In conformance with the requirements of the National Flood Insurance Program, and to qualify for participation in this program, this law outlines the standards for construction in areas of special flood hazard and restrictions on encroachments and other activities in designated floodways. The law also sets forth a process for obtaining a permit for development in the floodplain.

5.1.3 Town of Clayton Subdivision Regulations

The Town's subdivision regulations authorize the Planning Board to review and approve plans for the subdivision of land in conformance with the Town of Clayton Zoning Code and Comprehensive Plan. The subdivision regulations set forth application/review procedures, plan specifications, design standards and required land improvements (road, drainage and utilities).

The Town’s land division regulations provide a measure of support for the LWRP and zoning ordinance by allowing the Town Planning Board to review cluster development plans.

5.1.4 Village of Clayton Zoning Ordinance - Chapter 132

The Village of Clayton Zoning Ordinance regulates and restricts, by district, the use of land and the use of buildings. This ordinance also provides dimensional requirements, procedures for site plan review, and SEQR compliance. The following zoning districts are located within the WRA (see [LWRP Map 5](#)):

- Resort – Single-Family Residential
- Neighborhood Residential
- Neighborhood Residential – Special Use
- General Residential
- Marine Development
- Business
- Industrial
- Industrial – A
- RiverWalk District – A
- RiverWalk District – B
- RiverWalk District – C

5.1.5 Village of Clayton Docking - Chapter 58

Chapter 58 of the Village of Clayton Code provides the means to regulate the use of the various Village docks in order to determine a fair and equitable use by all persons involved. The availability (dates) and fees related to use of Riverside Drive docks, the Mary Street Dock, and the launching ramp are detailed.

5.1.6 Village of Clayton State Environmental Quality Review - Chapter 64

Chapter 64 of the Village of Clayton Code addresses SEQR compliance, including the requirement of environmental impact statements per NYS DEC regulations.

5.1.7 Village of Clayton Flood Damage Prevention - Chapter 74

Chapter 74 of the Village of Clayton Code provides the means to implement and support the policies that pertain to flooding as discussed in Section 3.0. The ordinance regulates development within the flood hazard areas of the Village, as defined on the Flood Insurance Rate Maps (FIRM) prepared by the Federal Emergency Management Agency (FEMA). The purpose of this chapter of the Village Code is to promote the public health, safety, and general welfare, and to minimize public and private losses due to flood conditions in specific areas. In conformance with the requirements of the National Flood Insurance Program, and to qualify for participation in this program, this law outlines the standards for construction in areas of special flood hazard and restrictions on encroachments and other activities in designated floodways. The law also sets forth a process for obtaining a permit for development in the floodplain.

5.1.8 Village of Clayton Harbor Management - Chapter 85

Chapter 85 of the Village of Clayton Code provides the means to regulate the use and operation of vessels and the conduct of water-based activities within the jurisdiction of the Village of Clayton in a manner to protect and promote the public health, safety and general welfare. This chapter applies to all navigable waters within the jurisdiction of the Village of Clayton, which was adopted February 26, 1996. The Village's Code Enforcement Officer is vested with authority over and control of all floats, wharves, docks and other facilities owned, leased, controlled, constructed or maintained by the Village of Clayton, or constructed or maintained by a lessee in any waters under the jurisdiction of the Village of Clayton.

5.2 New or Revised Local Laws and Regulations

This section describes additional local laws adopted by the Town and Village to implement the policies and purposes of the LWRP, including the LWRP Local Consistency Laws (see Appendix B) and various amendments to each community's zoning laws (see Appendix C). Summaries of these new and revised local laws are as follows:

5.2.1 Local LWRP Consistency Law

To implement the LWRP, the Town of Clayton and the Village of Clayton adopted Local Consistency Review Laws, which requires all proposed Actions, as defined in the Town and Village of Clayton Waterfront Consistency Review Laws, directly undertaken, approved, or funded by the town or village within the WRA are consistent with the policies of this LWRP. No action within the Clayton waterfront area which is subject to review under these laws shall proceed until a written determination has been issued from the appropriate town or village agency that the action is consistent with the policies and purposes of the Clayton LWRP. The joint town and village planning board shall advise, assist and make consistency recommendations to town and village agencies during this consistency review. Appendix B contains a copy of the Town and Village of Clayton Waterfront Consistency Review Laws, which more fully sets forth the local review process.

