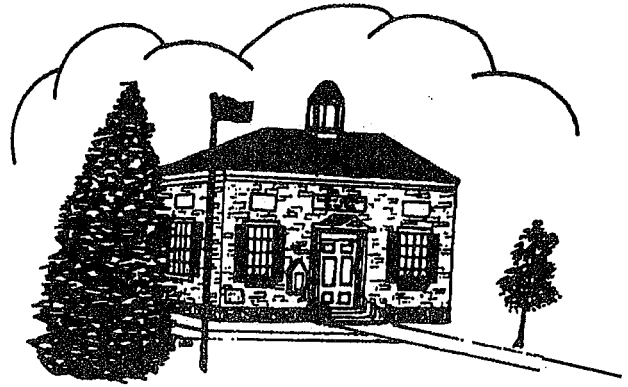


Town of Greenfield

FOUNDED 1793



TOWN HALL
P.O. BOX 10
GREENFIELD CENTER, NY 12833
PHONE (518) 893-7432
FAX (518) 893-2460

INSTRUCTIONS FOR APPLICATION FORM **PLANNING BOARD** **SUBDIVISION**

Please answer each question completely and attach additional pages if necessary.

1. **SITE PLAN** - Attach a site plan. If the application is incomplete, your request will **NOT** be placed on the agenda.
2. **COPIES** - Please submit the **original plus ten (10)** copies of your application to the Planning Board Secretary.
3. **DEADLINE** - Applications **MUST** be received no later than three o'clock p.m. on the deadline date. Deadline dates for submission are exactly two weeks prior to the date of the meeting. Meetings are held on the second and the last Tuesday of the month, unless otherwise noted.
4. **ADDITIONAL INFORMATION** - The Board may request any additional information it considers necessary in order to evaluate your request thoroughly.
5. **APPLICATION FEE** - A fifty dollar (\$50.00) application fee per lot must be submitted along with the application to the Planning Board. Please see attached Fee Schedule for additional fees.
6. **PUBLIC HEARING FEES** - cost of newspaper advertisement. It is the applicant's responsibility to reimburse the Town of Greenfield for any expenses incurred for legal advertisement. You will be notified as to the amount due.
7. **FEES** - You will be notified of any additional fees incurred. Fees **MUST** be paid before the Planning Board will take any action regarding your case.
8. **FILING OF SUBDIVISION PLATS** - Please read attached information from Saratoga County regarding filing of subdivision plats and deeds. Please call the Office of Real Property with any questions.

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PLANNING BOARD SUBDIVISION APPLICATION

MINOR SUBDIVISION [☐]

(Four (4) lots or less)

MAJOR SUBDIVISION [☐]

(More than four (4) lots)

(Check appropriate box)

NAME OF PROPOSED DEVELOPMENT: _____

APPLICANT:

Name _____

Address _____

Telephone _____

PLANS PREPARED BY:

Name _____

Address _____

Telephone _____

OWNER: (if different; if more than one owner, provide information for each)

Name _____

Address _____

Telephone _____

Name _____

Address _____

Telephone _____

LOCATION OF SITE _____

TAX MAP NUMBER Section _____ Block _____ Lot _____

CURRENT ZONING CLASSIFICATION _____

STATE AND/OR FEDERAL PERMITS NEEDED (list type & appropriate department)

PROPOSED USE(S) OF SITE _____

TOTAL SITE AREA (acres or square feet) _____

TOTAL # OF PROPOSED LOTS _____

ANTICIPATED CONSTRUCTION TIME _____

WILL DEVELOPMENT BE PHASED? _____

ARE THERE ANY ZONING VIOLATIONS ON THE PROPERTY? _____

HAS THIS PROPERTY BEEN PART OF A PREVIOUS PLANNING BOARD ACTION?

