

**STATE SMART GROWTH PUBLIC INFRASTRUCTURE POLICY ACT**  
**Smart Growth Impact Evaluation Form**

This Smart Growth Impact Evaluation Form will assist the New York State Homes and Community Renewal (HCR) Smart Growth Advisory Committee and Staff to determine whether a proposed financing, acquisition or construction of a project by certain HCR agencies (collectively, the “Covered Agencies”) complies with the NY State Smart Growth Public Infrastructure Policy Act (the “Act”).

Covered Agencies are the New York State Housing Financing Agency, State of New York Mortgage Agency, Housing Trust Fund Corporation, New York State Affordable Housing Corporation, State of New York Municipal Bond Bank Agency, and Tobacco Settlement Financing Corporation.

**PART A**  
**Project Information**

Project Name			
CDBG Project Number			
Project Address			
Municipal Applicant			
Address			NY

1. List all the programs of the Covered Agencies subject to compliance with the Act which are expected to participate in the financing, acquisition, construction, or rehabilitation of the Project (do not list outside agency funding):

Program(s) of Covered Agencies	Funding Amount

2. Description of the proposed scope of work of rehabilitation and/or new construction of Project:

**Description of any public infrastructure proposed in the scope of work of rehabilitation and/or new construction of Project:**

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**3. Have any other entities issued a written statement or completed a smart growth review of the Project in connection with the Act?**

Yes	Entity
No	

(Attach copy of written statement or results of smart growth review)

**4. Is the Project subject to review as a public infrastructure project?**

Project DOES NOT involve the acquisition, new construction of, or expansion or reconstruction by a Covered Agency of infrastructure such as roads, sewers or sidewalks that are open and accessible to the public. A public infrastructure project does not include financing, acquisition, construction, or rehabilitation of infrastructure owned and used solely by the private owners or tenants of a project.

*(For example, the construction or rehabilitation of a project-owned sewage treatment facility used by the private owners or tenants of project would not be a public infrastructure project).*

OR

**5. Is the Project subject to review as a public infrastructure project?**

Project DOES involve the acquisition, new construction of, or expansion or reconstruction by a Covered Agency of infrastructure such as roads, sewers or sidewalks that are open and accessible to the public and such infrastructure is not owned and used solely by the project.

**IF CHECKED, GO ON TO PART B BELOW**

**PART B**  
**Public Infrastructure Project Criteria Review**

*(Briefly describe whether the proposed public infrastructure project satisfies the following criteria or why a criterion is not relevant or practicable.)*

The following Guidance and Regulations must be referenced as relevant, especially in response to criterion 11:

- 6 NYCRR Part 490, Projected Sea-level Rise <https://www.dec.ny.gov/energy/102559.html>
- Community Risk and Resiliency Act (CRRA), Guidance for Consideration of Flood Risk in Smart Growth Public Infrastructure Assessment [https://www.dec.ny.gov/docs/administration\\_pdf/crrasmartgrowth.pdf](https://www.dec.ny.gov/docs/administration_pdf/crrasmartgrowth.pdf)
- NYS Flood Risk Management Guidance for Implementation of the CRRA [https://www.dec.ny.gov/docs/administration\\_pdf/crrasmartgrowth.pdf](https://www.dec.ny.gov/docs/administration_pdf/crrasmartgrowth.pdf)
- NYS Flood Risk Management Guidance for Implementation of the CRRA - Estimating Guideline Elevations [https://www.dec.ny.gov/docs/administration\\_pdf/crraestelevguidelines.pdf](https://www.dec.ny.gov/docs/administration_pdf/crraestelevguidelines.pdf)
- Using Natural Measures to Reduce Risk of Flooding and Erosion [https://www.dec.ny.gov/docs/administration\\_pdf/crranaturalmeasuresgndc.pdf](https://www.dec.ny.gov/docs/administration_pdf/crranaturalmeasuresgndc.pdf)

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**Does the public infrastructure project satisfy the following criteria?**

**1. To advance projects for the use, maintenance, or improvement of existing infrastructure:**

	Yes	Explain briefly:
	Criteria is Not Relevant	Explain briefly:
	No	Explain briefly:
	Compliance with the Criteria is considered impracticable	Explain briefly:

**2. To advance projects located in “Municipal Centers”**

2a. an area of concentrated and mixed land use that serves as a center for various activities including, but not limited to:

- (1) Downtown areas or Central business districts (such as the commercial and often geographic heart of a city, “downtown”, “city center”); or
- (2) Main streets (such as the primary retail street of a village, town, or small city. It is usually a focal point for shops and retailers in the central business district, and is most often used in reference to retailing and socializing); or
- (3) Brownfield Opportunity Areas ([http://nyswaterfronts.com/BOA\\_projects.asp](http://nyswaterfronts.com/BOA_projects.asp)); or