These laws were adopted under the authority of the Municipal Home Rule Law and the Waterfront Revitalization of Coastal Areas and Inland Waterways Act of the State of New York. By adopting these local laws, the town and village have established a legal framework for reviewing actions within the WRA, and have committed themselves and their agents to comply with the provisions of the LWRP. Accordingly, these laws are intended to allow for the permitting the beneficial use of waterfront resources while preventing loss or impairment of ecosystem resources and wildlife; loss or reduction of open space; diminution of public access to the waterfront; erosion of shoreline; loss or impairment of scenic and historical resources; losses due to flooding, erosion and sedimentation; impairment of water quality; and long term adverse changes to the natural and human environment of the WRA.

To facilitate the consistency review, a Waterfront Assessment Form (WAF), was adopted as part of the Local Consistency Review Laws. Applicants or, in the case of direct actions, village or town agencies, shall complete this WAF to supplement other information used in making a determination of consistency.

5.2.2 RiverWalk C District Design Guidelines (Village)

The Village of Clayton amended their zoning regulations to include design guidelines for the RiverWalk C District, which includes the Frink America property. The purpose of this amendment was to provide a set of clear and usable design guidelines and criteria for creating an energetic waterfront Village experience in the RiverWalk C District. These guidelines should assist designers in developing acceptable site and building design based on the existing scale and pedestrian character of the Village. These guidelines are intended to be flexible and allow creativity and variation in the design of buildings and to encourage an overall pedestrian oriented streetscape.

The provisions of the guidelines apply to all development within the RiverWalk C District. Any addition, remodeling, relocation, or construction requiring a building permit within the RiverWalk C District will adhere to these guidelines. The design elements of each project, such as site layout, architecture, landscaping, and parking design, will be reviewed on a comprehensive basis. The Village of Clayton may interpret these design guidelines with some flexibility in their application to specific projects. The guidelines will be utilized during the Village's site plan review process to encourage the highest level of design quality, while at the same time providing the flexibility necessary to encourage creativity on the part of the project designers. The overall objective is to ensure that the intent and spirit of the guidelines are followed. Generally, the Village will not waive a guideline unless the project designer can demonstrate that such a waiver will facilitate an innovative or otherwise preferable design concept.

5.2.3 Rural Design Guidelines and Scenic Protection Overlay District (Town)

The Town of Clayton amended their zoning regulations to include siting and design guidelines that address hamlet design, rural building form, and rural development to encourage development that is compatible with the existing rural character of the Town. The Town of Clayton also amended their zoning regulations to include a new Scenic Protection Overlay District. This overlay district will help protect the scenic road corridors in the WRA necessary to preserve the attractive rural and historic quality of the Town.

5.2.4 Agricultural-Island Residential District (Town)

The Town of Clayton amended their zoning regulations to include a new Agricultural-Island Residential District. The purpose of this new district is to provide a low-density mix of agricultural and residential uses consistent with rural open space characteristics that are both appropriate to and compatible with the maximum protection of the aesthetic and environmental quality of the St. Lawrence River and its tributary waters.

The boundary of the Agricultural-Island Residential district is designated as all that land that is 400 feet inland of the high water mark surrounding Grindstone Island, and the district shall encompass all of the land to the interior of the district boundary.

5.2.5 Zoning Map Amendment (Town)

The Zoning Map, as filed in the Town Clerk's Office, was amended and re-dated to reflect the boundaries of the Agricultural and Island district and the Scenic Protection Overlay District.

5.3 Management Structure to Implement the LWRP

5.3.1. Management Structure

A number of town and village agencies or local officials are responsible for management and coordination of the LWRP and are directly involved in ensuring that consistency reviews are completed for projects within the WRA. These agencies or officials, with their responsibilities are:

VILLAGE OF CLAYTON

Mayor - The Village Mayor will provide overall management of the Local Waterfront Revitalization Program. The Mayor will apply for funding to implement project and programs identified in the LWRP/HMP.

Village Clerk-Treasurer - Correspondence, communications, and record keeping for Village government actions pertaining to the implementation of the LWRP/HMP will be the responsibility of the Village Clerk-Treasurer. Applicants can obtain waterfront assessment forms from the Village Clerk's office.

Village Board of Trustees - The Village Board will prepare applications for funding from State, Federal, or other sources to finance projects under the LWRP/HMP.