YES _____

NO _____

IF YES, GIVE DATE AND EXPLANATION. ATTACHED ADDITIONAL PAGES IF NECESSARY

*Copy of
Approval(s)*

Please attach a site plan to this application, showing the dimensions of the parcel and all proposed new lots, including adjacent land uses with names and addresses of adjacent land owners. Include the following on the site plan:

- a. Location and dimension of existing and proposed buildings showing setback distances and uses
- b. Parking layout (if applicable)
- c. Physical features of the site (streets, steep slopes, water bodies, wetlands [DEC AND FEDERAL])
- d. Location of water and sewer systems if applicable
- e. Easements and public roads
- f. Topographic lines
- g. Standard Notes

Please fold maps and drawings to an 8 1/2" x 14" or smaller size

The applicant may attach any additional information concerning this subdivision application.

To the best of my knowledge, information and belief, the information presented in this application, and any attachments to it, is true, correct and complete and no material facts have been omitted.

Date _____

Signed _____

(Signature of applicant or agent)

Written verification or other proof supporting the statements made above and on previous pages can and may be asked for if the Planning Board determines that such information is needed.

AUTHORIZATION OF AGENT

I, _____,

Owner _____; seller _____; other _____; of property located at

_____,

Tax Map Section _____, Block _____, Lot _____, hereby

Designate _____ to act as my

agent regarding a application for a Subdivision relating to the above property.

DATE: _____

NAME: _____
(Please print)

SIGNED: _____

617.20
Appendix B
Short Environmental Assessment Form

Instructions for Completing

Part 1 - Project Information. The applicant or project sponsor is responsible for the completion of Part 1. 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.

Complete all items in Part 1. You may also provide any additional information which you believe will be needed by or useful to the lead agency; attach additional pages as necessary to supplement any item.

Part 1 - Project and Sponsor Information			
Name of Action or Project:			
Project Location (describe, and attach a location map):			
Brief Description of Proposed Action:			
Name of Applicant or Sponsor:		Telephone:	
		E-Mail:	
Address:			
City/PO:		State:	Zip Code:
1. Does the proposed action only involve the legislative adoption of a plan, local law, ordinance, administrative rule, or regulation?		NO	YES
If Yes, attach a narrative description of the intent of the proposed action and the environmental resources that may be affected in the municipality and proceed to Part 2. If no, continue to question 2.		<input type="checkbox"/>	<input type="checkbox"/>
2. Does the proposed action require a permit, approval or funding from any other governmental Agency?		NO	YES
If Yes, list agency(s) name and permit or approval:		<input type="checkbox"/>	<input type="checkbox"/>
3.a. Total acreage of the site of the proposed action? _____ acres			
b. Total acreage to be physically disturbed? _____ acres			
c. Total acreage (project site and any contiguous properties) owned or controlled by the applicant or project sponsor? _____ acres			
4. Check all land uses that occur on, adjoining and near the proposed action.			
<input type="checkbox"/> Urban <input type="checkbox"/> Rural (non-agriculture) <input type="checkbox"/> Industrial <input type="checkbox"/> Commercial <input type="checkbox"/> Residential (suburban) <input type="checkbox"/> Forest <input type="checkbox"/> Agriculture <input type="checkbox"/> Aquatic <input type="checkbox"/> Other (specify): _____ <input type="checkbox"/> Parkland			

Page 2 of 4

18. Does the proposed action include construction or other activities that result in the impoundment of water or other liquids (e.g. retention pond, waste lagoon, dam)? If Yes, explain purpose and size: _____	NO <input type="checkbox"/>	YES <input type="checkbox"/>
19. Has the site of the proposed action or an adjoining property been the location of an active or closed solid waste management facility? If Yes, describe: _____	NO <input type="checkbox"/>	YES <input type="checkbox"/>
20. Has the site of the proposed action or an adjoining property been the subject of remediation (ongoing or completed) for hazardous waste? If Yes, describe: _____	NO <input type="checkbox"/>	YES <input type="checkbox"/>
I AFFIRM THAT THE INFORMATION PROVIDED ABOVE IS TRUE AND ACCURATE TO THE BEST OF MY KNOWLEDGE Applicant/sponsor name: _____ Date: _____ Signature: _____		

Part 2 - Impact Assessment. The Lead Agency is responsible for the completion of Part 2. Answer all of the following questions in Part 2 using the information contained in Part 1 and other materials submitted by the project sponsor or otherwise available to the reviewer. When answering the questions the reviewer should be guided by the concept "Have my responses been reasonable considering the scale and context of the proposed action?"

	No, or small impact may occur	Moderate to large impact may occur
1. Will the proposed action create a material conflict with an adopted land use plan or zoning regulations?	<input type="checkbox"/>	<input type="checkbox"/>
2. Will the proposed action result in a change in the use or intensity of use of land?	<input type="checkbox"/>	<input type="checkbox"/>
3. Will the proposed action impair the character or quality of the existing community?	<input type="checkbox"/>	<input type="checkbox"/>
4. Will the proposed action have an impact on the environmental characteristics that caused the establishment of a Critical Environmental Area (CEA)?	<input type="checkbox"/>	<input type="checkbox"/>
5. Will the proposed action result in an adverse change in the existing level of traffic or affect existing infrastructure for mass transit, biking or walkway?	<input type="checkbox"/>	<input type="checkbox"/>
6. Will the proposed action cause an increase in the use of energy and it fails to incorporate reasonably available energy conservation or renewable energy opportunities?	<input type="checkbox"/>	<input type="checkbox"/>
7. Will the proposed action impact existing:	<input type="checkbox"/>	<input type="checkbox"/>
a. public / private water supplies?	<input type="checkbox"/>	<input type="checkbox"/>
b. public / private wastewater treatment utilities?	<input type="checkbox"/>	<input type="checkbox"/>
8. Will the proposed action impair the character or quality of important historic, archaeological, architectural or aesthetic resources?	<input type="checkbox"/>	<input type="checkbox"/>
9. Will the proposed action result in an adverse change to natural resources (e.g., wetlands, waterbodies, groundwater, air quality, flora and fauna)?	<input type="checkbox"/>	<input type="checkbox"/>

	No, or small impact may occur	Moderate to large impact may occur
10. Will the proposed action result in an increase in the potential for erosion, flooding or drainage problems?	<input type="checkbox"/>	<input type="checkbox"/>
11. Will the proposed action create a hazard to environmental resources or human health?	<input type="checkbox"/>	<input type="checkbox"/>

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

<input type="checkbox"/>	Check this box if you have determined, based on the information and analysis above, and any supporting documentation, that the proposed action may result in one or more potentially large or significant adverse impacts and an environmental impact statement is required.
<input type="checkbox"/>	Check this box if you have determined, based on the information and analysis above, and any supporting documentation, that the proposed action will not result in any significant adverse environmental impacts.
<div style="display: flex; justify-content: space-between;"> <div> <hr/> Name of Lead Agency </div> <div> <hr/> Date </div> </div>	
<div style="display: flex; justify-content: space-between;"> <div> <hr/> Print or Type Name of Responsible Officer in Lead Agency </div> <div> <hr/> Title of Responsible Officer </div> </div>	
<div style="display: flex; justify-content: space-between;"> <div> <hr/> Signature of Responsible Officer in Lead Agency </div> <div> <hr/> Signature of Preparer (if different from Responsible Officer) </div> </div>	

PRINT

Town of Greenfield

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The following standard notes shall be added to all subdivision maps in the Town of Greenfield:

1. Prior to issuance of a building permit, a plot plan for each individual lot shall be submitted to the Town of Greenfield. The plot plan shall include the results of a soil percolation test; deep test boring and a sanitary sewer design approved and certified by a New York State licensed Professional Engineer.
2. All lot sales shall be contingent upon a contract addendum for the construction of a water well with adequate flow capacity and acceptable potability in accordance with the New York State Department of Health.
3. Any further subdivision of land subdivided under the standards of Article II, Minor Subdivisions, within five (5) years from the date of final approval, will be considered a major subdivision (per Section 90-6-B, Town of Greenfield Town Code).

Should the subdivision contain keyhole lots, the following note shall also be added:

Driveways serving keyhole lots shall be designed and certified by a licensed engineer, to hold a fifty-thousand-pound, thirty-foot-long vehicle. In addition, the driveway shall have facilities for turning around available within 100 feet of any structure.

