# APPENDIX 1

# LETTERS OF RECORD

## Village of Saranac Lake

### Resolution Accepting the Village's Draft Local Waterfront Revitalization Program as Complete and Ready for Public Review and Authorizing it's submission to the New York State Department of State

**WHEREAS,** the Village of Saranac Lake initiated preparation of a Local Waterfront Revitalization Program in cooperation with the New York State Department of State in accordance with the provisions of Executive Law, Article 42; and

**WHEREAS,** the Draft Local Waterfront Revitalization Program (LWRP) has been prepared under the guidance of the Village, with consultant planning services provided by the LA Group; and

**WHEREAS,** the Village Board of Trustees, as lead agency, has prepared and evaluated an Environmental Assessment Form concerning the action of adopting the LWRP in accordance with the requirements of the State Environmental Quality Review Act and Part 617 of the implementing regulations of Article 8 of the New York State Environmental Conservation Law, and determined that there will be no anticipated adverse impacts upon natural, institutional, economic, developmental, and social resources of the Village, and have, therefore, prepared and filed a Negative Declaration; and,

**WHEREAS**, The Village conducted a public informational meeting on the Village's Draft LWRP on December 3, 2001 at 7P.M. at the Saranac Lake Free Library; for the purpose of presenting the plan and soliciting comments from the general public;

**NOW, THEREFORE, BE IT RESOLVED,** that the Draft Local Waterfront Revitalization Program for the Village of Saranac Lake is accepted by the Board of Trustees as complete and ready for public review and shall be submitted to the New York State Department of State for its review by state, federal, and regional agencies pursuant to the provisions of Article 42 of the NYS Executive Law.

Copies of the Draft LWRP are available for public examination at the Village of Saranac Lake, Office of Community Development, 2 Main Street, Saranac Lake, New York 12983.

I certify that the above resolution was passed by the Village of Saranac Lake Board of Trustees at a regular meeting held on March 25, 2002.

Kareen Tyler
Village Clerk

**New York State Office of Parks, Recreation and Historic Preservation**
Historic Preservation Field Services Bureau
Peebles Island, PO Box 189, Waterford, New York 12188-0189 518-237-8643

Bernadette Castro
*Commissioner*

February 6, 2002

RECEIVED
FEB 2002
the LA group

Tracey M. Clothier
the LA Group, P.C.
40 Long Alley
Saratoga Springs, New York 12866

Dear Ms. Clothier:

Re: INFO REQ
Local Waterfront Revitalization Plan
Saranac Lake, Franklin County
01PR5929

Thank you for requesting the comments of the Office of Parks, Recreation and Historic Preservation (OPRHP) concerning your project's potential impact/effect upon historic and/or prehistoric cultural resources. Our staff has reviewed the documentation that you provided on your project. Preliminary comments and/or requests for additional information are noted on separate enclosures accompanying this letter. A determination of impact/effect will be provided only after ALL documentation requirements noted on any enclosures have been met. Any questions concerning our preliminary comments and/or requests for additional information should be directed to the appropriate staff person identified on each enclosure.

In cases where a state agency is involved in this undertaking, it is appropriate for that agency to determine whether consultation should take place with OPRHP under Section 14.09 of the New York State Parks, Recreation and Historic Preservation Law. In addition, if there is any federal agency involvement, Advisory Council on Historic Preservation's regulations, "Protection of Historic and Cultural Properties" 36 CFR 800 requires that agency to initiate consultation with the State Historic Preservation Officer (SHPO).

When responding, please be sure to refer to the OPRHP Project Review (PR) number noted above.

Sincerely,

Ruth L. Pierpont for RLP
Director

RLP:cmp
Enclosure(s)

## ARCHEOLOGY COMMENTS

## 01PR5929

Based on reported resources, there is an archeological site in or adjacent to your project area. Therefore the Office of Parks, Recreation and Historic Preservation (OPRHP) recommends that a Phase 1 archeological survey is warranted for all portions of the project to involve ground disturbance, unless substantial prior ground disturbance can be documented. If you consider the project area to be disturbed, documentation of the disturbance will need to be reviewed by OPRHP. Examples of disturbance include mining activities and multiple episodes of building construction and demolition.

A Phase 1 survey is designed to determine the presence or absence of archeological sites or other cultural resources in the project's area of potential effect. The Phase 1 survey is divided into two progressive units of study including a Phase 1A sensitivity assessment and initial project area field inspection, and a Phase 1B subsurface testing program for the project area. The OPRHP can provide standards for conducting cultural resource investigations upon request. Cultural resource surveys and survey reports that meet these standards will be accepted and approved by the OPRHP.