Joint Town and Village Planning Board - The Joint Town and Village Planning Board will be responsible for undertaking site plan review for new development within the WRA. The Planning Board will coordinate review of actions in the village's waterfront area for consistency with the LWRP, and will advise, assist and make consistency recommendations to other village agencies in the implementation of the LWRP, its policies and projects, as well as, coordinate with the New York State Department of State regarding consistency review of actions by Federal agencies and with State agencies regarding consistency review of their actions. The Planning Board shall also assist the Village Board of Trustees in making applications for funding from State, Federal, or other sources to finance projects under the LWRP/HMP.

Joint Town and Village Zoning Board of Appeals - The Zoning Board of Appeals is the designated agency for the determination of consistency for variance applications subject to Village of Clayton Waterfront Consistency Review Law. The Zoning Board of Appeals will hear and render decision on variance applications and appeals involving property or activities within the waterfront area.

Village Zoning Enforcement Officer - The Zoning Enforcement Officer will be responsible for enforcing the zoning regulations; and will issue summonses for violations of the Village of Clayton Waterfront Consistency Review Law.

TOWN OF CLAYTON

Town Supervisor - The Town Supervisor will provide overall management of the Local Waterfront Revitalization Program. The Supervisor will apply for funding to implement project and programs identified in the LWRP/HMP.

Town Clerk - Correspondence, communications, and record keeping for Town government actions pertaining to the implementation of the LWRP/HMP will be the responsibility of the Town Clerk. Applicants can obtain waterfront assessment forms from the Town Clerk's office.

Town Board - The Town Board will prepare applications for funding from State, Federal, or other sources to finance projects under the LWRP/HMP.

Joint Town and Village Planning Board. The Joint Town and Village Planning Board will be responsible for undertaking site plan review for new development within the WRA. The Planning Board will coordinate review of actions in the town's waterfront area for consistency with the LWRP, and will advise, assist and make consistency recommendations to other town agencies in the implementation of the LWRP, its policies and projects, as well as, coordinate with the New York State Department of State regarding consistency review of actions by Federal agencies and with State agencies regarding consistency review of their actions. The Planning Board shall also assist the Town Board in making applications for funding from State, Federal, or other sources to finance projects under the LWRP/HMP.

Joint Town and Village Zoning Board of Appeals - The Zoning Board of Appeals is the designated agency for the determination of consistency for variance applications subject to Village of Clayton Waterfront Consistency Review Law. The Zoning Board of Appeals will hear and render decision on variance applications and appeals involving property or activities within the waterfront area.

Town Zoning Enforcement Officer - The Zoning Enforcement Officer will be responsible for enforcing the zoning regulations; and will issue summonses for violations of the Town of Clayton Waterfront Consistency Review Law.

5.3.2. Regulatory Reviews

Local Consistency Review

To implement this LWRP the Town of Clayton and the Village of Clayton will adopt a Local Consistency Review Law, which requires review of actions or agency decisions in the waterfront area for consistency with this LWRP (see Appendix B).

The Local Consistency Review Law requires all proposed Actions, as defined in the Town and Village of Clayton Waterfront Consistency Review Law, directly undertaken, approved or funded by the town or village within the WRA are consistent with the policies of this LWRP. Consistency review and certification procedures are set forth in the Village's and Town's Local Consistency Review Law.

When an application for approval or funding comes before any agency, department, office of other body of the town or village, the applicant shall fill out a Waterfront Assessment Form (WAF). In the case of direct actions, the appropriate town or village agency shall complete the WAF. The agency receiving or completing the WAF shall provide it, with all relevant supporting documentation (maps, EAFs, plans,

etc.), to the Joint Town and Village Planning Board within ten days of its submission. The Planning Board has thirty days to review the application and make a consistency recommendation to the agency, unless an EIS is being prepared, in which case the SEQRA requirements supercede this timeline. The agency shall consider the Planning Board's recommendations and make a written determination of consistency. In issuing a determination, the agency may impose practicable and reasonable conditions on any proposed action to ensure its consistency with the LWRP.

