



RL Number: 24-161

Date Submitted: 8/14/24

# Legislative Branch

City Clerk, City Hall, Binghamton, NY 13901 (607) 772-7005

## INTERNAL REQUEST FOR LEGISLATION

Requests for Legislation (RLs) may be submitted to the City Clerk's Office for possible consideration at City Council Work Sessions. Incomplete/incorrect RLs will be returned to applicant for revisions. Please include as much supplemental material as is necessary to substantiate the request for legislation. Use "Additional Presenters" line to include anyone that will appear to present this in City Council Work Session.

### Applicant Presenting RL at Work Session

Tito Martinez  
(Name)

Assistant Dir. of Planning  
(Title)

(607) 772-7028  
(Phone number)

### Additional Presenters:

### To Be Completed By Applicant

#### Proposed Title:

An Ordinance authorizing the sale of a portion of Overland Drive to Mian N. Shah

#### Executive Summary (Explain why legislation is necessary):

An impassible section of Overland Dr would be sold to a neighboring property owner to allow access to utilities for the construction of a house.

#### Effective Date (if applicable):

**Budget transfer or amendment:** RL Budget Transfer Worksheet **must** be attached w/ Department. Head signature.

**RL related to a grant:** RL Grant Worksheet **must** be attached.

**RL related to previously adopted legislation:** Perm. Number:

Adoption Date:

**Contract:** Person/Company:

Total Cost: \$0.00

Funds available in Budget Line: \$ 0.00

Title:

Public Hearing required? Yes  Not Applicable

SEQRA required? Yes  Not Applicable

Additional Information related to this RL attached? Yes  No

Expedition requested for this RL? Yes  No

Please explain why expedition is necessary:

### For Internal Use Only

Mayor: \_\_\_\_\_

Comptroller:

Corp. Counsel:



# OFFICE OF THE MAYOR • CITY OF BINGHAMTON

## OFFER TO PURCHASE

Please complete the below application, and submit this document to the Mayor's Office for consideration. Please note that if such sale is approved, the Applicant will be liable for all filing fees associated with the transfer of this property.

### PROPERTY INFORMATION

Street Address of Property: Overland Drive, Binghamton

Tax Parcel Identification Number: \_\_\_\_\_

Current Use of Property:  Residential  Commercial  Mixed Use  Vacant Lot

Offered Purchase Price: ~~\$500,000~~ \$4,500.00

Do you wish to **opt-out** of the free tree planting service?  Yes  No

Please describe the intended use of the property. The inclusion of a map or illustration depicting the intended use of the property will expedite the review process.

purchase of Overland Drive to tie into existing utilities to bring into my property

### APPLICANT INFORMATION

Applicant Name: Mian N. Shah

Note: Please provide the full legal name of the applicant. If the applicant is a company or corporation, please list all shareholders or members.

Mailing Address: 8 Harding Avenue, Binghamton, NY 13903

Telephone Number(s): 607-621-5663

Email Address: mnscontracting8(a).amaill.com or 8nalibshah@gmail.com

Please list any other properties owned by the Applicant located within Broome County.

28, 30 33, 34 & 35 Overland Drive, Binghamton

I hereby certify that the above information is a true account of my intended purchase and use of City-owned property. I understand that upon approval of any such sale, any deviance from the agreed-upon terms and conditions may result in the termination of such agreement through legal proceedings.

