

Reasons Supporting This Determination:

(See 617.7(a)-(c) for requirements of this determination ; see 617.7(d) for Conditioned Negative Declaration)

If Conditioned Negative Declaration, provide on attachment the specific mitigation measures imposed, and identify comment period (not less than 30 days from date of publication in the ENB)

For Further Information:

Contact Person:

Address:

Telephone Number:

For Type 1 Actions and Conditioned Negative Declarations, a Copy of this Notice is sent to:

Chief Executive Officer , Town / City / Village of

Other involved agencies (If any)

Applicant (If any)

Environmental Notice Bulletin, Room 538, 50 Wolf Road, Albany NY, 12233-1750 (Type One Actions only)

Findings of the Broome County Legislature

After reviewing the full Environmental Assessment Form (EAF) including the addendum to the description of the action, the comments made at the public hearings held on October 14, 2010 at 2:00 p.m. and 6:30 p.m., the related written comments and the draft terms that would be applicable to all leases of county land for exploration of oil and natural gas the Broome County Legislature makes the following findings:

- A. The Broome County Legislature is the only agency with authority to enter into leases of county land and consequently is the only involved agency in connection with the proposed action.
- B. Based on the above, the Broome County Legislature is the lead agency in connection with this environmental review.
- C. Because of the unique circumstances this is, of necessity, a segmented review.
- D. The execution of the lease itself will not result in any physical alterations, including but not limited to vegetation removal, demolition, stockpiling materials, grading and other forms of earthwork, dumping, filling or depositing, discharges to air or water, excavation or trenching, application of pesticides, herbicides, or other chemicals, application of sewage sludge, dredging, flooding, draining or dewatering, paving, construction of buildings, structures or facilities, and extraction, injection or recharge of resources below ground.
- E. There has been extensive leasing of mineral rights in Broome County without any adverse environmental impacts.
 - As of June 2010, over 2,300 parcels of real property amounting to approximately 87,500 acres are currently under lease for mineral rights. These leases date back to at least 2003. There are approximate 430,000 acres in parcels in Broome County. This does not count roads, rivers, etc. Based on this figure, just over 20% of tax parcels in Broome County (by acreage) are currently in natural gas or oil mineral rights leases.
- F. The use of the leased premises by the Lessee for exploration and extraction of oil and natural gas is a separate action under SEQR which may have environmental impacts. However these impacts cannot be assessed at the time a lease is executed because the location and number of wells and gathering lines and water lines and other related actions have not yet been determined.
- G. The ultimate use of the leased premises by the Lessee for any activity in connection with the drilling of natural gas wells will be regulated by the rules and regulations set forth in the existing Generic Environmental Impact Statement (GEIS) and supplemental GEIS statement being prepared by the New York State Department of Environmental Conservation.
- H. To the extent permitted by New York State Law, the County has taken appropriate steps to mitigate against any adverse impacts that may result from extraction or exploration in relation to the generic Broome County lease. Specifically, these steps include:
 - To mitigate against impacts to the roads and transportation infrastructure, Broome County has adopted Chapter 100 of the Broome County Charter and Code which requires a special hauling permit for over weight vehicles. In connection with adopting the local law that amended the Charter to include Chapter 100, the Broome County Legislature, pursuant to Resolution 281 of 2010, declared itself the lead agency for an environmental review of the local law regulating over weight trucks and issued a negative

declaration. As part of this full environmental assessment of a generic lease Broome County incorporates by reference the environmental assessment and negative declaration set forth in permanent resolution 2010-281, a copy of which is annexed hereto.