Stormwater Management and Erosion Control Measures:

The applicant is not proposing to construct the homes within this subdivision. The subdivision is being approved as a "Plan of Sale". As the lots are sold individually, each prospective buyer must apply for a building permit. At such time, the individual owner must provide the Town with a detailed plot plan showing the proposed house, septic, well, driveway and any additional cleared areas. The plot plan must include a calculation of the total amount of disturbed area required to construct the aforementioned items. In the event that one acre, or more, of land is to be disturbed, the individual owner will be required to file a Notice of Intent and prepare an Erosion and Sediment Control plan, prior to issuance of a building permit. The prospective lot buyers will be required to comply fully with the SPDES General Permit for Stormwater Discharges from Construction Activity (GP-02-01).

A210-1
FEE SCHEDULE

Minor Subdivision

1. Fifty dollar (\$50.00) initial application fee per unit or lot, whichever is greater.
2. All fees to include but not limited to advertising, application review, engineering, legal and consulting are to be paid by the applicant before final approval.
3. Engineering Escrow Account in the amount of \$2,500. must be established and maintained throughout the project. However, this may be waived by the Zoning Administrator, subject to the review of the Planning Board.
4. One Hundred dollar (\$100.00) final approval fee per unit or lot, whichever is greater is due prior to final approval.
5. Five Hundred (\$500.00) Park and Recreation fee for each lot or unit, whichever is greater is due prior to final approval. Any lot with a pre-existing residence is excluded from this fee.

Major Subdivision

1. Fifty dollar (\$50.00) initial application fee per unit or lot, whichever is greater.
2. Five Thousand dollar (\$5,000.) Engineering Escrow Account must be established with the Town and maintained throughout the project. All project fees will be billed monthly and must be paid within 30 days of receipt to maintain the required escrow balance.
3. All fees to include but not limited to advertising, application review, engineering, legal and consulting will be billed to the applicant and paid within 30 days.
4. One Hundred Fifty dollar (\$150.00) final approval fee per unit or lot, whichever is greater, is due prior to final approval and/or signing of mylar.
5. Five Hundred (\$500.00) Park and Recreation Fee for each lot or unit, whichever is greater is due prior to final approval. Any lot with a pre-existing residence is excluded from this fee.

Commercial and Industrial Fees

1. One Thousand dollar (\$1,000.) initial application fee is due.
2. Five Thousand dollar (\$5,000.) Letter of Credit must be submitted to the Town before the review process begins.
3. All fees to include but not limited to advertising, application review, engineering, legal and consulting will be billed to the applicant and must be paid within 30 days of receipt.
4. Ten cents (\$.10) per square foot final approval fee is due prior to final approval.

Planned Unit Development

1. One Thousand dollar (\$1,000.) plus Fifty dollar (\$50.00) per unit or lot, whichever is greater, initial fee is due with the application.
2. All fees to include but not limited to advertising, application review, Engineering, legal and consulting will be billed to the applicant and must be paid within 30 days of receipt.
3. Ten cents (\$.10) per square foot fee plus One Hundred Fifty (\$150.00) per unit or lot, whichever is greater, is due prior to final approval.
4. Five Hundred dollar (\$500.00) per unit or lot, whichever is greater, Park and Recreation fee is due prior to final approval.

Expansion of Mobile Home Park

1. One Thousand Dollar (\$1,000.) or One Hundred dollar (\$100.00) per unit or lot, whichever is greater, is due prior to final approval.
2. All fees to include but not limited to advertising, application review, Engineering, legal and consulting will be billed and must be paid within 30 days of receipt.
3. Five Hundred dollar (\$500.00) per unit or lot, whichever is greater, Park and Recreation fee is due prior to final approval.

Site Plan Approval Fee

1. One Hundred dollar (\$100.00) due at the time of application.
2. All fees to include but not limited to advertising, application review, Engineering, legal and consulting will be billed and must be paid within 30 days of receipt.

Special Use Permit Fee

1. One Hundred dollar (\$100.00) due at the time of application.
2. All fees to include but not limited to advertising, application review, Engineering, legal and consulting will be billed and must be paid within 30 days of receipt.

Lot Line Adjustment

1. One Hundred dollar (\$100.00) due at the time of application.
2. All fees to include but not limited to advertising, application review, Engineering, legal and consulting will be billed and must be paid within 30 days of receipt.