Signatures:

Date: 5/28/2024





## Short Environmental Assessment Form

### Part 1 - Project Information

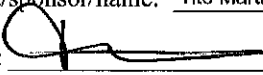
#### Instructions for Completing

**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.

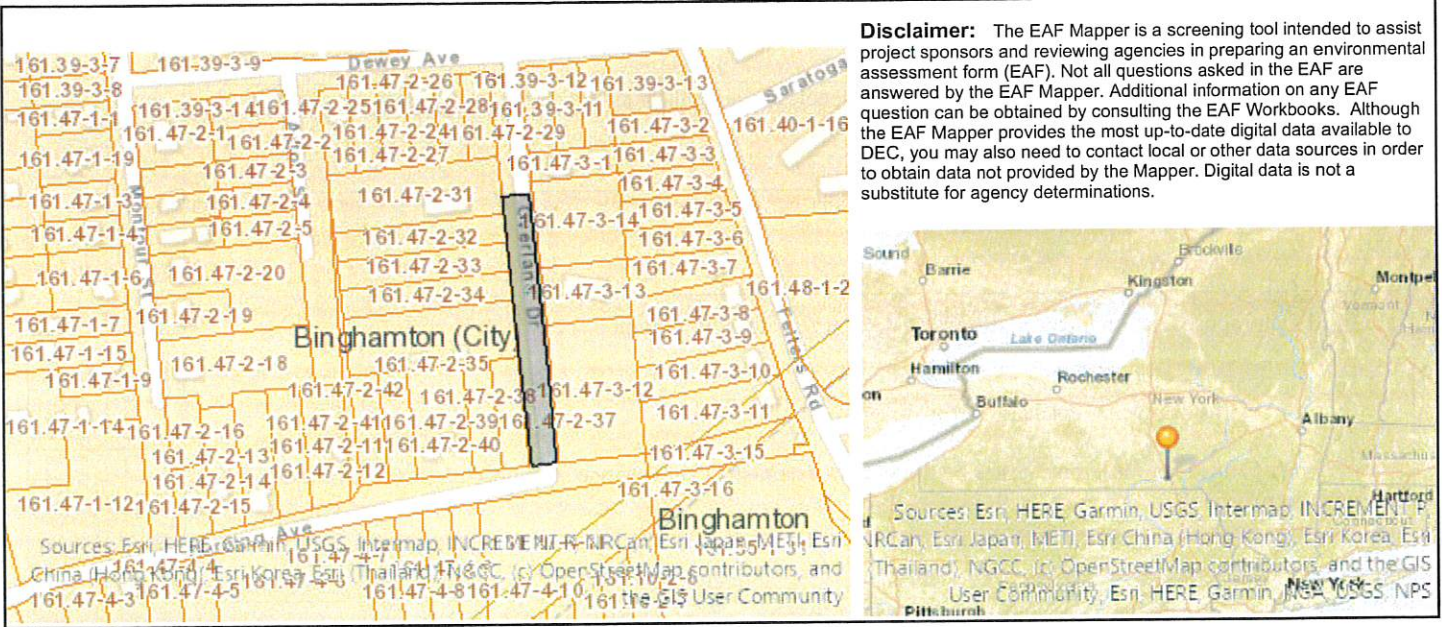
| <b>Part 1 – Project and Sponsor Information</b>   |  |   |   |
|---|--|---|---|
| Name of Action or Project:<br>Sale of a portion of Overland Dr  |  |   |   |
| Project Location (describe, and attach a location map):<br>Overland Dr, Binghamton, NY  |  |   |   |
| Brief Description of Proposed Action:<br>Sale of an underutilized section of road to a neighboring property owner to facilitate construction of a residence.  |  |   |   |
| Name of Applicant or Sponsor:<br>City of Binghamton   |  | Telephone: 607-772-7028<br>E-Mail: <a href="mailto:planning@cityofbinghamton.gov">planning@cityofbinghamton.gov</a> |   |
| Address:<br>38 Hawley St  |  |   |   |
| City/PO:<br>Binghamton  |  | State:<br>NY  | Zip Code:<br>13901                        |
| 1. Does the proposed action only involve the legislative adoption of a plan, local law, ordinance, administrative rule, or regulation?<br>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.  |  |   | NO<br><input checked="" type="checkbox"/> |
| 2. Does the proposed action require a permit, approval or funding from any other government Agency?<br>If Yes, list agency(s) name and permit or approval:  |  |   | YES<br><input type="checkbox"/>           |
| 3. a. Total acreage of the site of the proposed action? _____ acres<br>b. Total acreage to be physically disturbed? _____ acres<br>c. Total acreage (project site and any contiguous properties) owned or controlled by the applicant or project sponsor? _____ acres   |  |   | NO<br><input checked="" type="checkbox"/> |
| 4. Check all land uses that occur on, are adjoining or near the proposed action:  |  |   |   |
| 5. <input type="checkbox"/> Urban <input type="checkbox"/> Rural (non-agriculture) <input type="checkbox"/> Industrial <input type="checkbox"/> Commercial <input checked="" type="checkbox"/> Residential (suburban)<br><input checked="" type="checkbox"/> Forest <input type="checkbox"/> Agriculture <input type="checkbox"/> Aquatic <input type="checkbox"/> Other(Specify):<br><input type="checkbox"/> Parkland |  |   |   |

