



Chautauque County 2021 Occupancy Tax Program for Grants for Lakes and Waterways



Part One: Program Guidance

Overview

Chautauque County has a five percent (5%) occupancy or "bed tax" for the rental of lodging units within the County. Three fifths (3%) of the revenue that is generated from this tax is utilized to increase tourism, conventions, trade shows, special events and other directly related and supporting activities including business in the county. The two fifths (2%) bed tax is utilized solely for the enhancement and protection of lakes and streams in Chautauque County. The following Occupancy Tax Grants for Lakes and Waterways offers financial assistance to efforts that enhance and protect the lakes and waterways of Chautauque County. The Occupancy Tax Grants for Lakes and Waterways, or "2% bed tax", may be used by public agencies, private organizations, or residents of Chautauque County.

Available Funds:

The minimum grant amount available is \$500, while the maximum grant amount is **\$40,000**. Projects will be evaluated and ranked for the Legislature by the Chautauque County Water Quality Task Force Waterways Panel based on the individual merits of the project (see evaluation criteria below). The Waterways panel will provide the ranked list of projects to the County Legislature by May 31, 2020, who holds the right to deny funding to any and all projects. Funding for projects will not be available any earlier than January 1, 2021. Funded projects must begin and demonstrate measurable progress within one year following funding approval. Applicants from previous years that have not demonstrated measurable progress will not be considered for the current funding cycle. The County Watershed Coordinator, Dave McCoy will evaluate project progress and provide the Legislature a progress report as necessary.

Eligibility:

- Project located in Chautauque County and demonstrates clear evidence as to how the project will provide a public benefit.
- Not-for-profit organizations
- Governmental agencies
- Businesses and corporations
- Public and private schools
- All landowners of Chautauque County

Evaluation Criteria and Weight:

(see Application Ranking and Evaluation form for more details)

- Water Quality Benefits (Weight 15%)
- Erosion and Sedimentation Control Benefits (15%)
- Riparian Buffers (10%)
- Recreational and Educational Benefits (5%)
- Ecological Benefits (15%)
- Feasibility (15%)
- Partnerships and Project Leveraging (15%)
- Other Benefits (10%)

Selection Process/Ranking Procedures

All project proposals submitted for 2% occupancy tax grant funding will be reviewed by the Chautauqua County Water Quality Task Force Waterways Panel. The Waterways Panel will develop a ranked list of projects and submit the list to the legislature for their review and approval. They will rank projects based on eight individually weighted criteria. Each member of the waterways panel will independently score and rank each project.

Committee members will meet at least once as a committee to discuss each project where in members may adjust their scores based on peer interaction. Final scores will be compiled by the Watershed Coordinator and results will be provided to each member of the waterways panel to be used to calculate the rank order for each project. The waterways panel will then provide a memorandum describing its deliberations, with the ranked list of projects and suggested funding amounts to the Legislature for their approval.

Detailed Ranking Criteria Description:

- 1. Water Quality Benefits (Weight 15%):** The water quality benefits derived from an individual project reflect the ability of the project to remove and capture pollutant loads from runoff prior to discharge into downstream waterbodies. Those projects that are specifically designed to provide a high level of treatment to currently untreated runoff from a large drainage basin or point source discharge would receive a high score. Conversely, those projects with little or no real water quality benefits receive a score of zero. In assigning scores in this category, the total suspended solids (TSS), total nitrogen (TN), total phosphorus (TP) loads, or other pollutants removed are to be considered by the reviewer in a qualitative fashion and scored based on the expected result of the project.

- 2. Erosion and Sedimentation Control or Stormwater Reduction Benefits (15%):** Projects that are designed to provide a long-term remedy for severe erosion problems or the reduction of stormwater flows will receive a high ranking score. Projects that have the secondary benefit of reduced potential for erosion or lesser reductions in stormwater flows will earn an intermediate score depending on the magnitude of benefits. Projects that have little or no effect on the remediation of erosion and sedimentation or reduction of stormwater flows will be assigned a score of zero.

3. Riparian Buffers (10%): Riparian buffers are considered the most effective and lowest cost means of protecting and enhancing water quality. The width of the buffer and the number of species (grasses, shrubs and trees), especially native species are factors that increase functionality of buffers. Projects with wide buffers and diversity of the plants and trees within the buffer will score highest. Projects with no buffers and grass monocultures will be assigned a score of zero.

4. Recreational and Educational Benefits (5%): This criterion ensures that waters most valued by the public or having the potential for public use receive consideration. Public support and awareness helps ensure funding and may indicate citizens' willingness to collaborate for control efforts. Projects that provide opportunities to create or enhance recreation and education for the general public will be rated based on; 1) their ability to have value as a demonstration project or; 2) provide for enhanced recreational opportunities. Projects that combine the fore mentioned criteria and have long-lasting benefits will rank highest, while projects that do not provide for these benefits will be assigned a score of zero. Features to consider could be: nature centers, websites, active outdoor classrooms, fishing, boating, public workshops and symposiums, manuscripts/ journals/ pamphlets, and interpretive exhibits and kiosks.