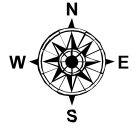
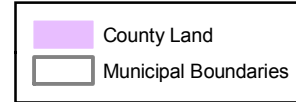
- To protect sensitive lands, the County has excluded surface rights for Broome County Parks and for the water impoundment areas of Broome County Flood Control/Watershed Management Units. Surface rights for the Greater Binghamton Regional Airport, the Broome County Landfill and the former County Landfill will be granted only in the select areas shown on Map 4, Map 5, and Map 6 of the EAF.
 - It is the position of Broome County that leasing subterranean mineral rights beneath county owned parkland that does not involve any surface activity on any parkland and does not interrupt or disrupt the public's use of the parkland in not an alienation and does not violate the provisions of the Environmental Protection Fund and the Land and Water Conservation Fund.
 - The exact location of any wells or surface activity will be subject to approval by Broome County.
 - Any easements for construction of gas collection and gathering lines and water lines will require the approval of the Broome County Commissioner of Public Works after further environmental review.
- H. Leasing of mineral rights may not trigger exploration or extraction of oil or natural gas on County owned lands.
- The exact location of any drilling and any related gas transmission lines and water lines would not be set at the time of the lease execution.
 - There is a reasonable possibility that exploration or extracting activities will not take place on all land subject to the natural gas or oil mineral rights lease.
 - Executing a lease would not compel Broome County or the gas drilling firm to explore for or extract natural gas or oil. The lease would merely establish terms and conditions should exploration and extraction take place.
- I. In addition to measures required by the generic terms of any Broome County lease there is a regulatory structure in place to address any potential adverse impacts associated with natural gas and oil exploration and extraction.
- Exploration and extraction of oil and natural gas in New York is subject to Article 23 of Environmental Conservation Law. Beginning in 1988, with a final volume released in 1992, the NYSDEC produced a GEIS on the Oil, Gas and Solution Mining Regulatory Program. This GEIS was prepared to review in a comprehensive manner the NYSDEC's program for regulating oil and gas exploration, extraction, and underground storage. This existing GEIS governs traditional vertical drilling and extraction at various sites throughout New York, including Broome County. Proposed horizontal drilling and high-volume hydraulic fracturing of the Marcellus and other low permeability reservoirs will be governed by a supplemental GEIS that is currently being drafted by NYSDEC.
 - Should any entity seek to perform oil or natural gas extraction or exploration in relation to the proposed generic Broome County lease, that activity would be subject to the review and approval of the NYSDEC pursuant to the GEIS and/or supplemental GEIS. Broome

County has no authority to regulate the said use by the lessee of the leased premises in connection with oil or natural gas exploration or extraction.

