

**FINDING OF NO SIGNIFICANT IMPACT  
AND  
NEGATIVE DECLARATION/DETERMINATION OF NON-SIGNIFICANCE**

**EAST RIVER WATERFRONT ACCESS PROJECT AT  
CATHERINE, RUTGERS AND MONTGOMERY SLIPS**

**Project No.:** HUD CDBG B-02-DW-36-0001

**Date:** October 6, 2009

This determination is issued pursuant to the National Environmental Policy Act (“NEPA”) and the New York State Environmental Quality Review Act (“SEQRA”) and their respective implementing regulations.

Lower Manhattan Development Corporation (“LMDC”), a subsidiary of the New York State Urban Development Corporation d/b/a Empire State Development Corporation (a political subdivision and public benefit corporation of the State of New York), as lead agency, in cooperation with The City of New York, has determined that the East River Waterfront Access Project at Catherine, Rutgers and Montgomery Slips (“Proposed Project”) will not, either individually or cumulatively, have a significant impact on the quality of the human environment or a significant adverse environmental impact. LMDC is therefore not required to prepare an environmental impact statement under either NEPA or SEQRA.

**Name of Action:** East River Waterfront Access Project at Catherine, Rutgers and Montgomery Slips

**SEQRA Status:** The Proposed Project is a Type I Action

**Conditioned Negative Declaration:** No

**Description of Action:**

The Proposed Project would improve three slips -- Catherine, Rutgers and Montgomery Slips -- with enhanced open space and streetscapes, including improvements to the medians of Catherine and Montgomery Slips.

**Location:**

The Proposed Project is located in Lower Manhattan (New York County) immediately to the west of South Street on Catherine, Rutgers, and Montgomery Slips.

**Reasons Supporting this Finding and Determination:**

LMDC, as lead agency, has prepared an environmental assessment (“EA”) for the Proposed Project, which considers the action’s potential for environmental effects.

Potential impacts during the operational phase of the project were analyzed in the following areas: land use, zoning, and public policy; socioeconomic conditions; community facilities; open space and recreational resources; shadows; historic resources; urban design and visual resources; neighborhood character; hazardous materials; natural resources (including floodplain); waterfront revitalization program; infrastructure; solid waste and sanitation; energy; vehicular traffic and parking; transit and pedestrians; air quality; environmental justice; noise; public health; growth-inducing aspects; and irreversible and irretrievable commitment of resources.

Pursuant to Section 106 of the National Historic Preservation Act, LMDC proposes to prepare a programmatic agreement to address the potential for adverse effects on archeological resources.

The EA also addresses potential construction period impacts and cumulative impacts.

Based on the EA, LMDC has determined that the Proposed Project will not, either individually or cumulatively, have a significant impact on the quality of the human environment or a significant adverse environmental impact. A full statement of the reasons supporting this determination is set forth in the EA.

**For Further Information:**

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