Though this committee acknowledges the potential contributions of proposed projects toward recreation and education, the enabling legislation stresses protection and improvement of lakes and waterways. Therefore this criterion is weighted less than the others that directly protect and improve water quality.

5. Ecological Benefits (15%): This ranking criterion can ensure that waters of ecological value get consideration in the decision process. These waters might include waters of aquatic / fisheries value, primary nursery areas, outstanding resource waters, and protected streams, wetlands, or rare, threatened and endangered (RT&E) species. The potential ecological benefits of an individual project are ranked based on evaluations of the anticipated improvements to habitat that will be realized by implementing the project. Factors for evaluation include; quantified effects on the project on NYS or federally recognized resources and the longevity of ecological benefits with required maintenance.

6. Feasibility (15%): This ranking criterion is a measure of public benefit and the relative severity of obstacles that must be overcome to implement the project. Determining a score is a cumulative assessment of factors such as: public vs. private property, property easement acquisition, permitting requirements, impact or disturbance to nearby residences, long- term maintenance and operation requirements, completeness or status of project planning design and maintenance, phase of the project relative to past and/or future funding, and relative ease of construction. A high ranking would be assigned to projects significant public benefit with no foreseeable implementation concerns related to any or all of these issues. A low ranking would be assigned to projects which would have a high degree of difficulty and little or no public benefit.

- 7. Partnerships and Project Leveraging (15%):** Partnerships and project leveraging is a quantitative measure of the various funding and in-kind support from other vested organizations. Factors to consider include: The ratio of partner contributions to the funding request (1:1, 2:1, etc), how many project partners are contributing to the grant request, and the number of partner categories (state/federal government, local government, NGO, university, watershed group, etc.) involved in the proposed project. Projects that have high ratios of other sources of funding (monetary or in-kind) with several project partners of various categories will receive the highest score. Projects with no documented partners or leveraging will receive a score of zero.
- 8. Other Benefits (10%):** This evaluation criterion allows the reviewer the ability to examine the overall project and determine if other benefits exist that have not been addressed in the other sections. The reviewer will rely on professional judgment when applying a score to this criterion. Other project screening factors to consider:
- a. Project contributes to the implementation of an existing watershed management plan
 - b. Cost of the project relative to the benefits derived
 - c. Synergy with other restoration, research, or maintenance projects
 - d. Public and Neighborhood acceptance
 - e. Logical precedence: Some projects may rely on the prior completion of other projects, or a project might not function at its intended capacity unless implemented in conjunction with another project
 - f. Experienced based ranking: the ranking of a project may sometimes be based exclusively or primarily on the judgment of experienced managers, governing bodies, other officials, citizens, and anyone else who may be involved in the decision making process

Funding Agreement:

Each project selected for funding will enter into an agreement (contract or agreement of service) with Chautauqua County that defines the obligations of the applicant and the County. This includes, but is not limited to, items such as; reporting, payment schedule, terms of the agreement, use of funds, cancellations, reporting, insurance, disability, and workman's compensation. During the term of the agreement the applicant must allow access to the project area to the County Watershed Coordinator. Applicants are responsible for securing all permits necessary for work and fulfilling New York State Environmental Quality Review Act (SEQRA) requirements. Funding will only be applied to costs incurred under the agreement after the agreement has been signed.

Project Timeline

All projects will be finished by December 31, 2021. Recipients of approved 2% projects that are not completed within the allotted timeframe may request an extension in written form to the Watershed Coordinator explaining why an extension is being requested. The extension requests will be reviewed and a determination will be provided on a case-by-case basis. Extensions shall not be extended beyond December 31, 2022.

Reporting Requirements

As the 2% project progresses, reporting with photographic documentation must be submitted to the Watershed Coordinator as defined in the agreement, which is typically at the initiation of the project, while work is underway, and at the completion of the project. All reporting will be consistent with the work plan (scope of services), timeline, and budget submitted as part of the application. Within 60 days of the completion of the project, the applicant must submit a project final report, which includes detailed financial information to the Watershed Coordinator in order to receive final payment.