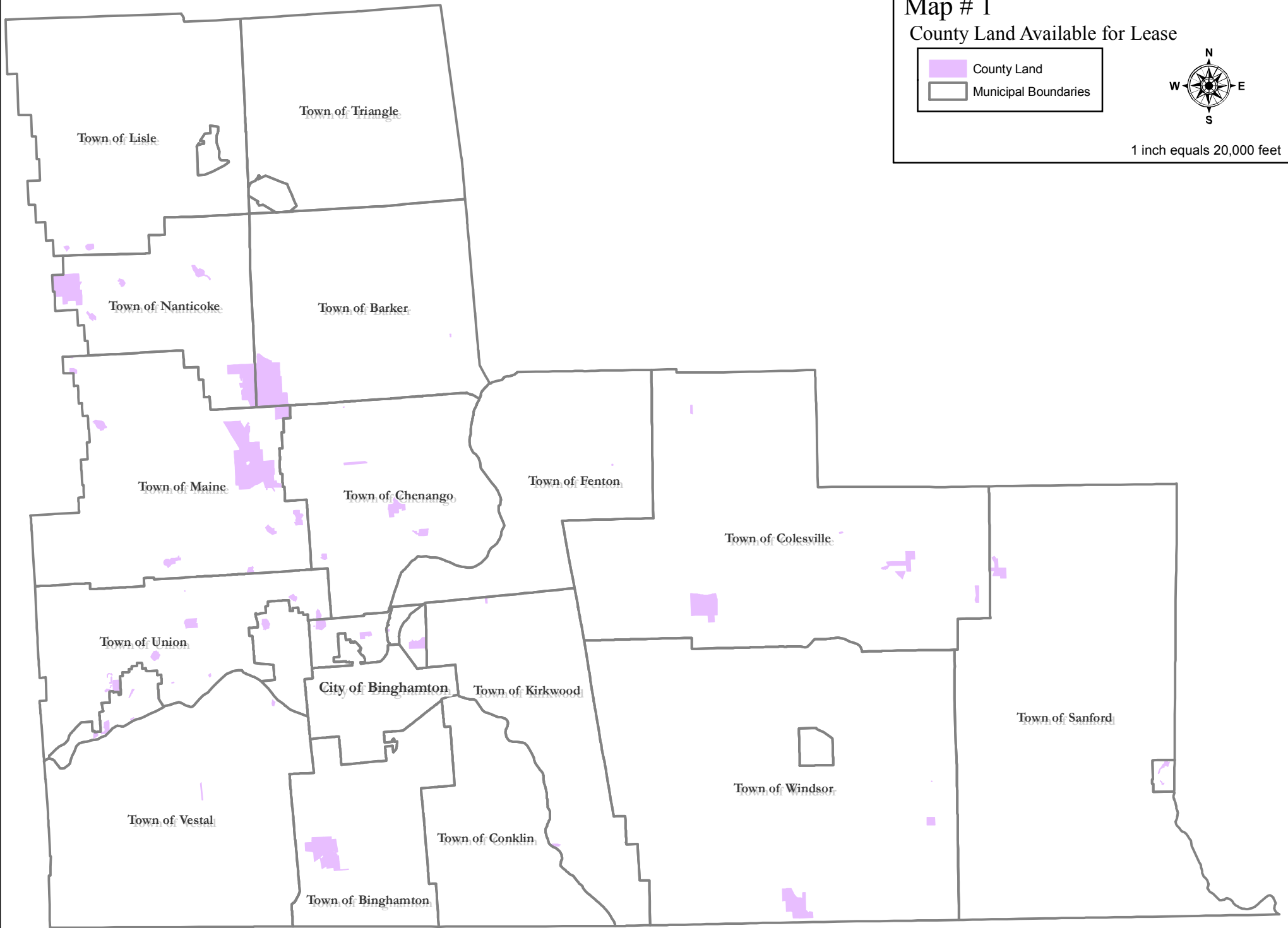
- J. Based on the above, the act of signing a lease of mineral rights to county owned land will not have any negative impact.

Map # 1

County Land Available for Lease



1 inch equals 20,000 feet



Town of Barker
County Owned Property

Town of Barker

Tax Map No.	Street Address	Property Use	Acreage
054.01-2-2	1190 Dunham Hill	Landfill	38.00
054.01-2-3	1136 Dunham Hill	Landfill	153.73
054.01-2-4	1064 Dunham Hill	Landfill	46.00
054.01-2-19	1048 Dunham Hill	Landfill	11.91
054.03-1-1	1166 Dunham Hill	Landfill	0.50
054.03-1-2	1092 Dunham Hill	Landfill	4.39
054.03-1-4	1197 Dunham Hill	Landfill	1.40
054.03-1-5	1174 Dunham Hill	Landfill	4.50
054.03-1-6	1161 Dunham Hill	Landfill	2.28
054.03-1-7	1153 Dunham Hill	Landfill	3.35
054.03-1-10	1149 Dunham Hill	Landfill	64.88
054.03-1-11	1185 Dunham Hill	Landfill	6.20
054.03-1-12	1199 Dunham Hill	Landfill	13.40
054.03-1-13	1189 Dunham Hill	Landfill	2.00
054.03-1-14	1169 Dunham Hill	Landfill	41.32
054.03-1-15.1	1119 Dunham Hill	Landfill	61.14
054.03-1-15.2	1111 Dunham Hill	Landfill	0.92
054.01-2-5	526 Leekville Rd	Landfill	11.90
054.03-1-8	1 Lindow Dr	Landfill	7.07
054.03-1-30	84 Lindow Dr	Landfill	38.25
054.03-1-9	99 Lindow Dr	Landfill	25.94
065.00-1-1	119 Lindow Dr	Landfill	147.00
065.00-1-2	120 Lindow Dr	Landfill	100.00
065.00-1-5	124 Lindow Dr	Landfill	2.00
Total Parcels: 24		Total Acres	788.08