5.4 Procedural Guidelines for Coordinating NYS DOS & LWRP Consistency Review of Federal Agency Actions

5.4.1 Direct Actions

- A. After acknowledging the receipt of a consistency determination and supporting documentation from a federal agency, NYS DOS will forward copies of the determination and other descriptive information on the proposed direct action to the Town and Village of Clayton LWRP Coordinator and other interested parties.
- B. This notification will indicate the date by which all comments and recommendations must be submitted to NYS DOS and will identify the Department's principal reviewer for the proposed action.
- C. The review period will be about twenty-five (25) days. If comments and recommendations are not received by the date indicated in the notification, NYS DOS will presume that the Town or Village of Clayton has "no opinion" on the consistency of the proposed direct federal agency action with local waterfront policies.
- D. If NYS DOS does not fully concur with and/or has any questions on the comments and recommendations submitted by the Town or Village of Clayton, NYS DOS will contact the Town or Village of Clayton to discuss any differences of opinion or questions prior to agreeing or disagreeing with the federal agency's consistency determination on the proposed direct action.
- E. A copy of NYS DOS' "agreement" or "disagreement" letter to the federal agency will be forwarded to the Town and Village of Clayton LWRP Coordinator.

5.4.2 Permit and License Actions

- A. NYS DOS will acknowledge the receipt of an applicant's consistency certification and application materials. At that time, NYS DOS will forward a copy of the submitted documentation to the Town and Village of Clayton LWRP Coordinator and will identify the Department's principal reviewer for the proposed action.
- B. Within thirty (30) days of receiving such information, the Town and Village of Clayton LWRP Coordinator will contact the principal reviewer for NYS DOS to discuss: (a) the need to request additional information for review purposes; and (b) any possible problems pertaining to the consistency of a proposed action with local waterfront policies.

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- C. When NYS DOS and the Town and Village of Clayton LWRP Coordinator agree that additional information is necessary, NYS DOS will request the applicant to provide the information. A copy of this information will be provided to the program coordinator upon receipt.
 - D. Within thirty (30) days of receiving the requested additional information or discussing possible problems of a proposed action with the principal reviewer for NYS DOS, whichever is later, the Town and Village of Clayton LWRP Coordinator will notify NYS DOS of the reasons why a proposed action may be inconsistent or consistent with local waterfront policies.
 - E. After the notification, the Town and Village of Clayton LWRP Coordinator will submit the Town or Village's written comments and recommendations on a proposed permit action to NYS DOS before or at the conclusion of the official public comment period. If such comments and recommendations are not forwarded to NYS DOS by the end of the public comment period, NYS DOS will presume that the Town or Village has "no opinion" on the consistency of the proposed action with local waterfront policies.
 - F. If NYS DOS does not fully concur with and/or has any questions on the comments and recommendations submitted by the Town or Village on a proposed permit action, NYS DOS will contact the program coordinator to discuss any differences of opinion prior to issuing a letter of "concurrence" or "objection" letter to the applicant.
 - G. A copy of NYS DOS' "concurrence" or "objective" letter to the applicant will be forwarded to the Town and Village of Clayton LWRP Coordinator.

5.4.3 Financial Assistance Actions

- A. Upon receiving notification of a proposed federal financial assistance action, NYS DOS will request information on the action from the applicant for consistency review purposes. As appropriate, NYS DOS will also request the applicant to provide a copy of the application documentation to the Town and Village of Clayton LWRP Coordinator. A copy of this letter will be forwarded to the Coordinator and will serve as notification that the proposed action may be subject to consistency review.
- B. NYS DOS will acknowledge the receipt of the requested information and provide a copy of this acknowledgement to the Town and Village of Clayton LWRP Coordinator. NYS DOS may, at this time, request the applicant to submit additional information for review purposes.
- C. The review period will conclude thirty (30) days after the date on NYS DOS' letter of acknowledgement or the receipt of requested additional information, whichever is later. The review period may be extended for major financial assistance actions.
- D. The Town and Village of Clayton LWRP Coordinator must submit the Town or Village's comments and recommendations on the proposed action to NYS DOS within twenty (20) days (or other time agreed to by NYS DOS and the Town and Village of Clayton LWRP Coordinator) from the start of the review period. If comments and recommendations are not received within

this period, NYS DOS will presume that the Town or Village has "no opinion" on the consistency of the proposed financial assistance action with local waterfront policies.

