

Appendix A

**New York State Natural Heritage Program Letter
(August 2005)**

Draft Environmental Impact Statement

**University Commons
Town of Allegany, Cattaraugus County, NY**

December 2005



Appendix A: Correspondence from NYSDEC Regarding Endangered Species

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



August 10, 2005

Tanya Mooza Zwahlen
Bergmann Associates
200 First Fed Plaza
28 East Main Street
Rochester, NY 14614-1909

Dear Ms. Zwahlen:

In response to your recent request, we have reviewed the New York Natural Heritage Program databases with respect to an Environmental Assessment for the proposed Construction Project - 20-acres - University Commons, site as indicated on the map you provided, located in the Town of Allegany, Cattaraugus County.

We have no records of known occurrences of rare or state-listed animals or plants, significant natural communities, or other significant habitats, on or in the immediate vicinity of your site.

The absence of data does not necessarily mean that rare or state-listed species, natural communities or other significant habitats do not exist on or adjacent to the proposed site. Rather, our files currently do not contain any information which indicates their presence. For most sites, comprehensive field surveys have not been conducted. For these reasons, we cannot provide a definitive statement on the presence or absence of rare or state-listed species, or of significant natural communities. This information should not be substituted for on-site surveys that may be required for environmental 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.

This response applies only to known occurrences of rare or state-listed animals and plants, significant natural communities and other significant habitats maintained in the Natural Heritage Data bases. Your project may require additional review or permits; 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.

Sincerely,

Betty A. Ketcham, Information Services
New York Natural Heritage Program

Enc.

cc: Reg. 9, Wildlife Mgr.