Zoning Board of Appeals Fee

1. One Hundred dollar (\$100.00) due at the time of application.
2. Two dollar (\$2.00) for each notice which must be mailed as per Section 105-85 of this law, will be billed and must be paid within 30 days of receipt.
3. All fees to include but not limited to application review, engineering, legal and consulting will be billed and must be paid within 30 days of receipt.

Stormwater Fees

The Town of Greenfield will require developers to install systems that will minimize the cost to the Town of Greenfield Taxpayers. The Town Engineer will work with the developer to ensure the design of the system is the most cost effective system for the Town to maintain. This may require the developer to invest in additional designs or systems that increase his development cost. The developer will provide and the Town engineer will review a "maintenance cycle" for the system. The maintenance cycle will include all the maintenance required for the system and the periodicity, typically 7 years.

The Town Engineer will review the maintenance requirements with the Highway Superintendent and determine the cost for the "maintenance cycle" and calculate the maintenance cost for the cycle in current year dollars. This cost will be the fee assessed the developer for the storm water maintenance burden on the Town.

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Adopted 5/11/2006

Storm Water Retention Basin Maintenance Cost Policy

The purpose of this policy is to establish the guidelines for the Town of Greenfield regarding permanent storm water retention systems installed in new construction developments that will be turned over to the Town for maintenance and upkeep.

Background

New York State Department of Environmental Conservation has adopted policies and rules governing the control of erosion and sediment runoff from development sites that are greater than one acre. This generally results in some permanent systems installed to "treat" the runoff before it leaves the property. These systems generally consist of catch basins, underground drains, retention basins and in some instances filter media.

Policy

The Town of Greenfield will require developers to install systems that will minimize the cost to the Town of Greenfield Taxpayers. The Town Engineer will work with the developer to ensure the design of the system is the most cost effective system for the Town to maintain. This may require the developer to invest in additional designs or systems that increase his development cost. The developer will provide and the Town engineer will review a "maintenance cycle" for the system. The maintenance cycle will include all the maintenance required for the system and the periodicity, typically 7 years.

The Town Engineer will review the maintenance requirements with the Highway Superintendent and determine the cost for the "maintenance cycle" and calculate the maintenance cost for the cycle in current year dollars. This cost will be the fee assessed the developer for the storm water maintenance burden on the Town.

SARATOGA COUNTY

Additional Notes Pertinent to Filing Maps

1. Tax Search for filed maps

- When a subdivision or boundary line adjustment map is presented for filing, a tax search will be required. The tax search can be ordered by the Real Property Tax Services Agency except if the property is in the City of Saratoga Springs or the City of Mechanicville. When filing a map for property in either city, the person filing the map must order a tax search at the City, and the completed search must be presented with the map at the time of filing.
- Please note that once a tax has been levied (county, town, school, etc.) the tax must be paid prior to filing regardless of stated "due dates" of the payment of taxes. (i.e. if a map is presented on January 5th, county and town taxes must have been paid even though the bill indicates payment is not due until January 30th). All current school taxes, including all future installments, must have been paid upon presentation of the map for filing. A paid receipt for the tax bill will expedite the filing process.
- If a Title Company or attorney provides the tax search, the years of the search should be stated clearly. Please note:
 - ◆ A 5-year tax search is required for all subdivisions and boundary line adjustments
 - ◆ also note the date of payment of the most recent tax levied

To expedite filing of subdivision maps during tax collection periods, please provide proof of payment of current taxes (bring us a copy of the receipt). If proof is not provided, filing may take weeks.

Tax collection periods are as follows:

January - March	for Town and County
March - December	for City of Saratoga Springs & County
March 1 - 15	for City of Mechanicville & County
July 1 - 31	for Villages
September - October	for Town schools and Mechanicville City School
October - February	for Saratoga Springs City School District

2. Assignment of Tax Map (SBL) numbers

- Tax map numbers are not "officially" released by the Saratoga County RPTSA until Taxable Status Date (3/1 for Towns and the City of Saratoga Springs; 6/1 for the City of Mechanicville)
- Numbers may not be assigned prior to that date
- We cannot guarantee that tax map numbers on newly created parcels will be available for town building permit or certificates of occupancy purposes

3. Boundary line adjustments

- Applicants should be advised that a **deed** or **boundary line agreement** must be filed in order to revise a property line (a filed map does not transfer title) unless the affected properties are in the same ownership.
- All tax information required is the same as subdivision requirements for map filing (i.e., tax search)

4. Timing

- Subdivisions and/or boundary line agreements must be filed in the County Clerk's office within 62 days of the Planning Board Chairman's signature (vs. approval date). Please note that it may take up to one week to process the map. We advise that maps be brought to Real Property Tax Service within 50 days of receiving the Planning Board Chairman's signature in order to allow for administrative tasks to be completed.