- E. If NYS DOS does not fully concur with and/or has any questions on the comments and recommendations submitted by the municipality, NYS DOS will contact the Town and Village of Clayton LWRP Coordinator to discuss any differences of opinion or questions prior to notifying the applicant of NYS DOS' consistency determination.
- F. A copy of NYS DOS' consistency decision letter to the applicant will be forwarded to the Town and Village of Clayton LWRP Coordinator.

5.5 Guidelines for Notification and Review of State Agency Actions Where Local Waterfront Revitalization Programs are in Effect

5.5.1 Purposes of Guidelines

- A. The Waterfront Revitalization of Waterfront Areas and Inland Waterways Act (Article 42 of the Executive Law) and the Department of State's regulations (19 NYCRR Part 600) require certain state agency actions identified by the Secretary of State to be consistent to the maximum extent practicable with the policies and purposes of approved Local Waterfront Revitalization Programs (LWRPs). These guidelines are intended to assist state agencies in meeting that statutory consistency obligation.
- B. The Act also requires that state agencies provide timely notice to the Town or Village of Clayton whenever an identified action will occur within an area covered by the Town and Village of Clayton LWRP. These guidelines describe a process for complying with this notification requirement. They also provide procedures to assist local governments in carrying out their review responsibilities in a timely manner.
- C. The Secretary of State is required by the Act to confer with state agencies and the Town or Village of Clayton when notified by the Town or Village of Clayton that a proposed state agency action may conflict with the policies and purposes of its approved LWRP. These guidelines establish a procedure for resolving such conflicts.

5.5.2 Definitions

- A. Action means:
 - 1. A "Type 1" or "Unlisted" action as defined by the State Environmental Quality Review Act (SEQRA);
 - 2. Occurring within the boundaries of the Clayton WRA; and
 - 3. Being taken pursuant to a state agency program or activity that has been identified by the Secretary of State as likely to affect the policies and purposes of the Town and Village of Clayton LWRP.

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- B. Consistent to the maximum extent practicable means that an action will not substantially hinder the achievement of any of the policies and purposes of the Town and Village of Clayton LWRP and, whenever practicable, will advance one or more of such policies. If an action will substantially hinder any of the policies or purposes of the Town and Village of Clayton LWRP, then the action must be one:
1. For which no reasonable alternatives exist that would avoid or overcome any substantial hindrance;
 2. That will minimize all adverse effects on the policies or purposes of the Town and Village of Clayton LWRP to the maximum extent practicable; and
 3. That will result in an overriding regional or statewide public benefit.
- C. Local Waterfront Revitalization Program or LWRP means a program prepared and adopted by the Town and Village of Clayton and approved by the Secretary of State pursuant to Executive Law, Article 42; which program contains policies on the management of land, water and man-made resources, proposed land uses and specific projects that are essential to the implementation of the LWRP.

5.5.3 Notification Procedure

- A. When a state agency is considering an action as described above in 5.6.2A, the state agency shall notify the affected local government (Town or Village of Clayton).
- B. Notification of a proposed action by a state agency:
1. Shall fully describe the nature and location of the action;
 2. Shall be accomplished by use of either the State Clearinghouse, other existing state agency notification procedures, or through an alternative procedure agreed upon by the state agency and local government (Town or Village of Clayton);
 3. Should be provided to the LWRP Coordinator as early in the planning stages of the action as possible, but in any event at least thirty (30) days prior to the agency's decision on the action. The timely filing of a copy of a completed Waterfront Assessment Form (WAF) with the Town and Village of Clayton LWRP Coordinator should be considered adequate notification of a proposed action.
- C. If the proposed action will require the preparation of a draft environmental impact statement (EIS), the filing of this draft EIS with the Town or Village Clerk can serve as the state agency's notification to the Town or Village of Clayton.

5.5.4 Local Government Review Procedure

- A. Upon receipt of notification from a state agency, the Town or Village of Clayton will be responsible for evaluating a proposed action against the policies and purposes of its approved LWRP. Upon request of the Town and Village of Clayton LWRP Coordinator, the state agency

should promptly provide the Town or Village of Clayton with whatever additional information is available that will assist the Town or Village of Clayton in evaluating the proposed action.