Our office does not conduct cultural resources surveys. A 36 CFR 61 qualified archeologist should be retained to conduct the Phase 1 survey. Many archeological consulting firms advertise their availability in the yellow pages. The services of qualified archeologists can also be obtained by contacting local, regional, or statewide professional archeological organizations. Phase 1 surveys can be expected to vary in cost per mile of right-of-way or by the number of acres impacted. We encourage you to contact a number of consulting firms and compare examples of each firm's work to obtain the best product.

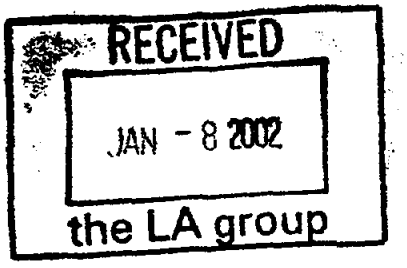
Documentation of ground disturbance should include a description of the disturbance with confirming evidence. Confirmation can include current photographs and/or older photographs of the project area which illustrate the disturbance (approximately keyed to a project area map), past maps or site plans that accurately record previous disturbances, or current soil borings that verify past disruptions to the land. Agricultural activity is not considered to be substantial ground disturbance and many sites have been identified in previously cultivated land.

If you have any questions concerning archeology, please call Mike Schifferli at (518) 237-8643 ext. 3281.

**New York State Department of Environmental Conservation**
**Division of Fish, Wildlife & Marine Resources**
**New York Natural Heritage Program**
625 Broadway, 5th floor, Albany, New York 12233-4757
**Phone:** (518) 402-8935 • **FAX:** (518) 402-8925
**Website:** www.dec.state.ny.us

Erin M. Crotty
Commissioner

January 4, 2002




Tracey Clothier
The LA Group
40 Long Alley
Saratoga Springs, NY 12866

Dear Ms. Clothier:

In response to your recent request, we have reviewed the New York Natural Heritage Program database with respect to the proposed Village of Saranac Lake Local Waterfront Revitalization Program, area as indicated on the map you provided, located in Essex and Franklin Counties.

Enclosed is a report of rare or state-listed animals and plants, significant natural communities, and other significant habitats, which our databases indicate occur, or may occur, on your site or in the immediate vicinity of your site. The information contained in this report is considered sensitive and may not be released to the public without permission from the New York Natural Heritage Program.

The presence of rare species may result in your project requiring additional permits, permit conditions, or review. For further guidance, and for information regarding other permits that may be required under state law for regulated areas or activities (e.g., regulated wetlands), please contact the appropriate NYS DEC Regional Office, Division of Environmental Permits, at the enclosed address.

For most sites, comprehensive field surveys have not been conducted, the enclosed report only includes records from our databases. We cannot provide a definitive statement on the presence or absence of all rare or state-listed species or significant natural communities. This information should not be substituted for on-site surveys that may be required for environmental impact assessment.

Our databases are continually growing as records are added and updated. If this proposed project is still under development one year from now, we recommend that you contact us again so that we may update this response with the most current information.

Sincerely,

Teresa Mackey

Teresa Mackey, Information Services
NY Natural Heritage Program

Encs.

cc: Reg. 5, Wildlife Mgr.
Reg. 5, Fisheries Mgr.
Peter Nye, Endangered Species Unit, 518-402-8859

# Natural Heritage Report on Rare Species and Ecological Communities

Prepared 1/3/02 by NY Natural Heritage Program, NYS DEC, Albany, New York

Those species most vulnerable to collection and disturbance have been identified only as "SENSITIVE ELEMENT" in this report. When a project is planned for one of these specific sites, please contact the New York Natural Heritage Program for more detailed information. This report contains SENSITIVE information that should be treated in a sensitive manner -- Please see cover letter. Refer to the Users' Guide for explanations of codes, ranks, and fields.



* County
** Town

| Scientific Name, COMMON NAME, & Group Name | NY Legal Status, Heritage Ranks, & Federal Status | EO Rank & Last Seen | Location | General Habitat and Quality | Office Use |
|---|---|---|---|---|---|
| * FRANKLIN | | | | | |
| ** HARRIETSTOWN | | | | | |
| *Gavia immer*<br>COMMON LOON<br>Bird | PROTECTED - SPECIAL CONCERN<br>G5 S3S4 | D<br>1980-08-18 | LAKE COLBY | Lake. | 4407432<br>S<br>ESU |

1 Records Processed