5. Abandonment of Subdivisions

- Per New York State Real Property Tax Law 560, a subdivision cannot be abandoned for five (5) years once it has been filed.
- In order to abandon an approved subdivision (after the allotted 5-year period) contact Real Property Tax Services to begin the appropriate procedure.

SARATOGA COUNTY

Subdivision Map Filing Requirements

When real property is subdivided for sale, a map of the subdivided property must be filed in the office of the County Clerk. The following legal requirements must be met.

All maps ***must*** :

- be printed with **INDIA** ink (black) directly on **mylar**. A paper copy must be supplied. (No adhesive backed copies of notes, details, etc. will be accepted.)
- have **original** seal and signature endorsed thereon.
- have a certification of the licensed land surveyor attached stating the name of the subdivision, the date of completion of the field survey and date the map was made (surveyor's certificate)
- be not less than 8-1/2 x 14 inches and not more than 30 x 42 inches in size.
- have City, Town or Village Planning Board final approval endorsed on the map and be signed by the duly authorized officer of the Planning Board.
- have New York State Department of Health approval endorsed on the map if the subdivision consists of five (5) or more parcels, each of which is five (5) acres or less.
- be filed in the office of the County Clerk within sixty-two (62) days of the signature of the duly authorized officer of the Planning Board.
- have a certificate from either the County Treasurer, City Commissioner of Finance (for Cities), an abstract and title company or attorney stating that all taxes have been paid. It may be required to provide proof of payment from the Town, Village or School Tax Collector.

The tax search will be ordered by Real Property at the time the map is presented for all municipalities except the cities. City tax searches must be ordered by the city commissioner of finance.

Section 334 Real Property Law; Sections 276 & 279 Town Law; Sections 32 & 34 City Law; Sections 7-732 & 7-728 Village Law; Article 11, Title 2 Public Health Law; Article 17, Title 15 Environmental Conservation Law

Maps will be presented to Real Property Tax Service Agency (35 West High St. Bldg. 2) for approval and official filing. If a verification of tax payment is not provided, one will be ordered. Filing fees vary according to number of subdivision lots and number of tax parcels affected.

Joanne Bosley, Director
Real Property Tax Service Agency
885-2219

Craig Hayner
County Clerk
885-2213

Jason Kemper, Director
Planning Department
884-4705

Andrew Jarosh
County Treasurer
884-4724

Protection of Northern Long-eared Bats

Protective Measures Required for Northern Long-eared Bats When Projects Occur within Occupied Habitat

Background

The USFWS has the authority to write special rules and exemptions for threatened species under section 4(d) of the federal Endangered Species Act. These rules are referred to as "4(d) rules." On January 14, 2016, USFWS issued a Final 4(d) Rule for the Northern long-eared bat (NLEB), imposing a number of specific conservation measures. Purposefully harming NLEB remains prohibited except in defense of human health and safety.

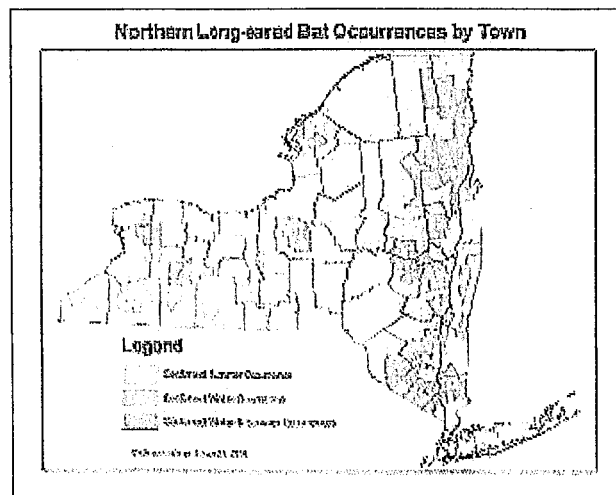
In contrast, most incidental take (defined as impacts to the species from otherwise legal activities) is allowed without the need for a federal permit with the following specific exceptions:

- All incidental take within known hibernacula is prohibited;
- Incidental take resulting from tree removal within a 0.25 mile buffer around known occupied northern long-eared bat hibernacula or within a 150-foot buffer around known occupied maternity roost trees during the pup season (June 1 through July 31).

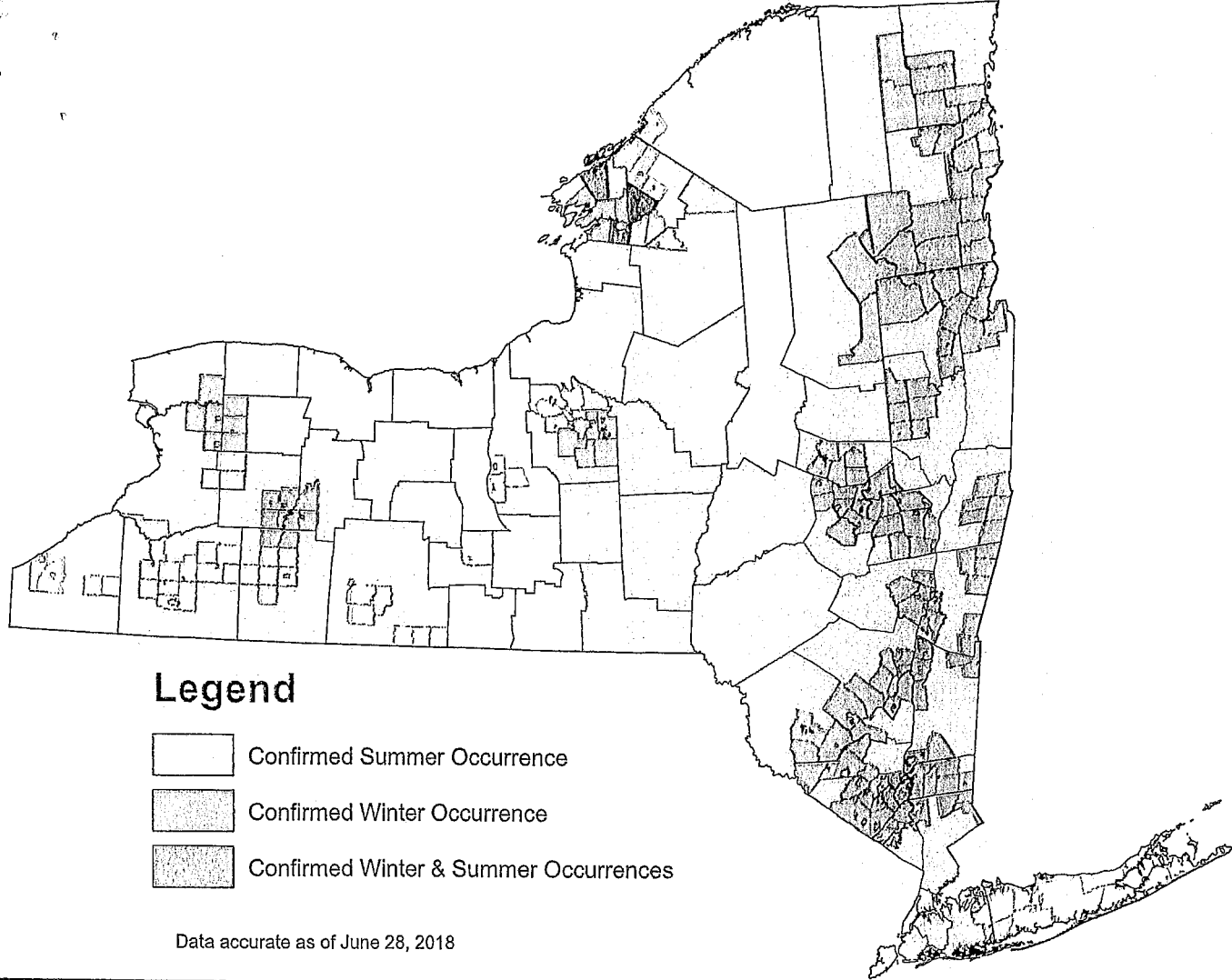
On April 27, 2016, USFWS announced its determination that it would not designate critical habitat for the NLEB because "Northern long-eared bat summer habitat is not limited or in short supply and summer habitat loss is not a range-wide threat to the species."