|  |  | NO                                  | YES                                 | N/A                      |
|--|--|-------------------------------------|-------------------------------------|--------------------------|
| 5. Is the proposed action,   | a. A permitted use under the zoning regulations?   | <input type="checkbox"/>            | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
|  | b. Consistent with the adopted comprehensive plan?   | <input type="checkbox"/>            | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| 6. Is the proposed action consistent with the predominant character of the existing built or natural landscape?  |  |                                     | NO                                  | YES                      |
|  |  | <input type="checkbox"/>            | <input checked="" type="checkbox"/> |                          |
| 7. Is the site of the proposed action located in, or does it adjoin, a state listed Critical Environmental Area?   |  |                                     | NO                                  | YES                      |
| If Yes, identify: _____  |  | <input checked="" type="checkbox"/> | <input type="checkbox"/>            |                          |
| 8. a. Will the proposed action result in a substantial increase in traffic above present levels?   |  |                                     | NO                                  | YES                      |
|  | b. Are public transportation services available at or near the site of the proposed action?                  | <input checked="" type="checkbox"/> | <input type="checkbox"/>            |                          |
|  | c. Are any pedestrian accommodations or bicycle routes available on or near the site of the proposed action? | <input type="checkbox"/>            | <input checked="" type="checkbox"/> |                          |
| 9. Does the proposed action meet or exceed the state energy code requirements?   |  |                                     | NO                                  | YES                      |
| If the proposed action will exceed requirements, describe design features and technologies:<br>_____<br>_____  |  | <input type="checkbox"/>            | <input checked="" type="checkbox"/> |                          |
| 10. Will the proposed action connect to an existing public/private water supply?   |  |                                     | NO                                  | YES                      |
| If No, describe method for providing potable water: _____<br>_____   |  | <input type="checkbox"/>            | <input checked="" type="checkbox"/> |                          |
| 11. Will the proposed action connect to existing wastewater utilities?   |  |                                     | NO                                  | YES                      |
| If No, describe method for providing wastewater treatment: _____<br>_____  |  | <input type="checkbox"/>            | <input checked="" type="checkbox"/> |                          |
| 12. a. Does the project site contain, or is it substantially contiguous to, a building, archaeological site, or district which is listed on the National or State Register of Historic Places, or that has been determined by the Commissioner of the NYS Office of Parks, Recreation and Historic Preservation to be eligible for listing on the State Register of Historic Places? |  |                                     | NO                                  | YES                      |
|  |  | <input checked="" type="checkbox"/> | <input type="checkbox"/>            |                          |
| b. Is the project site, or any portion of it, located in or adjacent to an area designated as sensitive for archaeological sites on the NY State Historic Preservation Office (SHPO) archaeological site inventory?  |  | <input type="checkbox"/>            | <input checked="" type="checkbox"/> |                          |
| 13. a. Does any portion of the site of the proposed action, or lands adjoining the proposed action, contain wetlands or other waterbodies regulated by a federal, state or local agency?   |  |                                     | NO                                  | YES                      |
|  |  | <input type="checkbox"/>            | <input checked="" type="checkbox"/> |                          |
| b. Would the proposed action physically alter, or encroach into, any existing wetland or waterbody?  |  | <input checked="" type="checkbox"/> | <input type="checkbox"/>            |                          |
| If Yes, identify the wetland or waterbody and extent of alterations in square feet or acres: _____<br>_____<br>_____   |  |                                     |                                     |                          |