Chautauque County
2021 Application for Occupancy Tax
Grant Program for Lakes and
Waterways
Due April 1, 2020



Part Two: Instructions & Application

1. Failure to include accurate and complete information will result in the removal of the application from the review process.
2. The electronic version of the application is provided in Microsoft Word format. Please note that the Application Ranking and Evaluation Sheet that the Waterways Panel uses to evaluate each application is available to give the applicant insights to the evaluation process. Please do not include the Application Ranking and Evaluation Sheet or any other additional information with your completed application unless otherwise instructed on the application. Please utilize the 12 point Times New Roman font to prepare your application. Applications are found online at: www.co.chautauqua.ny.us click on the link to the Legislator home page and navigate to "Occupancy Tax Forms", or contact Dave McCoy for a paper version of the application at the Chautauque County Department of Planning and Economic Development; 201 W. Third Street; Jamestown, NY 14701; (716) 661-8915 or (716) 753-4061; email: McCoyD@co.chautauqua.ny.us.
3. You may consider using the services of a Technical Services Provider (TSP) to assist you with preparing this application for Occupancy Tax Grant funding; however, you are not required to do so. Examples of TSPs include Not for Profit Environmental and Conservation Organizations, Soil & Water Conservation Districts, USDA Natural Resource Conservation Services and Professional Engineers.
4. When completing your application for Occupancy Tax Funding, please review the scoring criteria identified in the attached Application Ranking and Evaluation form. This form is used by the Waterways Panel to provide a consistent means of scoring and ranking each application. This form should not be completed by the Applicant or returned as a part of your completed application.
5. The project budget must be submitted on the worksheet provided. Please identify the sources of funding for the project on the Project Budget Worksheet. Sources of funding may include (A) Occupancy Tax Funding, (B) Monetary or in-kind contributions provided by the Applicant or Landowner, and (C) Monetary or in-kind contributions provided by a Partner or by another Agency or Organization, such as the New York State Department of Environmental Conservation, US Fish & Wildlife or Nature Conservancy.
6. The Occupancy Tax Grant program does not limit who is eligible to apply but the applicant must provide clear evidence as to how the project will provide a public benefit. Only projects from the following Chautauque County lakes & watersheds are eligible for Occupancy Tax Funding: Lake Erie, Chautauque Lake, Bear Lake, Cassadaga Lakes and Findley Lake.
7. To ensure the longevity of streambank and lakeshore protection projects, the Landowner is required to complete the attached Operation and Maintenance Plan that demonstrates a 10-year commitment to inspect and maintain Occupancy Tax funded streambank and shoreline protection projects.

8. Most Occupancy Tax Projects are constructed in or adjacent to a stream or lake. To ensure the project will be constructed in an environmentally responsible manner, the applicant is required to submit an Erosion and Sedimentation Control Plan for construction activities. If you are unfamiliar with the aspects of an Erosion and Sedimentation Control Plan, please consult a TSP for assistance.
9. Required Application Attachments: (provide in digital format on a CD if possible).
 - a. Location Map: A US Geological Survey (USGS) Quadrangle Map, or equivalent identifying the project location.
 - b. Project Plans: Plan view, cross section and typical detail drawings
 - c. Project dimensions and elevations on plans
 - d. Materials and quantities
 - e. Operation and Maintenance Plan
 - f. Erosion and Sedimentation Control Plan for construction activities
 - g. Photographs: include no more than 6 color photographs, taken from multiple directions that clearly depict the site of the proposed activity.
10. Submit 8 hardcopies and 1 electronic copy (CD) of the completed application by 4:00pm EST, April 1, 2020 to: Mr. Dave McCoy at; Chautauqua County Department of Planning and Community Development; 201 W. Third Street, Suite 115; Jamestown, NY 14701. **Please mail to the above address (must be post marked by April 1 or hand delivered). Applications that do not include the required number of hard copies or electronic copy (CD) will be rejected.**

**Chautauqua County
2021 Occupancy/Bed Tax Application
Lakes and Waterways Version**

LANDOWNER'S NAME:

TECHNICAL SERVICE PROVIDER'S (TSP) ORGANIZATION:

TSP ADDRESS:

TSP CONTACT PERSON:

TSP PHONE:

TSP E-MAIL:

PROJECT NAME:

Required documents for the application package

1. DESCRIPTION OF PROJECT

- a. Limit one page
- b. Double Space, 12 Point Font, Times New Roman

2. PROJECT PLANS

- a. Location map: USGS Topo at 1:24,000 scale
- b. Plan view, cross section and typical detail drawings
- c. Project dimensions and elevations on plans
- d. Materials and quantities
- e. Erosion and Sedimentation Control Plan for construction activities

3. PHOTOS (Limit 6)

- a. As applicable to show extent of project.

4. SIGNED OPERATION & MAINTENANCE AGREEMENT

5. WILL THE PROJECT REQUIRE A PERMIT? IF SO, FROM WHAT ENTITY?

6. PROJECT BUDGET ON ATTACHED FORM

FUNDING PARTNER(S) NAME / TITLE (Printed): _____

LANDOWNER'S SIGNATURE: _____

LANDOWNER'S NAME / TITLE (Printed): _____

DATE: _____