- B. If the Town or Village of Clayton cannot identify any conflicts between the proposed action and the applicable policies and purposes of its approved LWRP, it should inform the state agency in writing of its finding. Upon receipt of the Town or Village of Clayton's finding, the state agency may proceed with its consideration of the proposed action in accordance with 19 NYCRR Part 600.
- C. If the Town or Village of Clayton does not notify the state agency in writing of its finding within the established review period, the state agency may then presume that the proposed action does not conflict with the policies and purposes of the Town and Village of Clayton LWRP.
- D. If the Town or Village of Clayton notifies the state agency in writing that the proposed action does conflict with the policies and/or purposes of its approved LWRP, the state agency shall not proceed with its consideration of, or decision on, the proposed action as long as the Resolution of Conflicts procedure established in item 5.6.5 below shall apply. The Town or Village of Clayton shall forward a copy of the identified conflicts to the Secretary of State at the time when the state agency is notified. In notifying the state agency, the Town or Village of Clayton shall identify the specific policies and purposes of the LWRP with which the proposed action conflicts.

5.5.5 Resolution of Conflicts

- A. The following procedure applies whenever the Town or Village of Clayton has notified the Secretary of State and state agency that a proposed action conflicts with the policies and purposes of its approved LWRP:
 - 1. Upon receipt of notification from a local government that a proposed action conflicts with its approved LWRP, the state agency should contact the Town and Village of Clayton LWRP official to discuss the content of the identified conflicts and the means for resolving them. A meeting of state agency and Town or Village of Clayton representatives may be necessary to discuss and resolve the identified conflicts. This discussion should take place within 30 days of the receipt of a conflict notification from the local government.
 - 2. If the discussion between the Town or Village of Clayton and the state agency results in the resolution of the identified conflicts, then, within seven (7) days of the discussion, the Town or Village of Clayton shall notify the state agency in writing, with a copy forwarded to the Secretary of State, that all of the identified conflicts have been resolved. The state agency can then proceed with its consideration of the proposed action in accordance with 19 NYCRR Part 600.
 - 3. If the consultation between the Town or Village of Clayton and the state agency does not lead to the resolution of the identified conflicts, either party may request, in writing, the assistance of the Secretary of State to resolve any or all of the identified conflicts. This request must be received by the Secretary within fifteen (15) days following the

discussion between the Town or Village of Clayton and the state agency. The party requesting the assistance of the Secretary of State shall forward a copy of their request to the other party.

4. Within thirty (30) days following the receipt of a request for assistance, the Secretary or a Department of State official or employee designated by the Secretary, will discuss the identified conflicts and circumstances preventing their resolution with appropriate representatives from the Town or Village of Clayton.
5. If agreement among all parties cannot be reached during this discussion, the Secretary shall, within fifteen (15) days, notify both parties of his/her findings and recommendations.
6. The state agency shall not proceed with its consideration of, or decision on, the proposed action as long as the foregoing Resolution of Conflicts procedures shall apply.

5.6 Financial Resources Necessary to Implement the LWRP

The implementation of the projects set forth in this Local Waterfront Revitalization Program will require an undetermined amount of public funds. Table 5.1 identifies a general timeline for the projects to be completed and approximate budgets. The approximate budgets are categorized into three levels: Low (\$30,000 or less), Medium (\$30,000 - \$200,000), and High (\$200,000 or greater). Public funding resources are broken into the following four entities:

Town

An obligation of Town funds may be necessary for completion of proposed improvements including the development and enhancement of parks and trails, gateway and streetscape improvements, boating facilities, and other types of infrastructure.

Village

An obligation of Village funds may be necessary for completion of proposed improvements including development and enhancement of parks and trails, gateway and streetscape improvements, downtown revitalization, boating facilities, and other types of infrastructure.

State

Continued funding is needed for a variety of projects designed to improve public access to waterfront areas, enhance existing waterfront amenities, and construct new facilities in key waterfront areas. Most of these improvements and enhancements have been consistently identified and recommended in local and regional planning documents for many years. They include: trail extensions, gateway and streetscape improvements; park improvements; and other projects found in the table below.

Federal

Continued funding is needed from the Federal government to assist in improvements related to dock facilities, trails, parks, vehicular traffic, and pedestrian improvements.