Town of Colesville			
Tax Map No.	Street Address	Property Use	Acreage
101.17-1-17.112	27 Golden Ln	Senior Center	0.72
101.17-1-17.12	30 Golden Ln	Senior Center	1.23
133.00-1-5	1674 Colesville Rd	Park Land	367.50
118.02-1-3	45 Centerville Loop	Former Landfill	0.11
118.02-1-4	11 Centerville Loop	Former Landfill	5.00
118.02-1-5	1560 E Windsor Rd	Former Landfill	7.5
118.02-1-8	1536 E Windsor Rd	Former Landfill	10.00
118.02-1-9	1538 E Windsor Rd	Former Landfill	102.3
118.04-2-1	39 Centerville Loop	Former Landfill	0.93
118.04-2-2	37 Centerville Loop	Former Landfill	0.29
118.04-2-3	35 E Windsor Rd	Former Landfill	0.27
118.04-2-4	33 E Windsor Rd	Former Landfill	0.26
118.04-2-5	31 E Windsor Rd	Former Landfill	0.23
118.04-2-6	29 E Windsor Rd	Former Landfill	0.26
118.04-2-8	21 Centerville Loop	Former Landfill	0.18
118.04-2-24	1470 E Windsor Rd	Former Landfill	1.40
118.04-2-25	1438 E Windsor Rd	Former Landfill	22.00
070.00-1-6*	935 Beartown	Vacant Land*	10.00
136.00-2-3*	94 Buman Rd ROW	Vacant Land*	32.10
Total Parcels: 19		Total Acres	562.28

* County foreclosure property. Property to be sold at auction; county will retain oil and gas rights. No drilling can be done directly on this property.

Gas and Oil Rights Only**

101.05-1-10	2884 NYS Rte 7	1 Family	0.26
101.05-1-13	2882 NYS Rte 7	Vacant	0.71
117.02-1-4	2567 Colesville Rd	1 Family	1.15
134.19-1-16	2189 NYS rte 79	1 Family	0.24
Total Parcels: 4		Total Acres	2.36

**Parcels sold at auction; county retained subsurface gas and oil rights. No drilling can be done directly on these properties. These mineral rights subject to a possible sale to the current property owner.

Total Parcels: 23 **Total Acres** **564.64**

Town of Conklin

Tax Map No.	Street Address	Property Use	Acreage
Gas and Oil Rights Only**			
228.01-1-23	326 Banta Rd	Residential	0.46
Total Parcels: 1		Total Acres	0.46

** Parcel sold at auction; county retained subsurface gas and oil rights.
No drilling can be done directly on these properties. These mineral rights subject to a possible sale to the current property owner.

Village of Endicott

Tax Map No.	Street Address	Property Use	Acreage
156.20-1-17	401 Overlook Terr	Park Land	32.10
156.20-1-27	301 River Terr	Flood Control/Watershed	0.44
156.20-1-29	506 Wesley St Rear	Park Land	3.10
156.20-1-71	607 Grippen Ave S	Park Land	13.65
157.06-1-10*	901 Franklin St E	Vacant Industrial*	5.40
157.07-4-17	2001 Main St E	Central Foods	0.74
157.14-2-28	500 River Terr	Flood Control/Watershed	1.80

* County foreclosure property. Property to be sold at auction; county will retain oil and gas rights. No drilling can be done directly on this property.

Total Parcels 7	Total Acres	57.23
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Gas and Oil Rights Only**

141,15-2-41	223 N Roosevelt Ave	Residential	0.13
141.19-6-42	111 Arthur Ave N	Residential	0.13
157.06-3-38	706 Monroe St	Residential	0.10
157.07-2-22	1801 Monroe St	Mixed Use	0.11

Total Parcels: 4	Total Acres	0.47
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Total Parcels: 11	Total Acres	57.70
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** Parcels sold at auction; county retained subsurface gas and oil rights.