|  |                                     |                                     |
|--|-------------------------------------|-------------------------------------|
| 14. Identify the typical habitat types that occur on, or are likely to be found on the project site. Check all that apply:   |                                     |                                     |
| <input type="checkbox"/> Shoreline <input checked="" type="checkbox"/> Forest <input type="checkbox"/> Agricultural/grasslands <input type="checkbox"/> Early mid-successional<br><input type="checkbox"/> Wetland <input type="checkbox"/> Urban <input checked="" type="checkbox"/> Suburban   |                                     |                                     |
| 15. Does the site of the proposed action contain any species of animal, or associated habitats, listed by the State or Federal government as threatened or endangered?   | NO                                  | YES                                 |
|  | <input checked="" type="checkbox"/> | <input type="checkbox"/>            |
| 16. Is the project site located in the 100-year flood plan?  | NO                                  | YES                                 |
|  | <input checked="" type="checkbox"/> | <input type="checkbox"/>            |
| 17. Will the proposed action create storm water discharge, either from point or non-point sources?<br>If Yes,<br>a. Will storm water discharges flow to adjacent properties?<br>b. Will storm water discharges be directed to established conveyance systems (runoff and storm drains)?<br>If Yes, briefly describe:<br>_____<br>_____ | NO                                  | YES                                 |
|  | <input checked="" type="checkbox"/> | <input type="checkbox"/>            |
|  | <input type="checkbox"/>            | <input type="checkbox"/>            |
|  | <input type="checkbox"/>            | <input type="checkbox"/>            |
| 18. Does the proposed action include construction or other activities that would result in the impoundment of water or other liquids (e.g., retention pond, waste lagoon, dam)?<br>If Yes, explain the purpose and size of the impoundment:<br>_____<br>_____  | NO                                  | YES                                 |
|  | <input checked="" type="checkbox"/> | <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?<br>If Yes, describe: _____<br>_____   | NO                                  | YES                                 |
|  | <input checked="" type="checkbox"/> | <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?<br>If Yes, describe: _____<br>_____   | NO                                  | YES                                 |
|  | <input type="checkbox"/>            | <input checked="" type="checkbox"/> |
| <p><b>I CERTIFY THAT THE INFORMATION PROVIDED ABOVE IS TRUE AND ACCURATE TO THE BEST OF MY KNOWLEDGE</b></p> <p>Applicant/sponsor/name: <u>Tito Martinez</u> Date: <u>8-14-24</u></p> <p>Signature:  Title: <u>Assistant Dir. of Planning</u></p>   |                                     |                                     |

# EAF Mapper Summary Report

Wednesday, August 14, 2024 10:43 AM



|   |   |
|---|---|
| Part 1 / Question 7 [Critical Environmental Area]   | No  |
| Part 1 / Question 12a [National or State Register of Historic Places or State Eligible Sites] | No  |
| Part 1 / Question 12b [Archeological Sites]   | Yes   |
| Part 1 / Question 13a [Wetlands or Other Regulated Waterbodies]                               | Yes - Digital mapping information on local and federal wetlands and waterbodies is known to be incomplete. Refer to EAF Workbook. |
| Part 1 / Question 15 [Threatened or Endangered Animal]  | No  |
| Part 1 / Question 16 [100 Year Flood Plain]   | Digital mapping data are not available or are incomplete. Refer to EAF Workbook.  |
| Part 1 / Question 20 [Remediation Site]   | Yes   |