CRAIG PAEPRER Chairman

ANTHONY GIANNICO Vice Chairman

BOARD MEMBERS
RAYMOND COTE
ROBERT FRENKEL
VICTORIA CAUSA
JOHN NUCULOVIC

TOWN OF CARMEL PLANNING BOARD



60 McAlpin Avenue Mahopac, New York 10541 Tel. (845) 628-1500 – Ext.190 www.ci.carmel.ny.us MICHAEL CARNAZZA

Director of Code

Enforcement

RICHARD FRANZETTI, P.E.

Town Engineer

PATRICK CLEARY, AICP,CEP, PP, LEED AP Town Planner

PLANNING BOARD AGENDA JANUARY 25, 2023-6:00 P.M.

TAX MAP # PUB. HEARING MAP DATE COMMENTS

TOWN BOARD REFERRAL - 6:00 PM - 7:00 PM

1. Town of Carmel Comprehensive Master Plan and Zoning Code Draft Discussion (No Public

Comments)

PUBLIC HEARING

Carmel Centre Senior Housing (Pulte Homes)
 Lot 3 – Terrace Drive
 55.14-1-11.1
 1/25/23
 Continuation of Open Public Hearing – Bond Return

SITE PLAN

Lubic, Michael – 310 Buckshollow Road
 NYCDEP West Branch Auxiliary Dam – 34 Drewville Road
 Site Plan
 Sj5/22 Site Plan

MISCELLANEOUS

G & F Subdivision – Lots 5, 6 & 7 2054 Route 6
 Pulte Homes of New York, LLC –
 Lot 4 – Terrace Drive
 Pulte Homes of New York, LLC –
 Lot 5 – Terrace Drive
 Subdivision Approval
 Pulte Homes of New York, LLC –
 Lot 5 – Terrace Drive
 Sold-1-11.2
 Bond Return
 Bond Return

TOWN BOARD REFERRAL - CONTINUATION OF DISCUSSION

8. Town of Carmel Comprehensive Master Plan and Zoning Code Draft

Discussion (No Public Comments)



January 5, 2023

Craig Paeprer, Chairman and Members of the Carmel Planning Board 60 McAlpin Ave Mahopac, NY 10541

RE: Site Plan for Michael Lubic 310 Buckshollow Road Mahopac, NY 10541 TM#: 76.9-1-22

Dear Mr. Paeprer and the Members of the Carmel Planning Board,

The following is my response to Patrick Cleary's memo dated 12/8/2022:

- 1. The zoning district has been changed to R residence.
- 2. The Site Plan has been revised to indicate twenty 10' x 20' parking spaces with a 24' backup area.
- 3. The tandem parking spaces have been eliminated.
- 4. The rear parking area will be paved and striped.
- 5. I discussed the access to the property from Kennicut Hill Road with Michael Simone, the Highway Superintendent. Due to the steepness of the road, he recommended that we provide a 60' concrete curb from the intersection with Buckshollow Road and proceeding up the steep hill along Kennicut Hill Road, with a 20' concrete curb alongside the parking space closest to the property line.
- 6. There are no Stormwater Management facilities.
- Since there are no public sewers accessible to this site, the existing septic system will be analyzed to ensure that it can accommodate the 10 apartments.
- 8. The Fire Inspector has inspected the apartments, and to the best of my knowledge there are no outstanding issues.
- 9. To the best of my knowledge, there are no code violations. In addition, the owner is agreeable to providing a sprinkler system for the two illegal apartments.

The following is my response to Mike Carnazza's memo dated 12/5/2022:

- I have contacted Putnam County Health Department. They have no records on either the septic system or the well for this property. The owner will have a septic contractor give us a report on the size of the septic tank and the lineal footage of fields to determine if it is adequate for 10 apartments.
- 2. The owner is agreeable to providing a sprinkler system for the two illegal apartments.

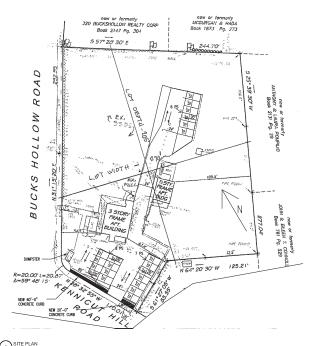


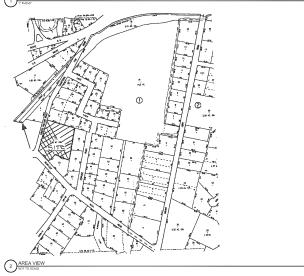
The following is my response to Richard Franzetti's memo dated 12/1/2022:

- 1. The parking spaces and travel ways have been noted on the Site Plan with the appropriate dimensions.
- 2. The Site Plan has been referred to the Mahopac Fire Department.
- 3. I have contacted Putnam County Health Department. They have no records on either the septic system or the well for this property. The owner will have a septic contractor give us a report on the size of the septic tank and the lineal footage of fields to determine if it is adequate for 10 apartments.

Very truly yours,

Joel Greenberg, AIA, NACRB



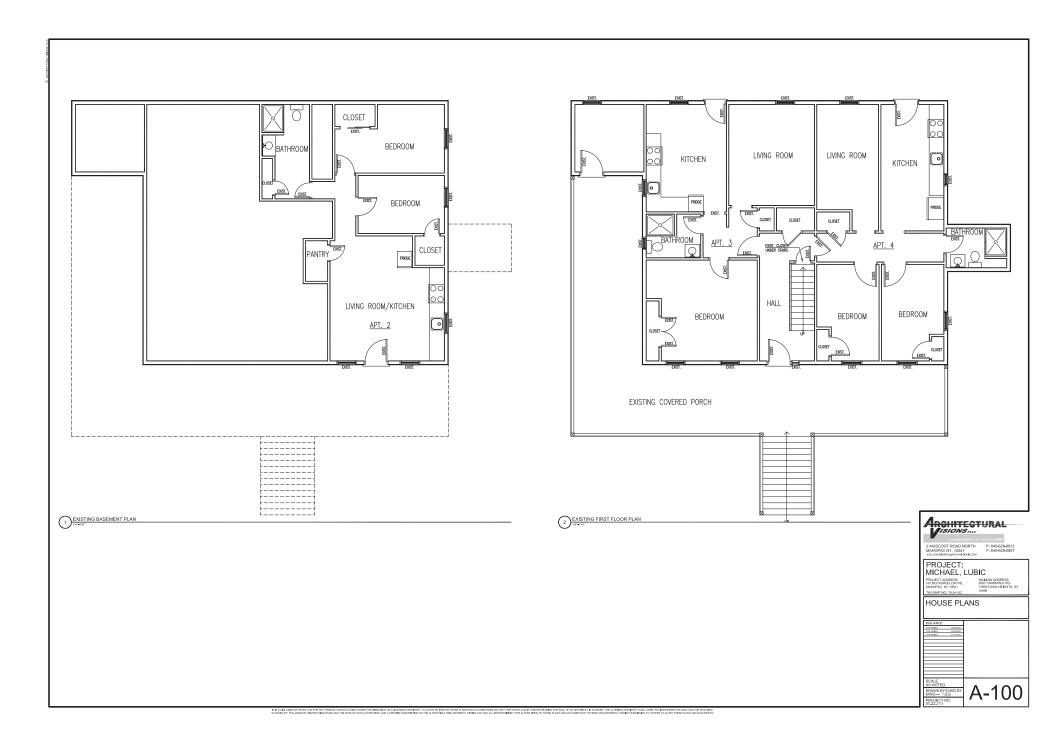


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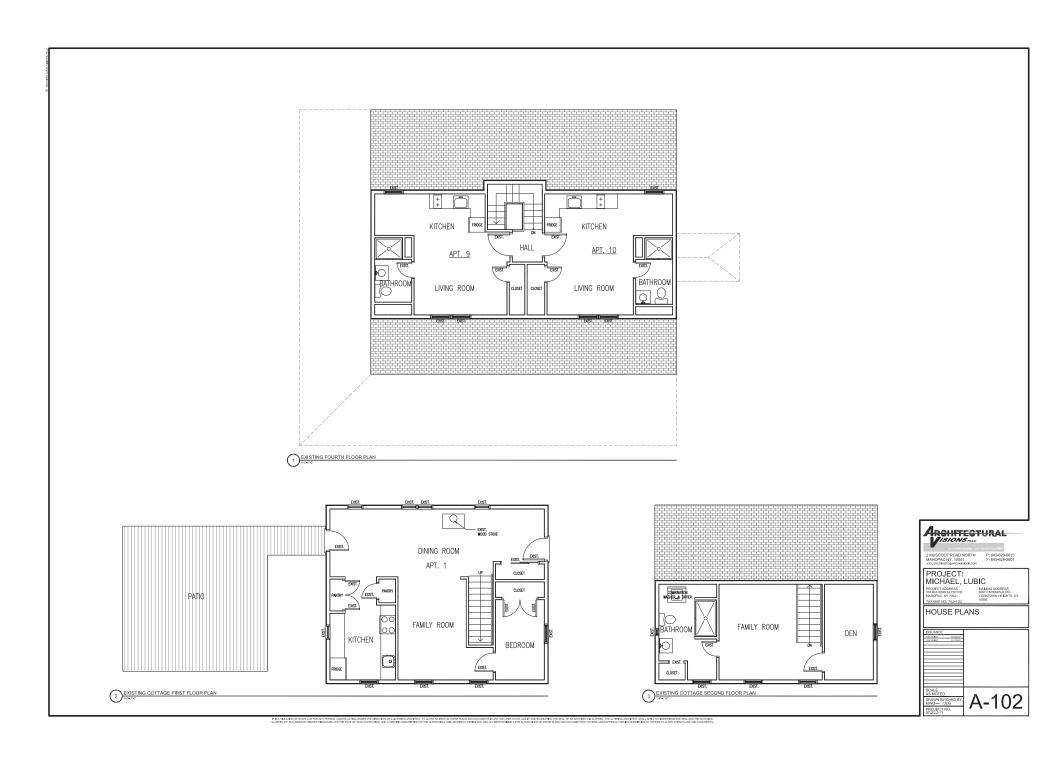
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| 11 Sycamore Rd | 10 Olympus Dr | 11 Lakeview Ter | 30 Lukeview Ter | PO BOX 636 | 31 Lakeview Terrace |
| Mahopuc, NY 10541 | Mahorac, NY 10541 | Mahupuc, NY 10541 | Mahopse, NY 10541 | Mahopac, NY 10541 | Mahopec, NY 10541 |
| | | | | | |
| 76.9-1-49 | 76.9-1-43 | 76.9-1-53 | 76.9-1-28 | 76.9-1-22 | 75.12-2-46 |
| Muriel Wines | Haider Ali | Joseph Carnillo | Kyoko Hada | 442 Realty Group, LLC | Alfred Butironi |
| 13 Olympus Dr | 14 Lakeview Ter | 14 Olympus De | 31 Lakeview Ter | 466 Route 6 | 311 Buckshollow Rd |
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| 76.9-1-50 | 76.9-1-42 | 76.9-1-26 | 75.12-2-16 Crystal Property Mgmt LLC | Hector Roman | Robert Sokerka |
| Paul Sheman | Richard DeFrancesco | Anthony Pompilio | Crystal Property Mgmt LLC | 320 Buckshellow Rd | 321 Buckshollow Rd |
| 17 Olympus Dr | 18 Lakeview Ter | 19 Lakeview Ter | 128 Lakeview Dr | Mahopuc, NY 10541 | Mahopat, NY 10541 |
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| | | | | 76.9-1-29 | 76.9-1-6 |
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| Peter Tully | Joan Newman | Christopher Przymylski | Angel Coronel Carchipella | 330 Buckshollow Rd | 333 Buckshollow Rd |
| 2 Lakeview Ter | 49 West Lake Blvd | 22 Lakeview Ter | 175 Valley St | Mahagas, NY 10541 | Mahepaq, NY 10541 |
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| 76,9-1-52 | 75.12-2-60 | 75.12-2-61 | 76.9-1-20 Steven Mittelmann | 76.9-1-7 American Legion Post 1080 | Crystal Property Mgmt I |
| Robert Donohue | Leonard Bieler | John Galvin | FO BOX 25 | 333 Buckshollow Rd | 128 Lakeview Dr |
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| Robert Steinberg | John Scala | Jennifor Corso | Richard Brancaccio | Anthony Cassone 25 Hillerest Ave | 45 Lakeview Ter |
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| | | | | | 76.9-1-61 |
| 76.9-1-27 | 75.12-2-15 | 75.12-2-52 | 76.9-1-33 | 76.9-1-32 Shoress Delovic | Robert Tittemore |
| Tohn Sheedy | Crystal Property Mgmt LLC | Giorgio Monaco | Femandas Living Trust | Shpress Delovic 50 Lakeview Ter | 531 Kennicut Hill Rd |
| 27 Lakeview Terr | 128 Lakeview Dr | 276 Buckshollow Rd | 48 Lakeview Ter | 20 Lakeview 147 | Mahopac, NY 10541 |
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| | | | | | 76.9-1-2 |
| 75.12-2-51 | 75.12-2-40 | 75.12-2-41 | 76.9-1-62 | 76.9-1-24 | Conlan Living Trust |
| Monaco Bros Rusky Mgmt LLC | Dispolito Realty LLC | Elaine Carey | Albert Thompson | Brian Robbins | 541 Kennicut Hill Rd |
| 276 Buckshallere Rd | PO BOX 124 | 287 Buckshollew Rd | 535 Kennitut Hill Rd | 540 Kenniout Hill Rd | Mahopac, NY 10541 |
| Mahopac, NY 10541 | Amawalk, NY 10501 | Mahopac, NY 10541 | Mahopae, NY 10541 | Mahopac, NY. 10541 | asstopac, NT 10241 |
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| 75.12-2-50 | 75.12-2-49 | 75.12-2-43 | 76.9-1-23 | 76.9-1-4 John Ceolan | 75.12-2-47 Leke Nitai |
| Brandon Raum | Christine Schroff | Genaro Goezulez, Jr. | Serino Realty of Mahopac Inc | John Centre | 3115 Sedgwick Ave Ap |
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| Mahopae, NY 10541 | Mahopae, NY 10541 | Mahopac, NY 10541 | Mahopae, NY 10541 | Mahopuc, NY 10541 | |
| | | | 76.9-1-45 | 75.12-2-8 Giovanna Barba | 76.9-1-11 Lake Mahopac Properti |
| 6.9-1-48 | 76.9-1-34 | 75.12-2-12 | Stanley Przymylski | | 609 Rt 6 FO BOX 770 |
| ofaloni Family Irrev. Trust | Fernandes Living Trust | Crystal Property Mgmt LLC | 6 Lakeview Ter | 291A Heritage Hills | PO BOX 770 |
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| fakopac, NY 10541 | Makepae, NY 10541 | Maliopac, NY 10541 | | | |
| | | | 76.9-1-9 | 76.9-1-19 | 75.12-2-42 Rowley Development |
| 5.12-2-9 | 75.12-2-18 | | 621 Route 6 LLC | Woodcrest Gordens Inc | PO BOX 460069 |
| owley Development Com Inc | Rowley Development Corp Inc | | 621 Rt 6 | PO BOX 265 | |
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| O BOX 460069 | 21 Croten Lake Rd #LS | 597 Rt. 6 Realty Group, LLC | | | |
| O BOX 466069 | | 465 Rr 4 | | | |
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| 5.12-2-48 | 75.12-2-44 | 76.9-1-47 | | | |
| lebecca Barreti | Luis Colon | Prinz Femily Trust | | | |
| | 299 Buckshollow Rd | 3 Olympus Dr | | | |
| | Mahopac, NY 10541 | 3 Olympus Dr | | | |
| 96 Buckshollow Rd dahopse, NY 10541 | | Makopic, NY 10541 | | | |

| | Zoning Sc | hedule | |
|-------------------------------|--------------------|-------------|--------------|
| ZONE - R120 TM# 76.09-1-22 | | | |
| R RESIDENTIAL | REQUIRED | EXISTING | VARIANCE |
| MIN LOT AREA (SF) | 120,000SF | 80.27SF | PRE-EXISTING |
| MIN LOT WIDTH (FT) | 200FT | 270FT | NONE |
| MIN LOT DEPTH (FT) | 280FT | 205FT | NONE |
| MIN YARD DIMENSIONS (FT) | | | |
| FRONT | 40FT | 54FT | NONE |
| SIDE - NONE | | | |
| REAR | 40FT | 63.8FT | NONE |
| MAX BUILDING HEIGHT (FT) | 35FT | <35FT | NONE |
| MAX LOT COVERAGE (%) | 65% | 3.5% | NONE |
| | 1APT - 2X10 = 20PS | 26PS | NONE |
| 9TH & 10TH APT. | NOT PERMITTED | APTS EXIST. | USE VARIANCE |

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| ISSUANCE IBMOZ CONTROL PROMIERO CONSEGUIO CORREGEO | |
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Rohit T. Aggarwala Commissioner

Ana Barrio

Deputy Commissioner Bureau of Engineering Design & Construction

Sean McAndrew, P.E. Executive Director Water System Capital Program

16 Little Hollow Road Grahamsville, NY 12740

Tel. (845) 334-7195 Fax (845) 985-2282 mcandrews@dep.nyc.gov January 3, 2023

Town of Carmel Planning Board Attn: Rose Trombetta 60 McAlpin Avenue Mahopac, NY 10541

RE: CRO-534: West Branch Reservoir Auxiliary Dam (Putnam County)

New York City Department of Environmental Protection Bureau of Engineering, Design and Construction Slope Improvements Project Town of Carmel Site Plan Approval Application

Dear Planning Board Members,

The New York City Department of Environmental Protection (DEP) is in receipt of the Town of Carmel's comments received as; a Memorandum from Cleary Consulting prepared by Patrick Cleary, AICP, CEP, PP, LEED AP to Chairman Paeprer & Members of the Planning Board, and a Memorandum dated July 21, 2022 from Richard J. Franzetti P.E. Town Engineer to the Carmel Planning Board on the above referenced permit application packet addressing activities required to implement slope improvements at its West Branch Reservoir Auxiliary Dam (Town of Carmel, Putnam County). The following responses have been prepared to address the comments and note where revisions to design plans are being incorporated.

Comments from Cleary Consulting Memorandum Site Plan Comments

Comment 1: The proposed modifications to the dam are permitted as a Public Utility Facility - §156-37

Response 1: Comment acknowledged.

Comment 2: The proposal will impact three wetlands, one of which is a NYSDEC regulated wetland, the remaining two are regulated by the Town of Carmel. The impacts to two of the wetlands will be temporary, but one of the Town regulated wetlands will be permanently impacted by the filling in of a stone drainage swale. Approval by the ECB is required.

Response 2: Comment acknowledged.

Comment 3: The proposal calls for installing new "native low maintenance vegetation" to replace 78 trees to be removed, and to also install "limited tree and shrub planting" at the entrance driveway. A landscaping plan, specifying proposed species and plant sizes, should be provided.

Response 3: Landscaping plans are provided as Sheets L-005.00 and L-006.00. Plant sizes have been added.

Comment 4: Traffic along Route 6 will be disrupted to allow for the project to be developed. The applicant has proposed a Work Zone Traffic Control Plan that will be coordinated with NYSDOT, Putnam County and Town. This plan must be reviewed and updated periodically, as necessary.

Response 4: Comment acknowledged. NYSDOT, Putnam County and Town of Carmel Highway Division have been informed of the project and given the opportunity to review the Work Zone Traffic Control Plan. Comments will be implemented to the extent feasible within the limits of the proposed project. Contact will be maintained with each agency throughout to the bidding and construction phases and proposed changes by the Contractor will be reviewed with the agency stakeholders prior to implementation. Specifically, in accordance with Note 2 of the NYSDOT Work Zone Traffic General Notes issued under EB 08-036 as Sheet 619-10 with an effective date of 01/08/09, the Contractor must submit to the (NYSDOT) Engineer, in writing, proposed revisions to the traffic control plan for review and approval by the Regional Director or his/her designee five (5) workdays prior to the planned implementation of such control plan.

Comment 5: A construction management plan covering all aspects of the project, such as erosion and sediment control, traffic, construction noise and lighting, hours of work activity, material staging, construction worker parking, et., shall be required as a condition of site plan approval.

Response 5: DEP is currently in the process of selecting a Construction Management firm to oversee construction of the project. A construction management plan covering the requested items above will be provided to the Town prior to award of the contract and issuance of Notice to Proceed to the Contractor.

Comment 6: Clarify if any of the proposed activities (such as excavation of the dam slope) will increase public safety of downstream properties.

Response 6: The slope improvements project will improve public safety of downstream properties by improving stability of a localized over-steepened area at the crest of the dam, improving collection and discharge of seepage

within/beneath the dam, and installing slope and ground water instrumentation to monitor conditions within the dam embankment. Roadway improvements to Route 6 will also improve traffic safety.

SEQR Comments:

Comment 1: In accordance with NYCRR Section 8 Part 617, the proposed project is classified as an Unlisted Action.

The materials submitted in support of this application indicate that the NYC Bureau of Planning and Assessment (BEPA) is serving as the Lead Agency for this action.

It is unclear if a Coordinated Review is being conducted. The Town has not received any documentation indicating that a Coordinated Review has commenced (such a notice of Lead Agency designation).

If a Coordinated Review is not occurring, the Planning Board must undertake its own SEQR review for those actions the Town is responsible for.

Response 1: A Coordinated Review has been completed by the NYC BEPA and Negative Declaration has been issued. A copy of the declaration is provided is Attachment No. 1.

Comments from Richard J. Franzetti P.E., Town Engineer General Comments:

Comment 1: The following referrals are required:

- a. United States Army Corps of Engineers (USACE)
- b. New York State Department of Environmental Conservation (NYSDEC)
- c. New York State Department of Transportation (NYSDOT)
- d. New York City Department of Environmental Conservation (NYCDEP)
- e. Putnam County Department of Planning -GML 239(m)
- f. Putnam County Bureau of Emergency Services
- g. Putnam County Department of Highway and Facilities (PCDHF)
- h. Town of Carmel Highway Department
- I. Town of Carmel Environmental Conservation Board (ECB)
- j. Carmel and Mahopac central school districts
- k. Mahopac/ Carmel Fire Departments

Response 1: Comment Acknowledged. On October 24, 2022, a project Stakeholder Meeting was held virtually via Microsoft Teams. CDM Smith, on behalf of NYCDEP, scheduled and coordinated the meeting which was used as a platform to discuss the project design, traffic control plan and details and project schedule with Stakeholders. Project meeting minutes are provided as

Attachment No. 2. Meeting minutes and slides were distributed to all attendees and invitees.

Comment 2: The following permits are required:

- a. USACOE Nationwide Permit
- b. NYSDEC for stormwater, protection of waters and wetlands
- c. NYSDOT stormwater
- d. NYCDEP stormwater
- e. ECB for wetlands

Response 2: Comment acknowledged. The status of the permit applications/approvals are provided below.

- a. USACOE Nationwide Permit Approved June 21, 2022
- b. NYSDEC Dam and Impoundment Structures, Freshwater Wetlands, 401 Water Quality Certification, Protection of Waters

Comments received on September 23, 2022

Response to comments submitted to NYSDEC on November 29, 2022 Notice of Complete Application (NCA) received on December 21, 2022. NCA to be published in local newspaper prior to January 7, 2023.

- c. NYSDOT stormwater -MS4 update is pending.
- d. NYCDEP stormwater SWPPP approved February 8, 2022
- e. ECB for wetlands Pending approval with of Town of Carmel Site Plan

Comment 3: The area of disturbance for the work as provided is ~3.6 acres. The threshold criteria of disturbance for the NYSDEC stormwater regulation are between 5,000 square feet and one (1) acre and over one (1) acres. The project will require coverage under the NYSDEC SPDES General Permit for Stormwater Discharges from Construction Activity (GO-0-20-001) and the development of a Stormwater Pollution Prevention Plan (SWPPP) that has permanent controls. However, there are two (2) jurisdictions that oversee the MS4 stormwater regulations. The first is NYSDOT for Route 6 and the second is the Town of Carmel. The applicant has noted this and will work with both agencies regarding these regulations.

Approval from both agencies will be required. Town specific areas should be provided as standalone documents.

The applicant has also submitted a SWPPP which has been provided to the Town.

Response 3: A SWPPP for this project was approved by NYCDEP on February 8, 2022. A copy has been provided to the Town of Carmel with the Site Plan Application. NYCDEP continues to coordinate with NYSDOT regarding inclusion of the proposed roadway drainage improvements in their MS4 for

Route 6. A copy of the acceptance from NYSDOT will be provided to the Town upon receipt.

Comment 4: The applicant has provided traffic control details. These should be reviewed by the NYSDOT, PCDHF, PCBOE, Town of Carmel Highway.

Response 4: DEP has coordinated with NYSDOT throughout the project design phase regarding roadway lane and shoulder widths for Route 6 and traffic control details. Most recently, DEP conducted a Stakeholder Meeting on October 24, 2022, to present the project, including the traffic control details, to NYSDOT, PCDHR, PCBOE and the Town of Carmel Highway. Subsequently, CDM Smith, on DEP's behalf, provided the current (100% Design) plans, including the traffic control details, to NYSDOT and PCDHF. Comments are pending from NYSDOT. PCDHF responded on December 1, 2022, with one comment asking that the project include improvements to the Drewville Road/Route 6 intersection to improve safety. DEP considered the request and determined that changes to the intersection would require substantial work outside the limits of the current project and are not feasible to include in CRO-534, which is currently at the 100% design stage. PCBOE inquired about accommodations for emergency vehicles during road reconstruction. DEP informed PCBOE that emergency vehicle pre-emption has been included for the temporary traffic signals. Stakeholder Meeting minutes are provided as Attachment No. 2.

In addition, the Contractor will be required to consult with NYSDOT, Putnam County and Town of Carmel Highway Division prior to implementing any changes to the Work Zone Traffic Control Plan developed for the project.

Comment 5: The applicant will be required to supply a stormwater maintenance agreement and maintenance guarantee per Town Code (§156-85 and §156-87B respectively).

Response 5: Comment acknowledged.

Comment 6: Should any public improvement be deemed necessary as part of the development of the tract, a performance Bond and associated Engineering Fee must eventually be established for the work. The applicant will need to develop quantity take offs for bonding purposes.

The applicant should note that a Performance Bond and associated Engineering fee is minimally required for the stormwater management practices, erosion and sediment control drainage features, landscaping, etc. installed at the site. Please see §156-61 J and K of the Town Code for additional information.

Response 6: Comment acknowledged.

Detailed Comments

Comment 1: Documents submitted indicate different areas of disturbance for the project (EIS narrative/ 3.6 acres, SWPPP §1 shows 4.5 acres). These should be corrected.

Response 1: The difference in the areas of disturbance presented in the EIS narrative (3.6 acres) and SWPPP (4.5 acres) are attributed to the fact that the EIS disturbed area references only the area of the site that will have active construction and ground disturbance, whereas the SWPPP includes approximately 0.9 acres for the temporary construction staging area. In addition to the disturbed area of 3.6 acres, the EIS narrative also acknowledges the project area (which includes the staging area) as approximately 4 acres.

Comment 2: All planting should be verified by the Town of Carmel Wetlands inspector. Note should be added to the drawings.

Response 2: The following note has been added to Sheets L-005.00, L-006.00 and C-049.00 The note has also been added to specification Section 32 90 00 – Planting.

All planting shall be verified by the Town of Carmel Wetlands inspector prior to installation.

Comment 3: All plantings shall be installed per §142 of the Town of Carmel Town Code. Note should be added to the drawings.

Response 3: The following note has been added to Sheets L-005.00, L-006.00 and C-049.00 The note has also been added to specification Section 32 90 00 — Planting.

All plantings shall be installed per §142 of the Town of Carmel Town Code.

Comment 4: All fill brought to the site must be certified per NYSDEC regulations and manifest/ certifications of the fill material being delivered should be provided.

Response 4: Specification Section 31 23 23 – Fill includes reference to applicable NYSDEC regulations for suitable fill material. A manifest of fill deliveries, including certification that it meets Section 31 23 23 will be maintained, and can be provided to the Town of Carmel upon request.

Comment 5: Work along existing access road must have a stabilized construction entrance.

Response 5: As shown on Sheet G-004.00 construction access roads already exist on the northwest and southeast corners of the site and are the primary construction access points for the Contractor. A stabilized construction entrance is shown on Sheet C-42 on the northeast side of Route 6. A stabilized construction has been added to Sheet C-43 to support the access road located from Drewville Road. The stabilized construction entrance shall be constructed in accordance with Detail F on Sheet C-48.

Should there be questions or additional information required to process this application, please contact Linda Singh (Deputy Portfolio Manager) at 917-207-9477 or via e-mail at LindaSi@dep.nyc.gov.

Very truly yours,

Paul Costa, P.E. Portfolio Manager

- cc. L. Singh, DEP
 - D. DeKoski, DEP
 - J. Fitzsimmons, DEP
 - S. Salzberg, DEP
 - E. LeClair, CDM Smith



Rohit T. Aggarwala Commissioner

Angela Licata
Deputy Commissioner
of Sustainability

59-17 Junction Boulevard Flushing, NY 11373

NEGATIVE DECLARATION

Notice of Determination of Non-Significance

November 18, 2022

West Branch Auxiliary Dam Slope Improvements CEQR No. 22DEP026U

This Negative Declaration has been prepared in accordance with the State Environmental Quality Review Act (SEQRA) authorized by Article 8 of the Environmental Conservation Law and its implementing regulations as set forth in 6NYCRR Part 617, and the New York City Environmental Quality Review (CEQR) process as set forth in 62 RCNY Chapter 5 and Executive Order 91 of 1977 and its amendments. The New York City Department of Environmental Protection (DEP), as lead agency, has determined that the proposed project described below would not have a significant adverse effect on the environment and is herein publishing a Negative Declaration. An Environmental Assessment Form (EAF) and attachments supporting the analysis were distributed on November 4, 2021.

PROJECT DESCRIPTION

The New York City Department of Environmental Protection (DEP) proposes improvements to the slope of the West Branch Auxiliary Dam and U.S. Route 6 east of Drewville Road, located in the Town of Carmel, Putnam County, New York. The proposed West Branch Dam Slope Improvements would improve the stability of the downstream slope and safety of U.S. Route 6 that passes over the Auxiliary Dam crest. Reconstruction of Route 6 would meet current New York State Department of Transportation (NYSDOT) standards. The tax parcel the Auxiliary Dam resides within is 45.8 acres in size. The project area is approximately 4 acres in size although physical work would be confined to an area of approximately 3.6 acres.

The proposed action requires approvals from the Town of Carmel, New York State Department of Environmental Conservation, and United States Army Corps of Engineers.

The DEP Bureau of Environmental Planning and Analysis has concluded that the proposed action is classified as a Type I Action per 6NYCRR Part 617.4(b)(9). In accordance with the State Environmental Quality Review Act as set forth in 6NYCRR Part 617 authorized by Article 8 of the Environmental Conservation Law, and the City Environmental Quality Review process, as set forth in 62 RCNY Chapter 5 and Executive Order 91 of 1977 and its amendments, as lead agency DEP has conducted a coordinated review for the above referenced action.

POTENTIAL IMPACT ASSESSMENT

As presented in detailed discussions in the November 2021 Environmental Assessment Form and Environmental Assessment and the additional project information above, the proposed project would not result in the potential for significant adverse environmental impacts. It is estimated that the work would be completed over six months, with no work anticipated from approximately December 15th through March 15th due to typical inclement winter weather. Should conditions be favorable, DEP approval would be required to continue work during the winter months. The work is anticipated to begin in 2023 with completion in 2025. The project incorporated specific measures to minimize potential impacts as discussed for the impact categories below.

Historic and Archeological Resources

• At the request of NYS Office of Parks, Recreation and Historic Preservation (OPRHP), a Construction Protection Plan would be implemented to ensure the historic gatehouse is not impacted by the construction activities.