No drilling can be done directly on these properties. These mineral rights subject to a possible sale to the current property owner.

Village of Johnson City

Tax Map No.	Street Address	Property Use	Acreage
127.13-1-17	700 Oakdale Rd Rear	Flood Control/Watershed	37.10
Total Parcels: 1		Total Acres	37.10
Gas and Oil Rights Only**			
127.13-1-7	725 Oakdale Rd	Residential	0.27
143.48-2-40	11 Taber St	Residential	0.21
143.71-1-30	236 Corliss Ave	Warehouse	0.27
159.25-1-16	91 Greenridge St	Residential	0.13
159.33-1-7	28 Haynes Ave	Residential	0.12
Total Parcels: 5		Total Acres	1.00
Total Parcels: 6		Total Acres	38.10

** Parcels sold at auction; county retained subsurface gas and oil rights.

No drilling can be done directly on these properties. These mineral rights subject to a possible sale to

Town of Fenton

Tax Map No.	Street Address	Property Use	Acreage
080.02-1-31	116 Hawkins Hill	Other	1.2
Total Parcels:	1	Total Acres	1.20

Gas and Oil Rights Only**

113.10-1-9	18 Canal St	Residential	0.25
Total Parcels:	1	Total Acres	0.25

**Parcel sold at auction; county retained subsurface gas and oil rights.
No drilling can be done directly on these properties. These mineral rights
subject to a possible sale to the current property owner.

Total Parcels:	2	Total Acres	1.45
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Town of Kirkwood

Tax Map No.	Street Address	Property Use	Acreage
130.01-1-5*	572 Nowlan Rd	Vacant Land*	6.70
211.05-1-31*	231 Main	Vacant Land*	7.60
Total Parcels: 2		Total Acres	14.30

* County foreclosure property. Property to be sold at auction; county to retain gas and oil rights. No drilling can be done directly on this property.

Town of Lisle

Tax Map No.	Street Address	Property Use	Acreage
032.00-1-26	589 Caldwell Hill	Flood Control/Watershed	10.20
032.00-2-13	588 Caldwell Hill	Flood Control/Watershed	23.40
Total Parcels: 2		Total Acres	33.60

Town of Nanticoke			
Tax Map No.	Street Address	Property Use	Acreage
038.00-1-1	153 Greenwood Rd	Park Land	438.50
040.01-1-9	4261 NYS Rte 26	Flood Control/Watershed	54.10
039.00-1-11	29 Roat Dr	Flood Control/Watershed	18.30
044.00-1-18	190 Howland Hill	Flood Control/Watershed	21.40
045.02-1-1	185 Rabbit Path Rd	Other	0.11
053.02-1-29	1220 Dunham Hill Rd	Land Fill	25.50
053.02-1-30	1204 Dunham Hill Rd	Land Fill	1.60
053.02-1-31	1234 Dunham Hill Rd	Land Fill	36.72
053.02-1-32	1270 Dunham Hill Rd	Land Fill	112.88
053.04-1-3	1288 Dunham Hill Rd	Land Fill	5.60
053.04-1-4	1210 Dunham Hill Rd	Land Fill	2.00
053.04-1-5	1244 Dunham Hill Rd	Land Fill	1.20
053.04-1-7	1280 Dunham Hill Rd	Land Fill	1.50
053.04-1-9	1300 Dunham Hill Rd	Land Fill	6.47
053.04-1-15	434 Knapp Rd	Land Fill	0.97
053.04-1-16	1225 Dunham Hill Rd	Land Fill	8.60
053.04-1-17	286 Knapp Rd	Land Fill	114.40
053.04-1-18	284 Knapp Rd	Land Fill	80.86
053.04-1-27	1295 Dunham Hill	Land Fill	6.12
053.04-1-28	433 Knapp Rd	Land Fill	8.35
053.04-1-29	421 Knapp Rd	Land Fill	4.07
064.00-1-6	276 Knapp Rd	Land Fill	0.75
Total Parcels: 22		Total Acres	950.00