Table 5.1 - LWRP Implementation Recommendations

LWRP Section	Recommendations	Budget Needs	Timeline
4.4.6	Frink Memorial Park Improvements (PRIORITY PROJECT)	High	Ongoing
4.6.3 4.6.7	Encourage and organize winter activities Coordinate with the Seaway Trail & the TI Council	low	
4.6.6-9	Continue to market Clayton’s assets and monitor businesses and housing	Medium	
4.3.3 4.3.7 4.3.8 4.4.9 4.6.4	Develop mainland public swimming access Develop new recreational features in existing parks Provide places for dogs to swim Develop a Village parking strategy Expand and promote the Farmer’s Market	Low	1-2 years
4.4.3 4.4.4 4.4.7 4.4.12 4.6.5	Assess Wastewater Treatment Plant redevelopment (PRIORITY PROJECT) French Creek Bridge feasibility study (PRIORITY PROJECT) Washington Island causeway rehabilitation feasibility study Encourage alternative transportation solutions for visitors Assess the feasibility of providing new entertainment venues	Medium	
4.4.5 4.4.11	Prioritized Project Plan (CSO) recommendations (PRIORITY PROJECT) Develop coordinated wayfinding signage	High	
4.3.2 4.3.4	Zenda Farm trail Develop and promote Scuba Diving Sites	Low	
4.3.2 4.3.2 4.3.2 4.3.2 4.3.2 4.3.2 4.3.6 4.4.10 4.5.1-2	Create dedicated bicycle lanes in the Village Reuse of the existing railroad bed for a multi-use trail Enlarge Grindstone Island public dock to improve public access French Creek trail Grindstone Island trail Paddling trail Develop a skateboard park Gateway enhancements Town and Village Comprehensive Historic Preservation Strategy	Medium	
4.3.1 4.3.2 4.4.1	The RiverWalk (PRIORITY PROJECT) Routes 12 and 12E trail (PRIORITY PROJECT) Frink America property redevelopment (PRIORITY PROJECT)	High	

LWRP Section	Recommendations	Budget Needs	Timeline
4.4.2 & - 4.3.5	Boat docking and services, including Grindstone dock (PRIORITY PROJECT)		
4.4.8	Improve Village streetscapes	High	5-10 years

The following is a summary of applicable funding programs and contact information:

1. Environmental Protection Fund (EPF)

The Environmental Protection Act of 1993 funds a number of programs relevant to LWRP implementation. The NYS Office of Parks, Recreation, and Historic Preservation (NYS OPRHP) administer the Parks, Acquisition and Historic Preservation grant programs. NYS Department of State administers the Local Waterfront Revitalization Program Grants. These EPF programs can fund design, planning, and capital improvement components. In addition, NYS OPRHP can fund land acquisitions. All programs are matching grant programs for a maximum of 50 percent reimbursement of eligible costs. Demand for funds is high and availability and rating criteria vary from year to year.

Contact NYS DOS Division of Coastal Resources, 518-474-6000

NYS Office of Parks, Recreation, and Historic Preservation, 518-474-0456

2. Clean Water/Clean Air Bond Act of 1996

Monies remain available to reimburse municipalities up to 75 percent of eligible costs for municipally owned brownfield site investigation and remediation activities.

Contact NYS DEC Environmental Remediation, Albany, 518-402-9764

NYS DEC Region 6, Watertown 315-785-2252

3. NYS Environmental Facilities Corporation (EFC)

The Clean Water State Revolving Fund (CWSRF) helps municipalities finance facilities that reduce or prevent water pollution. The Drinking Water State Revolving Fund (DWSRF) helps finance public and private water system improvements. The CWSRF can also fund habitat restoration projects, municipal brownfield projects, and remediation of leaking underground tanks that protect water quality. These programs are frequently used to finance design and construction activities associated with reimbursement programs and to finance required local share.

Contact NYS EFC, Albany 1-800-882-9721

4. Empire State Development Corporation (ESDC)

This New York State Agency operates numerous economic development programs. Most financial assistance is tied to the creation or retention of jobs. There may be competitive funding for activities such as feasibility studies, demolition, streetscape improvements and façade programs.

Contact Empire State Development Corp. Watertown 315-785-7940

5. Local Government Efficiency Program (LGE)

This Department of State program provides technical assistance and competitive grants to local governments for the development of projects that will achieve savings and improve municipal efficiency through shared services, cooperative agreements, mergers, consolidations and dissolutions. The Division of Local Government administers the LGE program.

Contact NYS DOS Division of Local Government, 518-473-3355

6. Community Development Block Grant Program (CDBG)

This federal grant program funds design, acquisition, and/or construction funding for housing, infrastructure, and economic development activities principally benefiting low and moderate-income households. The NYS Governors Office for Small Cities administers the program.