Natural Resources – Plants and Animals

- Vegetation appropriate for dam safety and maintenance would be replanted after slope reconstruction.
- To avoid impacts to foraging eagles during construction, contractors would employ flagging or other anti-perching measures to discourage Bald Eagles and other raptors from perching on tall equipment.
- To avoid potential impacts to the Northern Long-eared Bat and Indiana Bat, tree removal activities would be performed between November 1 and March 31.
- Potential impacts to aquatic wildlife would be minimized through use of turbidity curtain or curtains and other best management practices to minimize in-water turbidity during construction (see below).

Natural Resources - Surface Waters and Wetlands

- To protect water quality during the reconstruction of U.S. Route 6, a turbidity curtain(s) would be installed in the West Branch Reservoir. The turbidity curtain would be installed May 1 or later in the first year of construction and removed by March 1 at the end of the work on U.S. Route 6.
- All equipment used in or adjacent to the Reservoir would be steam cleaned prior to use.
- Wetlands soils would be stockpiled separately to backfill and restore the trenched area.
- To minimize impacts from construction vehicles, geotextile or equivalent would be required for work in the wetlands.

Soils and Stormwater Management

Soil erosion and sediment control measures would be implemented during construction to prevent soils and sediments from migrating offsite as runoff:

- A temporary barrier of geotextile fabric or filter cloth and reinforced with posts (silt fence) would be installed along the toe of the dam at the east side of the project site.
- As previously stated, a temporary turbidity curtain(s) would be placed in the West Branch Reservoir prior to work on the U.S. Route 6 roadway or work at the crest of the dam.

- A temporary, semi-permeable barrier would be installed within storm drain inlets in the project area to filter and settle out sediments from runoff before it enters the storm drain inlet.
- To suppress dust, visual air monitoring would be performed concurrently with site construction activities. Dust suppression may include spraying the site with water until the surface is wet.
- Areas disturbed or rough graded that are subject to erosion would receive a temporary seeding in combination with straw mulch or a suitable equivalent.
- Erosion control blankets would be used on slopes 3 horizontal to 1 vertical or steeper to stabilize soils. Blankets would be placed immediately after seeding.
- The site would be maintained and graded such that all stormwater runoff is diverted to soil erosion and sediment control features.
- Stockpiling of soils would be restricted to a designated area at the project site. A silt fence would surround the soil stockpiles to prevent migration and to capture loose soil.
- The final site restoration includes grading and spreading loam and seeding on the non-rip rap work area. The temporary staging area would be restored (graded and replanted) at the conclusion of the work.

Construction Impacts

Below are many of the measures that would be taken to minimize project impacts during construction.

Traffic/Transportation

- Vehicular traffic would be maintained on U.S. Route 6 and Drewville Road for the duration of the proposed project. During the first construction season, U.S. Route 6 is expected to be open to traffic in both directions.
- Temporary lane shutdowns required to allow for the safe movement of equipment or to provide for worker safety would be minimized to the extent practicable.
- During the nighttime reconstruction of U.S. Route 6, traffic would be maintained using temporary traffic signals controlling alternating one-way traffic.
- Occasional closures of both lanes would be necessary but are expected to be infrequent and short duration (approximately 15 minutes or less) to allow for safe construction operations. At the end of each work night, the roadway would be reopened fully to allow for two-way traffic to flow freely during the daytime period.
- To minimize traffic impacts to U.S. Route 6, during construction of the embankment fill, contractor vehicular access to the project site would be primarily via the gated West Branch Auxiliary Dam site access road off Drewville Road. Some construction related traffic such as material deliveries may access the site from the secondary driveway off U.S. Route 6.
- Contractor parking would be confined to the auxiliary dam site. Contractor parking would not be permitted on Drewville Road or U.S. Route 6.

Air Quality

- To minimize impacts to the air quality from construction, dust suppression measures described above would be implemented.
- Soil, debris, and other materials would be promptly removed from the site.
- Open body trucks transporting materials would be covered to prevent airborne dust and water would be used to control dust during construction operations including grading.

Noise and Light

- Construction has been staged to minimize the duration of construction which would occur over a two-year period with no work taking place in the winter months.
- Activities would be confined to the project area to minimize impacts.

STATEMENT OF NO SIGNIFICANT EFFECT

DEP has determined that, as proposed, the West Branch Auxiliary Dam Improvements are not anticipated to have any potential significant adverse impacts on the quality of the environment. No significant adverse impacts on historic/archaeological resources, transportation, noise, or other impact categories would occur as a result of the proposed action. Any natural resources, hazardous materials, or air quality impacts related to construction would be temporary and would incorporate the measures discussed above and therefore are not considered significant effects on the environment or public health. These conclusions are based on the analyses and determinations discussed above.

SUPPORTING STATEMENTS

The above determination is based on an environmental assessment which finds that the action, as proposed, would not result in significant effects on the environment that would require the preparation of an Environmental Impact Statement.

For further information, please contact:

Kathryn Kelly Bureau of Environmental Planning and Analysis New York City Department of Environmental Protection 71 Smith Avenue Kingston, NY 12401

Phone: (845) 340-7761 email: kkelly@dep.nyc.gov

Sincerely,

Phil Simmons

Managing Director, Environmental Impact Analysis and Technical Review

cc:

Honorable Michael Cazzari, Supervisor, Town of Carmel

Honorable MaryEllen Odell, County Executive, Putnam County

Richard Franzetti, Town Engineer, Town of Carmel

Fred Pena, Commissioner, Putnam County Highway and Facilities

David J. Chomycz, Acting Resident Engineer Southern Dutchess & Putnam County, NYSDOT

John Petronella, Regional Permit Administrator, NYSDEC

Chris Lang, Environmental Analyst, NYSDEC

Brian Orzel, Project Manager, USACE

Daniel Michaud, DEP

James O'Connor, DEP

Linda Singh, DEP

James Fitzsimmons, DEP

John Milgrim, DEP

Paul Costa, DEP

Spencer Salzberg, DEP

Susan Darling, DEP

Kathryn Kelly, DEP

MEETING SUMMARY

New York City Department of Environmental Protection CRO-534: West Branch Auxiliary Dam Slope Safety Improvements Putnam County, New York

Date: October 24, 2022 Time: 11:00 AM - 11:50 AM

Location: Virtual

Subject: West Branch Auxiliary Dam Slope Improvements Contract CRO-534

Attendees:

| Name | Affiliation |
|--------------------|--|
| Paul Costa | NYCDEP BEDC |
| Linda Singh | NYCDEP BEDC |
| John Milgrim | NYCDEP BWS |
| Joel Sanson | NYCDEP BWS |
| Mike Carnazza | Town of Carmel Building Inspector |
| Ken Clair | Putnam County Emergency Services |
| Fred Pena | Putnam County Highway & Facilities |
| Brian Hildebrand | Putnam County Highway & Facilities |
| John Tully | Putnam County Highway & Facilities |
| Robert Lipton | Putnam County |
| Vincent Tamagna | Putnam County Public Transportation |
| David Chomycz | NYSDOT Region 8 Permit Engineer |
| Cassandra Bibbo | NYSDOT Region 8 Residency |
| Nikhil Natarajan | NYSDOT Region 8 |
| Heather Pillsworth | NYSDOT Region 8 Public Information Officer |
| Leonor Volpe | Mahopac CSD Transportation |
| Ann Raymond | Carmel SD Transportation Supervisor |
| Marcie Encinas | CDM Smith |
| Erik LeClair | CDM Smith |

Meeting Objective:

Presentation of the West Branch Auxiliary Dam Slope Improvements Project, NYCDEP Contract CRO-534, to the various stakeholders to identify stakeholder concerns or coordination items.

Meeting Summary:

A meeting was held virtually on October 24, 2022, to review NYCDEP's West Branch Auxiliary Dam Slope Improvements (WDAM) Project. Erik LeClair, CDM Smith Project Manager, shared a



presentation (attached) and provided a brief introduction of the project scope, schedule, and key design aspects related to work zone traffic control. Paul Costa, NYCDEP Portfolio Manager, and Linda Singh, NYCDEP Accountable Manager, expressed their appreciation for all participants attendance and assurance that communication via meetings and other methods will be ongoing as the project progresses towards the start of construction.

The following items were presented during the project introduction.

Project Location

The West Branch Auxiliary Dam is in Putnam County, Town of Carmel on NYCDEP-owned property north and east of the intersection of US Route 6 and CR 36 (Drewville Road). From the intersection the project limits extend northward along the crest of the dam to NYCDEP's gravel access road on the east side of Route 6. Work performed will be primarily on the east side of Route 6 at the downstream embankment and along Route 6 within the limits of the crest of the dam.

Project Background

The Dam Embankment and Road Improvements project was developed following:

- Identification of longitudinal pavement cracking, leaning guide railing and utility poles along Route 6
- Engineering assessment which identified localized slope stability issue adjacent to roadway
- Assessments that identified slope erosion caused by roadway drainage
- Narrow roadway lanes and shoulders
- Communications with the Town of Carmel require construction for roadway improvements to be performed during night-time hours to minimize impacts to traffic

Proposed Work

- The proposed work include will be performed over 2.5-year period.
 - Construction Season 1 West Branch Dam Repairs and Slope Safety Improvements will be in progress starting in March 2024 through November 2024 and will include:
 - Install three temporary traffic signals
 - Tree removals
 - Widen Drewville Road site entrance
 - Install fill to flatten downstream face slope
 - Install seepage underdrain at toe of slope
 - Replace damaged seepage drain piping
 - Remove low-level dam outlet pipe
 - Construction Season 2 Completion of remaining dam embankment repairs, installation of highway drainage system, and Route 6 reconstruction will be in progress starting in March 2025 through November 2025 and will include:
 - Install curb and drainage system
 - Reconstruction of Route 6 between Drewville Road to the Shaft 10 facility driveway
 - Widening of lanes and shoulders. US Route 6 will have a final width from curb to curb of approximately 24 ft

- Replace guide railing
- Replace utility poles

Work performed during Construction Season 1 is not expected to substantially impact traffic flow. Temporary traffic lights installed at the site limits will rest on green for Route 6 traffic and be occasionally activated by construction vehicles entering/exiting the site. Periodic, short term lane closures may be required for contractor equipment or material deliveries. During Construction Season 2 the traffic signals will be active at night to control alternating one-way traffic. Traffic will be free flowing during the daytime in both lanes, on interim (gravel, temporary pavement) surfaces.

The slideshow presentation shared during the meeting is provided as **Attachment A.** Following the presentation, the meeting was opened to discussion. The following items were discussed; items upon completion of the project presentation:

- David Chomycz, NYSDOT, inquired about road surface restoration prior to the winter snow and ice removal season. He noted that NYSDOT requires a hard pavement surface for winter snow and ice. NYSDOT will not allow interim pavement surfaces during winter plowing operations. November 1 to April 15 is NYSDOT's "Snow and Ice Season".
 - CDM Smith PM stated that the Work Restrictions Specification will be updated to note this seasonal work restriction and to include requirements for the Contractor to restore all roadways to a hard pavement surface by November 1, unless a later date is approved in coordination with NYSDOT.
- David Chomycz noted that the March start date may be premature for road construction as this area often sees snows until early- to mid-April.
 - Erik LeClair noted that the schedule and work restrictions will be updated to reflect a mid-April limitation on start of roadway construction.
 - Contract documents to include a note that contractor may be permitted to start construction in March weather permitting with appropriate coordination and approval from DOT.
- Fred Pena, Putnam County Highway & Facilities Commissioner, confirmed that the County's Drewville Road Bridge Replacement and Stoneleigh Road Intersection projects are projected to be complete prior to the start of the West Branch Auxiliary Dam project. One county project will be done in 2023 and the other will start in 2023 and likely finish in 2024.
 - Schedule of the county projects was noted by attendees.
- Fred Pena inquired what the detour on Drewville Road will be during construction.
 - Erik LeClair responded that no formal signed detour is planned. The work, as
 designed, will be completed with construction staging and alternating one way
 traffic to try to keep traffic on site. Three temporary traffic signals will be
 implemented to control traffic flow.
- Putnam County inquired about improvements to the Drewville Road and Route 6
 intersection with respect to the tight turning radius from Drewville Road onto Route 6.
 Current conditions require vehicles/trucks to pull partially into the north bound lane of
 Route 6 to see if there is oncoming traffic. Vehicles/trucks often cross the centerline when
 making that turning movement. The County asked if consideration can be given to
 improving sight distances and the turning movement? The County asked for a copy of the
 project plans showing the final intersection alignment.
- Mike Carnazza, Town of Carmel, suggested clearing trees at the southeast corner for improved sight distance at the intersection.

- Erik LeClair noted that the project includes widening of Route 6 over the dam to 11'6" for each traffic lane with 2'6" shoulders, which will provide slightly increased roadway width for the turning vehicles entering Route 6.
- David Chomycz, NYSDOT, commented on the temporary lane width during Stage 1. The 10' lane width with 1' buffer is acceptable for straight road segments, but not be adequate at the intersection due to the turning movement of larger vehicles at that curve on Route 6. He suggested DEP consider a 12' width due to close proximity of an asphalt plant and other commercial vehicle traffic on Route 6.
 - Erik LeClair noted that the temporary lane width was set to have adequate space for construction of the highway drainage system. He noted the temporary lane width will reviewed to determine if 12' temporary lanes can be implemented.
- Cassandra Bibbo, NYSDOT, inquired about coordination with NYSEG and their large climate resiliency project along Route 6 in the project area.
 - Erik LeClair confirmed communication/coordination between NYCDEP and NYSEC is ongoing.
- Heather Pillsworth, NYSDOT, inquired about the project's coordination with Emergency Services. What is duration of light cycle on Route 6?
 - Erik LeClair was unable to provide the specific duration of the light cycles but confirmed that there will be emergency vehicle pre-emption provided during construction.
 - Heather Pillsworth noted that the contract documents should require the Contractor to coordinate information with emergency services when NYSDOT Traffic Management Center (TMC) notification is submitted.
 - Ken Clair, Putnam County Emergency Services, stated NYCDEP and the Contractor can coordinate with him for emergency services pre-emption.
 - NYSDOT will communicate with the Travel Advisory Commission

Action Items

CDM Smith will share the 100% design plans with Putnam County and NYSDOT

Attachments

Meeting slideshow presentation

West Branch Auxiliary Dam Slope Safety Improvements CRO-534

Stakeholder's Information Meeting October 24, 2022

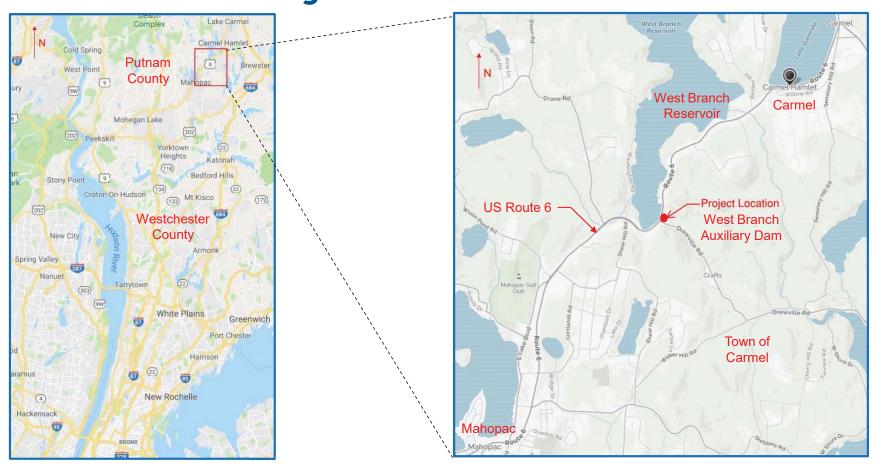


Presentation Outline

- Project Location
- Project Background
- Proposed Work
- Construction Season 1
- Construction Season 2
- Agency Coordination
- Schedule
- Contacts

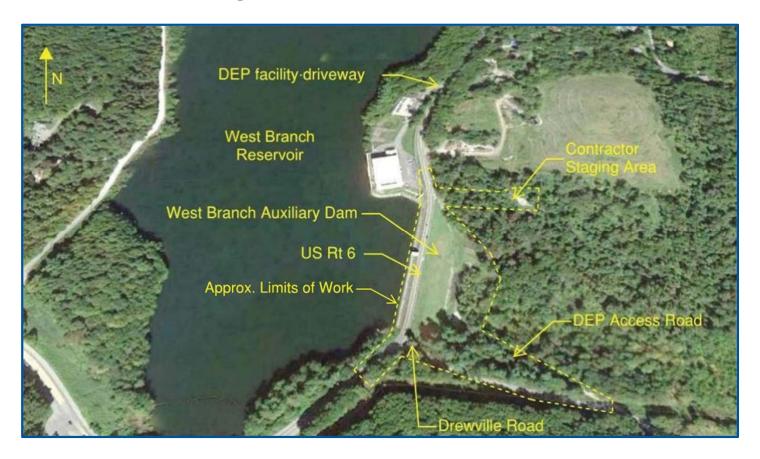


Project Location



West Branch Auxiliary Dam

Project Location



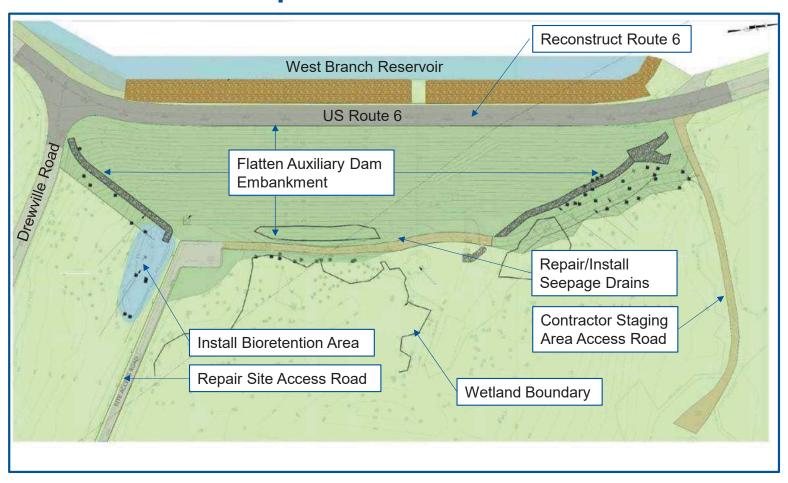
Project Background

Dam Embankment and Roadway Improvements

- Longitudinal pavement cracking, leaning guide railing and utility poles along Route 6
- Engineering assessment identified localized slope stability issue adjacent to roadway
- Slope erosion caused by roadway drainage
- Narrow roadway lanes and shoulders
- Night-time construction for roadway improvements per request by Town



Proposed Work



Proposed Work

- 2.5 year construction contract
- Season 1 Dam Embankment Improvements
- Season 2 Route 6 Improvements





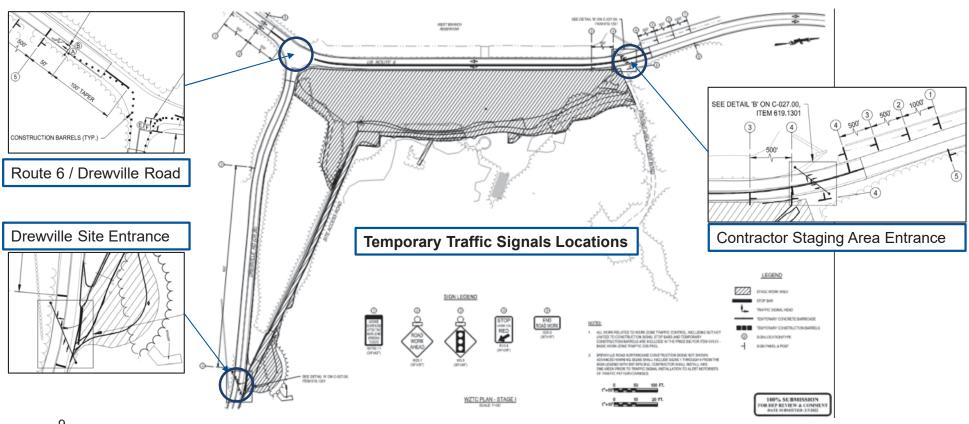
Proposed Work Construction Season 1

West Branch Auxiliary Dam Repair & Improvements

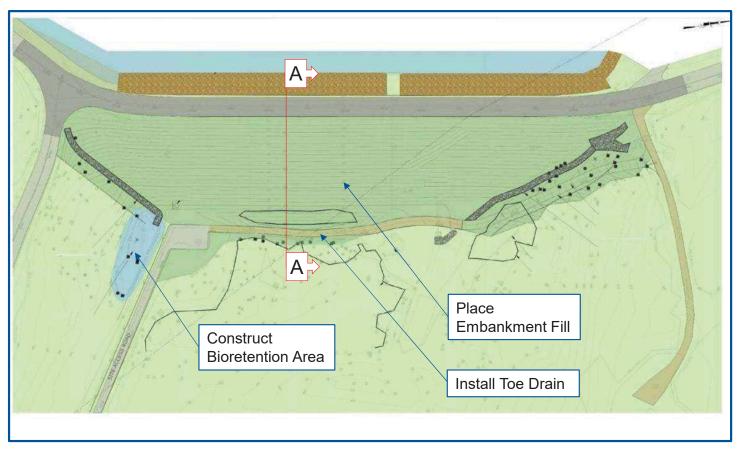
- Install temporary traffic signals
- Tree removals
- Widen Drewville Road site entrance
- Install fill to flatten downstream face slope
- Install seepage underdrain at toe of slope
- Replace damaged seepage drain piping
- Remove low-level dam outlet pipe



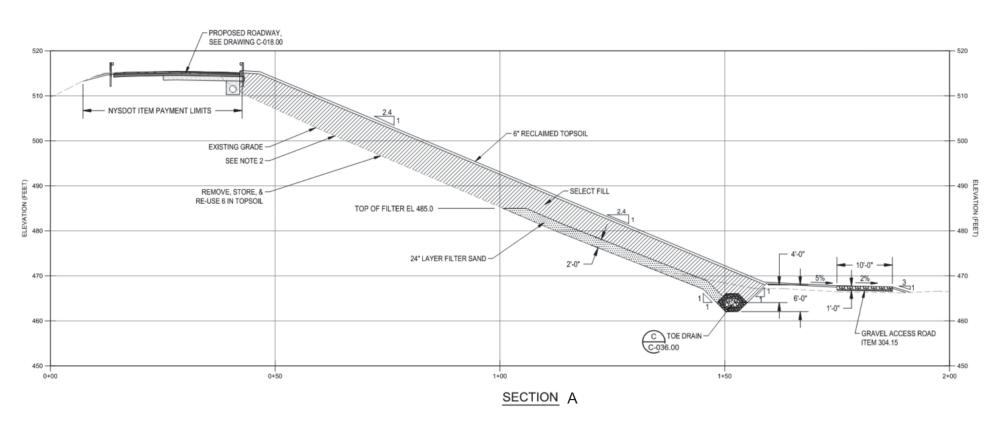
Proposed Work Construction Season 1



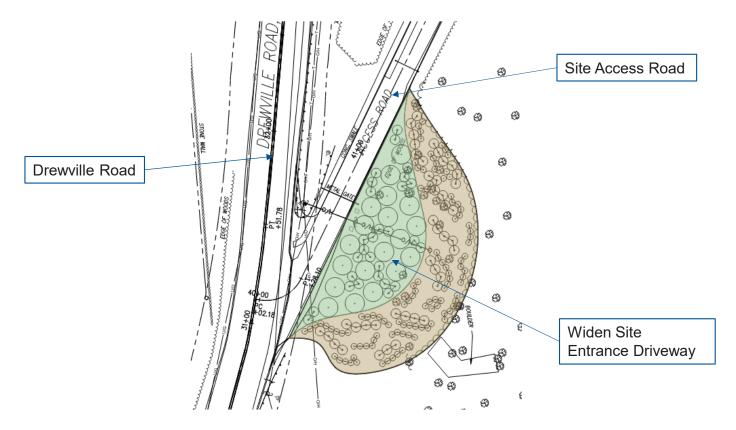
Proposed Work Construction Season 1



Embankment Cross Section



Drewville Road Site Entrance Widening



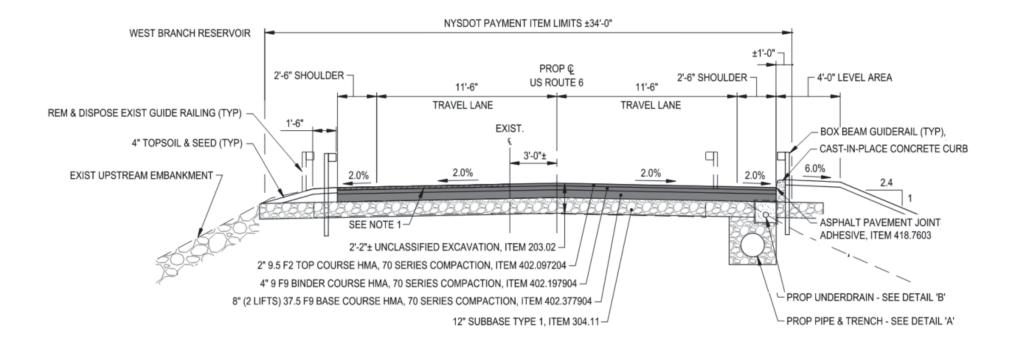
Proposed Work Construction Season 2

US Route 6 Reconstruction

- Drewville Rd to Shaft 10 facility driveway
- Minor widening of lanes and shoulders
- Install curb and drainage system
- Replace guide railing
- Replace utility poles



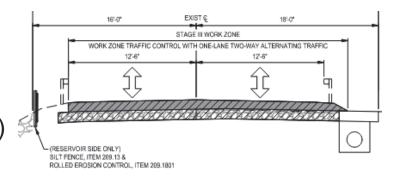
Route 6 Pavement Reconstruction



Route 6 Work Zone Traffic Control

Nighttime Construction on Route 6

- Nighttime lane closures 8pm to 4am
- Alternating one-way traffic at night on Route 6
- Reopen lanes for two-way traffic during the daytime
- Reduced speed & interim road surface (day & night)
- Traffic controlled by temporary signals
- Work area illuminated at night
- Up to 3-month roadway construction duration

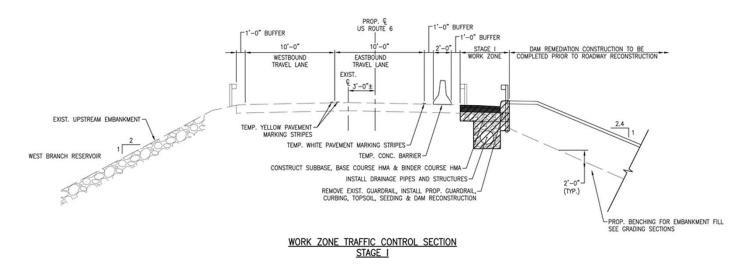


WORK ZONE TRAFFIC CONTROL SECTION
STAGE III
154° - 1'- 0'
2 1 0 2 4

Route 6 Stage I Traffic Control

Stage I Work Area

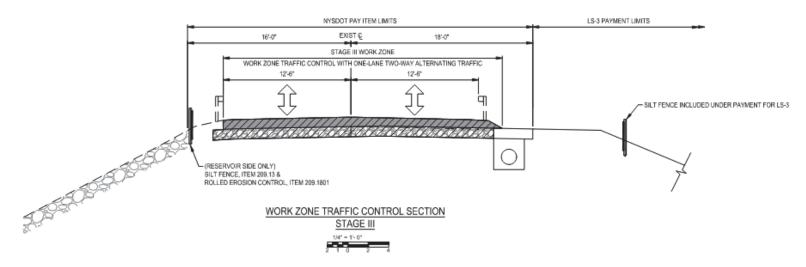
- Free flow traffic on existing paved surface with reduced lane width
- Construction of drainage system offline (outside roadway)
- Short term lane closures during daytime off-peak periods (flaggers)



Route 6 Stages II & III Traffic Control

Stage II & III Work Area

- Free flow traffic during the day
- Alternating one-way traffic at night
- Traffic controlled by temporary signals at night
- Traffic on interim pavement layers (both lanes)



Agency Coordination

- Town of Carmel
- Putnam County Highway Department
- NYSDEC/USACOE
- NYSDOT Region 8
- Utility Owners
 - NYSEG
 - Verizon
 - First Light
 - Spectrum



Schedule

| Project Milestone | Date | |
|---|-----------------------|--|
| Design Phase & Permitting Complete | January 2023 | |
| Construction Notice to Proceed | August 2023 | |
| Site Mobilization & Tree Cutting | November – March 2023 | |
| Construction Season 1 | March – November 2024 | |
| Construction Season 2 | March – November 2025 | |
| Route 6 Lane Closures | Summer – Fall 2025 | |
| Construction Substantial Completion | January 2026 | |

Project Contacts

NYCDEP

- Bureau of Engineering, Design & Construction:
 - Paul Costa Portfolio Manager (718) 595-5470
 - Linda Singh Accountable Manager (917) 207-9477

CDM Smith

■ Project Manager – Erik LeClair – (518) 782-4573



New York State Department of Environmental Conservation Division of Environmental Permits

NYSDEC Region 3 Headquarters 21 S Putt Corners Rd New Paltz, NY 12561 (845) 256-3054

December 21, 2022

NYC DEPT OF ENVIRONMENTAL PROTECTION 96-05 HORACE HARDING EXPY FL 5 CORONA, NY 11368

Re: DEC ID # 3-3720-00447/00001 WEST BRANCH AUXILIARY DAM CRO-534

Dear Applicant:

Please be advised that your application for a DEC permit(s) is complete and a technical review has commenced. Notice and the opportunity for public comment is required for this application. Enclosed is a Notice of Complete Application for your project. Please have the Notice published in the newspaper identified below once during the week of 12/26/2022 on any day Monday through Friday.

The official newspaper of the Town (City) of CARMEL. Contact the Town (City) Clerk's office to confirm the official newspaper.

On the Notice of Complete Application, that information presented between the horizontal lines, on the enclosed page(s) should be published. Do not print this letter or the information contained below the second horizontal line. Please request the newspaper publisher to provide you with a Proof of Publication for the Notice. Upon receipt of the Proof of Publication promptly forward it to this office. You must provide the Proof of Publication before a final decision can be rendered on your application. You are responsible for paying the cost of publishing the Notice in the newspaper.

Notification of this complete application is also being provided by this Department in the NYSDEC Environmental Notice Bulletin.

This notification does not signify approval of your application for permit. Additional information may be requested from you at a future date, if deemed necessary to reach a decision on your application. Your project is classified major under the Uniform Procedures Act. Accordingly, a decision is due within 90 days of the date of this notice unless a public hearing is held, which may extend this time frame. If a public hearing is necessary, you will be notified.

If you have any questions please contact me at the above address or phone number above.

Chris Lang Digitally signed by Chris Lang Date: 2022.12.21 14:57:33 CHRISTOPHER LANG Division of Environmental Permits

THIS IS NOT A PERMIT

New York State Department of Environmental Conservation Notice of Complete Application

Date: 12/21/2022

Applicant: NYC DEPT OF ENVIRONMENTAL PROTECTION

96-05 HORACE HARDING EXPY FL 5

CORONA, NY 11368

Facility: WEST BRANCH AUXILIARY DAM CRO-534

WEST BRANCH RESERVOIR

CARMEL, NY 10512

Application ID: 3-3720-00447/00001

Permits(s) Applied for: 1 - Article 24 Freshwater Wetlands

1 - Article 15 Title 5 Stream Disturbance

1 - Article 15 Title 5 Dam

Project is located: in CARMEL in PUTNAM COUNTY

Project Description:

The applicant proposes improvements to the West Branch Auxiliary Dam (NYS ID: 231-0511B), including flattening/stabilizing the downstream slope, installing drainage infrastructure, and reconstructing US Route 6 which is carried over the dam crest. The proposed improvements would disturb Freshwater Wetland LC-30, its 100-foot adjacent area, and Crafts Brook [DEC Waters Index No. H-31-P44-23-1, Class C(T)], assocated with grading and installation/repair of drainage infrastructure.

Availability of Application Documents:

Filed application documents, and Department draft permits where applicable, are available for inspection during normal business hours at the address of the contact person. To ensure timely service at the time of inspection, it is recommended that an appointment be made with the contact person.