Village of Deposit	Tax Map No.	Street Address	Property Use	Acreage
	187.18-3-4	60 Second St	Other	0.04
	187.15-1-1	85 Pine St	Flood Control/Watershed	17.50
	187.18-2-25	57 Second St	Flood Control/Watershed	0.05
	187.18-2-26	55.5 Second st	Flood Control/Watershed	0.03
	187.18-3-3	58.5 Second St	Other	0.01
	187.18-3-5	62 Second St	Parking Lot	0.04
	187.18-3-6	6.5 Allen St	Parking Lot	0.05
	187.18-3-22	71 Front St	Vacant Land	0.16
	187.18-3-23	72 Front St	Vacant Land	0.93
	Total Parcels: 9		Acreage	18.81

Town of Sanford

Tax Map No.	Street Address	Property Use	Acreage
120.00-1-25	1880 NYS Rte 41	Vacant Land	100.00
120.00-1-32*	1865 NYS Rte 41	Vacant Land*	8.00
139.00-1-9*	85 Wheeler School	Vacant Land*	8.00
Total Parcels: 3		Total Acres	134.81

* County foreclosure property. Property to be sold at auction; county will retain oil and gas rights. No drilling can be done directly on this property.

Town of Triangle

Tax Map No.	Street Address	Property Use	Acreage
Gas and Oil Rights Only**			
035.06-1-28	2804 Hickory St R	Residential	0.73
Total Parcels: 1		Total Acres	0.73

**Parcel sold at auction; county retained subsurface gas and oil rights
No drilling can be done directly on these properties. These mineral rights
subject to a possible sale to the current property owner.

Town of Union Tax Map No.	Street Address	Property Use	Acreage
126.13-1-11	3651 Struble Rd Rear	Flood Control/Watershed	46.14
127.02-1-19	90 East Maine Rd	Flood Control/Watershed	18.40
127.12-2-25	800 County Airport Rd	Flood Control/Watershed	23.40
140.16-2-3	1416 Laurelton Dr	Flood Control/Watershed	0.66
140.16-2-14	1417 Laurelton Dr	Flood Control/Watershed	0.05
140.16-2-17	1407 Laurelton Dr	Flood Control/Watershed	0.00
140.16-2-20	1405 Laurelton Dr	Flood Control/Watershed	0.00
140.16-2-24	1309 Laurelton Dr	Flood Control/Watershed	0.00
140.20-3-11	1307 Laurelton Dr	Flood Control/Watershed	0.03
140.20-4-38	201 Ardmore St	Flood Control/Watershed	0.52
140.20-4-39	107 Ardmore St	Flood Control/Watershed	0.11
140.20-4-40	104 Carl St Rear	Flood Control/Watershed	0.00
140.20-5-54	915 Rosedale St	Flood Control/Watershed	0.46
141.11-1-4	1901 Utica St	Flood Control/Watershed	32.32
141.13-1-6	1311 Nanticoke Dr	Flood Control/Watershed	0.59
141.13-1-8	1308 River Dr	Flood Control/Watershed	0.35
142.14-2-65	3820 Watson Blvd	Flood Control/Watershed	2.70
141.17-1-1	1306 River Dr	Flood Control/Watershed	0.09
141.17-1-2	1304 River Dr	Flood Control/Watershed	0.09
141.17-1-3	1212 River Dr	Flood Control/Watershed	0.28
141.17-1-4	1210 River Dr	Flood Control/Watershed	0.09
141.17-1-5	1204 River Dr	Flood Control/Watershed	0.29
141.17-1-6	1202 River Dr	Flood Control/Watershed	0.10
141.17-1-7	1200 River Dr	Flood Control/Watershed	0.11
141.17-1-8	1114 River Dr	Flood Control/Watershed	0.11
141.17-1-9	1110 River Dr	Flood Control/Watershed	0.34
141.17-1-10	1102 River Dr	Flood Control/Watershed	0.42
141.17-1-11	103 Ardmore St	Flood Control/Watershed	0.36
141.17-1-12	105 Ardmore St	Flood Control/Watershed	0.11
141.17-1-16	101 Berkley St	Flood Control/Watershed	0.00
156.28-1-8	201 Princeton St	Flood Control/Watershed	0.18
156.28-1-9	113 Princeton St	Flood Control/Watershed	0.19
156.28-1-10	111 Princeton St	Flood Control/Watershed	0.19
156.28-1-11	109 Princeton St	Flood Control/Watershed	0.19
156.28-1-13	812 Westminster Rd	Flood Control/Watershed	0.00
156.28-1-24	814 Westminster Rd	Flood Control/Watershed	0.14
156.28-1-25	816 Westminster Rd	Flood Control/Watershed	0.02
10-9.03-1-10	1715 1/2 Farm to Market	Cemetery	0.19
126.13-1-10	3649 Struble Rd	Park Land	17.90
141.17-1-19*	900 Nanticoke	Vacant Land*	55.29
141.20-5-9	2801 Wayne St	Senior Center	1.30

