

SYNOPSIS OF EDPL 204 DETERMINATION AND FINDINGS BY TOWN OF SWEDEN REGARDING THE PROPOSED ACQUISITION OF CERTAIN EASEMENT INTERESTS IN 36.57 +/- ACRES OF LAND ABUTTING BROCKPORT SPENCERPORT ROAD AND GARY DRIVE

Pursuant to Section 204 of the Eminent Domain Procedure Law of the State of New York (“EDPL”), the Town of Sweden (“Town”) held a public hearing at Town Hall of the Town of Sweden Courtroom located at 18 State Street, Brockport, New York 14420, Town of Sweden on November 30, 2021. Based upon this hearing and information in the record before the Town, at its December 14, 2021 meeting the Town made its Determination and Findings regarding the proposed acquisition of certain real property easement interests located within the Town, certain real property interests located within the western portion of 36.57 +/- acres of land (property identified as SBL No. 084.01-1-25.115) abutting Brockport Spencerport Road and Gary Drive, such interests to include, or be adjacent to properties identified as SBL No. 084.01-1-25.115, SBL No. 084.01-1-37 and SBL No. 084.01-1-52 (collectively the “Property”) in connection with the proposed expansion and extension of the southern portion of Gary Drive which includes the expansion and extension of Gary Drive at the southwest corner of the Property as well as the expansion of the north side frontage of the Property at Brockport Spencerport Road a/k/a NYS Route 31 in order to facilitate traffic circulation within that area of the Town and to improve pedestrian convenience and safety within that area of the Town (“Project”).

I. Public Use, Benefit or Purpose to be Served

The Town finds the following public purposes will be served by, and benefits expected to be derived from, the proposed Project and the acquisition of the Property which is necessary for and in furtherance of the development of the Project:

- The expansion and extension of the southern portion of Gary Drive which will extend the existing street to Brockport Spencerport Road a/k/a NYS Route 31 in order to facilitate traffic circulation within that area of the Town.
- To benefit safe pedestrian connectivity to the commercial zones from the residential zones.
- There is no traffic signal available at Sherry Lane in Sweden Village to provide safe ingress/egress to Route 31. The Project will produce a safe alternate ingress/egress route directly to Route 31 from Sweden Village.

II. The Approximate Location for the Proposed Project and the Reasons for the Selection of this Location

As described above, the Project will be located on certain real property temporary and permanent easement interests consisting of approximately 200 feet in width at Route 31 and approximately 120 feet in width where the Gary Drive extension will meet the existing Gary Drive and approximately 300 feet in length together with any adjacent areas necessary for temporary easement during construction (“Easements”).

The Town finds that this Project site/route was selected because it will result in safer facilitation of traffic circulation with a signalized intersection and safer pedestrian connectivity to the commercial zones from the residential zones in the Sweden community.

III. The General Effect of the Proposed Project on the Environment and Residents of the Locality

The environmental impacts associated with the Project have been extensively examined and considered by the Town. As stated above, the proposed acquisitions are required to improve and facilitate traffic circulation with that area of the Town and to benefit safe pedestrian connectivity to commercial zones from residential zones. The Town's review pursuant to Article 8 of the State Environmental Quality Review Act (SEQRA), and memorialized in the October 27, 2020 resolution of the Sweden Town Board, found that the Project will not result in any significant adverse environmental impacts.

Copies of the Determination and Findings will be forwarded upon written request without cost.

Under EDPL 207, there are thirty days from the completion of the Town of Sweden's newspaper publication requirement to seek judicial review of the Town of Sweden's Determination and Findings.

Under EDPL Sections 207 and 208, the exclusive venue for judicial review of the Town of Sweden's Determination and Findings is the Appellate Division of the Supreme Court, Fourth Department.

TOWN OF SWEDEN
December 14, 2021