State Environmental Quality Review (SEQR) Determination

Project is a Type I action and will not have a significant effect on the environment. A coordinated review with other involved agencies was performed and a Negative Declaration is on file.

SEQR Lead Agency NYC Dept of Environmental Protection

State Historic Preservation Act (SHPA) Determination

Cultural resource lists and maps have been checked. The proposed activity is not in an area of identified archaeological sensitivity and no known registered, eligible or inventoried archaeological sites or historic structures were identified or documented for the project location. No further review in accordance with SHPA is required.

Availability For Public Comment
Comments on this project must be submitted in writing to the Contact Person no later than 01/12/2023 or 15 days after the publication date of this notice, whichever is later.

Contact Person CHRISTOPHER LANG NYSDEC 21 S Putt Corners Rd New Paltz, NY 12561 (845) 256-3096

CC List for Complete Notice

Jennifer Ross, DEC Dam Safety
Sarah Pawliczak, DEC Ecosystem Health
Brian Orzel, US Army Corps of Engineers
Town of Carmel
Linda Singh, DEP
Paul Costa, DEP
Erik LeClair, DEP
Maria Tupper-Goebel, DEP
Joseph Damrath, DEP
ENB

PART 1 GENERAL

1.01 SUMMARY

- A. This Section specifies the requirements for furnishing, placing and compacting all fill material necessary to bring excavations and site work to final grade as shown, specified or required.
- B. Clean fill material from an off-site source shall be non-hazardous and shall meet the requirements of this Section.
- C. The following index of this Section is presented for convenience:

| Article | Title | Section Page |
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1.02 PAYMENT

- A. All costs shall be included in the lump sum price bid for Contract Item LS-3 Work Result, as specified in Section 01 27 00 Measurement and Payment, except for the following NYSDOT Items labeled in the Contract Drawings:
 - 1. Contract Item 203.03 Embankment in Place,
 - 2. Contract Item 610.1402 Topsoil Roadside.
- B. Payment for the NYSDOT Items listed in Article 1.02.A are strictly limited to the items labeled as such in the Contract Drawings and within the payment limits. Refer to Section 01 35 13 Used of NYSDOT Specs and Drawings for specification details regarding the NYSDOT Item(s). Any item not labeled as a NYSDOT Item

and outside of the payment limits, within the Contract Drawings, shall be included in lump sum price bid for Contract Item LS-3 Work Result and subject to this Section.

1. Payment for reuse of stones and boulders into the existing swales and bioretention area shall be included under LS-3. Payment for new stone in the swales and bioretention area shall be paid under the appropriate NYSDOT Item number, for additional stone needed after reuse of all existing stones and boulders.

1.03 RELATED SECTIONS

- A. Section 01 74 20 Construction Waste Management
- B. Section 02 24 20 Soil Sampling and Analysis
- C. Section 03 30 00 Cast-in-Place Concrete
- D. Section 31 23 16 Excavation
- E. Section 31 23 19 Dewatering
- F. Section 31 25 10 Dust, Soil Erosion and Sediment Control
- G. Section 32 90 00 Planting

1.04 REFERENCES

A. Definitions

- 1. <u>Case-Specific Beneficial Use Determination (BUD)</u>: Under 6 NYCRR Part 360, Section 360.12(d), NYSDEC sets forth the requirements for petitioning NYSDEC to obtain a Case-Specific BUD, and the criteria for reviewing, granting, or denying of the BUD. For reuse of a solid waste to be determined a beneficial use, the petition must satisfy all criteria outlined under 6 NYCRR Part 360, Section 360.12(d).
- 2. <u>Fill</u>: Soil and similar material excavated or brought to the Site for the purposes of construction. All fill material must meet the requirements of this Section. Fill from an off-site source shall be non-hazardous.
- 3. <u>Pre-Determined Beneficial Use for fill material</u>: Under 6 NYCRR Part 360, Section 360.13(b) Waste cessation. "Fill material ceases to be solid waste in accordance with the following:
 - a. Restricted use fill and limited-use fill once delivered to the site of reuse;
 - b. General fill generated outside of the City of New York once a determination that it is general fill has been made;
 - c. General fill generated within the City of New York once delivered to the site of reuse."
 - d. Under 6 NYCRR Part 360, Section 360.13 (c), Exemption for onsite reuse of fill material. "Fill material used as backfill for the excavation from which the fill material was taken, or as fill in areas

of similar physical characteristics on the project property is exempt from regulation" under 6 NYCRR Part 360. "If fill material exhibits historical or visual evidence of contamination (including odors), and will be used in an area with public access, the relocated fill material must be covered with a minimum of 12 inches of soil or fill material that meets the criteria for general fill, as defined in" Subdivision 360.13, Special requirements for pre-determined beneficial use of fill material. Refer to Section 02 24 20 - Soil Sampling and Analysis for sampling requirements, including a list of parameters to be analyzed for soils to be reused on-site, or soils to be reused or disposed off-site.

- 4. <u>Suitable Material</u>: Any material whose composition is satisfactory for use as fill. Any mineral (inorganic) soil, blasted or broken rock and similar materials of natural or man-made (i.e. recycled) origin, including mixtures thereof, are considered suitable materials. Determinations of whether a specific natural material is suitable shall be made by the Engineer on the above basis.
- 5. <u>Unsuitable Materials</u>: any material containing vegetable or organic matter such as muck, peat, organic silt, topsoil or sod, that is not satisfactory for use as fill material. Certain man-made deposits of industrial waste, or contaminated materials may also be determined to be unsuitable materials.

B. Reference Standards

- 1. ASTM C33 Standard Specification for Concrete Aggregates
- 2. ASTM C131 Standard Test Method for Resistance to Degradation of Small-Size Coarse Aggregate by Abrasion and Impact in the Los Angeles Machine
- 3. ASTM C143 Standard Test Method for Slump of Hydraulic-Cement Concrete
- 4. ASTM C330 Lightweight Aggregates for Structural Concrete
- 5. ASTM D698 Standard Test Methods for Laboratory Compaction Characteristics of Soil Using Standard Effort (12,400 ft-lbf/ft³ (600 kN-m/m³))
- 6. ASTM D1556 Standard Test Method for Density and Unit Weight of Soil in Place by the Sand-Cone Method
- 7. ASTM D1557 Standard Test Methods for Laboratory Compaction Characteristics of Soil Using Modified Effort (56,000 ft-lbf/ft (2,700 kN-m/m³))
- 8. ASTM D2167 Standard Test Method for Density and Unit Weight of Soil in Place by the Rubber Balloon Method
- 9. ASTM D4318 Standard Test Method for Liquid Limit, Plastic Limit and Plasticity Index of Soils

- 10. ASTM D4832 Standard Test Method for Preparation and Testing of Controlled Low Strength Material (CLSM) Cylinders
- 11. ASTM D6023 Standard Test Method for Density (Unit Weight), Yield, Cement Content, and Air Content (Gravimetric) of Controlled Low Strength Material (CLSM)
- 12. ASTM D6024 Test Method for Ball Drop on Controlled Low Strength Material (CLSM) to Determine Suitability for Load Application
- 13. ASTM D6938 Standard Test Methods for In-Place Density and Water Content of Soil and Soil-Aggregate by Nuclear Methods (Shallow Depth)
- 14. D6913 Test Methods for Particle-Size Distribution (Gradation) of Soils Using Sieve Analysis
- 15. D7928 Test Method for Particle-Size Distribution (Gradation) of Fine-Grained Soils Using the Sedimentation (Hydrometer) Analysis
- 16. NYSDEC regulations, 6 NYCRR Part 375, Environmental Remediation Programs
- 17. NYSDEC regulations, 6 NYCRR Part 360, Solid Waste Management Facilities General Requirements
- 18. NYSDOT Standard Specifications

1.05 DESCRIPTION

- A. Recycled materials that the Engineer has evaluated and approved for general use shall be considered to be Suitable Material subject to the conditions for use as determined by the City. In general, the use of recycled materials must be sanctioned by NYSDEC, usually in the form of a BUD. See definition above.
- B. Suitable fill material from an off-site source shall be non-hazardous and shall come from the following hierarchical sources:
 - 1. Other DEP projects that have available, excess suitable materials;
 - 2. The NYC Clean Soil Bank, located at 830 Forbell Street, Brooklyn, and managed by the Mayor's Office of Environmental Remediation (OER);
 - 3. Beneficial Use Facilities; and
 - 4. Commercial Facilities.

1.06 QUALITY ASSURANCE

- A. Testing: The Contractor shall retain the services of an independent materials testing firm to perform the following laboratory and field tests.
- B. All materials used in construction, whether brought to the site or obtained from onsite sources, shall be tested for optimum moisture-maximum density curve, and reports of the test results for each source shall be submitted promptly. The tests shall be as follows:

| Test | ASTM Standard | Tests Per Volume Delivered |
|-----------------------|---------------|----------------------------|
| Gradation | D6913 | 1 per 200 C.Y. |
| Compaction or Density | D1557 | 1 per 200 C.Y. |

C. Acceptability of placed and compacted fill shall be demonstrated by tests performed by the Contractor and accepted by the Engineer. The minimum number of tests shall be determined by quantity of material placed, and reports of the test results shall be submitted promptly. The Contractor shall perform either of the following tests subject to the approval of the Engineer:

| Test | ASTM Standard | Tests Per Volume Placed |
|------------------|-------------------------|-------------------------|
| In-Place Density | D1556 D2167 D6938 | 1 per 200 cy |

- D. The Contractor shall engage the services of a materials testing firm, with the qualifications required by Section 03 30 00 Cast-in-Place Concrete, experience in the design and testing of materials and mixes, to perform material evaluation tests and to design mixes for flowable fill. A trial mix shall be performed to verify the flowable fill mix design. The trial mix shall also report slump, air content, yield, cement content, and dry unit weight per ASTM C143 and ASTM D6023.
- E. Any fill material brought to the site that is composed of soil or a mixture of soil (excluding gravel, crushed stone, other granular materials or flowable fill), and any soil being used for drainage fill, common fill, and pipe bedding, must comply with the following protocol:
 - 1. Testing shall be performed on all soil brought on-site (fill and topsoil) and shall demonstrate chemical quality meeting 6 NYCRR Part 360, Section 360.13(f), Table 2: Fill Material Beneficial Use, specifically General Fill maximum concentration levels, unless otherwise approved by the Engineer.
 - 2. Chemical analyses shall include the 6 NYCRR Part 375-6.8(b) compounds, including volatile organic compounds and asbestos, as detailed in Section 02 24 20 Soil Sampling and Analysis. All analyses shall be performed by a testing laboratory certified by the New York State Department of Health Environmental Laboratory Accreditation Program (NYSDOH-ELAP). Based on visual observation, the volume of physical contaminants, if present, shall also be recorded
 - 3. The frequency of testing per volume of fill shall be in accordance with 6 NYCRR Part 360.13 (e)(1), Table 1, Minimum Analysis Frequency for Fill Material purchased from a registered/permitted processing or recycling facility.
- F. When testing is required to confirm the reuse of on-site excavation spoils under a Case-Specific BUD, sample the soils in accordance with NYSDEC requirements.

1.07 SUBMITTALS

- A. Excavation and Fill Placement Plan: At least fifteen (15) days before commencing excavation activities, submit a Slope Excavation and Fill Placement plan to the Engineer for review and approval. The plan shall describe the methods, equipment, and materials that will be used to excavate into the existing dam slope, place the filter blanket, and reconstruct the slope as shown on the drawings. Excavation and fill placement work on the dam slope will be limited to sections no longer than 15 feet measured perpendicular to the slope and no wider than what the Contractor can excavate and fill within one work shift. Excavated benches shall not be left exposed to the weather outside of normal working hours.
- B. The Contractor shall submit shop drawings for the approval of the Engineer. Submittals shall include, but not be limited to:
 - 1. Name and location of all suppliers.
 - 2. Certificate of compliance with standard specified for each source of material.
 - 3. The Contractor shall submit all laboratory analytical reports, which shall include a Summary Table listing the analytical results with highlighted exceedances as defined in 6 NYCRR Part 360, Section 360.13 (f), Table 2: Fill Material Beneficial Use, as applicable.
 - 4. Prior to stockpiling or placing of select fill materials at the job site, submit for approval approximately 50-pound samples representative of the fill at the proposed borrow source. In addition, submit documentation of the availability of the required fill quantities at any proposed borrow source.
 - 5. Submit optimum moisture maximum density curves and reports for all fill materials before placement of fill.
 - 6. Results of all compaction tests for fill placement.
 - 7. Mix design for flowable fill, including all materials used and trial mix test results.
 - 8. Certification by the lightweight fill producer of the gradation, dry loose unit weight, dry compacted unit weight, and Los Angeles Abrasion Test lost for the proposed lightweight fill source.

1.08 DELIVERY, STORAGE, AND HANDLING

- A. Materials delivered to the site shall be stored in a manner to prevent contamination and segregation.
- 1.09 SPARE PARTS, SPECIAL TOOLS, AND SUPPLIES
 - A. Not Used
- 1.10 SPECIAL WARRANTY PROVISIONS / GUARANTEE PERIODS
 - A. Not Used

PART 2 PRODUCTS

- 2.01 MANUFACTURERS
 - A. Not Used
- 2.02 MATERIALS / EQUIPMENT
 - A. General
 - 1. Backfill shall be composed of suitable materials as defined in this Section.
 - a. On-site Materials: Material to be excavated and proposed for reuse as fill under Pre-Determined Beneficial Use must meet the requirements of 6 NYCRR Part 360, Section 360.13 (a), Applicability, Section 360.13 (b), Waste Cessation, or Section 360.13 (c), Exemption for On-site Reuse of Fill Material. If these criteria cannot be met, material shall meet Section 360.12(d), Case-specific beneficial use determinations general. Fill may require sampling and analyses in accordance with Section 02 24 20 Soil Sampling and Analysis. The Contractor shall maximize reuse of soil on-site for backfilling rather than import soil from other sources.
 - b. <u>Off-site Imported Materials</u>: Fill that is brought on site must meet the requirements of 6 NYCRR Part 360, Section 360.13 (f), Table 2: Fill Material Beneficial Use for General Fill.
 - 2. Follow common fill requirements whenever drainage or select fill is not specified. Determine and obtain the approval of the Engineer for the appropriate test method where more than one compaction test method is specified.
 - 3. Do not use wet or frozen material for backfilling.
 - 4. The maximum stone size shall be two-thirds of the loose lift thickness of the backfill, but in no case shall contain stones over 3 inches in the largest dimension.
 - B. Drainage (Filter) Sand
 - 1. Drainage (filter) sand shall conform to the requirements for ASTM C33 Fine Aggregate and NYSDOT 703-07 Concrete Sand. Drainage (filter) sand containing limestone, shale, or clay and silt particles will be rejected.
 - C. Select Fill
 - 1. Select fill shall consist of non-calcareous gravel, crushed stone, or other granular or similar materials, as approved by the Engineer. Very fine sand, uniformly graded sands (SP) and gravels (GP), or materials that can shift or flow under pressure will be rejected. Material containing limestone, shale, or clay particles will be rejected. Select fill shall meet the following gradation limits:

| U.S. Standard Sieve | Percent Passing By Dry Weight |
|---------------------|-------------------------------|
| 2 inch | 100 |
| 1-1/2 inch | 90-100 |
| 1 inch | 75-95 |
| 1/2 inch | 45-70 |
| #4 | 25-50 |
| #10 | 15-40 |
| #200 | 0-10 |

D. Common Fill

- 1. Common fill shall consist of gravel, crushed stone, or other granular or similar materials, as approved by the Engineer. Common fill may be obtained from on-site excavations provided it does not contain unsuitable material as per Article 1.04.A.5. Select fill may be used as common fill at no change in the Contract Price. Common fill shall meet the following gradation limits:
- 2. Granular on-site material that complies with the following gradation limits may be used as granular common fill:

| U.S. Standard Sieve | Percent Passing By Dry Weight |
|---------------------|-------------------------------|
| 3 inch | 100 |
| #10 | 50-100 |
| #60 | 20-90 |
| #200 | 0-20 |

3. Material passing the #200 sieve shall have a liquid limit less than or equal to 40 and a plasticity index less than or equal to 10, as determined by ASTM D4318.

E. Crushed Stone for Toe Drains

1. Crushed stone for toe drains shall conform to NYSDOT 733-20 Underdrain Filter Material Type 1. Crushed stone shall meet the following gradation limits:

| U.S. Standard Sieve | Percent Passing By Dry Weight |
|---------------------|-------------------------------|
| 1 inch | 100 |
| ½ inch | 30-100 |
| ½ inch | 0-30 |
| #10 | 0-10 |

| U.S. Standard Sieve | Percent Passing By Dry Weight |
|---------------------|-------------------------------|
| #20 | 0-5 |

F. Pipe Bedding

- 1. For pipes up to 18 inches in diameter: Use well-graded material of which 90 percent is retained on a No. 8 sieve and 100 percent passes the 1/2 inch sieve.
- 2. For pipes greater than 18 inches in diameter: Use well-graded material of which 90 percent is retained on a No. 8 sieve and 100 percent passes a 1-inch sieve.

G. Lightweight Fill

- 1. Lightweight fill shall be a lightweight aggregate produced by the rotary kiln method and meeting the requirements of ASTM C330. No byproduct slags or cinders are permitted.
- 2. The material shall meet the grading requirements of ASTM C330, Table 1, Coarse Aggregate: 3/4 inch to No. 4.
- 3. Dry loose unit weight shall be maximum of 55 pcf. Dry compacted unit weight shall be a maximum of 60 pcf when measured by a one-point test performed in accordance with ASTM D698.
- 4. Maximum Los Angeles Abrasion Test loss of 50 percent when tested in accordance with ASTM C131 (B grading).

H. Flowable Fill

- 1. Flowable fill (also known as controlled low strength material) shall be a uniform mixture of sand, Type II Portland cement, fly ash, slag, admixtures, and water. The mix design shall produce a flowable material with little or no bleed water which produces a minimum compressive strength of 50 psi and maximum compressive strength of 100 psi at 56 days. The cured material shall be excavatable and have a maximum dry unit weight of 100 pounds per cubic foot. Slump shall be from 7 inches to 10 inches.
- 2. Admixtures specifically designed for flowable fill shall be used to improve flowability, reduce unit weight, control strength development, reduce settlement and reduce bleed water. Admixtures shall be:
 - a. Rheocell-Rheofill manufactured by BASF;
 - b. DaraFill manufactured by W.R. Grace Construction Products;
 - c. Or an approved equal.
- 3. All other materials shall be as specified in Section 03 30 00 Cast-in-Place Concrete.

I. Compaction Equipment

- 1. Equipment and Methods: Perform all compaction with suitable approved equipment and methods.
- 2. Compact granular materials with vibratory plates or smooth-drum vibratory rollers.
- 3. Compact clay and other cohesive material with sheep's-foot rollers or similar equipment where practicable. Use hand-held pneumatic tampers elsewhere for compaction of cohesive fill material.
- 4. Compact low cohesive soils with pneumatic-tire rollers or large vibratory equipment where practicable. Use small vibratory equipment elsewhere for compaction of cohesionless fill material.
- 5. Use only hand-operated compaction equipment when compacting fill adjacent to buried foundation walls, manholes, vaults, or other structures.
- 6. Do not use heavy compaction equipment over pipelines or other structures, unless the depth of fill is sufficient to adequately distribute the load.

2.03 FABRICATION / ASSEMBLING / FINISHES

A. Not Used

2.04 SOURCE QUALITY CONTROL / SHOP TESTS

A. Not Used

PART 3 EXECUTION

3.01 EXAMINATION / PREPARATION

- A. All stockpiled materials shall be adequately handled as required in Section 31 25 10 Dust, Soil Erosion and Sediment Control.
- B. No material shall be placed until satisfactory test reports for material type and compaction requirements have been approved by the Engineer.
- C. Warning tape/ribbon shall be placed and/or restored as required when backfilling new and existing utility lines.

3.02 IMPLEMENTATION

- A. Backfill all excavations to the original surface of the ground or to such other grades as may be shown or required. For areas to be covered by lawn mix, leave or stop backfill 12 inches below the finished grade or as otherwise required to provide adequate depth of lawn mix to satisfy the requirements of Section 32 90 00 Planting.
- B. Remove from the space being backfilled, any compressible, decayable, or destructible rubbish and refuse before backfilling is started. Dispose of the rubbish and refuse in accordance with the requirements of Section 01 74 20 Construction Waste Management.

- C. Leave sheeting and bracing in place or remove as the Work progresses, as shown in the Contract Drawings, specified or directed by the Engineer.
- D. Do not permit backfilling construction equipment to travel over or against castin-place concrete structures until the specified concrete strength has been obtained, as verified by concrete test cylinders. In special cases where conditions warrant, the above restriction may be modified provided the concrete has gained sufficient strength, as determined from test cylinders, to satisfy design requirements for the removal of forms and the application of load.

E. Electrical Duct and Structure Bedding

- 1. All electrical ducts and precast manhole bases shall be bedded in well graded, compacted, select fill material. Select fill shall be placed in uniform layers not greater than 9 inches in loose thickness and compacted in place with suitable mechanical or pneumatic tools to not less than 95 percent of the maximum dry density as determined by ASTM D1557. Bedding thickness shall be not less than 6 inches after compaction. Bedding below electrical ducts shall extend the full width of the trench.
- 2. Existing underground structures, tunnels, conduits and pipes crossing the excavation shall be bedded with compacted select fill. Place bedding material under and around each existing underground structure, tunnel, conduit or pipe and extend underneath and on each side to a distance equal to the depth of the trench below the structure, tunnel, conduit or pipe.
- 3. Cast-in-place manhole bases and other foundations for structures shall be cast against a concrete work mat in clean and dry excavations, unless otherwise shown, specified or required.

F. Pipe Bedding and Initial Backfill

- 1. Place select fill by hand for initial pipe backfill from top of bedding to 1 foot over top of pipes in uniform layers not greater than 6 inches in loose thickness. Tamp under pipe haunches and thoroughly compact in place with suitable mechanical or pneumatic tools to not less than 95 percent of the maximum dry density as determined by ASTM D1557.
- 2. Do not place stone fragments larger than 2-inch size in the pipe bedding or in the backfill within 1 foot over the top of pipes, nor any stone fragments larger than 3-inch size within 2 feet from any pipe, conduit or concrete wall.
- 3. Bed pipelines or electrical ducts placed in short tunnels in structural fill, flowable fill, or 2500 psi concrete. Completely fill the remainder of the annular space between the outside of the pipe wall and the tunnel wall with select fill, flowable fill, suitable job-excavated material, or 2500 psi concrete, as approved. Pipes and ducts in short tunnels shall be supported to permit placing and compaction of backfill.

G. Placement of Flowable Fill

- a. Flowable fill shall be batched and premixed by an approved producer, dispensed from ready-mix trucks, and placed by approved methods and equipment.
- b. Flowable fill shall be placed so as to completely fill the space to receive it with no trapped air pockets or other voids. Positive means of allowing air to escape shall be provided where necessary. Where placed against and around existing structures, lift heights shall be limited so as not to overload the structure. Lift heights shall be as approved by the Engineer.
- c. Where flowable fill is placed around piping and other elements subject to floating within the fill, positive means shall be taken to provide temporary balancing loads to prevent uplift, or fill lift heights shall be limited to prevent uplift.
- d. Application of loads or placement of other fill materials or concrete on top of flowable fill shall not occur until the flowable fill surface is determined to be suitable for loading per ASTM D6024.

H. Trench Backfill

- 1. Backfill trenches from 1 foot over the top of the pipe, from the top of electrical duct bedding or as shown to the bottom of pavement base course, subgrade for lawns or lawn replacement, to the top of the existing ground surface or to such other grades as may be shown or required. Backfill trenches as soon as, in the opinion of the Engineer, it can be done without injury to the concrete or pipes.
- 2. Provide select fill, suitable common fill or other material, as specified and as approved for trench backfill.
- 3. Depth of Placement General: Except under pavements, walkways, railroad tracks, and street or highway appurtenances, or as otherwise specified, place trench backfill in uniform layers not greater than 9 inches in loose thickness and thoroughly compact in place using suitable mechanical or pneumatic equipment. Compact backfill to not less than 90 percent of the maximum dry density as determined by ASTM D1557.
- 4. Depth of Placement Traffic Areas and Under Utilities: Where pavements, walkways, railroad tracks and street or highway appurtenances are to be placed over trenches and under utilities or utility services crossing the trench, provide trench backfill using select fill placed in uniform layers not greater than 9 inches in loose thickness and thoroughly compacted in place with equipment as specified above. Compact backfill to not less than 95 percent of the maximum dry density as determined by ASTM D1557.
- 5. Depth of Placement Undeveloped Areas: In undeveloped areas and where select fill material or hand-placed backfill are not specified or required, place suitable material in lifts not exceeding 12 inches in loose thickness. Compact backfill to not less than 90 percent of the maximum dry density as

- determined by ASTM D1557. Mound the top of the trench approximately 6 inches to allow for consolidation of backfill.
- 6. Backfill trenches in such a way as to prevent dropping material directly on top of any conduit or pipe through any great vertical distance. Do not allow backfilling material from a bucket to fall directly on a structure or pipe and, in all cases, lower the bucket so that the impact of falling material will not cause damage.
- 7. Break up lumps and distribute any stones, pieces of crushed rock or lumps which cannot readily be broken up throughout the mass so that all interstices are solidly filled with fine material.
- 8. Retain backfill in trenches by temporary bulkheads only and remove them as the backfilling progresses. Do not make bulkheads of stone.
- 9. Do not cover sewers, drains, basin connections, ends of sewers and branches until the Engineer orders or gives permission to backfill.
- 10. After completion of backfilling in City streets, remove all surplus material, and regrade and leave free, clear, and in good order all roadways and sidewalks. Deposit and compact a temporary surface of asphalt, or other equivalent and suitable material to a depth of six inches on all backfilled areas where ordered by the Engineer in writing. Until areas are restored to their original condition, maintain the surface of the temporary pavement in good and safe condition and promptly fill all depressions caused by settlement of the backfill with the temporary surfacing materials and compact the same. Wet the temporary surface by spraying with water when necessary to prevent a dust nuisance.

I. Structure Backfill

- 1. Backfill excavations as soon as, in the opinion of the Engineer, it can be done without injury to the concrete or structures.
- 2. Use select fill underneath all structures, and adjacent to structures where pipes, connections, electrical ducts and structural foundations are to be located within this fill. Use select fill beneath all pavements, walkways, and railroad tracks, and extend to the bottom of pavement base course or ballast.
 - a. Place select fill in uniform layers not greater than 8 inches in loose thickness and thoroughly compact in place with suitable approved mechanical or pneumatic equipment.
 - b. Compact select fill to not less than 95 percent of the maximum dry density as determined by ASTM D1557.
- 3. When shown on the Contract Drawings, or approved by the Engineer, lightweight fill shall be used to raise the grade in areas that are to support pavements, walkways, railroad tracks and other structures.
 - a. Place lightweight fill in uniform horizontal layers not greater than 12 inches in loose thickness.

- b. Lightweight fill shall be compacted by four complete coverages with an approved smooth drum vibratory roller having a minimum static weight of 14,000 pounds, a minimum dynamic force of 23,000 pounds, and a total force not less than 5,500 pounds per foot of compactor drum width.
- 4. Use common granular fill adjacent to structures in all areas not specified above, unless otherwise shown or specified. Select fill may be used in place of common granular fill at no additional cost.
 - a. Extend such backfill from the bottom of the excavation or top of bedding to the underside of the lawn mix for seeded, sodded or hydroseeded areas, the top of previously existing ground surface or to such other grades as may be shown or required.
 - b. Place backfill in uniform layers not greater than 8 inches in loose thickness and thoroughly compact in place with suitable equipment, as specified above.
 - c. Compact backfill to not less than 90 percent of the maximum dry density as determined by ASTM D1557.
- 5. In unpaved areas adjacent to structures, for the top 1 foot of fill directly under the lawn mix, use cohesive backfill conforming to Article 2.02.G.3, placed in 6-inch lifts. The cohesive backfill shall extend to the limits of the excavated area. Compact to not less than 90 percent of the maximum dry density as determined by ASTM D1557.
- 6. When shown on the Contract Drawings, flowable fill shall be used for backfilling of structures. Backfilling with flowable fill shall be as specified in Article 3.02.G.
- 7. When sheeting is withdrawn, solidly fill all cavities in or adjoining the trench or other excavation. When sheeting is left in place, solidly fill all cavities behind such sheeting.

J. Drainage Blanket

- 1. Provide a drainage blanket consisting of drainage fill where shown, specified, or required. Place drainage fill in uniform layers not greater than 8 inches in loose thickness.
- 2. Where drainage fill is required underneath structures or adjacent to structures where pipes, connections, electrical ducts, and structural foundations will be located within the fill, compact the fill with a minimum of four (4) passes of a smooth-drum vibratory roller or plate compactor having a minimum static weight of 1,500 pounds and a minimum dynamic force of 20,000 pounds.
- 3. Where drainage fill is required in areas not specified in Paragraph 3.02.J.2, compact with a minimum of two (2) passes of a smooth-drum vibratory roller or plate compactor having a minimum static weight of 1,500 pounds and a minimum dynamic force of 20,000 pounds.

4. Compaction equipment must be clean and free from other fill types or debris and must not result in contamination of the drainage fill. Any contaminated drainage fill shall be removed and replaced with clean fill at no additional cost.

K. Earth Embankments

- 1. Make all earth embankments of approved select fill material.
- 2. Place fill in uniform layers not greater than 10 inches in loose thickness. Compact in place with suitable approved mechanical equipment.
- 3. Compact earth embankments to not less than 95 percent of the maximum dry density as determined by ASTM D1557.
- 4. Do not use cohesionless, granular material as earth embankment backfill, unless otherwise shown or required.

L. Finish Grading

- 1. Perform finish grading in accordance with the completed contour elevations and grades shown on the Contract Drawings and blend into conformation with remaining natural ground surfaces.
 - a. Leave all finished grading surfaces smooth and firm to drain. Areas shall be finished to the degree obtainable by either blade or scraper operations and suitable for application of topsoil.
 - b. Bring finish grades to elevations within plus or minus 0.10 foot of elevations or contours shown.
 - c. Areas which are anticipated to be undisturbed for a period of more than 30 days shall receive temporary seeding of rye grass at a rate of three bushels per acre, weather and season permitting. This seeding shall be repeated as necessary to maintain a continuing ground cover.
- 2. Grade outside of building or structure lines in a manner to prevent accumulation of water within the area. Where necessary or where shown, extend finish grading to ensure that water will be carried to drainage ditches, and the site area left smooth and free from depressions holding water.

3.03 FIELD TESTING / QUALITY CONTROL

- A. Sampling and Testing of Select and Common and Lightweight Backfill:
 - 1. Provide sampling, testing, and laboratory methods as determined by the Engineer for select fill and common fill. Lightweight fill shall be tested as specified herein.
- B. Test all backfill to the satisfaction of the Engineer. These tests shall be the basis for acceptance or rejection by the Engineer of the compaction. Failure to achieve the specified densities shall require the Contractor to recompact or remove the material as required. Sampling and Testing of Flowable Fill:

- 1. The Contractor shall provide all facilities as may be necessary for the ready procurement of samples of flowable fill from the Work or truck mixers as required by the Engineer for test purposes.
- 2. The DEP/QA/QC Consultant will provide personnel and equipment for making periodic determinations in the field of slump, air content, ambient and concrete temperature, unit weight and yield and for the preparation of compressive strength test cylinders as required in compliance with applicable ASTM tests and procedures. In compliance with ASTM D4832, a minimum of two cylinders will be tested at 7 days, two at 28 days, and three at 56 days. Tests shall be made on material at point of discharge into the work. Tests shall be made for each 200 cubic yards of material placed but not less than one test for each day flowable fill is placed.
- 3. The Contractor shall supply all equipment necessary to perform the required tests including, but not limited to, cylinder molds, tags, capping compound, slump cones, platform scale, two buckets (each 2 cubic feet in size), thermometers, pressure air meter, and roller meter.

C. Correction of Work:

- 1. Correct any areas of unsatisfactory compaction by removal and replacement, or by scarifying, aerating or sprinkling as needed and recompaction in place prior to placement of a new lift. The Contractor shall, if necessary, increase the compactive effort by increasing the number of passes, using heavier or more suitable compaction equipment, or by reducing the lift thickness. The Contractor shall adjust the moisture content of the soil to bring it to the optimum range by drying or adding water, as required.
- 2. Correct any depression which may develop from settlement in backfilled areas within one year after the work is fully completed. Provide, as needed, backfill material, pavement base replacement, permanent pavement, sidewalk, curb and driveway repair or replacement, and lawn replacement, and perform the necessary reconditioning and restoration work to bring such depressed areas to proper grade as approved.
- 3.04 STARTUP / DEMONSTRATION
 - A. Not Used
- 3.05 ADJUSTING / PROTECTION / CLEANUP
 - A. Not Used

END OF SECTION

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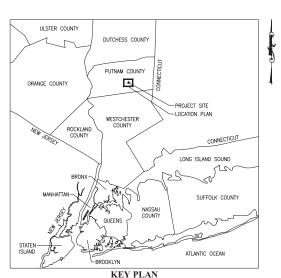
PROJECT SITE



NEW YORK CITY DEPARTMENT OF ENVIRONMENTAL PROTECTION BUREAU OF ENGINEERING DESIGN AND CONSTRUCTION

WEST BRANCH AUXILIARY DAM SLOPE IMPROVEMENTS CONTRACT CRO-534

PUTNAM COUNTY, NEW YORK MAY 2022



WEST BRANCH AUXILIARY DAM

WEST BRANCH RESERVOR

WEST BRANCH RESER

LOCATION PLAN

PRELIMINARY SITE PLAN APPLICATION

TOWN OF CARMEL

MICHAEL BORSYKOWSKY, P.E.
ASSISTANT COMMISSIONER

ANA BARRIO
DEPUTY COMMISSIONER
BUREAU OF ENGINEERING DESIGN AND CONSTRUCTION

VINCENT SAPEINZA, P.E.
COMMISSIONER
DEPARTMENT OF ENVIRONMENTAL PROTECTION



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INDEX OF DRAWINGS

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SHEET#

SUMMARY OF PROPOSED WORK & CONSTRUCTION SEQUENCE

- PROVIDE REQUIRED SUBMITTALS & OBTAIN APPROVALS
 MOBILIZE TO PROJECT SITE
 MIPLEMENT SWAPPE & INSTALL SOIL & WATER POLLUTION CONTROL MEASURES
 INSTALL WORK ZONE TRAFFIC CONTROL SYSTEMS
 COMPLETE TIER ERMOVALS
 COMPLETE TIER ERMOVALS
 ONSTALL SMAMMENT TOE DRAIN & SEEPAGE INSTRUMENTATION
 WITALL SMAMMENT TOE DRAIN & SEEPAGE INSTRUMENTATION INSTALL EMBANKMENT TOE DRAIN & SEEPAGE INSTRUMENTATIK CONSTRUCT BIOSWALE INSTALL SLOPE MONITORING INSTRUMENTATION ACCESS LOW LEVEL OUTLET TUNNEL & REMOVE OUTLET PIPE CONSTRUCT EMBANKMENT FILL INSTALL HIGHWAY DRAINAGE SYSTEM CONSTRUCT ROUTE & IMPROVEMENTS PARTIALLY REMOVE TEMPORARY SITE ACCESS ROAD RESURFACE EXISTING SITE ACCESS ROAD SITE RESTORATION.

TOWN OF CARMEL PRELIMINARY SITE PLAN APPLICATION

| ation | | | | | DESIGNED BY: | DRAWN BY: | |
|-------|-----|------|-----------------------|---------|--------------------------------|---|--|
| oca | | | | | M. POWELL | M. POWELL | |
| 2 | | | | | CHECKED BY: E. LECLAIR | CDM | |
| Name: | | | | | DESIGN LEAD: | Smith | |
| Ing N | | | | | S. MURPHY | 11 British American Blvd, Suite 200 | |
| Drawi | NO. | DATE | REVISIONS/DESCRIPTION | APPR'D. | SECTION MANAGER: E. LECLAIR | Latham, NY 12110 Tel: (518) 782-4500 | |

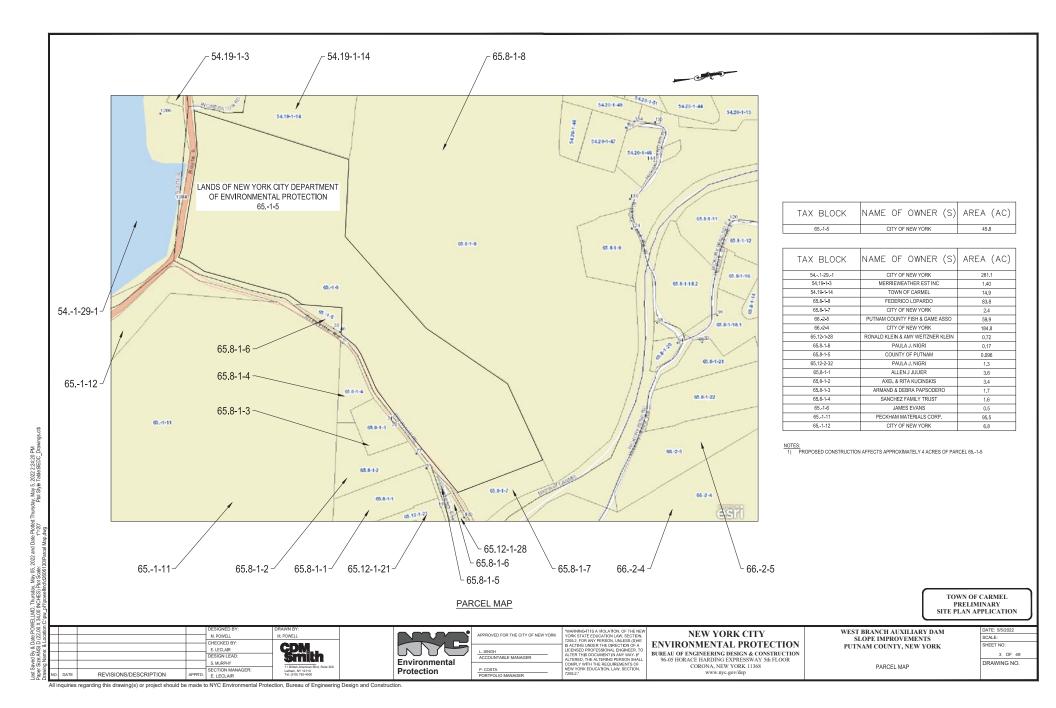


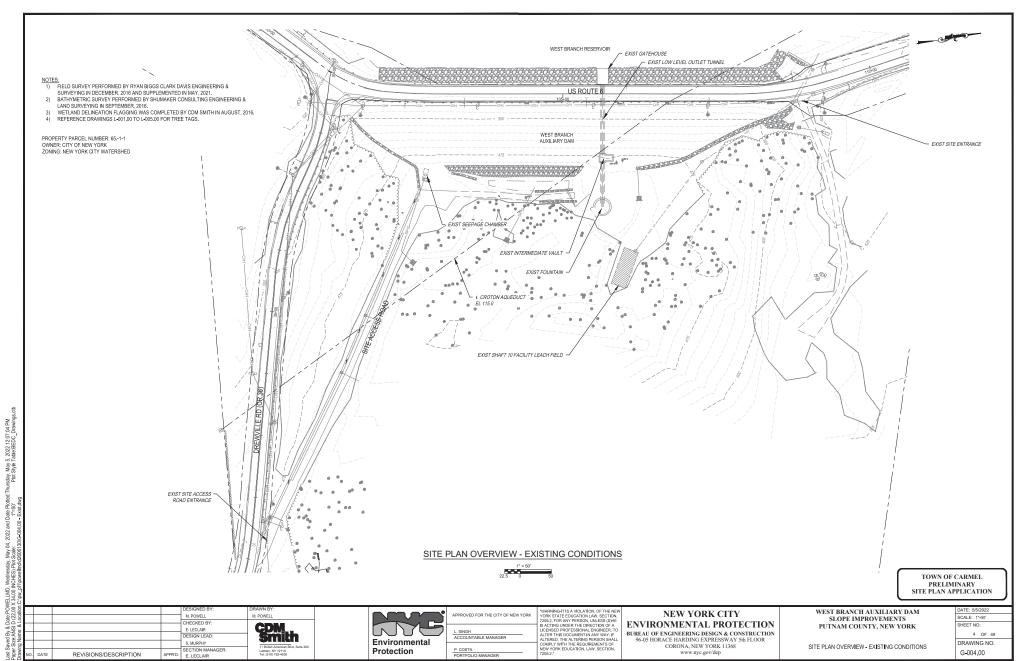
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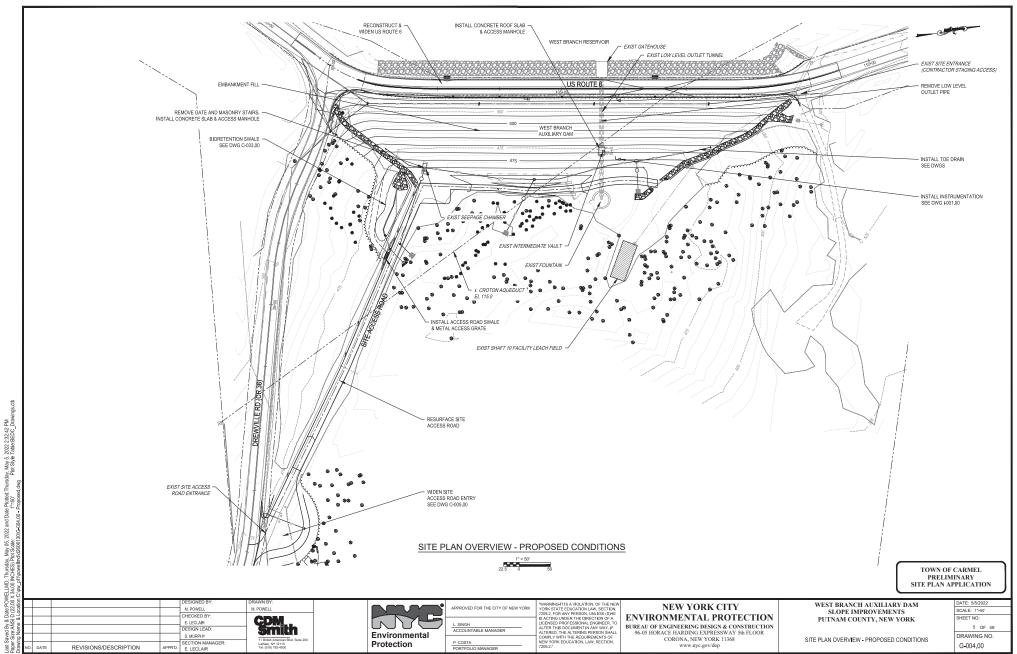
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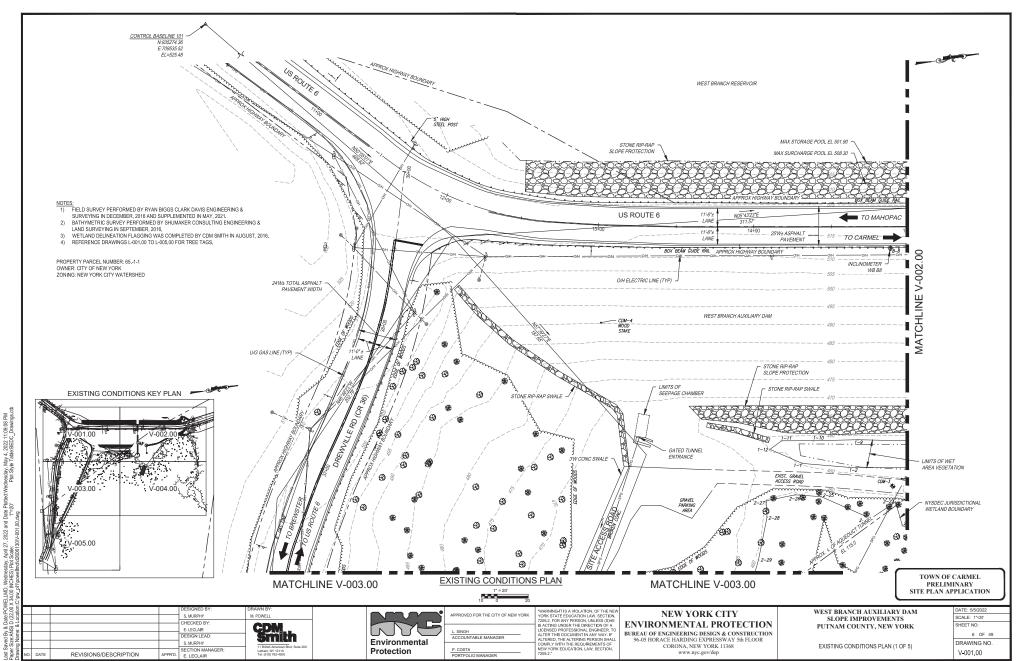
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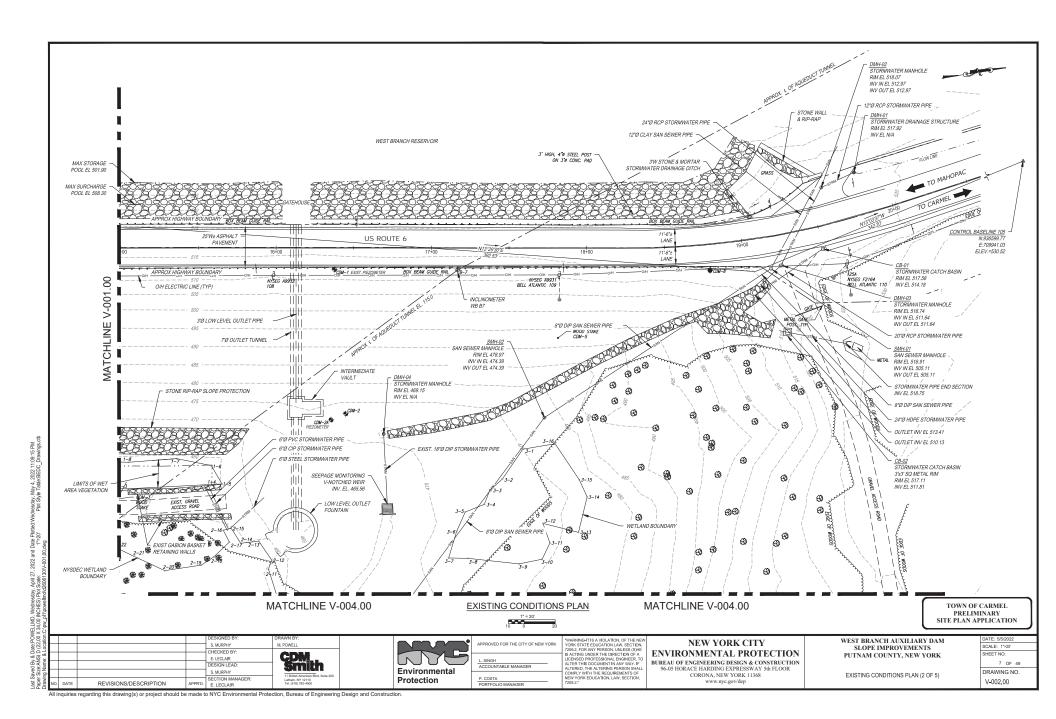
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| SCALE: N/A |
| SHEET NO: |
| 2 OF 49 |
| DRAWING NO. |
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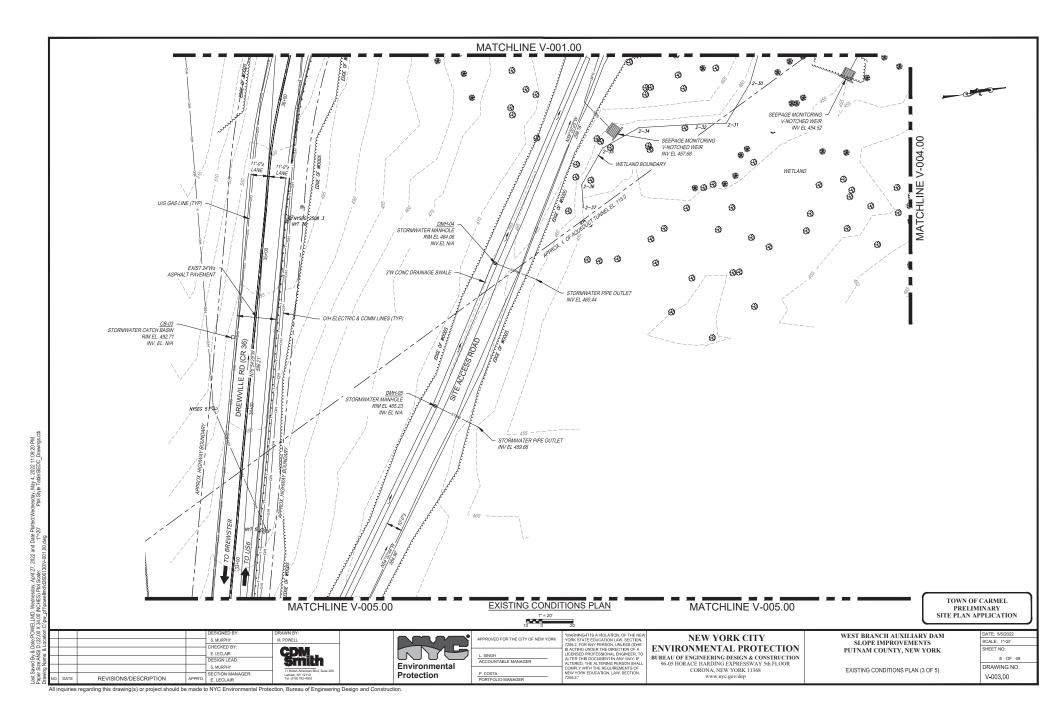


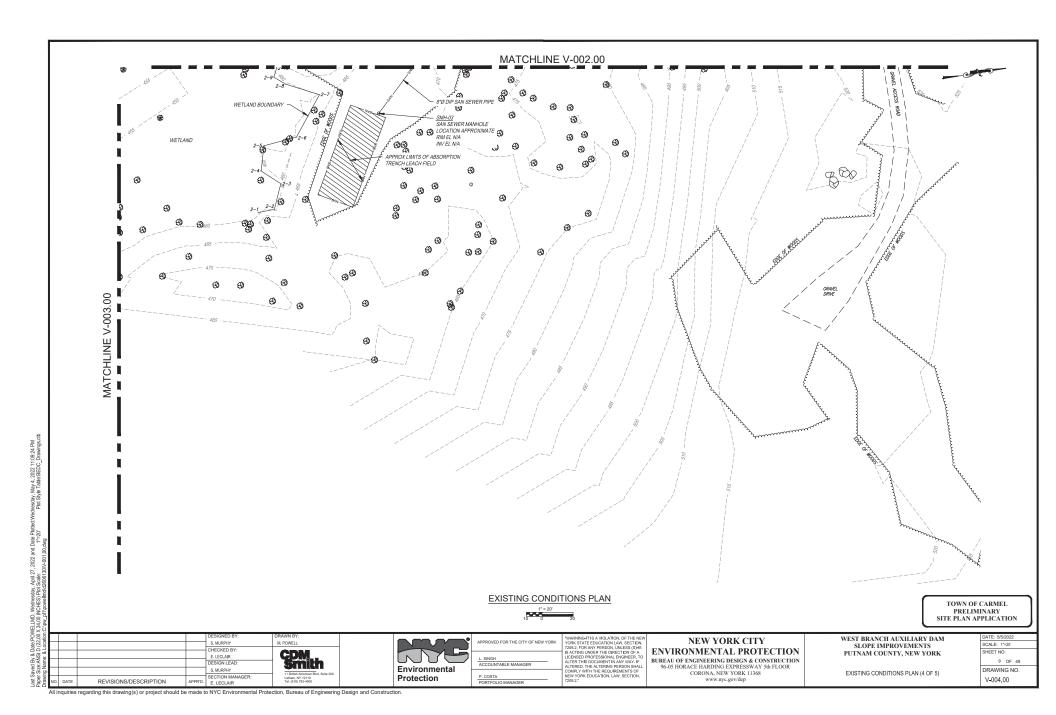


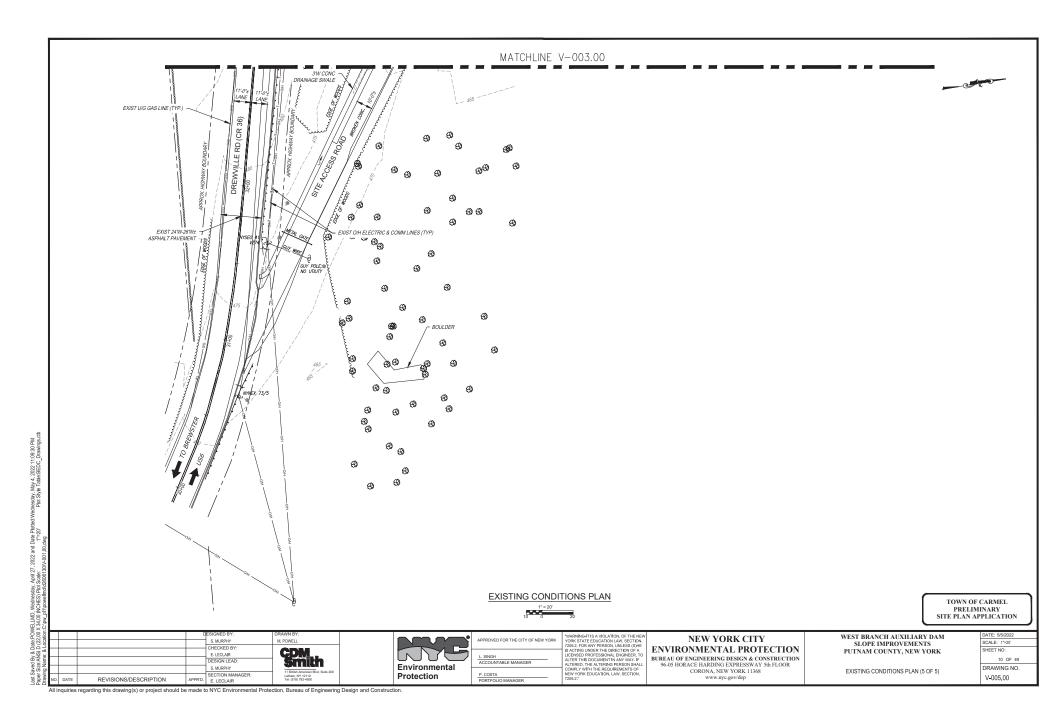


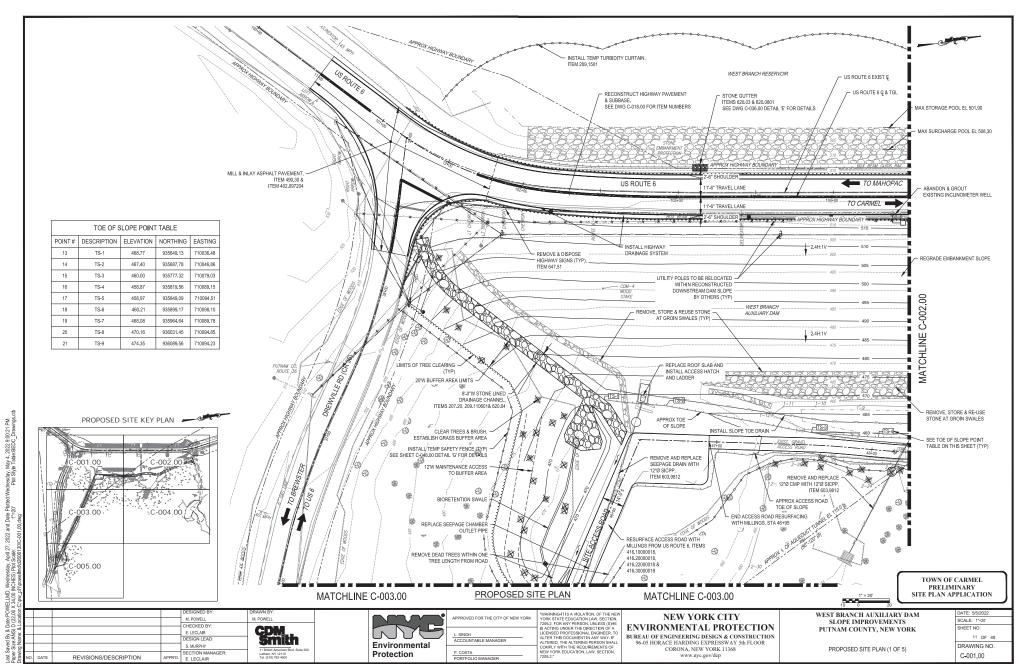


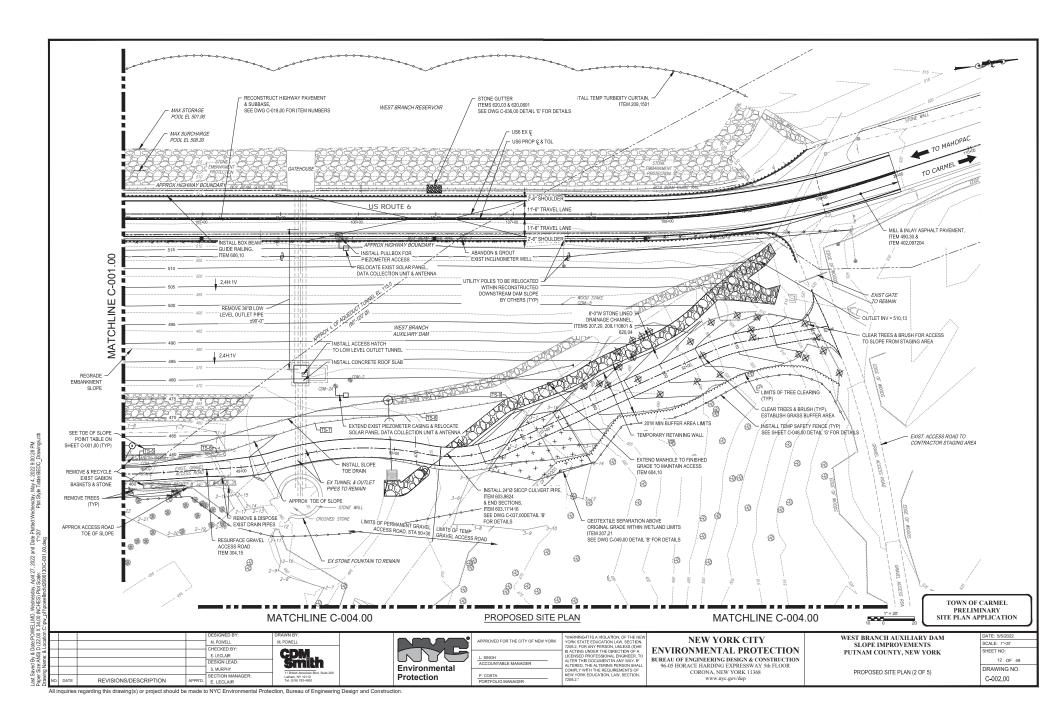


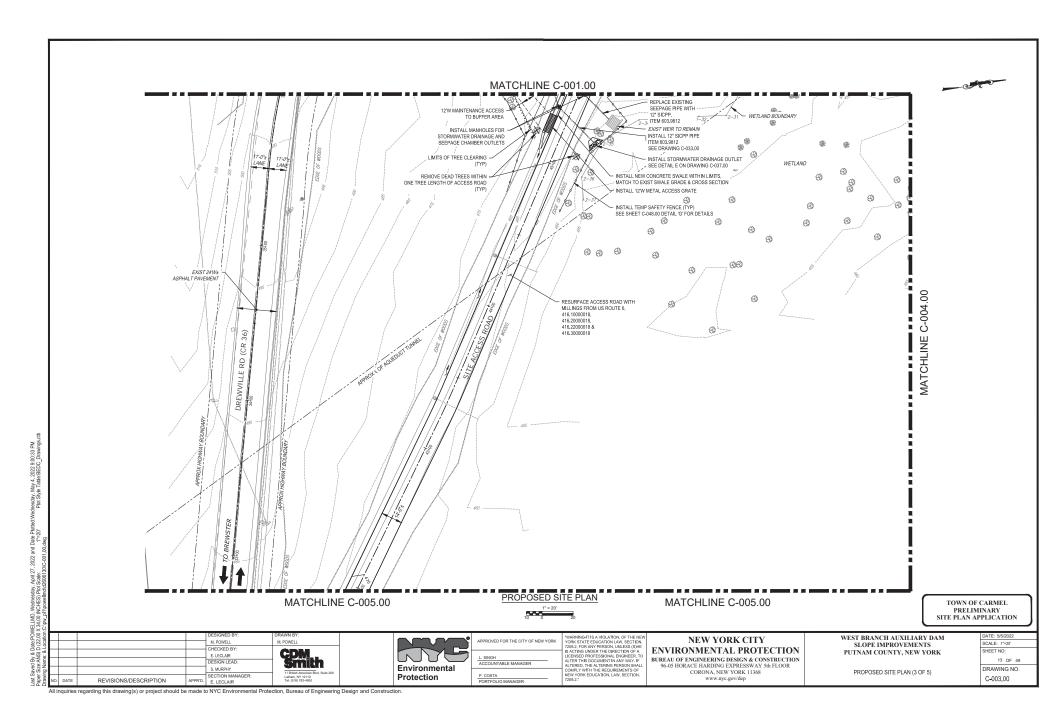


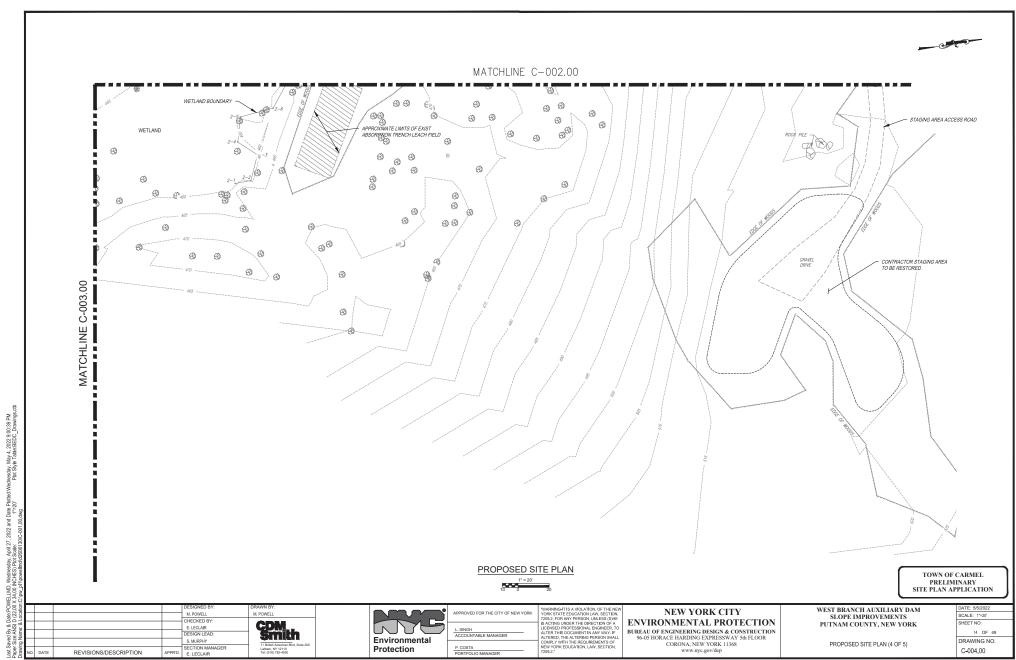












MATCHLINE C-003.00 RD (CR 36) DRAINAGE SWALE TO REMAIN RESURFACE ACCESS ROAD WITH MILLINGS FROM US ROUTE 6, DREWVILLE P 416.10000018 416.20000018, 416.22000018 & 83 416.30000018 63 633 (3) 육생 63 63 83 EXIST O/H ELECTRIC & 63 COMM LINES (TYP) EP-9 TO REMAIN - REMOVE, STORE AND RESET EXIST ACCESS GATE. CONTRACTOR TO SECURE SITE ACCESS AS REQUIRED. EXIST 24W-26W: ASPHALT PAVEMENT TO REMAIN EP-8 83 * EP-2 NOTE: -EP3 REMOVE & REPLACE REMOVE AND RELOCATE GUY POLE W-BEAM GUIDERAIL CONTRACTOR SHALL RESTORE SITE ENTRANCE AT THE COMPLETION OF WORK BY REMOVING 6" OF SUBBASE COURSE AND REPLACING WITH 6" TOPSOIL & SEED, ITEMS 203.02, 610,1402 & 610,1601 WITH NEW GUY WIRE [BY OTHERS]. REFER TO NOTE 4. SEE SHEET C-050,00 SEE DWG C-049.00 DETAILS 'C' & 'D' FILL EXIST CONCIGUTTER WITH 200 SEE SHEET C-049.00 DETAIL 'C' FOR RESTORATION 2. A TEMPORARY UTILITY POLE SHALL BE INSTALLED BY NYSEG TO RAISE THE NEUTRAL WIRE TO SUBBASE COURSE (OPTIONAL TYPE), ITEM 304.15 OF SLOPE SCHEDULE OF PLANTINGS. HIGHEST PRACTICAL EXTENT TO OBTAIN INCREASED VERTICAL CLEARANCE AT ENTANCE. 12" SUBBASE COURSE (OPTIONAL TYPE), OVERHEAD UTILITIES ON POLE NYNEX 73/5 [DIRECTLY EAST OF THE DREWVILLE RD CONSTRUCTION ENTRANCE] TO BE RASIED TO HIGHEST PRACTICAL EXTENT TO OBTAIN INCREASED VERTICAL ITEM 304.15. REFER TO NOTE 1. CLEARANCE AT ENTRANCE. 4. GUY POLE SHALL BE RELOCATED BY NYSEG, OUTSIDE OF THE WIDENED CONSTRUCTION ENTRANCE, 63 APPROX LIMIT OF ROADWAY FILL & TOPSOIL ITEMS 203.03, 610.1402 & 610.1601 LEP-5 EDGE OF PAVEMENT LINE & CURVE TABLE EDGE OF PAVEMENT POINT TABLE - LIMIT OF TREE CLEARING 69 EP-7 BEARING / DELTA POINT # DESCRIPTION NORTHING EASTING ID# RADIUS LENGTH EP-6 INSTART TEMP SAFETY FENCE (TYP) 8 C1 148°03'51' 5.00' 12.92 935329.09 710524.03 SEE SHEET C-048.00 DETAIL 'G' FOR DETAILS 8 63 N87°06'09"W 22 84 4 EP-2 935327.94 10546,84 63 (3) C4 037"28'08" 50,00" 32,70 EP-3 935337.04 10549.95 TEMPORARY UTILITY POLE [BY OTHERS] REFER TO NOTE 2. L7 S86°46'53"W 41.87' EP-4 935381.62 10486.54 Saved By & Date:POWELLMD, Wednesday, April 27, 2022 and Date Plotted:Wednesday, May 4, 2022 9:01:00 PM 1"=20" Plot Style Table:BEDC_Drawings 1"=20" 33 СЗ 091°48'47" 64.10 EP-5 935297.87 710626.91 40,00 L5 710605.02 N01°24'44"W 18,34 8 EP-6 935332,56 3 63 C2 061°41'03" EP-7 935350.89 710604.57 40.00 43.06 9 - RAISE EXISTING LITH ITY LINES AT POLE NYNEX 73/5 [BY OTHERS]. REFER TO NOTE 3. L3 S54°53'28"E 77,52 10 EP-8 935389.84 710562.33 11 EP-9 935387,48 710520,53 12 EP-10 935396.49 710488.97 PROPOSED SITE PLAN TOWN OF CARMEL PRELIMINARY SITE PLAN APPLICATION

APPROVED FOR THE CITY OF NEW YORK

L. SINGH ACCOUNTABLE MANAGER

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Protection

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NEW YORK CITY

ENVIRONMENTAL PROTECTION

BUREAU OF ENGINEERING DESIGN & CONSTRUCTION 96-05 HORACE HARDING EXPRESSWAY 5th FLOOR

CORONA, NEW YORK 11368

WEST BRANCH AUXILIARY DAM

PUTNAM COUNTY, NEW YORK

PROPOSED SITE PLAN (5 OF 5)

SLOPE IMPROVEMENTS

DATE: 5/5/2022

SCALE: 1"=20"

15 OF 49

DRAWING NO.

C-005.00

SHEET NO:

All inquiries regarding this drawing(s) or project should be made to NYC Environmental Protection, Bureau of Engineering Design and Construction.

M POWEL

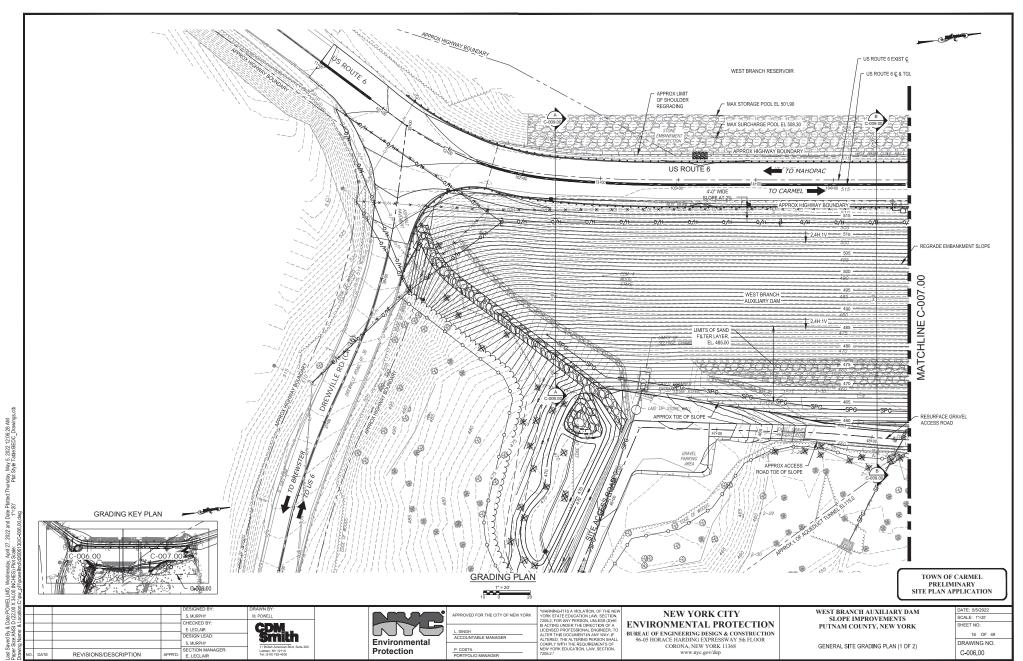
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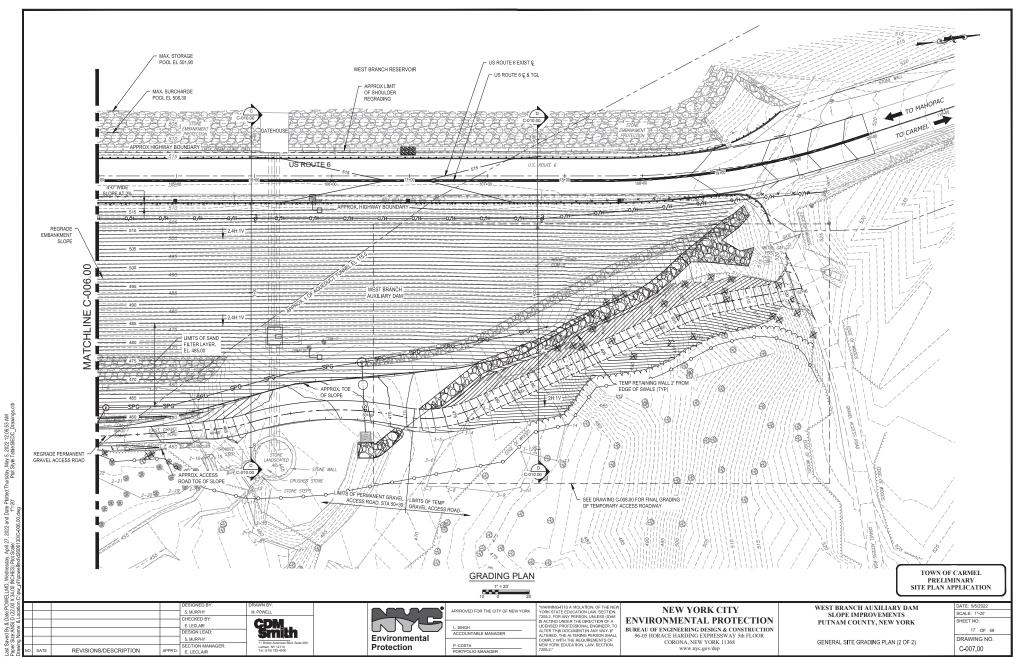
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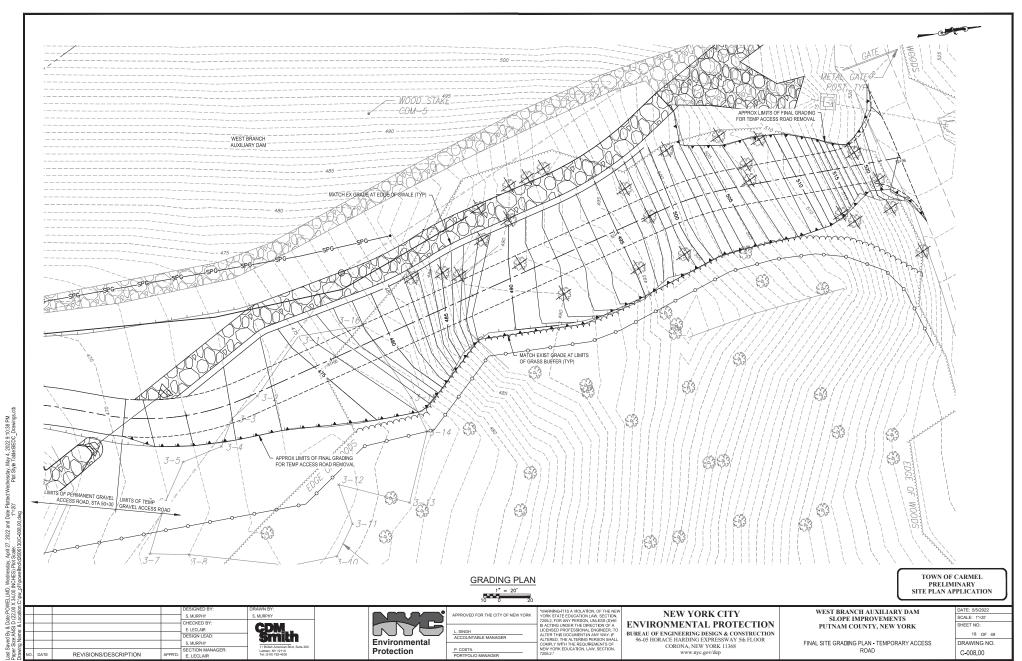
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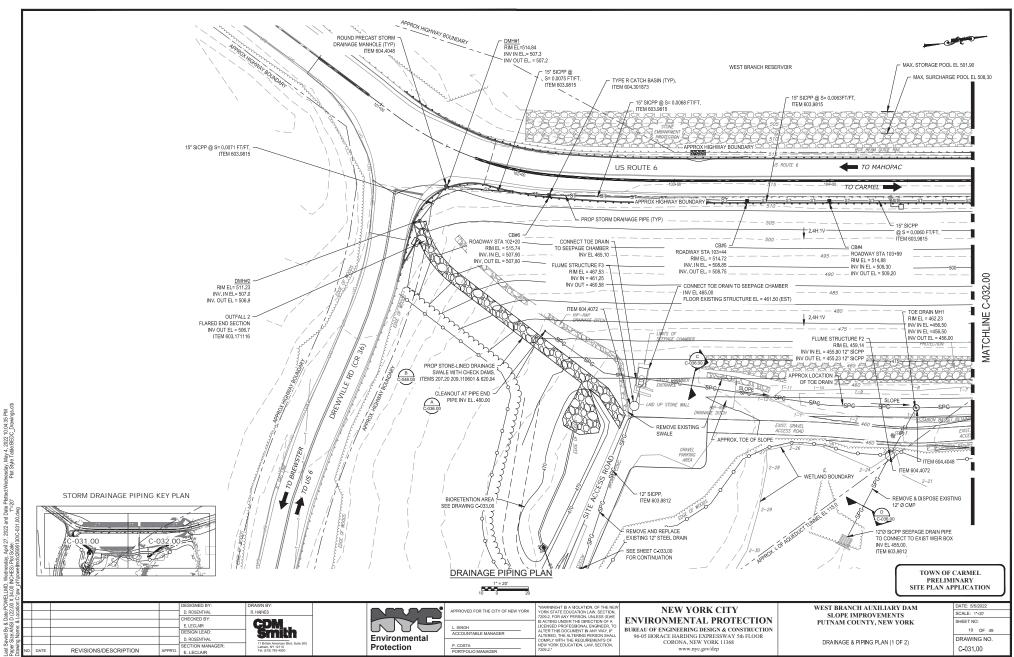
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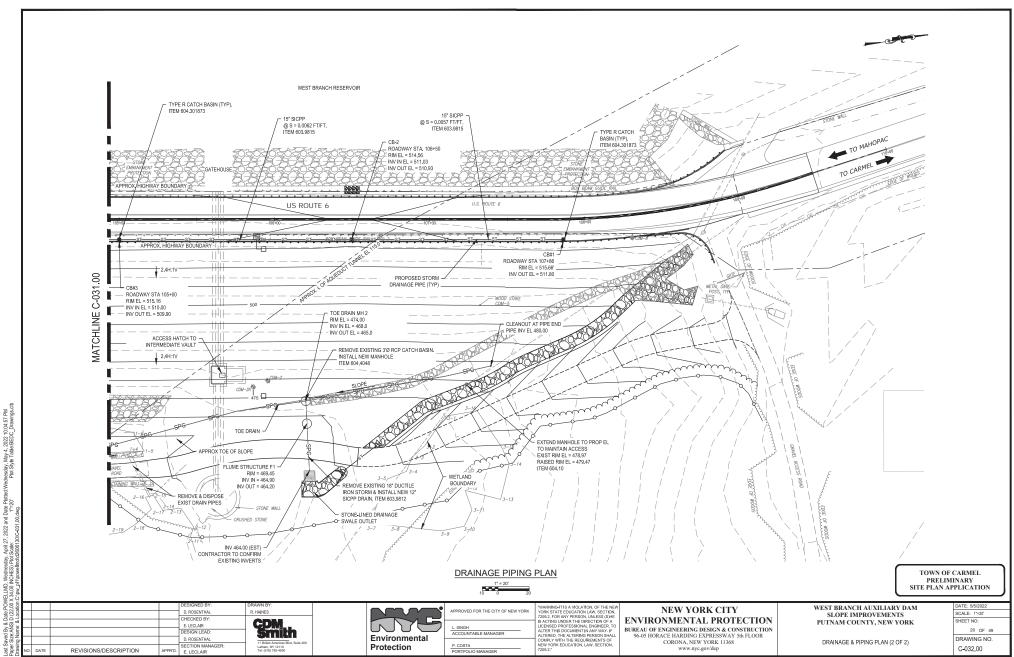
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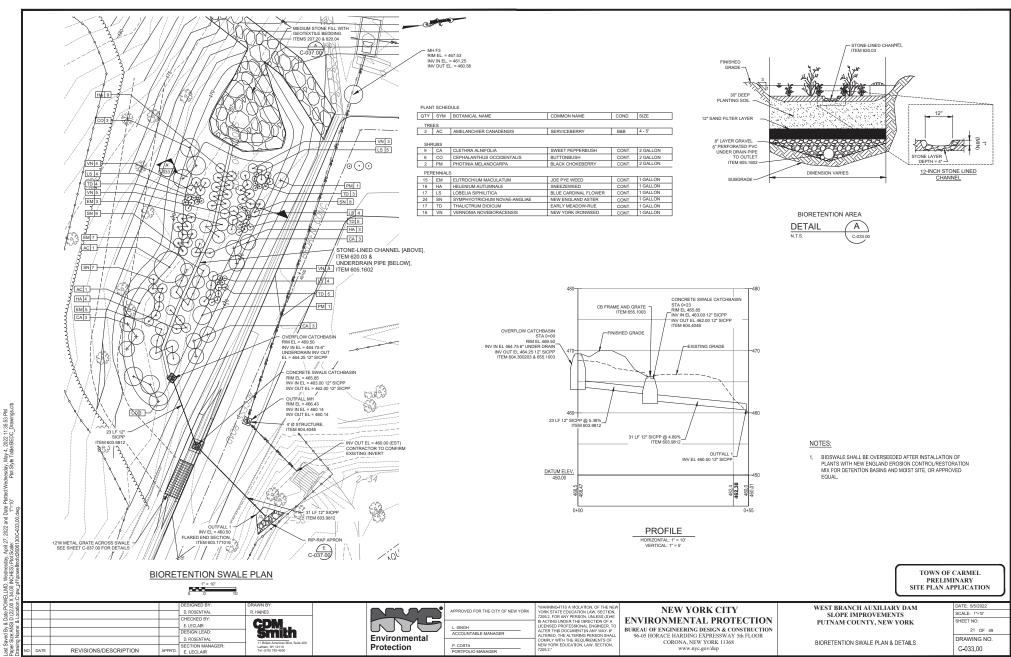












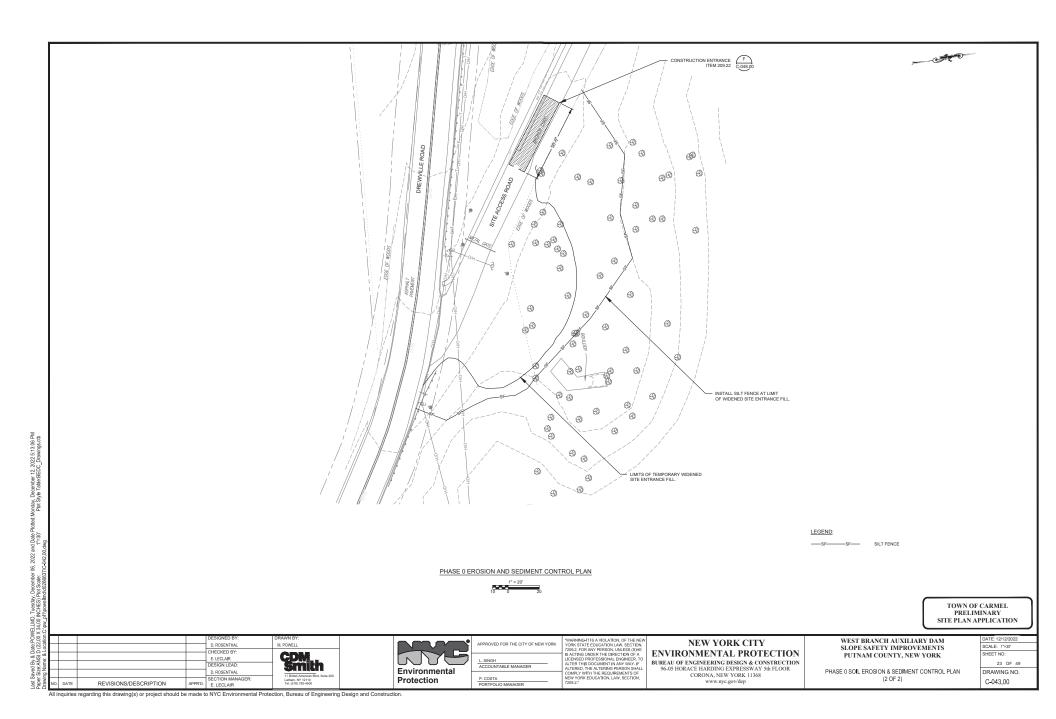
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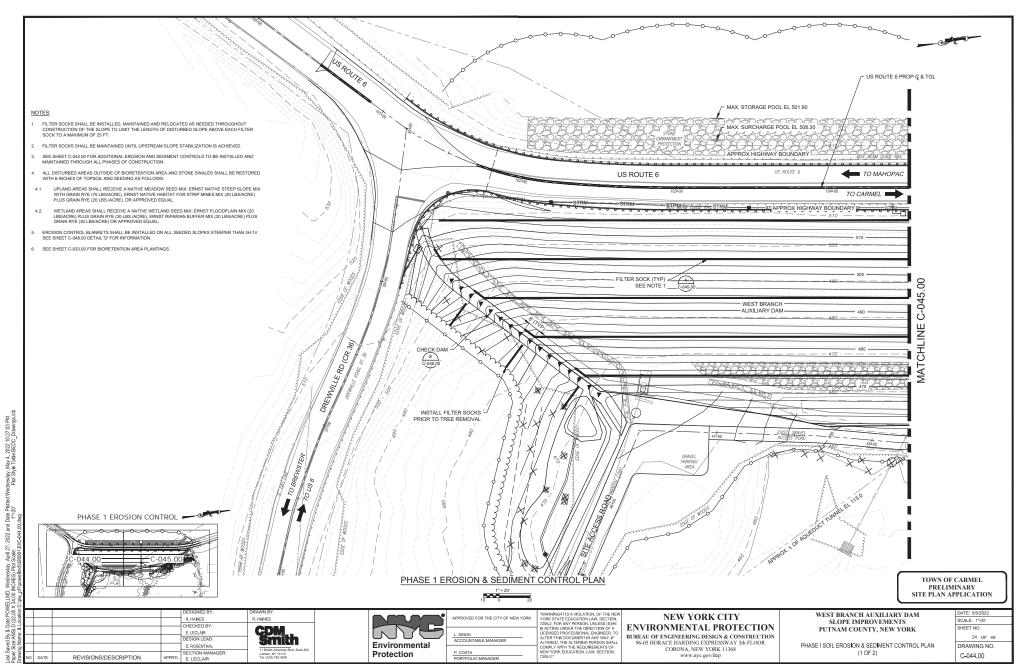
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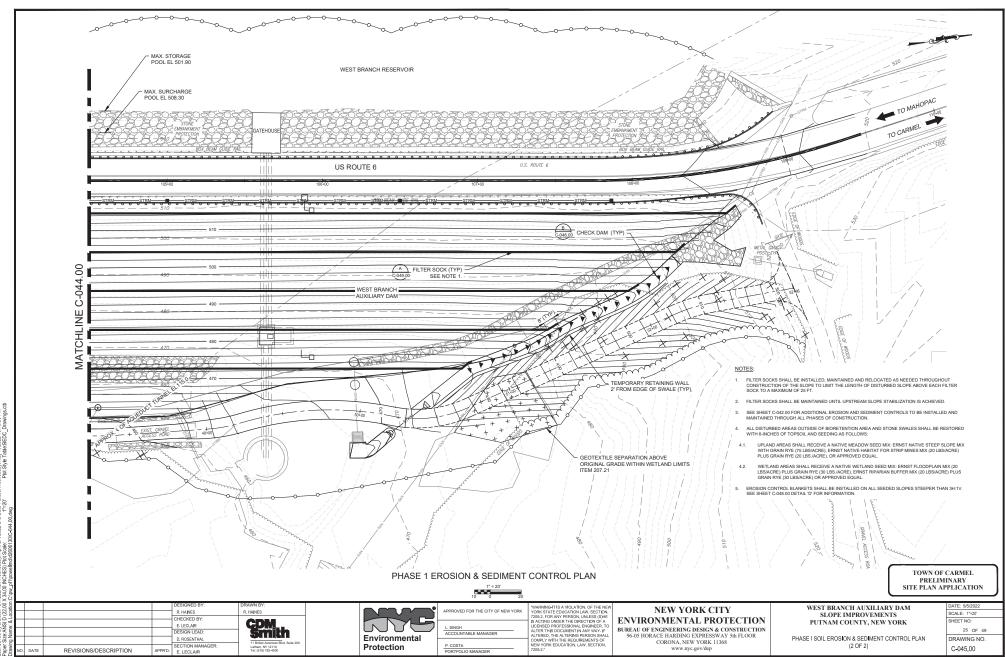
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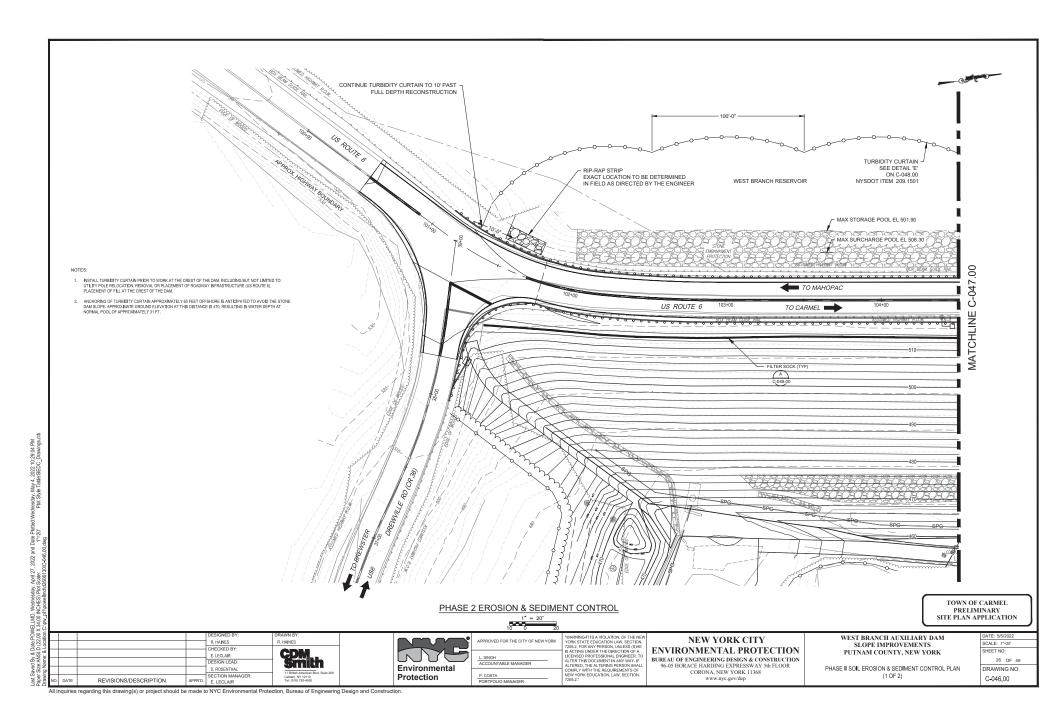
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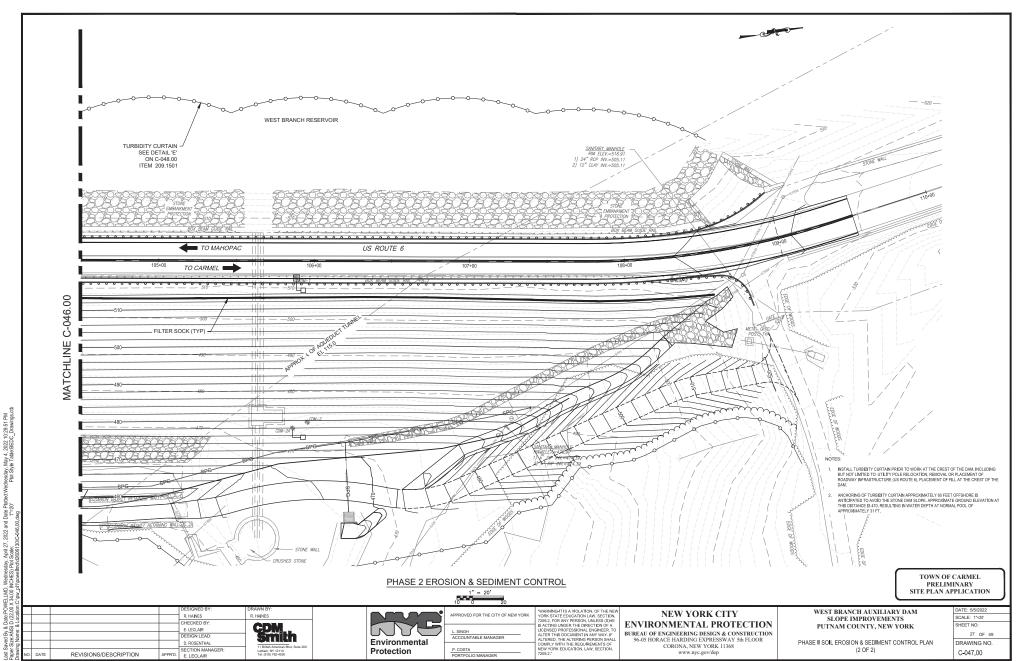
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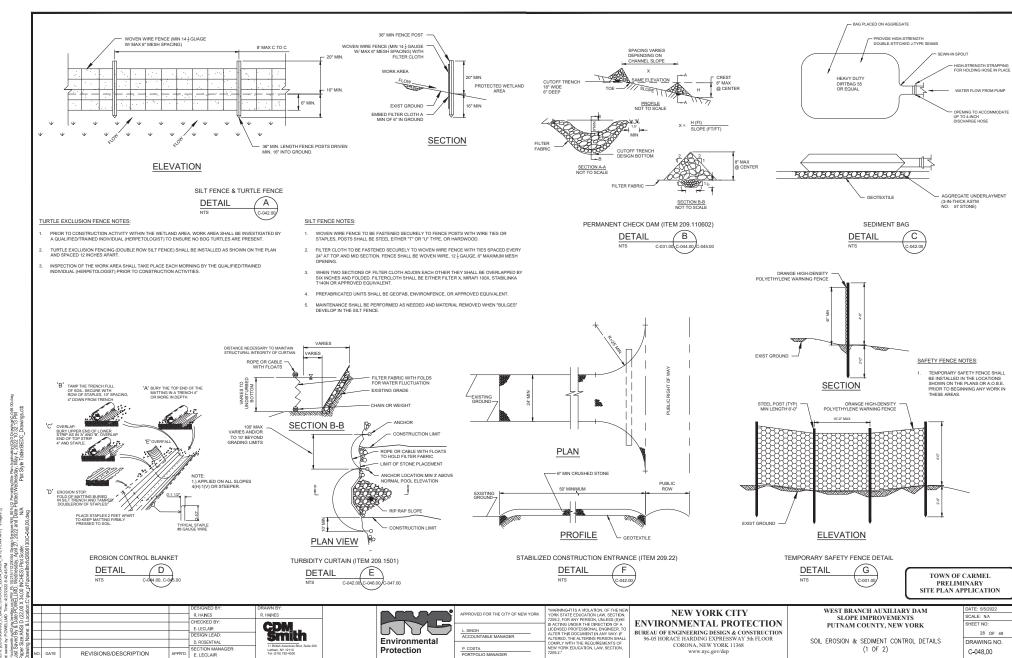








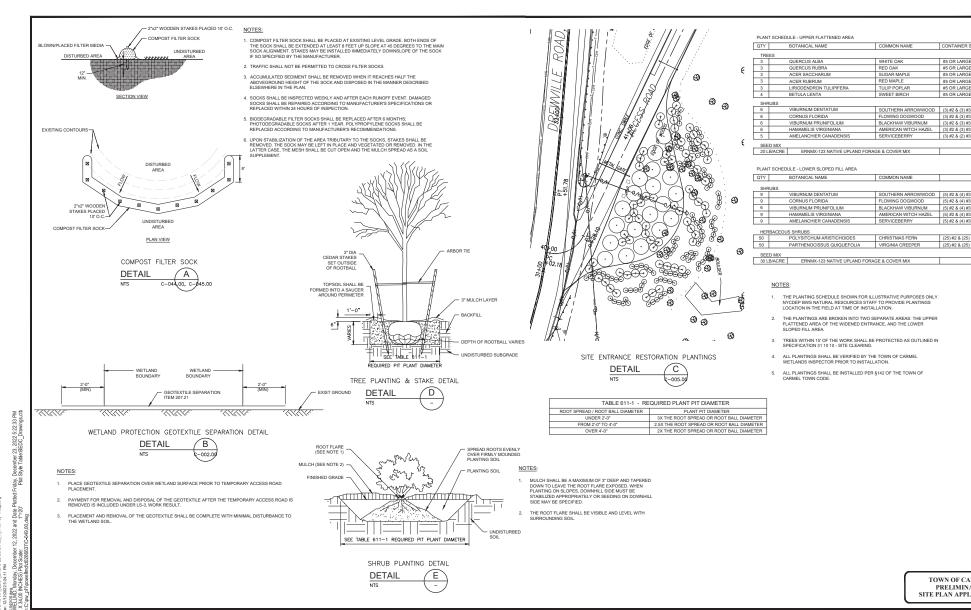




CORONA, NEW YORK 11368

(1 OF 2)

C-048.00



TOWN OF CARMEL PRELIMINARY SITE PLAN APPLICATION

CONTAINER SIZE (GALLONS)

#5 OR LARGER

#5 OR LARGER

#5 OR LARGER

#5 OR LARGER

(3) #2 & (3) #3

(3) #2 & (2) #3

(5) #2 & (4) #3

(5) #2 & (4) #3

(5) #2 & (4) #3

(25) #2 & (25) #3

(25) #2 & (25) #3

| a | | | | | DESIGNED BT: | DRAWN BT: |
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| oca oca | | | | | R. HAINES | R. HAINES |
| _ | - | | | | CHECKED BY: | |
| e: & | | | | | E. LECLAIR | CDM_ |
| Nam | | | | | DESIGN LEAD: | Smith |
| g | | | | | D. ROSENTHAL | 11 British American Blvd. Suite 200 |
| rawir | NO. | DATE | REVISIONS/DESCRIPTION | APPR'D. | SECTION MANAGER: E. LECLAIR | Latham, NY 12110 Tel: (518) 782-4500 |

Environmental Protection

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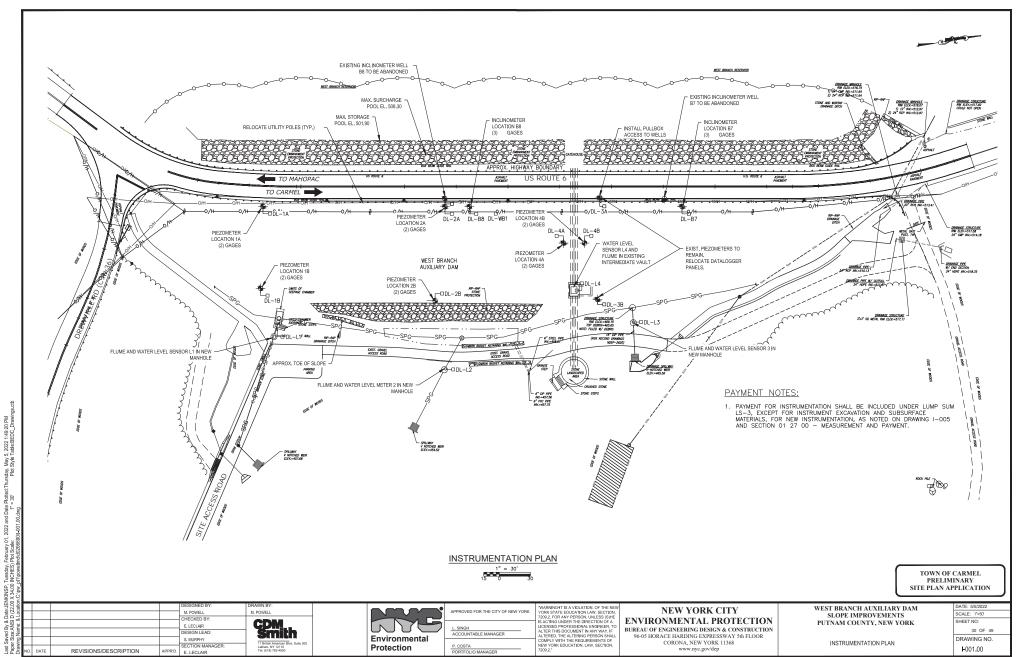
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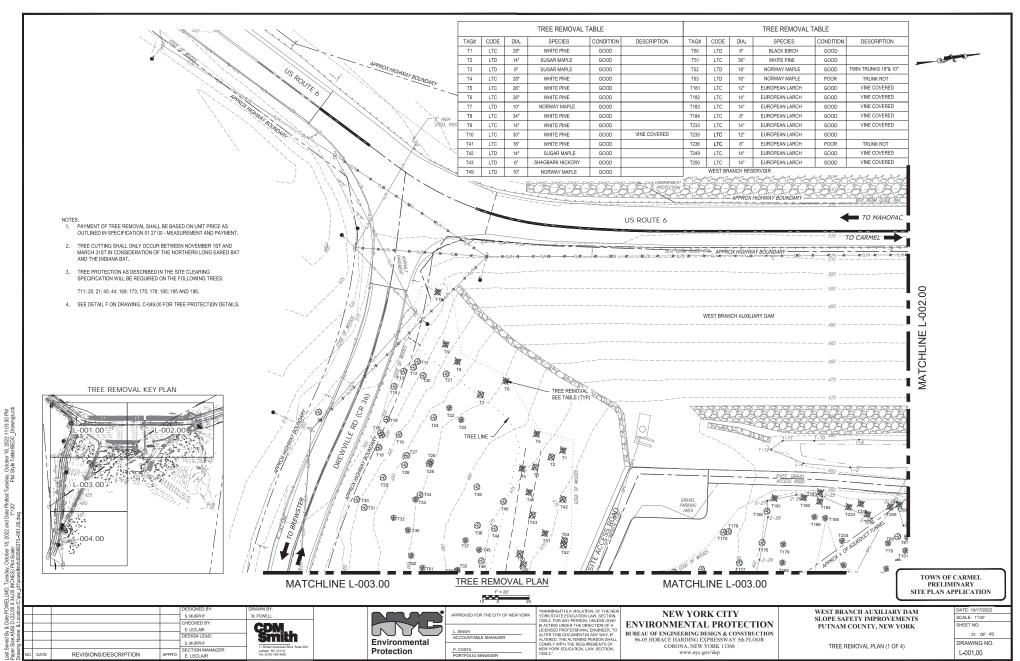
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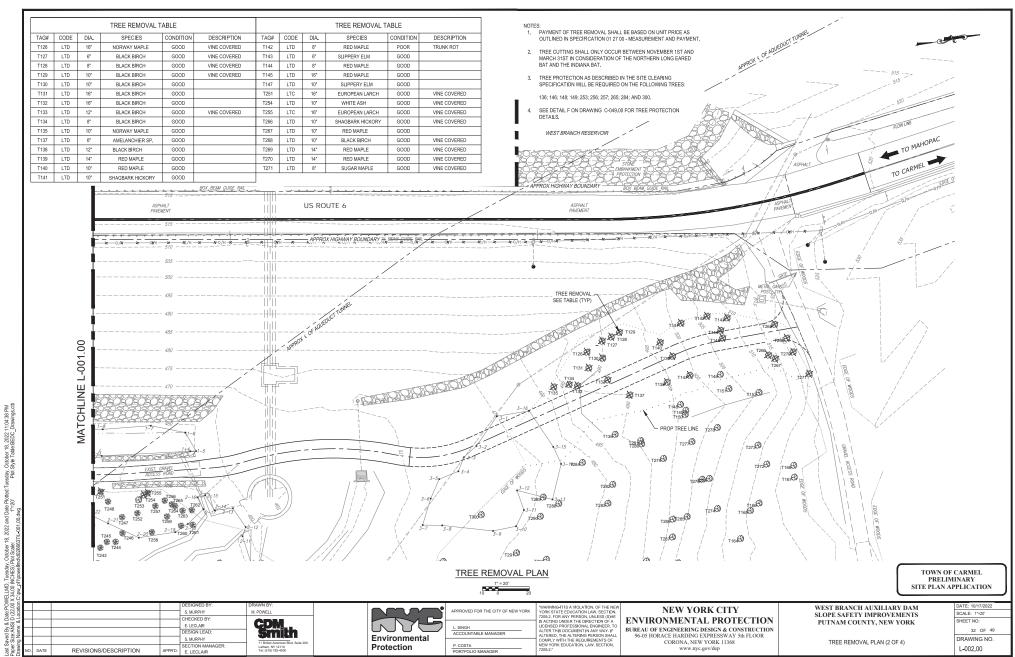
WEST BRANCH AUXILIARY DAM SLOPE SAFETY IMPROVEMENTS PUTNAM COUNTY, NEW YORK

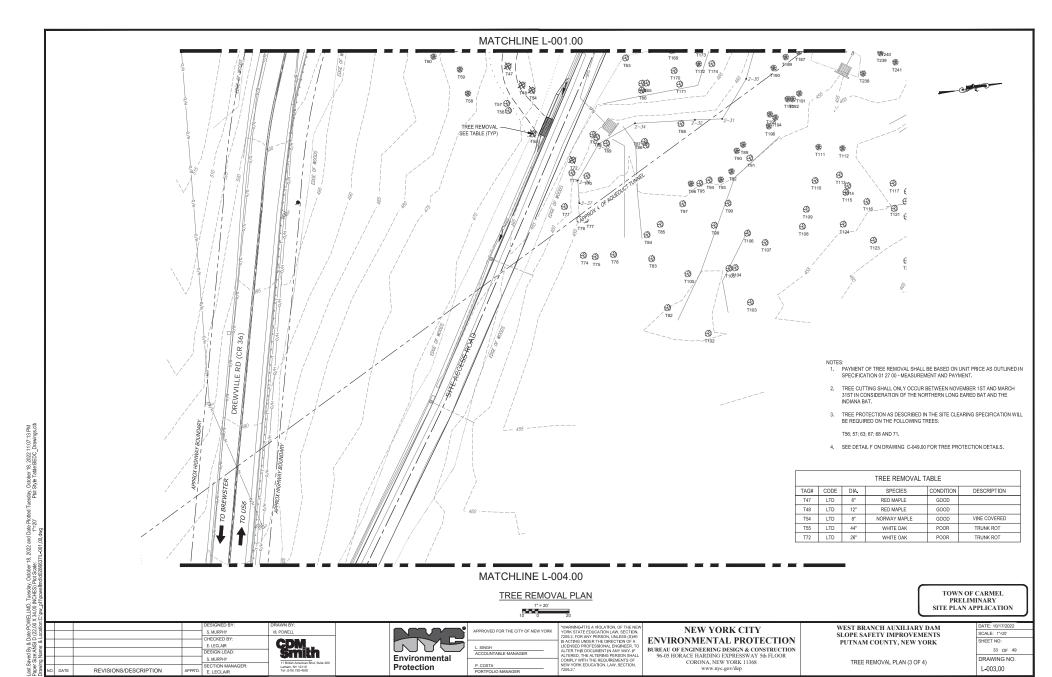
SOIL EROSION & SEDIMENT CONTROL DETAILS (2 OF 2)

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| SCALE: 1"=20" |
| SHEET NO: |
| 29 OF 49 |
| DRAWING NO. |
| C-049.00 |

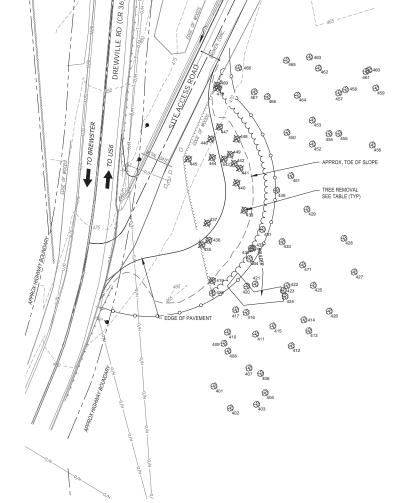








MATCHLINE L-003.00



| | | | TREE REMOVAL | TABLE | |
|------|------|------|--------------|-----------|-------------|
| TAG# | CODE | DIA. | SPECIES | CONDITION | DESCRIPTION |
| T419 | LTD | 15" | SUGAR MAPLE | GOOD | |
| T435 | LTD | 6* | SUGAR MAPLE | GOOD | |
| T436 | LTD | 28" | SUGAR MAPLE | POOR | TRUNK ROT |
| T437 | LTD | 5" | SUGAR MAPLE | GOOD | |
| T438 | LTD | 5* | SUGAR MAPLE | GOOD | |
| T440 | LTD | 8" | RED MAPLE | GOOD | |
| T441 | LTD | 16" | WHITE ASH | GOOD | |
| T442 | LTD | 5* | HOP HORNBEAM | GOOD | |
| T443 | LTD | 4" | SUGAR MAPLE | GOOD | |
| T444 | LTD | 9* | SUGAR MAPLE | GOOD | |
| T445 | LTD | 7* | AMERICAN ELM | GOOD | |
| T446 | LTD | 8" | HOP HORNBEAM | GOOD | |
| T447 | LTD | 8* | SUGAR MAPLE | GOOD | |
| T448 | LTD | 11" | RED MAPLE | GOOD | |
| T449 | LTD | 23" | WHITE ASH | GOOD | |
| T469 | LTD | 6* | AMERICAN ELM | GOOD | |
| T470 | LTD | 10" | RED MAPLE | GOOD | |

- PAYMENT OF TREE REMOVAL SHALL BE BASED ON UNIT PRICE AS OUTLINED IN SPECIFICATION 01 27 00 MEASUREMENT AND PAYMENT.
- TREE PROTECTION AS DESCRIBED IN THE SITE CLEARING SPECIFICATION WILL BE REQUIRED ON THE FOLLOWING TREES:

T418; 420; 421; 431; 432; 433; 434; 439; 450; 451; 466; 467 AND 468.

TREE REMOVAL PLAN



TOWN OF CARMEL PRELIMINARY SITE PLAN APPLICATION

| | | | | DESIGNED BY: | DRAWN BY: |
|-----|------|-----------------------|---------|------------------|--|
| | | | | S. MURPHY | M. POWELL |
| Н | _ | | _ | CHECKED BY: | ODDIE. |
| ш | | | | E. LECLAIR | GDW |
| | | | | DESIGN LEAD: | 1 Smith |
| г | | | | S. MURPHY | |
| Н | | | | SECTION MANAGER: | 11 British American Blvd, Suite 200 Leitham, NY 12110 |
| NO. | DATE | REVISIONS/DESCRIPTION | APPR'D. | E LECLAID | Tel: (518) 782-4500 |



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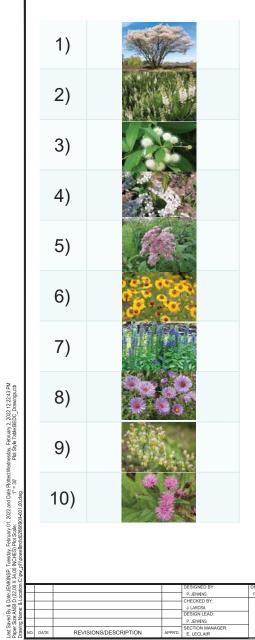
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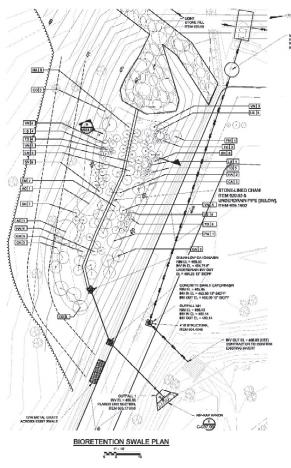
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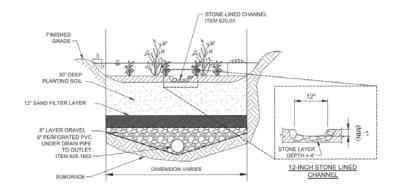
WEST BRANCH AUXILIARY DAM SLOPE IMPROVEMENTS PUTNAM COUNTY, NEW YORK

TREE REMOVAL PLAN (4 OF 4)

| DATE: 5/5/2022 |
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| SCALE: 1"=20" |
| SHEET NO: |
| 34 OF 49 |
| DRAWING NO. |
| L-004.00 |







BIORETENTION AREA



PLANT SCHEDULE

| ı | QTY | SYM | BOTANICAL NAME | COMMON NAME | COND | SIZE |
|---|-----|-----|------------------------|--------------|------|--------|
| | TRE | ES | | | | |
| | 2 | AC | AMELANCHIER CANADENSIS | SERVICEBERRY | B&B | 4 - 5' |
| | | | | | | |

SHRUBS

| 9 | CA | CLETHRA ALNIFOLIA | SWEET PEPPERBUSH | CONT. | 2 GALLON |
|---|----|---------------------------|------------------|-------|----------|
| 6 | CO | CEPHALANTHUS OCCIDENTALIS | BUTTONBUSH | CONT. | 2 GALLON |
| 2 | PM | PHOTINIA MELANOCARPA | BLACK CHOKEBERRY | CONT. | 2 GALLON |

PERENNIALS

| 15 | EM | EUTROCHIUM MACULATUM | JOE PYE WEED | CONT. | 1 GALLON | | |
|----|----|------------------------------|-------------------|-------|----------|--|--|
| 16 | HA | HELENIUM AUTUMNALE | SNEEZEWEED | CONT. | 1 GALLON | | |
| 17 | LS | LOBELIA SIPHILITICA | PURPLE CONEFLOWER | CONT. | 1 GALLON | | |
| 24 | SN | SYMPHYOTRICHUM NOVAE-ANGLIAE | NEW ENGLAND ASTER | CONT. | 1 GALLON | | |
| 17 | TD | THALICTRUM DIOICUM | EARLY MEADOW-RUE | CONT. | 1 GALLON | | |
| 16 | VN | VERNONIA NOVEBORACENSIS | NEW YORK IRONWEED | CONT. | 1 GALLON | | |
| | | | | | | | |

NOTES:

- THE PLANTING SCHEDULE SHOWN FOR ILLUSTRATIVE PURPOSES ONLY NYCDEP BWS NATURAL RESOURCES STAFF TO PROVIDE PLANTINGS LOCATION IN THE FIELD AT TIME OF INSTALLATION.
- THE PLANTINGS ARE BROKEN INTO TWO SEPARATE AREAS: THE UPPER FLATTENED AREA OF THE WIDENED ENTRANCE, AND THE LOWER SLOPED FILL AREA.
- TREES WITHIN 15' OF THE WORK SHALL BE PROTECTED AS OUTLINED IN SPECIFICATION 31 10 10 - SITE CLEARING.
- ALL PLANTINGS SHALL BE VERIFIED BY THE TOWN OF CARMEL WETLANDS INSPECTOR PRIOR TO INSTALLATION.
- ALL PLANTINGS SHALL BE INSTALLED PER §142 OF THE TOWN OF CARMEL TOWN CODE.

TOWN OF CARMEL PRELIMINARY SITE PLAN APPLICATION

BIORETENTION PLANTING

| :ation: | П | | | | DESIGNED BY: | DRAWN BY: | i |
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| 000 | | | | | P. JENKINS | P. JENKINS | |
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| | ш | | | | J. LAROSA | GPWL. | |
| Name: | | | | | DESIGN LEAD: | smith | |
| Ö | | | | | P. JENKINS | 11 British American Blvd. Suite 200 | |
| rawin | NO. | DATE | REVISIONS/DESCRIPTION | APPR'D. | SECTION MANAGER: | Latham, NY 12110 Tel: (518) 782-4500 | |



| ŝ | APPROVED FOR THE CITY OF NEW YORK |
|---|-----------------------------------|
| | L. SINGH ACCOUNTABLE MANAGER |
| | P. COSTA |

WARNING-IT IS A VIOLATION, OF THE NEW YORK STATE EDUCATION LAW, SECTION, T2022, FOR ANY PRESON, UNLESS (SYME IS ACTING UNDER THE DIRECTION OF A OWNER OF THE STATE OF THE STAT

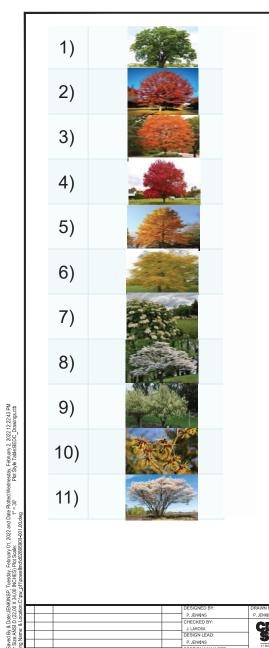
NEW YORK CITY ENVIRONMENTAL PROTECTION

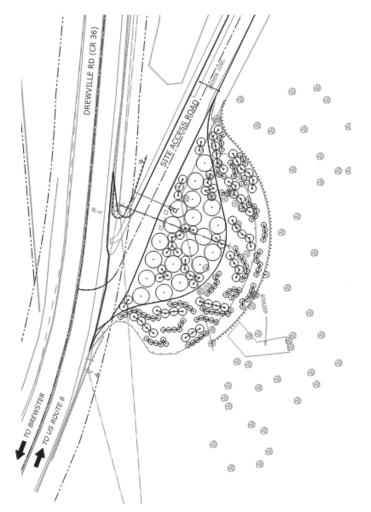
BUREAU OF ENGINEERING DESIGN & CONSTRUCTION 96-05 HORACE HARDING EXPRESSWAY 5th FLOOR CORONA, NEW YORK 11368

WEST BRANCH AUXILIARY DAM SLOPE IMPROVEMENTS PUTNAM COUNTY, NEW YORK

BIORETENTION PLANTING

SCALE: 1" = 30" SHEET NO: 35 OF 49 DRAWING NO. L-005.00





PLANT SCHEDULE - UPPER FLATTENED AREA

| QTY | BOTANICAL NAME | COMMON NAME | CONTAINER SIZE (GALLONS) |
|-------|-------------------------|--------------|--------------------------|
| TREES | | | |
| 3 | QUERCUS ALBA | WHITE OAK | #5 OR LARGER |
| 3 | QUERCUS RUBRA | RED OAK | #5 OR LARGER |
| 3 | ACER SACCHARUM | SUGAR MAPLE | #5 OR LARGER |
| 3 | ACER RUBRUM | RED MAPLE | #5 OR LARGER |
| 3 | LIRIODENDRON TULIPIFERA | TULIP POPLAR | #5 OR LARGER |
| 4 | BETULA LENTA | SWEET BIRCH | #5 OR LARGER |

| 6 | VIBURNUM DENTATUM | SOUTHERN ARROWWOOD | (3) #2 & (3) #3 |
|---|------------------------|----------------------|-----------------|
| 6 | CORNUS FLORIDA | FLOWING DOGWOOD | (3) #2 & (3) #3 |
| 6 | VIBURNUM PRUNIFOLIUM | BLACKHAW VIBURNUM | (3) #2 & (3) #3 |
| 6 | HAMAMELIS VIRGINIANA | AMERICAN WITCH HAZEL | (3) #2 & (3) #3 |
| 5 | AMELANCHIER CANADENSIS | SERVICEBERRY | (3) #2 & (2) #3 |
| | | | |

ERNMX-123 NATIVE UPLAND FORAGE & COVER MIX

PLANT SCHEDULE - LOWER SLOPED FILL AREA BOTANICAL NAME

| SHR | RUBS | | |
|-----|--------------------------|----------------------|-----------------|
| 9 | VIBURNUM DENTATUM | SOUTHERN ARROWWOOD | (5) #2 & (4) #3 |
| 9 | CORNUS FLORIDA | FLOWING DOGWOOD | (5) #2 & (4) #3 |
| 6 | VIBURNUM PRUNIFOLIUM | BLACKHAW VIBURNUM | (5) #2 & (4) #3 |
| 9 | HAMAMELIS VIRGINIANA | AMERICAN WITCH HAZEL | (5) #2 & (4) #3 |
| _ | AMELANICHIED CANADENICIO | OFFICE DEPOY | (E) #0 0 (4) #0 |

COMMON NAME

| HER | BACEOUS SHRUBS | | |
|-----|---------------------------|----------------|-------------------|
| 50 | POLYSITCHUM ARISTICHOIDES | CHRISTMAS FERN | (25) #2 & (25) #3 |
| | | | |

SEED MIX

ERNMX-123 NATIVE UPLAND FORAGE & COVER MIX 30 LB/ACRE

NOTES:

- THE PLANTING SCHEDULE SHOWN FOR ILLUSTRATIVE PURPOSES ONLY. NYCDEP BWS NATURAL RESOURCES STAFF TO PROVIDE PLANTINGS LOCATION IN THE FIELD AT TIME OF INSTALLATION.
- THE PLANTINGS ARE BROKEN INTO TWO SEPARATE AREAS: THE UPPER FLATTENED AREA OF THE WIDENED ENTRANCE, AND THE LOWER SLOPED FILL AREA.
- TREES WITHIN 15' OF THE WORK SHALL BE PROTECTED AS OUTLINED IN SPECIFICATION 31 10 10 - SITE CLEARING.
- ALL PLANTINGS SHALL BE VERIFIED BY THE TOWN OF CARMEL WETLANDS INSPECTOR PRIOR TO INSTALLATION.
- ALL PLANTINGS SHALL BE INSTALLED PER $\S142$ OF THE TOWN OF CARMEL TOWN CODE.

SITE ENTRANCE PLANTING

TOWN OF CARMEL PRELIMINARY SITE PLAN APPLICATION

CHECKED BY J. LAROSA P. JENKINS APPRID. E. LECLAIR REVISIONS/DESCRIPTION

Environmental Protection

APPROVED FOR THE CITY OF NEW YORK L. SINGH ACCOUNTABLE MANAGER

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NEW YORK CITY ENVIRONMENTAL PROTECTION

BUREAU OF ENGINEERING DESIGN & CONSTRUCTION 96-05 HORACE HARDING EXPRESSWAY 5th FLOOR CORONA, NEW YORK 11368

WEST BRANCH AUXILIARY DAM SLOPE IMPROVEMENTS PUTNAM COUNTY, NEW YORK

SITE ENTRANCE PLANTING

SCALE: 1" = 30" SHEET NO: 36 OF 49 DRAWING NO. L-006.00

- THE CONTRACTOR SHALL MAINTAIN TRAFFIC THROUGHOUT THE LENGTH AND DURATION OF THE CONTRACT IN ACCORDANCE WITH THE REQUIREMENTS OF SECTION 619 OF THE NEW YORK STATE STANDARD SPECIFICATIONS, THE NATIONAL MANUAL ON UNFORM TRAFFIC CONTROL DEVICES (MUTCD) AND NYS SUPPLEMENT, AND THE BASIC WORK ZONE TRAFFIC CONTROL DETAILS IN THE PLANS OR AS ORDERED BY ENGINEER (AOBE)
- FOR TYPICAL APPLICATIONS OF TRAFFIC CONTROL DEVICES IN CONSTRUCTION AREAS NOT SPECIFIED ON THE PLANS, THE PROVISIONS OF PART 6 OF THE NATIONAL MUTCO AND NYS SUPPLEMENT SHALL APPLY.
 THE STANDARDS OF APPLICATION NOTED THEREIN AND ON THE PLANS ARE TO BE CONSIDERED MINIMUM. STANDARDS WHERE OPTIONS EXIST FOR SIGN SHAPE THE DIAMOND SHAPE SHALL BE LISED.
- FLAGGERS MUST BE ABLE TO COMMUNICATE WITH EACH OTHER IN THE SAME LANGUAGE AND MUST BE ABLE TO UNDERSTAND AND TAKE INSTRUCTIONS/DIRECTIONS FROM ENGINEER OR INSPECTOR

- THE CONTRACTOR SHALL SCHEDULE WORK SO THAT ALL TRAVEL LANES IN EACH DIRECTION ARE OPEN WHEN THE CONTRACTOR'S OPERATIONS ARE CLOSED DOWN OR SUBSTANTIALLY CLOSED DOWN THE MINIMUM WIDTH OF A TRAVELED LANE SHALL BE 10 FEET UNLESS OTHERWISE SHOWN ON THE PLANS
- THE CONTRACTOR SHALL MAINTAIN TRAFFIC AND SHALL PROVIDE FLAGGERS AS SHOWN ON THE PLANS OR AGBE TO CONTROL TRAFFIC MOVEMENT AT THE SITE OF WORK OPERATIONS REQUIRING TEMPORAL CLOSING OF PORTIONS OF THE TRAVELED WAY.
- THE CONTRACTOR SHALL PERFORM ALL ROADWAY RECONSTRUCTION DUBING NIGHTTIME WORK HOURS OF 800 PM. TO 800 AM. CONTRACTOR SHALL FULLY OPEN THE ROADWAY TO UNRESTRICTED TWO-MAY TRAFFIC AT THE END OF EACH WORK SHIFT. NO LANE CLOSURES ARE PERMITTED FROM 800 AM. TO 800 P.M, UNLESS APPROVED IN ADVANCE BY NYCDEP AND NYSDOT.
- THE OWNER AND/OR NYCHER RESERVES THE RIGHT TO PRECLUDE LANE OR SHOULDER CLOSURES DURING PERIODS OF INCLEMENT WEATHER, WET OR ICY PAVEMENT, REDUCED VISIBILITY, TRAFFIC ACCIDENTS OF OTHER EMERGENCIES.
- THE OWNER AND/OR NYCDEP MAY ALTER ANY LANE OR SHOULDER CLOSURES SHOULD TRAFFIC CONDITIONS OR OTHER UNFORESEEN CIRCUMSTANCES ARISE WHICH WOULD ADVERSELY AFFECT TE FLOW.
- THE CONTRACTOR IS ALERTED TO THE FACT THAT INCIDENT MANAGEMENT OR TRAFFIC CONDITIONS MIGHT FORCE HIS/HER CONSTRUCTION OPERATION TO STOP, EVEN DURING TIME WHERE SUCH OPERATION WOULD NORMALLY BE PERMITTED.
- THE CONTRACTOR SHALL HAVE NO CLAIM AGAINST NYCHER OR ANY OTHER MUNICIPAL ENTITY FOR ANY DELAYS OR EXTRA COSTS INCURRED IN COMPLYING WITH THESE RESTRICTIONS
- LANE OR SHOULDER CLOSURES THAT WILL BE HIGHLY DISRUPTIVE TO TRAFFIC REQUIRE A ONE-WEEK ADVANCE ADVERTISMO THROUGH WAS (VARIABLE MESSAGE SIGNS) TO FOREWARN LOCAL AND REGULAR HIGHWAY LEBRS OF THE EXPECTED DELAYS.
- THE NYSDOT REGION 8 TRAFFIC MANAGEMENT CENTER MUST BE NOTIFIED AT: (914) 742-6100
 - 1) AT LEAST TWO DAYS BEFORE SCHEDULED LANE OR SHOULDER CLOSURES AND IF THE SCHEDULE IS CANCELED OR DELAYED.
 - 2) EACH OCCURENCE WHEN A LANE OR SHOULDER CLOSURE IS SETUP (BY TELEPHONE ONLY FROM
 - EACH OCCURENCE WHEN A LANE OR SHOULDER CLOSURE IS REMOVED AND NORMAL HIGHWAY OPERATION RESUMES (BY TELEPHONE ONLY FROM THE FIELD SITE.)

WORK RESTRICTIONS FOR HOLIDAYS AND OTHER EVENTS

THE CONTRACTOR WILL NOT BE ALLOWED TO PERFORM ANY WORK DISRUPTIVE TO TRAFFIC, INCLUDING. BUT NOT LIMITED TO LANE OR SHOULDER OLD SURES ON THE FOLLOWING HOLDAYS: NEW YEAR'S DAY BUT NOT LIMITED TO LAND ON SHOULDER CLOSURES ON THE PLACE LIMITED THE RELIGIOUS MEDICALISMS POLILIARYS. NEW TENES DAY, MEMORRANDER, CHRISTMAS DAY AND THE RELIGIOUS HOLIDAYS LISTED IN SPECIFICATION SECTION OF 14 00 - WORK RESTRICTIONS, CONSTRUCTION ACTIVITIES THAT WILL RESULT IN TEMPORARY CHARSHOULDER CLOSURES SHALL BE SUSPENDED TO MINIMIZE TRAVE DELAYS ASSOCIATED WITH ROAD WORK FOR THESE HOLIDAYS AS FOLICIONS:

| HOLIDAY | FALLS ON | TEMPORARY LANE CLOSURES ARE NOT ALLOWED FROM |
|---|-----------------------|---|
| | SUNDAY OR MONDAY | 6:00 AM FRIDAY BEFORE TO 6:00 AM TUESDAY AFTER |
| | TUESDAY | 6:00 AM SATURDAY BEFORE TO 6:00 AM WEDNESDAY AFTER (STARTING AT 6:00 AM FRIDAY BEFORE TO 6:00 AM WEDNESDAY AFTER FOR CHRISTMAS DAY) |
| NEW YEAR'S DAY INDEPENDENCE DAY CHRISTMAS DAY | WEDNESDAY | 6:00 AM TUESDAY BEFORE TO 6:00 AM THURSDAY AFTER (STARTING AT 6:00 AM SATURDAY BEFORE TO 6:00 AM THURSDAY AFTER FOR CHRISTMAS DAY) |
| | THURSDAY | 6:00 AM THURSDAY TO 6:00 AM MONDAY AFTER (STARTING AT 6:00 AM WEDNESDAY BEFORE TO 6:00 AM MONDAY AFTER FOR CHRISTMAS DAY) |
| | FRIDAY OR SATURDAY | 6:00 AM THURSDAY BEFORE TO 6:00 AM MONDAY AFTER |
| MEMORIAL DAY LABOR DAY | MONDAY | 6:00 AM FRIDAY BEFORE TO 6:00 AM TUESDAY AFTER |
| THANKSGIVING DAY | THURSDAY | 6:00 AM WEDNESDAY BEFORE TO 6:00 AM MONDAY AFTER |
| RELIGIOUS HOLIDAYS | N/A | 4:00 PM DAY BEFORE TO 8:00 AM DAY AFTER |

WORK AREA COORDINATION

- WHEN TWO OR MORE WORK AREAS ARE ADJACENT, OVERLAP, OR ARE IN CLOSE PROXIMITY AS DETERMINED BY THE ENGINEER, THE CONTRACTOR SHALL ENSURE THERE IS NO CONFLICT IN SIGNING AND THAT LANE CONTINUITY IS MAINTAINED THROUGHOUT ALL WORK AREAS.
- THE CONTRACTOR SHALL COORDINATE ALL CONTRACT WORK WITH ANY UTILITY WORK, SUBCONTRACTOR WORK, PUBLIC MAINTENANCE OPERATIONS OR OTHER CONSTRUCTION ACTIVITIES IN THE AREA TO ENSURE THAT THERE ARE NO BASIC WORK ZONE TRAFFIC CONTROL CONFLICTS.
- OUTSIDE THE PERMANENT CLOSURE AREA ALL VEHICLES, EQUIPMENT, WORKERS, AND ACTIVITIES SHALL BE RESTRICTED TO ONE SIDE OF THE ROADWAY AT A TIME

CONES, DRUMS, BARRICADES AND MARKERS

- ALL CHANNELIZING/DELINEATION DEVICES ARE TO BE PLACED SO AS TO PROVIDE A MINIMUM OF 2 FEET CLEARANCE TO THE TRAVELED WAY UNLESS OTHERWISE SHOWN ON THE PLANS. THE CONTRACTOR SHALL MAKE CERTAIN THAT PLACEMENT OF CONES, DRUMS AND MARKERS OR BARRICADES SHALL NOT INTERFERE WITH SIGHT DISTANCE
- 2. LONGITUDINAL SPACING SHALL BE 1 FOOT FOR EVERY 1 MPH OF THE SPEED LIMIT, BUT NOT MORE THAN 40. FEET. (IE: 30 MPH = 30 FOOT SPACING). REDUCED SPACING MAY BE REQUIRED AS SHOWN ON THE PLANS OR E. INTERSECTIONS AND DRIVEWAYS SHALL BE CHANNELIZED AT 5 FOOT SPACING.
- A DRUM MOUNTED WITH A TYPE B FLASHING HIGH INTENSITY WARNING LIGHT SHALL BE PLACED ON ALL APPROACHES TO A BUMP OR IP IN THE PAVEMENT (A PAVEMENT CONDITION CONSIGERED BY THE ENGINEER TO BE SUFFICIENTLY ABRUPT ENOUGH TO GAUSE CONSIDERABLE DISCOMFORT, CARGO SHETING, OR DEFLECTION OF A VEHICLE FROM ITS TRUE COURSE AT PREVAILING DRIVING SPEEDS. THE COST OF THESE DRUMS AND LIGHTS SHALL BE INCLUDED IN THE PRICE BID FOR ITEM 619.01, BASIC WORK ZONE TRAFFIC CONTROL.
- PROVIDE A LATERAL BUFFER SPACE OF 1 FOOT BETWEEN THE WORK ZONE AND THE LINE OF DELINEATION
- FOR CLARITY, THE BASIC WORK ZONE TRAFFIC CONTROL DRAWINGS MAY NOT SHOW ALL CHANNELIZING DEVICES. CHANNELIZING DEVICES SHALL BE PLACED FROM THE BEGINNING OF THE TAPER, AND CONTINUE THROUGH THE ACTIVITY PARE ADJACENT TO TRAFFIC.
- THE COST OF ANY DELINEATION AND GUIDING DEVICES (CONES, DRUMS, ETC.) SHALL BE INCLUDED IN THE PRICE FOR BID ITEM TRAFFIC CONTROL
- 7. DRUMS ARE THE PREFERRED CHANNELIZING DEVICES TO BE USED DURING THE HOURS OF DARKNESS TYPE A LIGHTS SHALL BE REQUIRED ON THE FIRST TWO DRUMS AND ON THE FIRST TWO DRUMS AFTER EACH INTERSECTION, CONES AND VERTICLE PANELS MAY BE USED IN WELL LIT AREAS,
- 8. CONTRACTOR SHALL MAINTAIN LANE WIDTHS OF 10 FT OR GREATER AT ALL TIMES

PRELIMINARY WORK

1. PRIOR TO THE START OF ANY WORK OPERATIONS, ALL RELATED WORK FOR PROPOSED WORK ZONE TRAFFIC CONTROL, AS DETERMINED BY THE ENGINEER, SHALL BE COMPLETE. THIS INCLUDES, BUT IS NOT LIMITED TO, ALL SIGNS, SIGNALS, PAVEMENT MARKINGS, BARRIERS, DELINEATION (CONES, DRUMS, ETC.). FLAGGERS, PAVEMENT MODIFICATIONS, AND ANY OTHER RELATED WORK,

- THE CORRECT SEQUENCE AND SPACING OF APPROPRIATE SIGNS MUST BE MAINTAINED AT ALL TIMES IN ACCORDANCE WITH THE NATIONAL MUTCD AND NYS SUPPLEMENT, THE PROPOSAL, AND AS DIRECTED BY THE ENGINEER OR GOVERNING AGENCY
- 2. COLORS USED FOR CONSTRUCTION SIGNING (INCLUDING TEMPORARY OR MODIFIED GUIDE SIGNS) SHALL COLORS USED FOR CONSTRUCTION SIGNING MICLILLUM TEMPORARY OR MODIFIED GUIDE SIGNIS SHALL BE BLACK LEGION OF RANGE MACROST STATES AND THE COMPRESSION OF THE STATES AND THE COMPRESSION OF THE COMPRESSION O
- THE CONTRACTOR SHALL INSTALL GUIDE SIGN G20-1 AT THE LIMITS OF THE PROJECT AND 'ROAD WORK AHEAD INITIAL WARNING SIGN W20-1 ON ALL SIDE ROADS (EXCEPT DEAD END STREETS) WHENEVER A CONSTRUCTION CONDITION EXISTS AT OR NEAR THE INTERSECTION, SIGN PLACEMENT SHALL BE ACCORDANCE WITH NATIONAL MUTCO AND MYS SUPPLEMENT. THESE SIGNS SHALL BE COVERED OR REMOVED WHEN THERE IS NO CONSTRUCTION CONDITION IN FEFECT
- DURING WINTER SHUTDOWN IF APPLICABLE, EXISTING SIGNS SHALL BE RESTORED TO THEIR ORIGINAL CONDITION AND/OR LOCATION. ALL INAPPROPRIATE CONSTRUCTION SIGNS SHALL BE REMOVED OR COVERED ADDE, AND THE ENTIRE HICHMAY SYSTEM OPEN TO TRAFFIC.
- W8-1 'BUMP' SIGNS SHALL BE PLACED ON ALL APPROACHES 200 FEET AHEAD OF A BUMP OR DIP IN THI PAVEMENT CAUSED BY CONSTRUCTION OPERATIONS SUCH AS ROAD PLATES, ETC, NUMEROUS BUMPS OR DIPS SHALL WARRANT THE LISE OF WAS 'ROUGH ROAD' SIGNS INSTEAD OF WA-1 'BUMP' SIGNS. THE COST OF THE SIGNS SHALL BE INCLUDED IN THE PRICE BID FOR ITEM TRAFFIC CONTROL
- THE CONTRACTOR SHALL TAKE ALL ACTION AS DIRECTED BY THE ENGINEER OR GOVERNING AGENCY TO ELIMINATE BUMPS, ONLY WHEN IT IS NOT POSSIBLE OR FEASIBLE, IN THE OPINION OF THE ENGINEER, "
 ELIMINATE A BUMP SHALL IT BE ALLOWED TO REMAIN.
- IF ADVANCE SIGNING OBSTRUCTS THE VISIBILITY OF THE FLAGGER OR CONFLICTS WITH DRIVEWAYS OR SIDEROADS, SIGNS SHOULD BE MOVED UPSTREAM AS DIRECTED BY THE ENGINEER OR GOVERNING AGENCY
- THE CONTRACTOR SHALL TRIM ANY FOLIAGE OBSTRUCTING THE VISIBILITY OF SIGNS, WHETHER PERMANENT OR TEMPORARY INFEDED FOR THE WORK ZONE TRAFFIC CONTROL AS DETERMINED BY THE ENGINEER. THE COST SHALL BE INCLUDED IN THE PRICE FOR BID ITEM 619.01 - BASIC WORK ZONE TRAFFIC
- ANY CONSTRUCTION SIGNS DEEMED NECESSARY BY THE ENGINEER AND NOT ON THE PLANS SHALL BE INCLUDED IN THE PRICE FOR BID ITEM TRAFFIC CONTROL.

- 10. ALL SIGNS NECESSARY FOR THE BASIC WORK ZONE TRAFFIC CONTROL (INCLUDING RFI OCATION AND/OR NODIFICATION AND/OR RESTORATION OF EXISTING SIGN PANELS AS NOTED IN THE PLANS, STANDARD SPECIFICATIONS, NATIONAL MUTCH AND NYS SUPPLEMENT, OR AGBE SHALL BE INCLUDED IN THE PRICE
- 11. ANY DAMAGE TO EXISTING SIGNS IS TO BE DOCUMENTED AND ANY SUBSEQUENT DAMAGE REMEDIED. THE CONTRACTOR SHALL BE LIABLE FOR ANY DAMAGE DONE, DUE TO THE CONTRACTORS METHODS. TO TEMPORARLY REMOVE, RELOCATE OR COVER SIGN PANES OR SIGN TEXT, REFER TO SECTION 645-5.09 "COVERING SIGN PANELS". IN THE NYSDOT STANDARD SPECIFICATIONS.
- 12 ALL SIGNS SHALL BE MOUNTED AT A HEIGHT PER THE NATIONAL MUTCO AND MYS SUPPLEMENT.

PUBLIC INGRESS AND EGRESS

- THE CONTRACTOR SHALL NOTIFY PROPERTY OWNERS AT LEAST ONE DAY IN ADVANCE OF CLOSING DRIVEWAYS AND SHALL PROVIDE PROPERTY OWNERS WITH PROPER ACCESS AGE TO THEIR DRIVEWAYS AND SHALL MANTAIN THEM THOOGH ALL WORK AREAS AND SHALL DELINEAT FILMED WEAKS OF SIGNS, CONES, AND/OR DRUMS AGRE THE COSTS FOR SIGNS AND ANY OTHER DELINEATION AND GUIDING DEVICES (CONES, DRUMS, ETC.) SHALL BE INCLUDED IN THE PRICE FOR BID ITEM TRAFFIC CONTROL
- WHERE DIRECT ACCESS TO DRIVEWAYS IS NOT POSSIBLE DUE TO NECESSARY CONSTRUCTION OPERATIONS, THE CONTRACTOR SHALL PLAN ALTERNATE MEANS OF ACCESS AND SUBMIT SUCH PLANS TO THE ENGINEER FOR AFROVAL, OCCUPANT SHALL HAVE 24 HOURS NOTICE OF ANY CHANGES, COST OF THIS WORK SHALL BE RICLUIDED IN THE PRICE FOR BUT ITEM TRAFFIC CONTROL.
- SIGNS DENOTING COMMERCIAL ESTABLISHMENTS SHALL BE PROVIDED AND PLACED NEXT TO COMMERICAL DRIVEWAYS. SIGNS SHALL BE AS SHOWN IN THE PLANS ANDIOR AS APPROVIDED Y THE ENGINEER. THE COFFOR THESE SIGNS SHALL BE INCLUDED IN THE PRICE FOR BIDTEM TRAFFIC CONTROL. SIGNS SHALL NOT BE PLACED IN A LOCATION THAT OBSTRUCTS SIGHT DISTANCES.
- 4 WHEN A SIDE ROAD OR DRIVEWAY INTERSECTS THE HIGHWAY WITHIN THE TEMPORARY TRAFFIC CONTROL ZONE, ADDITIONAL TRAFFIC CONTROL DEVICES SHALL BE ERECTED AND FLAGGERS POSTED AT APPROPRIATE LOCATIONS OR AGBE. ALL COSTS INVOLVED SHALL BE INCLUDED IN THE PRICE FOR BID ITEM

CONSTRUCTION INGRESS AND EGRESS

- 1. VEHICLES, MATERIALS, AND/OR EQUIPMENT, INCLUDING OUT OF SERVICE SIGNS, SHALL NOT BE PARKED OR STORED WITHIN 30 FEET OF A ROADWAY USED BY THE GENERAL PUBLIC OR ANY OTHER AREAS DEEMED HAZARDOUS BY THE ENGINEER.
- 2. THE CONTRACTOR SHALL KEEP TO A MINIMUM MOVEMENT OF CONSTRUCTION VEHICLES AND EQUIPMENT IN

PAVEMENT MARKINGS

- 1. PRIOR TO THE BEGINNING OF ANY WORK, THE CONTRACTOR SHALL INVENTORY ALL EXISTING PAVEMENT MARKINGS SO THAT THE PAVEMENT MARKINGS CAN BE LAID OUT AND REPLACED IN KIND BY THE CONTRACTOR UPON COMPLETION OF WORK, PAYMENT FOR THIS WORK SHALL BE INCLUDED IN THE PRICE BID FOR TRAFFIC CONTROL.
- WHERE PAVEMENT MARKINGS ARE REMOVED, THEY SHALL BE REMOVED BY A METHOD, SUBJECT TO
 APPROVALE BY THE MONIBERY, WHICH WILL FULLY REMOVE THE MARRINGS AND CAUSE NO SIGNIFICANT
 DAMAGE TO THE PAVEMENT, PAVEMENT MARRINGS WHICH ARE COVERED SHALL BE COVERED IT JURY AN
 APPROVED PAVEMENT MARKINGS COVERING TAPE, SPECIFICALLY DESIGNED FOR THE PURPOSE OF
 COVERNOR PAVEMENT MARKINGS, AND APPROVED BY THE ENGINEER.
- THE CONTRACTOR SHALL PROVIDE PAVEMENT MARKINGS AT ALL TIMES ON ALL PAVEMENT, WHETHER EXISTING, TEMPORARY OR NEW, UNTIL PERMANENT MARKINGS ARE INSTALLED OR RESTORED. THIS SHALL INCLUDE AT ALL APPROPRIATE LOCATIONS, EDGE LINES, LANE LINES (SOLID OR BROKEN), CHANNELIZING LINES DOTTED LINES PLUS ANY MARKINGS ORDERED BY THE ENGINEER. ALL MARKINGS SHALL BE APPLIED IN ACCORDANCE WITH THE STANDARD SPECIFICATIONS AND THE NATIONAL MUTCO AND NYS SUPPLEMENT AND SHALL INDICATE ACTUAL CONDITIONS AT ALL TIMES.

FLAGGERS

- ALL FLAGGERS MUST BE ADEQUATELY TRAINED IN FLAGGING OPERATIONS BY NYSDOT RECOGNIZED FRAINING PROGRAMS. THE CONTRACTOR SHALL SUBMIT A LIST OF CERTIFIED FLAGGERS TO THE ENGINEER FOR REVIEW AND APPROVAL IN ADVANCE OF ANY FLAGGING OPERATIONS.
- 2. WHEN FLAGGERS ARE BEING USED FOR TRAFFIC CONTROL PURPOSES. FLAGGER SIGNS W20-7A SHALL BE WHEN TURDISHS ARE BEING DEBUT IN HAPPIC CONTINUE FUNDED. FUNDERS FUNDERS ARE BEING ASSIMEL BEING PRICED AS SHOWN IN THE PROPOSAL OR AGREE ON ALL FOR PRICED AS THE AREAS BEING FLAGGED. THE COST OF FLAGGER SHOWS SHALL BE INCLUDED IN THE PRICE BID FOR ITEM TRAFFIC CONTROL. FLAGGER SHOWS SHALL BOT BE USED FOR BRIEF PERIODS OF INCIDENTAL FLAGGING, FLAGGER SHOWS SHALL NOT BE USED FOR BRIEF PERIODS OF INCIDENTAL FLAGGING, FLAGGER SHOWS SHALL NOT BE WISBLE WHEN FLAGGERS ARE NOT BEING USED.
- SLOW PADDLES SHALL BE USED FOR FLAGGING AND SHALL CONFORM TO THE REQUIREMENTS IN THE NATIONAL MUTCD AND NYS SUPPLEMENT BUT SHALL BE A MINIMUM OF 24 INCH. THE COST OF THESE PADDLES AND ALL FLAGGERS SHALL BE INCLUDED IN THE PRICE FOR BID ITEM TRAFFIC CONTROL.
- 4. FLAGGERS SHALL NOT POSITION THEMSELVES DIRECTLY IN THE PATH OF ONCOMING TRAFFIC. THE FLAGGER SHOULD STAND EITHER ON THE SHOULDER ADJACENT TO THE TRAFFIC BEING CONTROLLED OR IN THE CLOSEDICHANNELIZED LANE. AT ALL TIMES, THE CONTRACTOR SHALL PROVIDE FLAGGERS WITH A CLEAR ESCAPE PATH, FREE OF PARKED VEHICLES, EQUIPMENT OR OTHER OBSTACLES
- THE CONTRACTOR SHALL PROVIDE FLAGGERS WHERE SIGHT DISTANCES ARE IMPAIRED BY THE OPERATION OR IN ANY OTHER SITUATION AOBE.
- 6. FLAGGERS SHALL BE REQUIRED TO USE TWO-WAY RADIOS, WALKIE-TALKIES, OR OTHER FORMS OF ENHANCED COMMUNICATION WHEN ONE FLAGGER IS NOT VISIBLE TO THE OTHER OR IF THE ENGINEER DEEMS IT NECESSARY, ALL COSTS SHALL BE INCLUDED IN THE PRICE FOR BID ITEM TRAFFIC CONTROL.
- ELAGGERS SHALL LISE THE EREE HAND FOR EMPHASIS AS SHOWN IN THE NATIONAL MUTCO AND MYS SUPPLEMENT. EACH FLAGGER SHALL CONTROL NO MORE THAN ONE APPROACH OF TRAFFIC UNLESS THE APPROACHES PRESENT UNUSUALLY LOW SPEEDS ANDOR UNUSUALLY LOW VOLUMES, WITH ADEQUATE SIGHT DISTANCE FOR THE MANDLING OF TRAFFIC, AS DETERMINED BY THE ENGINEER.

- 8. THE ENGINEER SHALL DETERMINE THE NUMBER OF ELAGGERS NEEDED FOR EACH WORK ZONE LINDER THE ENRINGERS HALL DETERMINE THE NUMBER OF PLAGETS REVEDED FOR READ WORK, ZONE, UNDER THE ENRINGE CHEEKEN AND TREFFICE STRATONS, MORE THAN ONE PLAGERS THOM MAY BE REQUIRED FOR EACH DETERMINE THE PROPERTY OF THE PROPERTY
- 9. FLAGGER STATIONS SHOULD BE VISIBLE FAR ENOUGH AHEAD TO PERMIT ALL VEHICLES TO STOP. THE FLAGGER SHOULD BE STATIONED FAR ENOUGH AHEAD OF THE WORK FORCE TO WARN THEM (FOR EXAMPLE WITH HORNS, WHISTLES, ETC.) OF APPROACHING DANGER, SUCH AS VEHICLES OUT OF CONTROL
- 10. WHEN A SIDE ROAD OR DRIVEWAY INTERSECTS THE HIGHWAY WITHIN THE TEMPORARY TRAFFIC CONTROL ONE. ADDITIONAL TRAFFIC CONTROL DEVICES AND FLAGGERS SHALL BE PROVIDE

NIGHTTIME OPERATIONS AND LIGHTING PLAN

THE CONTRACTOR IS TO SUBMIT A NIGHTTIME OPERATIONS AND LIGHTING PLAN TO THE ENGINEER FOR APPROVAL THE PLAN SHALL BE UPDATED AS NECESSARY AND INCLUDE ALL DETAILS FOR TRAFFIC CONTROL AND LIGHTING PLAN AS IN ACCORDANCE WITH SECTION 619 OF THE NYSDOT STANDARD SPECIFICATIONS (US CUSTOMARY UNITS) DATED JANUARY 1, 2020 WITH CURRENT ADDITIONS AND

PAVEMENT EDGE DROP-OFF

- THE CONTRACTOR SHALL SUBMIT ALTERNATE TRAFFIC CONTROL PLANS TO THE ENGINEER FOR APPROVAL AT LEAST 30 CALENDAR DAYS PRIOR TO PROPOSED WORK WHICH WILL CREATE A DROP-OFF OF OVER 24-HONES WITHIN 10 FEET FROM THE EDGE OF THE TRAVELED WAY FOR DIVIATIONS LONGER THAN ONE
- 2. THE CONTRACTOR SHALL PROVIDE PAVEMENT EDGE DROP-DEE PROTECTION IN ACCORDANCE WITH THE THE CUST MAD OR SHAPE PROVIDE SHAPE BERRY EDGE BERRY POPE PROFILE THE MADE BELOW, CHANNELIZING DEVICES USED TO MARK DROP-OFFS SHALL BE PLACED AS PRACTICABLE TO NOT REDUCE THE AVAILABLE FRAVEL LINE WIDTH AT THE LELEVATION OF THE OPEN TRAVEL LANE IN ORDER TO PROVIDE MAXIMUM TARGET VALUE AND VISIBILITY FOR MOTORIST.
- 3. A DROP-OFF OF GREATER THAN 24-INCHES WITHIN 10 FEET FROM THE EDGE OF THE TRAVELED WAY TO REMAIN AT THE END OF A WORK SHIFT SHALL BE SEPARATED FROM TRAFFIC WITH TEMPORARY BARRIER. FOR POSTED SPEED LIMITS OF 45 MPH AND LESS, A DROP-OFF OF GREATER THAN 24-INCHES WITHIN 10 FEET FROM THE EDGE OF THE TRAVELED WAY THAT IS 100-FEET OR LESS IN LENGTH WILL BE ALLOWED. WITH CHANNELIZING DEVICES CONSISTING OF DRUMS, EXTRA TALL CONES OR OVERSIZED VERTICAL PANELS ONLY AT A MAXIMUM SPACING OF 20 FEET FOR SHORT DURATIONS NOT TO EXCEED ONE WORK
- 4. CONTRACTOR SHALL BEGIN WORK TO ELIMINATE UNPROTECTED DROP-OFFS CREATED BY CONTRACT WORK WITHIN 7 CALEDDAY DAYS OF THE COMPLETION OF THE WORK CREATING THE DROP-OFF. WORK SHALL CONTINUE IN A TIMES LY MANISER UNIT. SUCH TIME AS THE UNPROTECTED DROP-OFF CONDITION IS
- 5. WHERE PAVEMENT EDGE LINES ARE NOT PROVIDED, CHANNELIZING DEVICES SHALL BE PRECEDED BY A "NO SHOULDER" W8-23 SIGN, REPEATED AT ALL INTERSECTIONS, WHERE PAVEMENT EDGE LINES ARE PROVIDED. CHANNELIZING DEVICES SHALL BE PRECEDED BY "SHOULDER DROP-OFF" W8-17 SIGNS. REPEATED AT ALL INTERSECTIONS

| PAVEMENT EDGE DROP-OFF PROTECTION TABLE | | | | | | |
|---|---------------------------------------|--------------------------------|---------------------------|-------------------|--|--|
| DROP-OFF HEIGHT | DRUM / VERTICAL PANEL SPACING (FT) | TUBULAR MARKER SPACING (FT) | TALL CONE SPACING (FT) | SIGNS | | |
| DROP-OFF | AT OR WITHIN SHOULD | ER AREA | | | | |
| WITHIN 4 FT. | FROM TRAVEL LANE | | | | | |
| 2-6 IN | 100 | N/A | N/A | SHOULDER DROP-OFF | | |
| 6-24 IN | 40 | N/A | N/A | SHOULDER DROP-OFF | | |
| MORE THAN | 4 FT. FROM TRAVEL LAN | E | | | | |
| 2-6 IN | 200 | 100 | 100 | SHOULDER DROP-OFF | | |
| 6-24 IN | 40 | N/A | N/A | SHOULDER DROP-OFF | | |
| DROP-OFF | OUTSIDE OF SHOULDE | R EDGE | | | | |
| SHOULDER WIDTH ≤ TO 4 FT. | | | | | | |
| 2-6 IN | 100 | N/A | N/A | SHOULDER DROP-OFF | | |
| 6-24 IN | 40 | N/A | N/A | SHOULDER DROP-OFF | | |
| SHOULDER WIDTH > 4 FT. | | | | | | |
| 2-6 IN | 200 | 100 | 100 | SHOULDER DROP-OFF | | |
| 6-24 IN | 100 | 40 | 40 | SHOULDER DROP-OFF | | |
| | | | | | | |

TOWN OF CARMEL PRELIMINARY SITE PLAN APPLICATION

| | | | | DESIGNED BY: | DRAWN BY: |
|---------------|------|---------------------------|---------|------------------|-------------------------------------|
| | | | _ | S. MURPHY | S. MURPHY |
| \rightarrow | | | _ | CHECKED BY: | |
| | | | | E. LECLAIR | GDW |
| | | | | DESIGN LEAD: | Smith |
| | | | | S. MURPHY | 11 British American Blvd. Suite 200 |
| | | DEL MOLONIO DE CODIDETION | | SECTION MANAGER: | Latham, NY 12110 |
| NO. | DATE | REVISIONS/DESCRIPTION | APPR'D. | | Tel: (518) 782-4500 |



APPROVED FOR THE CITY OF NEW YORK ACCOUNTABLE MANAGER

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NEW YORK CITY ENVIRONMENTAL PROTECTION BUREAU OF ENGINEERING DESIGN & CONSTRUCTION

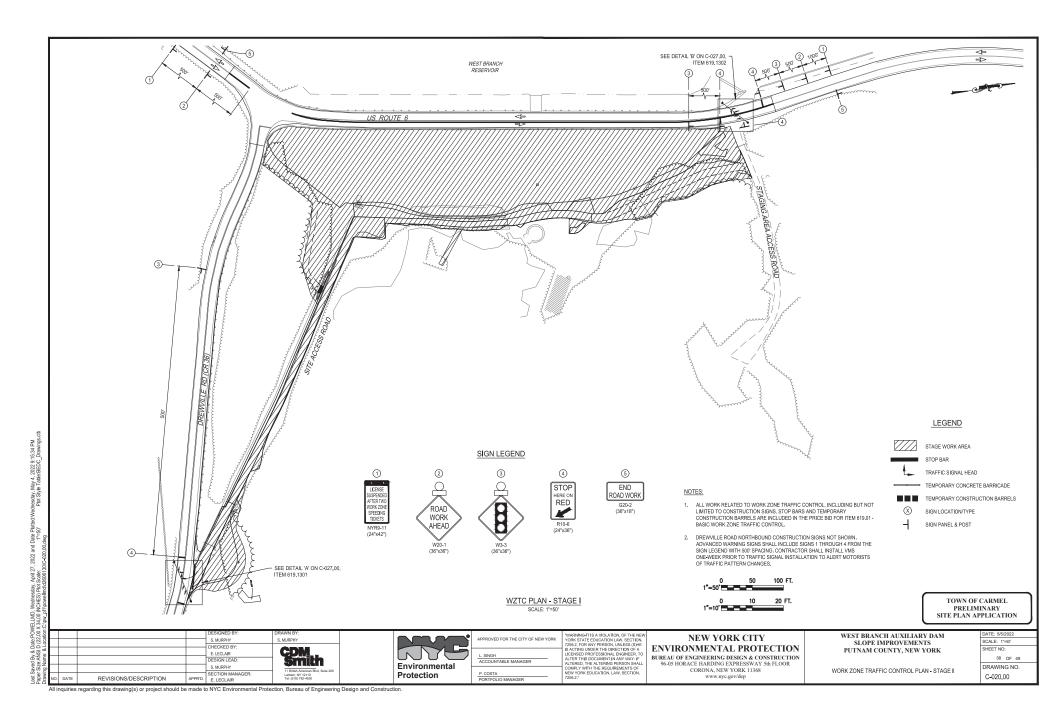
96-05 HORACE HARDING EXPRESSWAY 5th FLOOR CORONA, NEW YORK 11368

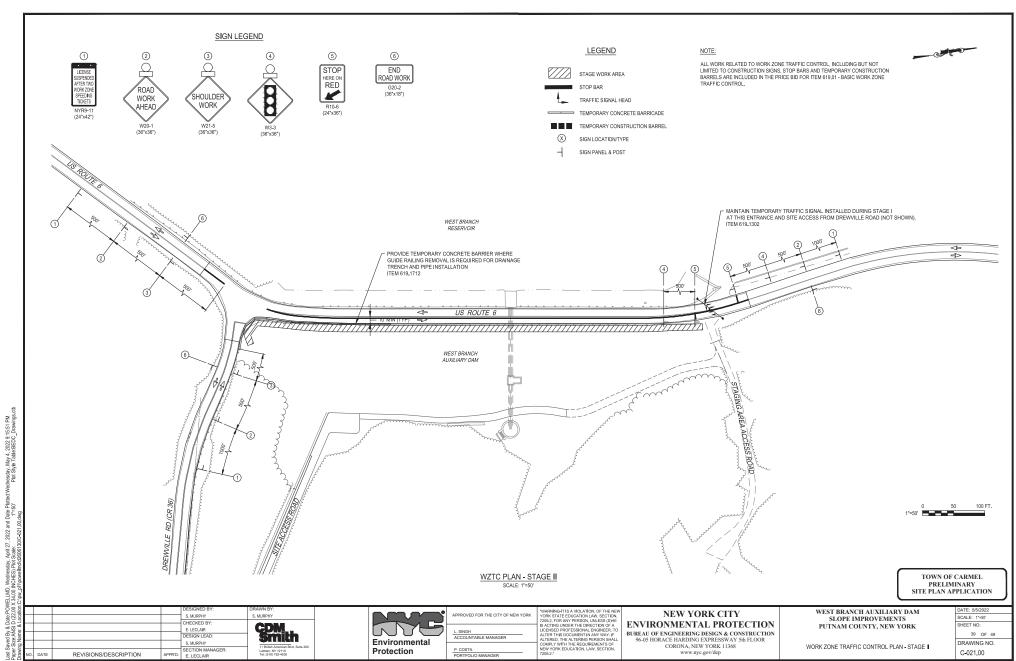
WEST BRANCH AUXILIARY DAM SLOPE IMPROVEMENTS PUTNAM COUNTY, NEW YORK

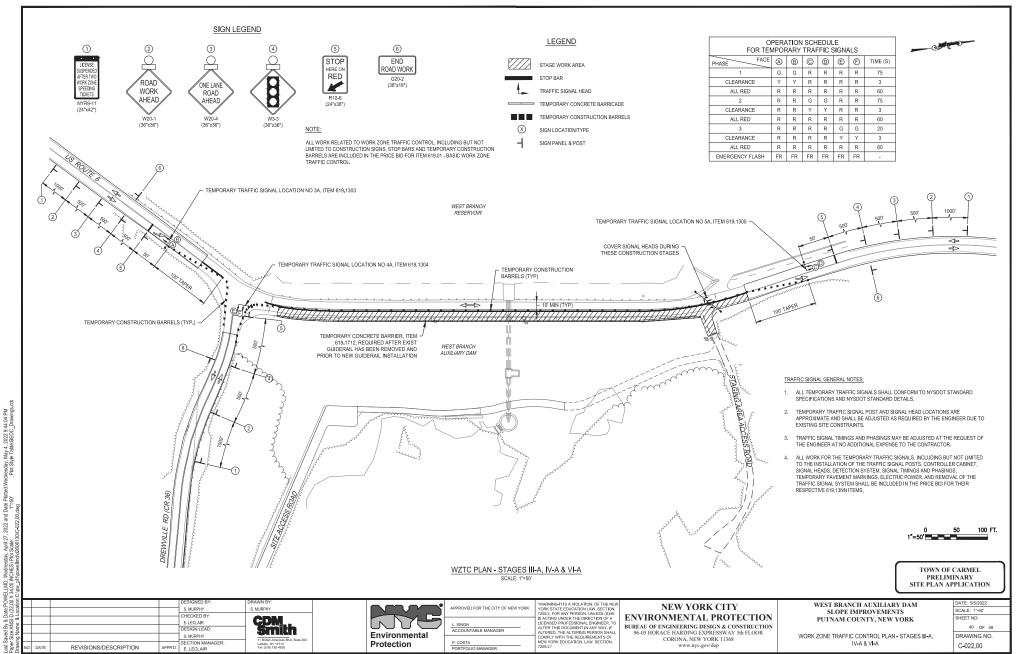
WORK ZONE TRAFFIC CONTROL NOTES

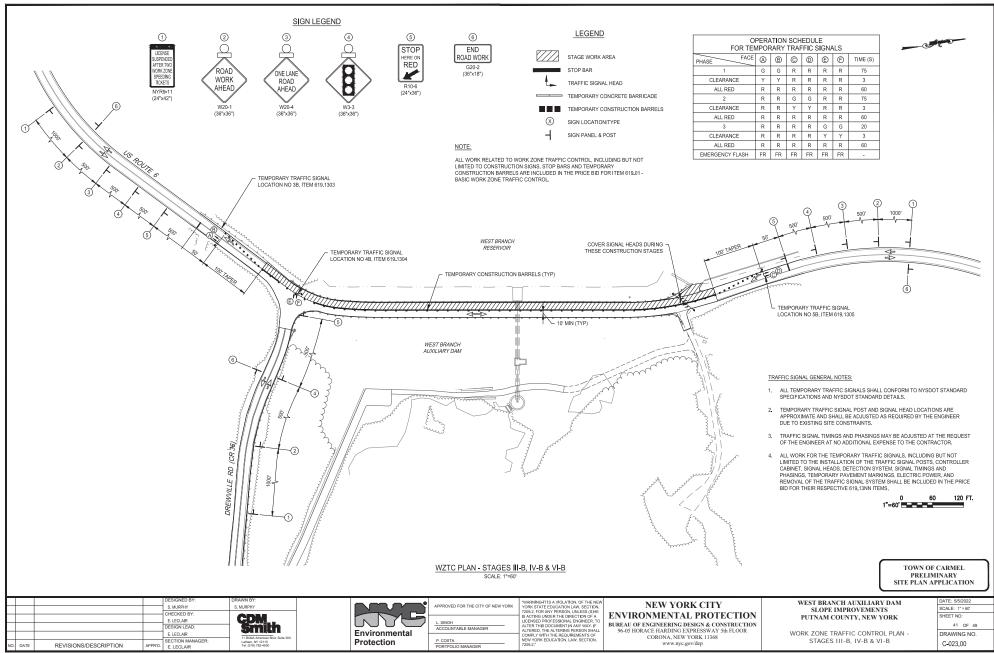
DATE: 5/5/2022 SCALE: N/A SHEET NO 37 OF 49 DRAWING NO. C-019.00

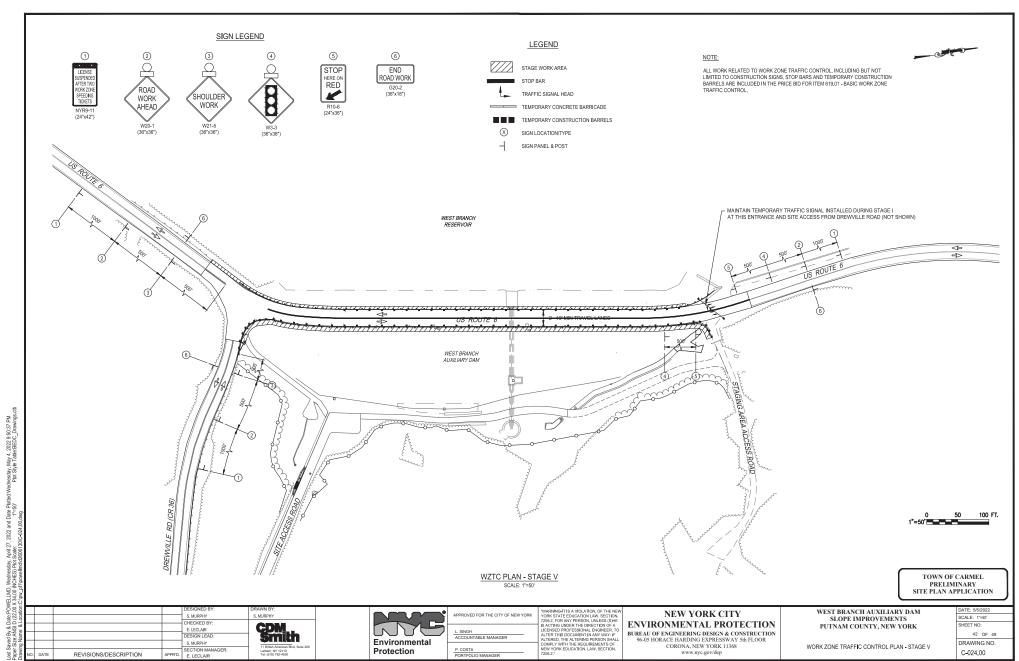
nesday, May 4, 2022 9:11:32 PM Plot Style Table:BEDC. Drawing Date N/A

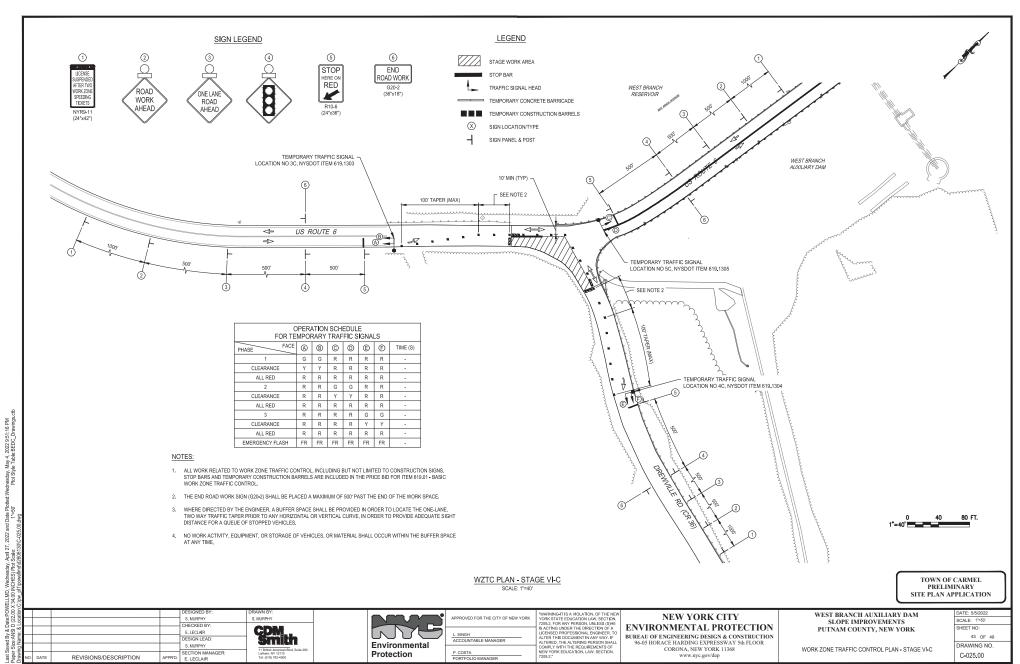












L. SINGH ACCOUNTABLE MANAGER

Environmental

Protection

BUREAU OF ENGINEERING DESIGN & CONSTRUCTION 96-05 HORACE HARDING EXPRESSWAY 5th FLOOR

CORONA, NEW YORK 11368

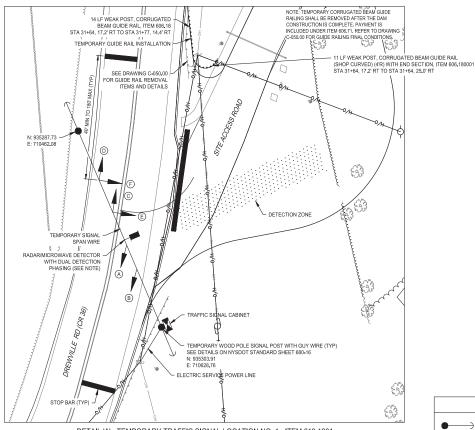
44 OF 49

DRAWING NO.

C-026.00

WORK ZONE TRAFFIC CONTROL PLAN - STAGE VID

REVISIONS/DESCRIPTION



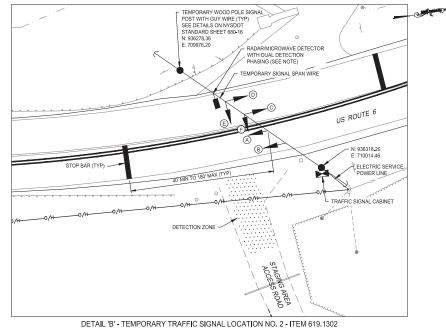
DETAIL 'A' - TEMPORARY TRAFFIC SIGNAL LOCATION NO. 1 - ITEM 619.1301 SCALE: 1"=10'

TRAFFIC SIGNAL GENERAL NOTES:

- 1. ALL TEMPORARY TRAFFIC SIGNALS SHALL CONFORM TO NYSDOT STANDARD SPECIFICATIONS AND NYSDOT STANDARD DETAILS,
- 2. TEMPORARY TRAFFIC SIGNAL POST AND SIGNAL HEAD LOCATIONS ARE APPROXIMATE AND SHALL BE ADJUSTED AS REQUIRED BY THE ENGINEER DUE TO EXISTING SITE
- 3. TRAFFIC SIGNAL TIMINGS AND PHASINGS MAY BE ADJUSTED AT THE REQUEST OF THE ENGINEER AT NO ADDITIONAL COST TO THE OWNER.
- ALL WORK FOR THE TEMPORARY TRAFFIC SIGNALS, INCLUDING BUT NOT LIMITED TO THE INSTALLATION OF THE TRAFFIC SIGNAL POSTS, CONTROLLER CABINET, SIGNAL HEADS, DETECTION SYSTEM, SIGNAL TIMINGS AND PHASINGS, TEMPORARY PAVEMENT MARKINGS, ELECTRIC POWER, AND REMOVAL OF THE TRAFFIC SIGNAL SYSTEM SHALL BE INCLUDED IN THE PRICE BID FOR THEIR RESPECTIVE 619.13NN ITEMS.

TRAFFIC SIGNAL DETECTION NOTES:

- CONTRACTOR SHALL INSTALL DETECTION SYSTEM USING CONTRACTOR'S OPTION OF RADIO OR MICROWAVE DETECTION. CONTRACTOR MAY ELECT TO USE VIDEO DETECTION
- DETECTION SHALL HAVE DELAY FEATURE WITH DELAY DETECTION OF 10 SECONDS AFTER INITIAL DETECTION (DREWVILLE ROAD SITE ACCESS) AND 5.0 SECONDS (US ROUTE 6 CONTRACTOR STAGING AREA ENTRANCE).



| | LEGEND |
|---|--------------------------------------|
| • | TRAFFIC SIGNAL POST WITH GUY WIRE |
| 1 | TRAFFIC SIGNAL HEAD |
| - | TRAFFIC SIGNAL DETECTOR |
| × | TRAFFIC SIGNAL CABINET |
| ⊗ | TRAFFIC SIGN FACE |
| | |

| OPERATION SCHEDULE FOR TEMPORARY TRAFFIC SIGNALS - LOCATION NO. 1 | | | | | | | |
|--|----|----|----|----|----|----|----------|
| PHASE FACE | A | ® | 0 | 0 | € | Ē | TIME (S) |
| 1 | G | G | G | G | R | R | - |
| CLEARANCE | Υ | Υ | Υ | Υ | R | R | 3 |
| ALL RED | R | R | R | R | R | R | 3 |
| 2 | R | R | R | R | G | G | 20 |
| CLEARANCE | R | R | R | R | Υ | Υ | 3 |
| ALL RED | R | R | R | R | R | R | 3 |
| EMERGENCY FLASH | FR | FR | FR | FR | FR | FR | - |

| OPERATION SCHEDULE FOR TEMPORARY TRAFFIC SIGNALS - LOCATION NO. 2 | | | | | | | |
|---|----|----|----|----|-----|-----|----------|
| PHASE FACE | A | ® | © | 0 | (E) | (Ē) | TIME (S) |
| 1 | G | G | G | G | R | R | - |
| CLEARANCE | Υ | Υ | Υ | Υ | R | R | 3 |
| ALL RED | R | R | R | R | R | R | 3 |
| 2 | R | R | R | R | G | G | 12 |
| CLEARANCE | R | R | R | R | Υ | Υ | 3 |
| ALL RED | R | R | R | R | R | R | 3 |
| EMERGENCY FLASH | FR | FR | FR | FR | FR | FR | - |



TOWN OF CARMEL PRELIMINARY SITE PLAN APPLICATION

| 5 | | | | DESIGNED BY: | DRAWN BY: |
|---|--------|-------------------------|---------|------------------|---|
| 3 | - | | | E. LECLAIR | S. MURPHY |
| 1 | _ | | _ | CHECKED BY: | |
| 5 | | | | E. LECLAIR | CDM _ |
| | | | | DESIGN LEAD: | Similla |
| 5 | | | | S, MURPHY | 11 British American Blvd. Suite 200 |
| N | O. DAT | E REVISIONS/DESCRIPTION | APPR'D. | SECTION MANAGER: | Latham, NY 12110 Tel: (518) 782-4500 |



| ŝ | APPROVED FOR THE CITY OF NEW YORK |
|---|-----------------------------------|
|) | L. SINGH ACCOUNTABLE MANAGER |
| | P. COSTA |

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CORONA, NEW YORK 11368

WEST BRANCH AUXILIARY DAM SLOPE IMPROVEMENTS PUTNAM COUNTY, NEW YORK

WORK ZONE TRAFFIC CONTROL - TEMPORARY TRAFFIC SIGNAL PLAN

| DATE: 5/5/2022 | | | | | |
|----------------|--|--|--|--|--|
| SCALE: 1"=10" | | | | | |
| SHEET NO: | | | | | |
| 45 OF 49 | | | | | |
| DRAWING NO. | | | | | |
| C-027.00 | | | | | |

NYR9-11

ROAD

WORK

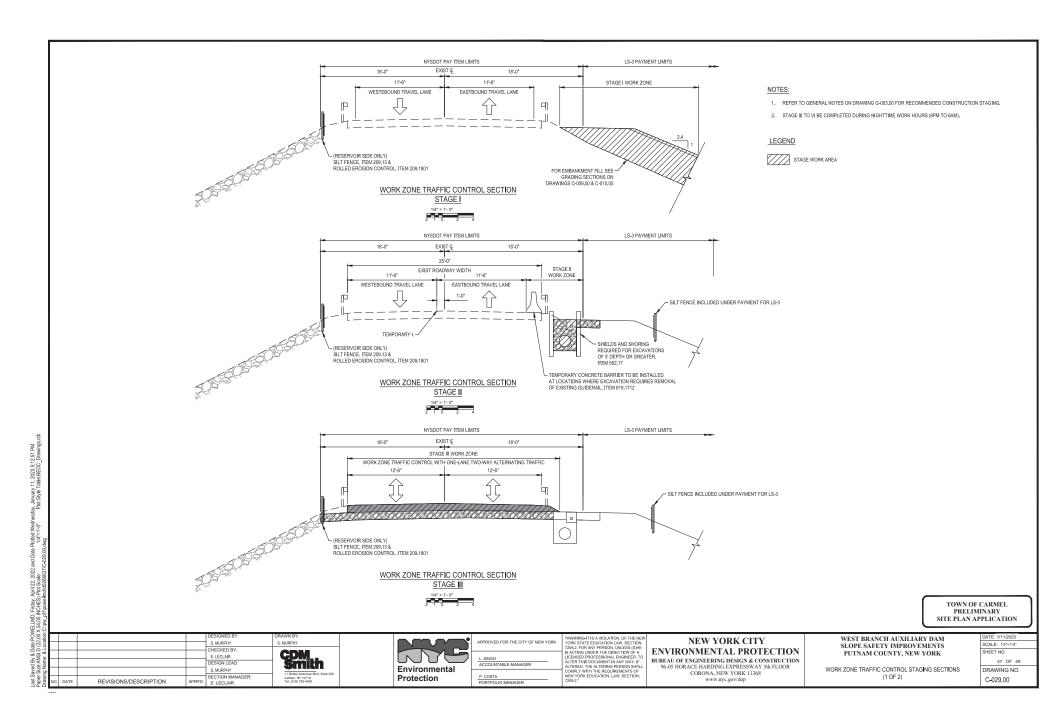
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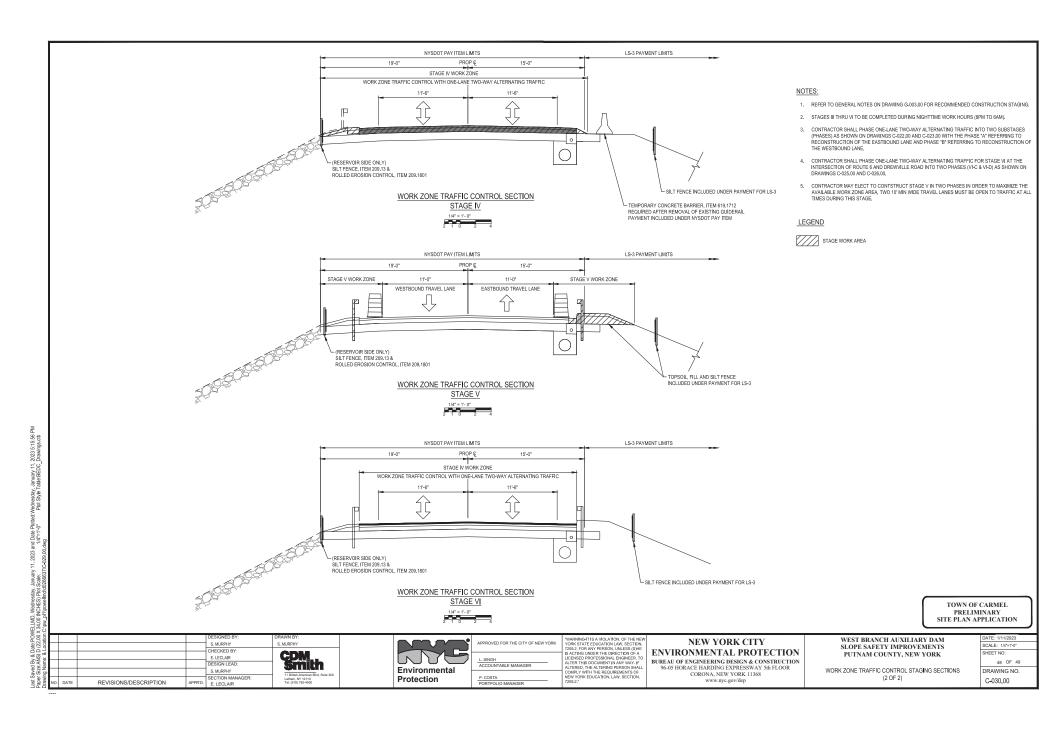
ROAD

(SEE NOTE 6)

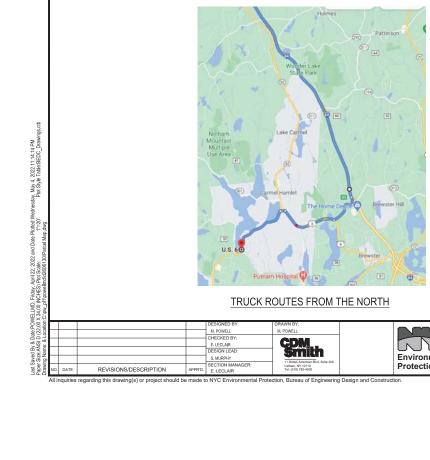
G20-2

All inquiries regarding this drawing(s) or project should be made to NYC Environmental Protection, Bureau of Engineering Design and Construction.





TRUCK ROUTES FROM THE EAST



TRUCK ROUTES FROM THE SOUTH

- NOTES:

 1) REGIONAL SOLUFILL QUARRY SOURCES ARE TO BE LOCATED WITHIN
 50 MILES OF THE PROJECT SITE.
 2) TRUCKS ARE ASSUMED TO USE INTERSTATES I-94 AND I-884 TO
 REDUCE DELIVERY TIMES.

TOWN OF CARMEL PRELIMINARY SITE PLAN APPLICATION

| Н | | | | DESIGNED BY: | DRAWN BY: |
|-----|------|-----------------------|---------|-------------------------------|---|
| Н | | | | M. POWELL | M. POWELL |
| Н | | | | CHECKED BY: | OBM |
| Н | | | | E. LECLAIR | ALIMI. |
| | | | | DESIGN LEAD: | SMEN |
| | | | | S. MURPHY SECTION MANAGER: | 11 British American Blvd, Suite 200 |
| NO. | DATE | REVISIONS/DESCRIPTION | APPR'D. | E. LECLAIR | Latham, NY 12110 Tel: (518) 782-4500 |

ay, May 4, 2022 11:14:14 PM Plot Style Table:BEDC Drawi

Environmental Protection

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NEW YORK CITY ENVIRONMENTAL PROTECTION

BUREAU OF ENGINEERING DESIGN & CONSTRUCTION 96-05 HORACE HARDING EXPRESSWAY 5th FLOOR CORONA, NEW YORK 11368 www.nyc.gov/dep

WEST BRANCH AUXILIARY DAM SLOPE IMPROVEMENTS PUTNAM COUNTY, NEW YORK

TRUCK ROUTES

SCALE: SHEET NO 49 OF 49 DRAWING NO.



January 12, 2023

Town of Carmel Planning Board 60 McAlpin Avenue Mahopac, New York 10541

RE: G&F Subdivision Gateway Drive

Dear Chairman Paeprer and Members of the Board:

As the Board is aware, subdivision approval for the subject project was extended to mid February of this year. Road work for the G&F Subdivision road is well underway and expected to be completed this spring / summer. Otherwise, there has been no substantial change in the condition of the site and/or its environs. Also note there are no proposed changes to the previously approved plat.

The applicant feels it is in the overall best interests to delay the filing of the map until after the road is completed by this summer, and therefore requests re-approval of the subdivision. Please place this item on the Board's upcoming meeting agenda for consideration of the re-approval.

A check is enclosed for the \$2,500.00 fee.

Should you have any questions or comments regarding this information, please feel free to contact our office.

Very truly yours,

INSITE ENGINEERING, SURVEYING & LANDSCAPE ARCHITECTURE, P.C.

Bv

Jeffrey J. Contelmo, PE Senior Principal Engineer

JJC/dlm

cc: Paul Camarda, CRI Insite File No. 04232.100



445 Hamilton Avenue, 14th Floor White Plains, New York 10601 T 914 761 1300 F 914 761 5372 cuddyfeder.com

Michael V. Caruso mcaruso@cuddyfeder.com

January 13, 2022

Town of Carmel Planning Board c/o Joseph Charbonneau, Esq. 60 McAlpin Avenue Carmel, New York 10512

Via email:

JCharbEsq@aol.com

Re:

Pulte Homes of New York, LLC ("Pulte")

Lot 4 performance bond of \$4,196,104.50 ("Lot 4 Bond")
Lot 5 performance bond of \$872,660.75 ("Lot 5 Bond")

Dear Joe:

I have reviewed correspondence from Paul M. Lynch, P.E., dated October 28, 2022, copies of which are attached. In it, Paul represents that all bond release conditions have been met. Additionally, I have reviewed correspondence between your office and the Town Engineer that you recently provided to me as a courtesy. Those communications reference Punch List Item Nos. 13-20 having been completed. Further, as I emailed to you earlier today, the Town Engineer's belief that Terrace Drive improvements and conditions for road acceptance are "intertwined" with the release of individual lot performance bonds is unsupported. Town Code § 128-45(B) entitled "Plans and profiles; final acceptance" codifies a mutually exclusive review process for road acceptance by the Town Board, which is independent from review and recommendation as to site plan or subdivision performance bond conditions. This process does not change regardless of whether the improvements and their location(s) have physical commonality.

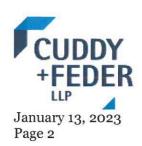
It is very clear that Pulte has satisfied the conditions for a full release of both the Lot 4 Bond and Lot 5 Bond long ago per their terms and that of the Code. Please calendar and direct the Planning Board Secretary to notice the Lot 4 Bond and Lot 5 Bond for full release at the next available Planning Board meeting. Please do not hesitate to contact me with any questions.

Very truly yours,

Cuddy & Feder LLP

By: [s] Michael V. Caruso

Michael V. Caruso



Rose Trombetta, Plannng Board Secretary (<u>Rtrombetta@ci.carmel.ny.us</u>) cc:

John Evans, Division President for Pultegroup James P. Mullen, Esq., Director, Northeast Corridor Division

Joshua J. Grauer, Esq.



October 28, 2022

Mr. Craig Paeprer, Chairman Town of Carmel Planning Board 60 McAlpin Avenue Mahopac, NY 10541

Re:

Pulte Homes

Lot 4

Bond Return

Dear Chairman Paeprer and Members of the Board:

The original bond was set at \$4,196,104.50 and was reduced to \$840,000.00. We ask that the bond be reduced in full at this time as Pulte House believes all punch list items were addressed.

Sincerely,

PUTNAM ENGINEERING, PLLC

Paul M. Lynch, P.E.

PML/rrm



445 Hamilton Avenue, 14th Floor White Plains, New York 10601 T 914 761 1300 F 914 761 5372 cuddyfeder.com

Michael V. Caruso mcaruso@cuddyfeder.com

January 13, 2022

Town of Carmel Planning Board c/o Joseph Charbonneau, Esq. 60 McAlpin Avenue Carmel, New York 10512

Via email: JCharbEsq@aol.com

Re: Pulte Homes of New York, LLC ("Pulte")

Lot 4 performance bond of \$4,196,104.50 ("Lot 4 Bond")

Lot 5 performance bond of \$872,660.75 ("Lot 5 Bond")

Dear Joe:

I have reviewed correspondence from Paul M. Lynch, P.E., dated October 28, 2022, copies of which are attached. In it, Paul represents that all bond release conditions have been met. Additionally, I have reviewed correspondence between your office and the Town Engineer that you recently provided to me as a courtesy. Those communications reference Punch List Item Nos. 13-20 having been completed. Further, as I emailed to you earlier today, the Town Engineer's belief that Terrace Drive improvements and conditions for road acceptance are "intertwined" with the release of individual lot performance bonds is unsupported. Town Code § 128-45(B) entitled "Plans and profiles; final acceptance" codifies a mutually exclusive review process for road acceptance by the Town Board, which is independent from review and recommendation as to site plan or subdivision performance bond conditions. This process does not change regardless of whether the improvements and their location(s) have physical commonality.

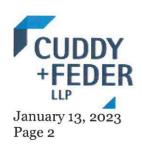
It is very clear that Pulte has satisfied the conditions for a full release of both the Lot 4 Bond and Lot 5 Bond long ago per their terms and that of the Code. Please calendar and direct the Planning Board Secretary to notice the Lot 4 Bond and Lot 5 Bond for full release at the next available Planning Board meeting. Please do not hesitate to contact me with any questions.

Very truly yours,

Cuddy & Feder LLP

By: Is Michael V. Caruso

Michael V. Caruso



cc: Rose Trombetta, Plannng Board Secretary (<u>Rtrombetta@ci.carmel.ny.us</u>)

John Evans, Division President for Pultegroup

James P. Mullen, Esq., Director, Northeast Corridor Division

Joshua J. Grauer, Esq.



October 28, 2022

Mr. Craig Pacprer, Chairman Town of Carmel Planning Board 60 McAlpin Avenue Mahopac, NY 10541

Re:

Pulte Homes

Lot 5

Bond Return

Dear Chairman Paeprer and Members of the Board:

The original bond amount for the Lot 5 development was \$872,660.75. The site work has been completed and we are unaware of any outstanding punch list items. We therefore ask that the bond be returned in full at this time.

Should there be any outstanding punch list items, then we request that the bond be reduced 80% and a new bond be set at \$174,532.15. It is our understanding that the May 28, 2020 memorandum that outlined open punch list items has been completed with the exception of one item that dealt with the walking trail that we do not believe is warranted.

The Town of Carmel Engineering Department decided that the Town (P.B.) approved granular walking trail surface for Lots 3 and 5 should be paved to eliminate maintenance issues. Pulte agreed to do this if it were possible. Changing from a pervious surface to impervious surface required that the Stormwater Pollution Prevention Plan had to be revised and resubmitted to N.Y.C.D.E.P. for their approval.

It should be noted that there is a perennial stream running through Lot 5. The N.Y.C.D.E.P. does not allow for new impervious surfaces to be installed within 100 feet of a watercourse. To do so would require a D.E.P. approved variance and stormwater treatment for the impervious surface would have to occur.

Putnam Engineering was able to revise the S.W.P.P.P. and obtain approval from the N.Y.C.D.E.P. to pave the walking trail on Lot 3 and part of Lot 5. It was an arduous task.

The effort, analysis, study, computations, testing, etc., that would be required to try to justify paving the approximate 400 linear feet of walking trail within 100 feet of the stream is a very expensive proposition for something that may or may not get approved as it requires the D.E.P. variance. The request for a variance would require proving hardship which in our opinion would be very difficult to do. Pulte's approved site plan which they were obligated to construct was completed. That the walking trail would require maintenance was a known fact. As a result, Pulte

L2051

has informed the Engineering Department that they will not pave (and their approval does not require them to do so) that portion of the walking trail but offered instead to install and roll asphalt millings.

The offer to install millings, which are acceptable to D.E.P., as they consider them porous, was turned down.

We do not believe the bond return should be held up for an item of work that Pulte is not obligated to install.

Sincerely,

PUTNAM ENGINEERING, PLLC

Paul M. Lynch, P

PML/rrm