Total Parcels: 35

Total Acreage

203.71

Gas and Oil Rights Only**

124.01-1-6	603 Boswell Hill Rd	Residential	3.00
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125.12-2-30	1431 Farm to Market	Residential	3.20
142.17-5-49	3512 Mary St	Residential	0.14
143.45-1-12	261 Endwell St	Residential	0.11
156.36-1-18	315 June St	Residential	0.27

Total Parcels: 5	Total Acres	6.72
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* County foreclosure property. Property to be sold at auction; county will retain oil and gas rights. No drilling can be done directly on this property.

** Parcels sold at auction; county retained subsurface gas and oil rights. No drilling can be done directly on these properties. These mineral rights subject to a possible sale to the current property owner.

Total Parcels: 40	Total Acres	210.43
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Town of Vestal

Tax Map No.	Street Address	Property Use	Acreage
159.09-2-10	413 Old Mill Rd	BC Transit	7.10
190.01-1-10*	224 Foster	Vacant Land*	11.15
Total Parcels: 2		Total Acreage	18.25

Gas and Oil Rights Only**

157.51-2-42	1112 Vestal Rd	Residential	0.24
173.14-1-22	856 E Circle Dr	Residential	0.24
173.32-3-9	504 Pickwick Dr	Residential	0.25
Total Parcels: 3		Total Acres	0.73

* County foreclosure property. Property to be sold at auction; county will retain oil and gas rights. No drilling can be done directly on this property.

** Parcels sold at auction; county retained subsurface gas and oil rights. No drilling can be done directly on these properties. These mineral rights subject to a possible sale to the current property owner.

Total Parcels: 5 **Total Acres** **18.98**

Town of Windsor

Tax Map No.	Street Address	Property Use	Acreage
184.00-1-25	238 E Boskett Rd	Other	0.38
200.00-1-26*	606 Cascade Valley	Vacant Land*	40.00
231.00-2-1	45 Scouten Hill Rd	Park Land	292.98
231.00-1-5.1	430 Mcallister Rd	Park Land	25.13
Total Parcels: 4		Total Acres	358.49

Gas and Oil Rights Only**

150.01-1-34	305 Dutchtown ROW	Residential	0.38
213.00-4-3	139 Barton Rd	Residential	7.60
Total Parcels: 2		Total Acres	7.98

* County foreclosure property. Property to be sold at auction; county will retain oil and gas rights. No drilling can be done directly on this property.

** Parcels sold at auction; county retained subsurface gas and oil rights. No drilling can be done directly on these properties. These mineral rights subject to a possible sale to the current property owner.

Total Parcels: 6 **Total Acres** **366.47**