Guidance from DEC




The Department concurs with the conclusion of the USFWS that the NLEB population decline is not the result of habitat loss. However, because the State endangered species law and its implementing regulations require consideration of impacts to occupied habitat of listed species, the Department is requiring additional conditions on tree cutting in order to protect any bats that may be roosting in the trees in the vicinity of the hibernacula and documented summer occurrences. Therefore, *in addition to the requirements of USFWS Final 4(d) Rule for the NLEB*, all forest management activities must comply with the following conditions in areas of known occupied habitat. Forest management activities that incorporate the following requirements do not need a permit from the Department under 6 NYCRR Part 182 because cutting of live trees under the prescribed conditions is unlikely to result in an incidental take of NLEB.



[Click to view a larger map and a list of NLEB Occurrences by Town \(PDF, 1.65 MB\).](#)



Legend

-  Confirmed Summer Occurrence
-  Confirmed Winter Occurrence
-  Confirmed Winter & Summer Occurrences

Data accurate as of June 28, 2018

During this period of time, NLEB are active and are within the forested landscape. The following restrictions are **required** unless a permit is obtained from the DEC:

- No cutting of any trees may occur within the ¼ mile buffer around a hibernaculum.
 - Please note that if you plan any tree clearing activities within ¼ mile of a hibernation area for NLEB, you may be required to obtain a permit from the US Fish and Wildlife Service and DEC.
- For cutting of trees in occupied NLEB habitat outside of the ¼ mile buffer around hibernacula or within 1.5 miles of a summer occurrence:
 - The following are restrictions that must be followed for forest management activities at this time of year:
 - Leave uncut **all** snag and cavity trees unless their removal is necessary for protection of human life and property. For the purposes of this guidance, protection of human life and property includes removal of trees that, if not removed, could result in the loss of electric service. Snag and cavity trees are defined under DEC Program Policy ONR-DLF-2 Retention on State Forests.
 - Leave uncut all known and documented roost trees, and any trees within a 150 foot radius of a documented summer occurrence.
 - Please note that if you plan any tree clearing activities within 150 ft of a summer occurrence for NLEB during June or July, you may be required to obtain a permit from the US Fish and Wildlife Service and DEC.
 - If any bats are observed flying from a tree, or on a tree that has been cut, forestry activities in the area should be suspended and DEC Wildlife staff notified as soon as possible.

If a project cannot follow the restrictions above, a permit from DEC under Part 182 would be required. Applications for incidental take permits are handled by regional Division of Environmental Permits offices. To be eligible for a permit, the project proponent must be able to demonstrate a net conservation benefit to NLEB as a result of their action. For information on how to apply, contact your regional DEC permit administrator.

This guidance is only intended to address NLEB protective measures. Additional regulations may apply to the land, including wetland and stream protection regulations and protective measures for other federal or state endangered species that may be present. Regional DEC staff in Division of Environmental Permits can help determine if any of these restrictions apply to the property and project in question.

Requirements for Projects That Do Not Result in a Change of Land Use within NLEB Occupied Habitat

November 1 to March 31

During this period of time, the NLEB are inactive and are within the hibernacula.

- No cutting of any trees may occur inside of the ¼ mile buffer around a hibernaculum.
 - Please note that if any tree clearing activities are required within ¼ mile of a hibernation area for NLEB, you may be required to obtain a permit from the US Fish and Wildlife Service.

April 1 to October 31

During this period of time, the NLEB are active and will be found outside the hibernacula.

- Within 5 miles of known hibernacula or within 150' of documented summer occurrence the following