Contact Governors Office for Community Renewal, Albany 518-474-2057

7. NYS Legislative Grant Program

Local state legislative representatives may request state appropriations for community projects of local interest. Modestly sized, highly visible and unique facilities or those involving creative partnerships may be most attractive to this funding mechanism.

Contacts State Senate District #48, 315-786-0284

State Assembly District #118, 315-386-2037

8. United States Department of Agriculture (USDA) and NYS Department of Agriculture and Markets

USDA Rural Utilities Service programs provide loans, grants, and loan guarantees to public entities and nonprofit corporations to build, repair, and improvement public water and waste water collection and treatment systems. The NYS Department of Agriculture and Markets, through its Farmers' Market Grant Program, funds proposals for the construction, reconstruction, improvement, expansion, or rehabilitation of farmers' markets.

Contacts USDA Rural Development Services, Syracuse 315-477-6427

USDA, Watertown, 315-782-7289 x202

NYS Department of Agriculture and Markets, www.agmkt.state.ny.us

9. Land and Water Conservation Fund (LWCF)

This federal program funds outdoor recreation programs and is administered in conjunction with the EPF by the NYS Office of Parks, Recreation, and Historic Preservation.

Contact Thousands Islands Region, NYSOPRHP 315-482-2593

10. Federal Transportation Act (FTA)

In the past several years, legislation authorizing the Federal Transportation Program (ISTEA and TEA-21) has included funding for transportation enhancements including provision of facilities for bicycles and pedestrians, provision of safety and educational activities for bicyclists and pedestrians, acquisition of scenic easements and scenic or historic sites, landscaping and other scenic beautification, historic preservation, rehabilitation and operation of historic transportation buildings or facilities, preservation of abandoned railway corridors, control and removal of outdoor advertising, archaeological planning and research, environmental mitigation to address water pollution due to highway runoff, and establishment of transportation museums. The Transportation Enhancement Program is administered by the NYSDOT. The program requires a minimum 20% local match of cash or in-kind services.

Contact NYSDOT, Watertown 315-785-2480

11. Partners for Wildlife

This funding program is appropriate mostly for habitat enhancement activities such as native species buffers and storm water management activities. Partners for Wildlife is a program of the U.S. Fish and Wildlife Services and is administered by the office in Cortland, New York.

Contact U.S. Fish and Wildlife Services, Cortland, 607-753-9334

12. Town, Village, and County Capital and Operating Budgets

Capital budgets are most appropriate for budgeting, in whole or in part, for priority public infrastructure projects including improvements to public utilities, roads, sidewalks, and parks. LWRP implementation also requires operating budget commitments for consistency reviews, maintenance of public facilities, and additional planning activities.

13. Other Agency Capital and Operating Budgets

In addition to state and federal assistance programs, some LWRP activities can be funded through annual capital and operating budgets of State and Federal agencies such as NYS Department of Transportation, NYS Department of Environmental Conservation, and NYS Department of Parks, Recreation, and Historic Preservation, US Coast Guard, and US Army Corps of Engineers, and the Thousand Island Bridge Authority. Examples of such activities include improved accommodations for bicycle and pedestrian traffic along NYS 12 and 12E, trails and interpretative displays at state wildlife management areas. There are also not-for-profit entities such as the Seaway Trail, Inc. and the Thousand Island Land Trust that have a role in implementing some LWRP activities.

14. Public/Private Partnerships

Many of the projects proposed to implement waterfront revitalization present opportunities for public/private partnerships. The private sector may contribute to municipal improvement projects by donating labor or materials, guiding volunteer labor or sponsoring project elements such as benches or plantings. Similarly, municipal improvement projects, advocacy, regulatory changes or other types of partnerships are often necessary to spur private sector revitalization efforts.

15. Restore NY Communities Initiative

Restore NY is a program designed to encourage economic development and neighborhood growth by providing municipalities with financial assistance for revitalization of commercial and residential properties. Restore New York funding is available for projects involving the demolition, deconstruction, rehabilitation and/or reconstruction of vacant, abandoned, condemned and surplus properties. Future grant rounds are contingent upon the availability of future appropriations.

Contact NYS Empire State Development, Watertown Office, 315-785-7907