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- (4) Downtown areas of Local Waterfront Revitalization Plan areas ([http://nyswaterfronts.com/maps\\_regions.asp](http://nyswaterfronts.com/maps_regions.asp)); or
- (5) Locations of transit-oriented development (such as projects serving areas that have access to mass or public transit for residents); or
- (6) Environmental Justice areas (<http://www.dec.ny.gov/public/899.html>); or
- (7) Hardship areas;

	Yes	Explain briefly:
	Criteria is Not Relevant	Explain briefly:
	No	Explain briefly:
	Compliance with the Criteria is considered impracticable	Explain briefly:

2b. An area adjacent to a Municipal Center defined in 2a. above which have clearly defined borders, are designated for concentrated development in the future in a municipal or regional comprehensive plan, and exhibit strong land use, transportation, infrastructure and economic connections to a municipal center; and areas designated in a municipal or comprehensive plan, and appropriately zoned in a municipal zoning ordinance, as a future municipal center.

	Yes	Explain briefly:
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	Criteria is Not Relevant	Explain briefly:
	No	Explain briefly:
	Compliance with the Criteria is considered impracticable	Explain briefly:

**3. To advance projects in developed areas or areas designated for concentrated infill development in a municipally approved comprehensive land use plan, local waterfront revitalization plan and/or brownfield opportunity area plan:**

	Yes	Explain briefly:
	Criteria is Not Relevant	Explain briefly:

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	No	Explain briefly:
	Compliance with the Criteria is considered impracticable	Explain briefly:

**4. To protect, preserve and enhance the State's resources, including agricultural land, forests, surface and groundwater, air quality, recreation and open space, scenic areas, and significant historic and archeological resources:**

	Yes	Explain briefly:
	Criteria is Not Relevant	Explain briefly:
	No	Explain briefly:

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	Compliance with the Criteria is considered impracticable	Explain briefly:

**5. To foster mixed land uses and compact development, downtown revitalization, brownfield redevelopment, the enhancement of beauty in public spaces, the diversity and affordability of housing in proximity to places of employment, recreation and commercial development and the integration of all income and age groups:**

	Yes	Explain briefly:
	Criteria is Not Relevant	Explain briefly:
	No	Explain briefly:
	Compliance with the Criteria is considered impracticable	Explain briefly:

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**6. To provide mobility through transportation choices including improved public transportation and reduced automobile dependency:**

	Yes	Explain briefly:
	Criteria is Not Relevant	Explain briefly:
	No	Explain briefly:
	Compliance with the Criteria is considered impracticable	Explain briefly:

**7. To coordinate between state and local government and intermunicipal and regional planning:**

	Yes	Explain briefly:
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	Criteria is Not Relevant	Explain briefly:
	No	Explain briefly:
	Compliance with the Criteria is considered impracticable	Explain briefly:

**8. To participate in community-based planning and collaboration:**

	Yes	Explain briefly:
	Criteria is Not Relevant	Explain briefly:

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	No	Explain briefly:
	Compliance with the Criteria is considered impracticable	Explain briefly:

**9. To ensure predictability in building and land use codes:**

	Yes	Explain briefly:
	Criteria is Not Relevant	Explain briefly:
	No	Explain briefly:
	Compliance with the Criteria is considered impracticable	Explain briefly:

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**10. To promote sustainability by strengthening existing and creating new communities which reduce greenhouse gas emissions and do not compromise the needs of future generations. The local public is involved in developing and implementing a community plan and ensuring the governance structure is adequate to sustain its implementation** *[describe how project complies with local planning efforts to reduce greenhouse gas emissions, comprehensive planning, through zoning, and/or participation in FEMA Hazard Mitigation Planning or NYS Climate Smart Community Program]:*

	Yes	Explain briefly:
	Criteria is Not Relevant	Explain briefly:
	No	Explain briefly:
	Compliance with the Criteria is considered impracticable	Explain briefly:

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**11. To mitigate future physical climate risk due to sea level rise, and/or storm surges and/or flooding, based on available data predicting the likelihood of future extreme weather events, including hazard risk analysis data, if applicable** *[If site is in or in close proximity to any flood risk must analyze regulations and guidance noted at the beginning of this document. For projects which may be located in the extended flood extent per the NYS Flood Risk Management Guidance for Implementation of the CRRRA an analysis must be provided of whether the project design meets the Guidance and if not, explain why.]*

	Yes	Explain briefly:
	Criteria is Not Relevant	Explain briefly:
	No	Explain briefly:
	Compliance with the Criteria is considered impracticable	Explain briefly: