ROBERT LAGA
Chairman

TOWN OF CARME ENVIRONMENTALCONSERVATION BOARD
NICHOLAS FANNIN Vice Chairman

RICHARD FRANZETTI, P.E. Wetland Inspector

ROSE TROMBETTA Secretary


## ENVIRONMENTAL CONSERVATION BOARD AGENDA

## MAY 4, 2023 - 7:30 P.M.

## EXTENSION OF WETLAND PERMIT

## APPLICANT

1. Girolamo, Mark \& Denise

## ADDRESS

276 West Lake Blvd

TAX MAP \#
64.16-1-26

## COMMENTS

Construct 2 Car Garage And Breezeway

## SUBMISSION OF AN APPLICATION OR LETTER OF PERMISSION

2. Squitieri, April

23 Tyler Court
64.11-1-76

Install 8' x 20' Floating Dock

MISCELLANEOUS
3. Minutes $-02 / 16 / 23$

| From: | Mark Girolamo |
| :--- | :--- |
| To: | Trombetta,Rose |
| Subject: | Extension of Wetland Permit - 276 West Lake Blvd, Mahopac |
| Date: | Monday, April 24, 2023 1:03:57 PM |

CAUTION: This email originated from outside of the organization. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Rose -

Thank you very much for your help in preparing to extend my Wetland Permit at 276 West Lake Blvd so we can begin construction on our garage. Because of COVID delays and trouble finding a suitable contractor, we had not yet begun to work on the project. We are now ready to begin.

We would like to extend for one year.

I will be at the ECB meeting on May 4, 2023 at $7: 30$ pm to answer any questions on the project.
Thank you again,
Mark Girolamo
276 West Lake Blvd
Mahopac, NY 10541
(914) 584-015

ROBERT LAG

NiCHOLAS FANNIN Vice Chairman

RICHARD FRANZETTI Wetland Inspector

ROSE TROMBETTA Secretary

## TOWN OF CARMEL ENVIRONMENTAL CONSERVATION BOARD <br> 

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

BOARD MEMBERS
Edward Barnett
Anthony Federice
Nicole Sedran

## APPLICATION FOR WETLAND PERMIT OR LETTER OF PERMISSION

 Telephone\# $646-533-3908 \quad$ Name and Address of Owner if different from Applicant:

Property Address: 23 Tyler Covid Mhhopa $C \quad$ Tax Map \# $\quad 6.11-1-76$ Agency Submitting Application if Applicable: Location of Wetland: KIRK LaKe
Size of Work Section \& Specific Location: $\qquad$ Floating Dock on Kirk lake Will Project Utilize State Owned Lands? If Yes, Specify: yes Kirk lake

Type and extent of work (feet of new channel, yards of material to be removed, draining, dredging, filling, etc). A brief description of the regulated activity (attach supporting




I hereby affirm under penalty of perjury that information provided on this form is true to the best of my knowledge and belief, false statements made herein are punishable as a Class A misdemeanor pursuant to Section 210.45 of the Penal Law. As a condition to the issuance of a permit, the applicant accepts full legal responsibility for all damage, direct or indirect, or whatever nature, and by whomever suffered, arising out of the project described here-in and agrees to indemnify and save harmless the Town of Carmel from suits, actions, damages and costs of every name and description resulting from the said project.


# Short Environmental Assessment Form <br> Part 1 - Project Information 

## Instructions for Completing

Part 1 - Project Information. The applicant or project sponsor is responsible for the completion of Part 1. Responses become part of the application for approval or funding, are subject to public review, and may be subject to further verification. Complete Part 1 based on information currently available. If additional research or investigation would be needed to fully respond to any item, please answer as thoroughly as possible based on current information.

Complete all items in Part 1. You may also provide any additional information which you believe will be needed by or useful to the lead agency; attach additional pages as necessary to supplement any item.

| Part 1 - Project and Sponsor Information |  |  |  |  |  |  |  |
| :--- | :--- | :--- | :--- | :--- | :---: | :---: | :---: |
| Name of Action or Project: <br> $8^{\prime} \times 20^{\prime}$ Floating Dock |  |  |  |  |  |  |  |
| Project Location (describe, and attach a location map): <br> 23 Kirk Lake, Mahopac, NY 10541 |  |  |  |  |  |  |  |
| Brief Description of Proposed Action: <br> Install 8' $\times$ 20' Floating Dock with hand tools. |  |  |  |  |  |  |  |


14. Identify the typical habitat types that occur on, or are likely to be found on the project site. Check all that apply:
$\square$ Shoreline $\quad \square$ Forest $\square$ Agricultural/grasslands $\square$ Early mid-successional
$\square$ Wetland $\quad \square$ Urban $\square$ Suburban


## I CERTIFY THAT THE INFORMATION PROVIDED ABOVE IS TRUE AND ACCURATE TO THE BEST OF MY KNOWLEDGE




## Part 1 / Question 7 [Critical Environmental No Area]

Part 1 / Question 12a [National or State No Register of Historic Places or State Eligible Sites]
Part 1 / Question 12b [Archeological Sites] Yes
Part 1 / Question 13a [Wetlands or Other Regulated Waterbodies]

Yes - Digital mapping information on local and federal wetlands and waterbodies is known to be incomplete. Refer to EAF Workbook.
Part 1 / Question 15 [Threatened or No
Endangered Animal]
Part 1 / Question 16 [100 Year Flood Plain] Yes
Part 1 / Question 20 [Remediation Site] No

## PERMIT Under the Environmental Conservation Law (ECL)

Permittee and Facility Information

## Permit Issued To:

April Squitieri
23 Tyler Ct
Mahopac, NY 10541
(646) 533-3908

Facility:
Squitieri Property
23 Tyler Ct
Mahopac, NY 10541

Facility Location: in CARMEL in PUTNAM COUNTY
Facility Principal Reference Point: NYTM-E: 604.088790562615 NYTM-N: 4582.9397303748

Latitude: $41^{\circ} 23^{\prime} 28.5^{\prime \prime}$ Longitude: $73^{\circ} 45^{\prime} 17.9^{\prime \prime}$
Authorized Activity: This permit authorizes disturbance to NYS Freshwater Wetland OL-18 (Class I) associated with the construction of a $8^{\prime}$ by $20^{\prime}$ floating dock.

## Permit Authorizations

## Freshwater Wetlands - Under Article 24

Permit ID 3-3720-00479/00001
New Permit Effective Date: $\underline{4 / 18 / 2023} \quad$ Expiration Date: $\underline{12 / 31 / 2028}$

## NYSDEC Approval

By acceptance of this permit, the permittee agrees that the permit is contingent upon strict compliance with the ECL, all applicable regulations, and all conditions included as part of this permit.

Permit Administrator: CHRISTOPHER LANG, Deputy Regional Permit Administrator
Address: $\quad$ NYSDEC Region 3 Headquarters 21 S Putt Corners Rd
New Paltz, NY 12561
Authorized Signature:
Chris Lang

Digitally signed by Chris Lang DateD3023.04.19 /0:23:25-04'00'

## Distribution List

Sarah Pawliczak; NYSDEC
Brian Orzel; USACE
Town of Carmel

## Permit Components

NATURAL RESOURCE PERMIT CONDITIONS

GENERAL CONDITIONS, APPLY TO ALL AUTHORIZED PERMITS
NOTIFICATION OF OTHER PERMITTEE OBLIGATIONS

## Permit Attachments

Permit Sign

## NATURAL RESOURCE PERMIT CONDITIONS - Apply to the Following Permits: FRESHWATER WETLANDS

1. Conformance With Plans All activities authorized by this permit must be in strict conformance with the approved plans submitted by the applicant or applicant's agent as part of the permit application. Such approved plans were prepared by the applicant and consist of the Joint Applicaiton Form and untitled plans, received by DEC on January 27, 2023.
2. Post Permit Sign The permit sign enclosed with this permit shall be posted in a conspicuous location on the worksite and adequately protected from the weather.
3. Notice of Intent to Commence Work The permittee or their representative must notify Sarah Pawliczak of the DEC Bureau of Ecosystem Health via email (sarah.pawliczak@dec.ny.gov) no less than 48
hours prior to the commencement of work.
4. Prior Approval of Changes If the permittee desires to make any minor changes to the scope of work shown in the approved plans referenced in Natural Resource Permit Condition 1, the permittee shall submit a request via email to Sarah Pawliczak of the DEC Bureau of Ecosystem Health(sarah.pawliczak@dec.ny.gov) to make such proposed changes. The proposed changes shall not be implemented unless authorized in writing by the Department. Issuance of such approval without modification of the permit is at the Department's discretion.
5. No Equipment in Wetland Heavy equipment, including bulldozers, backhoes, payloaders, etc., shall not be operated in the wetland.
6. Use Pressure Treated Wood Where treated wood lumber is to be used in the construction of inwater structures, only pressure treated wood with a preservative and treatment process approved (stamped or otherwise marked as certified) by the American Wood Preservative Association can be used. Wood treated with CCA (Chromated Copper Arsenate) or ACQ (Alkaline Copper Quat) can be used in all aquatic environments. Wood treated with Pentachlorophenol can only be used in freshwater applications.
7. Invasive Species (Non-native Vegetation) To prevent the unintentional introduction or spread of invasive species, the permittee must ensure that all construction equipment be cleaned of mud, seeds, vegetation and other debris before entering any approved construction areas within the state regulated freshwater wetland or its 100 foot adjacent area.
8. State Not Liable for Damage The State of New York shall in no case be liable for any damage or injury to the structure or work herein authorized which may be caused by or result from future operations undertaken by the State for the conservation or improvement of navigation, or for other purposes, and no claim or right to compensation shall accrue from any such damage.
9. State May Order Removal or Alteration of Work If future operations by the State of New York require an alteration in the position of the structure or work herein authorized, or if, in the opinion of the Department of Environmental Conservation it shall cause unreasonable obstruction to the free navigation of said waters or flood flows or endanger the health, safety or welfare of the people of the State, or cause loss or destruction of the natural resources of the State, the owner may be ordered by the Department to remove or alter the structural work, obstructions, or hazards caused thereby without expense to the State, and if, upon the expiration or revocation of this permit, the structure, fill, excavation, or other modification of the watercourse hereby authorized shall not be completed, the owners, shall, without expense to the State, and to such extent and in such time and manner as the Department of Environmental Conservation may require, remove all or any portion of the uncompleted structure or fill and restore to its former condition the navigable and flood capacity of the watercourse. No claim shall be made against the State of New York on account of any such removal or alteration.
10. State May Require Site Restoration If upon the expiration or revocation of this permit, the project hereby authorized has not been completed, the applicant shall, without expense to the State, and to such extent and in such time and manner as the Department of Environmental Conservation may lawfully require, remove all or any portion of the uncompleted structure or fill and restore the site to its former condition. No claim shall be made against the State of New York on account of any such removal or alteration.
11. Precautions Against Contamination of Waters All necessary precautions shall be taken to preclude contamination of any wetland or waterway by suspended solids, sediments, fuels, solvents, lubricants, epoxy coatings, paints, concrete, leachate or any other environmentally deleterious materials associated with the project.

## GENERAL CONDITIONS - Apply to ALL Authorized Permits:

1. Facility Inspection by The Department The permitted site or facility, including relevant records, is subject to inspection at reasonable hours and intervals by an authorized representative of the Department of Environmental Conservation (the Department) to determine whether the permittee is complying with this permit and the ECL. Such representative may order the work suspended pursuant to ECL 71-0301 and SAPA 401(3).

The permittee shall provide a person to accompany the Department's representative during an inspection to the permit area when requested by the Department.

A copy of this permit, including all referenced maps, drawings and special conditions, must be available for inspection by the Department at all times at the project site or facility. Failure to produce a copy of the permit upon request by a Department representative is a violation of this permit.
2. Relationship of this Permit to Other Department Orders and Determinations Unless expressly provided for by the Department, issuance of this permit does not modify, supersede or rescind any order or determination previously issued by the Department or any of the terms, conditions or requirements contained in such order or determination.
3. Applications For Permit Renewals, Modifications or Transfers The permittee must submit a separate written application to the Department for permit renewal, modification or transfer of this permit. Such application must include any forms or supplemental information the Department requires. Any renewal, modification or transfer granted by the Department must be in writing. Submission of applications for permit renewal, modification or transfer are to be submitted to:

Regional Permit Administrator<br>NYSDEC Region 3 Headquarters<br>21 S Putt Corners Rd<br>New Paltz, NY12561

4. Submission of Renewal Application The permittee must submit a renewal application at least 30 days before permit expiration for the following permit authorizations: Freshwater Wetlands.
5. Permit Modifications, Suspensions and Revocations by the Department The Department reserves the right to exercise all available authority to modify, suspend or revoke this permit. The grounds for modification, suspension or revocation include:
a. materially false or inaccurate statements in the permit application or supporting papers;
b. failure by the permittee to comply with any terms or conditions of the permit;
c. exceeding the scope of the project as described in the permit application;
d. newly discovered material information or a material change in environmental conditions, relevant technology or applicable law or regulations since the issuance of the existing permit;
e. noncompliance with previously issued permit conditions, orders of the commissioner, any provisions of the Environmental Conservation Law or regulations of the Department related to the permitted activity.
6. Permit Transfer Permits are transferrable unless specifically prohibited by statute, regulation or another permit condition. Applications for permit transfer should be submitted prior to actual transfer of ownership.

## NOTIFICATION OF OTHER PERMITTEE OBLIGATIONS

## Item A: Permittee Accepts Legal Responsibility and Agrees to Indemnification

The permittee, excepting state or federal agencies, expressly agrees to indemnify and hold harmless the Department of Environmental Conservation of the State of New York, its representatives, employees, and agents ("DEC") for all claims, suits, actions, and damages, to the extent attributable to the permittee's acts or omissions in connection with the permittee's undertaking of activities in connection with, or operation and maintenance of, the facility or facilities authorized by the permit whether in compliance or not in compliance with the terms and conditions of the permit. This indemnification does not extend to any claims, suits, actions, or damages to the extent attributable to DEC's own negligent or intentional acts or omissions, or to any claims, suits, or actions naming the DEC and arising under Article 78 of the New York Civil Practice Laws and Rules or any citizen suit or civil rights provision under federal or state laws.

## Item B: Permittee's Contractors to Comply with Permit

The permittee is responsible for informing its independent contractors, employees, agents and assigns of their responsibility to comply with this permit, including all special conditions while acting as the permittee's agent with respect to the permitted activities, and such persons shall be subject to the same sanctions for violations of the Environmental Conservation Law as those prescribed for the permittee.

## Item C: Permittee Responsible for Obtaining Other Required Permits

The permittee is responsible for obtaining any other permits, approvals, lands, easements and rights-ofway that may be required to carry out the activities that are authorized by this permit.

## Item D: No Right to Trespass or Interfere with Riparian Rights

This permit does not convey to the permittee any right to trespass upon the lands or interfere with the riparian rights of others in order to perform the permitted work nor does it authorize the impairment of any rights, title, or interest in real or personal property held or vested in a person not a party to the permit.

Item E: SEQR Unlisted Action, No Lead Agency, No Significant Impact Under the State Environmental Quality Review Act (SEQR), the project associated with this permit is classified as an Unlisted Action and the Department of Environmental Conservation has determined that it will not have a significant effect on the environment. Other involved agencies may reach an independent determination of environmental significance for this project.

## New York State <br> Department of Environmental Conservation



## NOTICE

The Department of Environmental Conservation (DEC) has issued permit(s) pursuant to the Environmental Conservation Law for work being conducted at this site. For further information regarding the nature and extent of work approved and any Department condition on it, contact the DEC at 845-256-3054 or dep.r3@dec.ny.gov. Please refer to the permit number shown when contacting the DEC.

Permittee: ${ }^{\text {April Squitieri }}$
Effective Date: 4 /18/2023

Permit No. 3-3720-00479/00001
Expiration Date: 12/31/2028
$\square$ Applicable if checked. No instream work allowed between October 1 \& April 30

NOTE: This notice is NOT a permit.

# From: April aprill71@aol.com <br> Subject: Re: Joint Application Form, I-6225, Project April Squitieri <br> Date: Jan 30, 2023 at 5:53:45 PM <br> To: Lewis, Saundra (OGS) Saundra.Lewis@ogs.ny.gov 

Thank you!
On Monday, January 30, 2023 at 02:35:44 PM EST, Lewis, Saundra (OGS) [saundra.lewis@ogs.ny.gov](mailto:saundra.lewis@ogs.ny.gov) wrote:

Good morning/afternoon,

The New York State Office of General Services (NYSOGS) has received the Joint Application Form (JAF) for your proposed project for dock and assigned it project No. I-6225.

Based on a review of the proposed activities, it has been determined that the activities do not require a permit from the NYSOGS. Please save this email as proof of determination by this office of "No Permit Required" since we will not be sending additional correspondence related to this determination.

## Not State Owned.

Please be aware that this determination does not obviate the need for permits and/or permissions from other involved agencies.

Thank you for your interest in the Lands Underwater Program which is administered by the Office of General Services. Should you have any questions, please do not hesitate to contact me.

## Doc - Sep 19 2022-1... Done




## 2. WH-OCM 3. WH-OCF 4. WH-IC 5.

about:blank



Sent from Yahoo Mail on Android
(No Subject)

From: donna kin (dnonny@yahoo.com)
To: roysking007@yahoo.com
Date: Saturday, July 16, 2022 at 11:58 AM EDT
$\qquad$


## 2. WH-OCM 3. WH-OCF 4. WH-IC 5.



Sent from Yahoo Mail on Android


