

Environmental Notice Bulletins for December 4, 2013 Ulster County Planning Board Meeting

STATEWIDE NOTICES

ENB Date: 11/13/2013

Notice of Completion of Final Supplemental Generic Environmental Impact Statement

In accordance with Article 8 of the Environmental Conservation Law, the New York State Department of Environmental Conservation (NYS DEC), as lead agency, has completed a Final Supplemental Generic Environmental Impact Statement (Final SGEIS) on the proposed revisions to 6 NYCRR Part 242, CO2 Budget Trading Program (Part 242), and 6 NYCRR Part 200, General Provisions. This action involves proposed revisions to Part 242 to implement a reduction in the regional carbon dioxide (CO2) emissions cap under the Regional Greenhouse Gas Initiative (RGGI). The proposed revisions to Part 242 also implement other updates to the RGGI program.

NYS DEC determined that the proposed rulemaking will have positive impacts on the environment, and is unlikely to have any significant adverse environmental impacts. However, NYS DEC prepared an Final SGEIS to provide maximum opportunity for public participation in the rulemaking process. Copies of the Final SGEIS are available from the contact listed below, and on NYS DEC's website at: <http://www.dec.ny.gov/regulations/propregulations.html>.

Contact: Michael Sheehan

NYS DEC,

625 Broadway

Albany, NY 12233-3255

Phone: (518) 402-8396, Fax: (518) 402-9035

242co2btp@gw.dec.state.ny.us.

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ENB Date: 11/20/2013

Notice of Emergency Adoption and Proposed Rule Making to Amend 6 NYCRR Part 41

Pursuant to the Environmental Conservation Law sections 13-0307 and 13-0319, the New York State Department of Environmental Conservation (NYS DEC) hereby gives notice of the following:

Pursuant to the Environmental Conservation Law (ECL) section 13-0307 and 13-0319, the NYS DEC - Division of Fish, Wildlife and Marine Resources has amended 6 NYCRR Part 41 to close certain shellfish lands to harvest. These areas include portions of the following areas: Hempstead Bay (Town of Hempstead), Lloyd Harbor (Town of Huntington), Nicoll Bay (Towns of Brookhaven and Islip), Stony Brook Harbor, Smithtown Bay (Towns of Brookhaven and Smithtown), Moriches Bay (Town of Brookhaven), Shinnecock Bay and Cold Spring Pond (Town of Southampton), Deep Hole Creek and Gull Pond (Town of Southold), Acabonac Harbor and Three Mile Harbor (Town of East Hampton). Portions of these areas do not meet the bacteriological water quality standards for a certified

shellfish land. Shellfish harvested from areas that do not meet the bacteriological standards for a certified shellfish land have an increased potential to cause illness in shellfish consumers.

This notice will be published in issue 47 of the State Register, dated November 20, 2013. Please see: <http://www.dec.ny.gov/regulations/propregulations.html> for further information on the [proposed amendments to Part 41](#).

For further information, please contact:

Gina M. Fanelli
NYS DEC - Marine Resources Headquarters
Bureau of Marine Resources
Shellfish Growing Area Certification Unit
205 North Belle Meade Road, Suite 1
East Setauket, NY 11733-3400
(631) 444-0482
gmfanell@gw.dec.state.ny.us

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Municipal Waste Reduction and Recycling State Assistance Program and Household Hazardous Waste State Assistance Program

This is a continuous recruitment listing

Description:

Municipalities including Counties, Cities, Towns, Villages, Local Public Authorities, Local Public Benefit Corporations, School Districts, Supervisory Districts, and Improvement Districts, Native American Tribes or Nations Residing in New York State, or any combination of these may apply for these grants. Applications from municipalities are accepted on an on-going basis for funding under the Municipal Waste Reduction and Recycling (MWRR) State Assistance Program and the Household Hazardous Waste (HHW) State Assistance Program. Both programs provide up to 50 percent reimbursement to local governments for eligible project costs, with reimbursement limited to \$2 million per project. Anticipated funding from the Environmental Protection Fund is subject to annual legislative appropriations.

Eligible Projects include the following:

MWRR Recycling Capital Projects - New York State Department of Environmental Conservation (NYS DEC) is authorized to provide State assistance to communities for projects that enhance municipal recycling infrastructure through purchasing equipment or construction of recycling and composting facilities. Some examples are: construction of municipally-owned materials, recycling facilities, and composting facilities; recycling containers and recycling vehicles.

MWRR Recycling Coordinator Projects - NYS DEC is authorized to provide State assistance to communities for Recycling Coordinator salaries and public education programs to expand local recycling and waste reduction programs and increase participation in those programs.

Household Hazardous Waste Projects - NYS DEC is authorized to provide funding to communities for HHW collection days and construction of permanent HHW collection facilities in order to provide a safe alternative for recycling or disposal of household hazardous materials.

[Applications](http://www.dec.ny.gov/pubs/4776.html) are available on-line at: <http://www.dec.ny.gov/pubs/4776.html> or you may call (518) 402-8678 to request a paper copy of an application. Questions and Applications may be submitted to the contact person listed below.

Contract Term: Various

Location: Statewide

Contact: Dawn Mirabile

NYS DEC - Division of Materials Management

Bureau of Permitting and Planning

625 Broadway, 9th Floor

Albany, NY 12233-7260

(518) 402-8678

planning@gw.dec.state.ny.us.

ULSTER COUNTY NOTICES

Public Hearing Notices for Ulster County Projects

ENB Date: 11/13/2013

Notice of Completion and Acceptance of Final EIS and Public Hearing: Park Point New Paltz Housing Project

The Town of New Paltz Planning Board, as lead agency, has accepted a Final Environmental Impact Statement on the proposed Park Point New Paltz Housing Project. A public hearing on the Final EIS will be held on November 25, 2013 and will be continued on December 9, 2013, at 7:00 p.m. at Town Hall, One Veterans Drive, Route 32 North, New Paltz, NY 12561. The purpose of the hearing is to receive comment on the Final EIS from the public and involved/interested agencies, particularly with respect to updated information and analysis provided in the following sections of the Final EIS: A. Soils, pesticide impacts and soil remediation actions; E. Groundwater, proposed water supply; and K. Community Services, fiscal impact analysis and PILOT. Written comments will be accepted by the Lead Agency contact person until December 23, 2013 or 10 business days following close of the public hearing, whichever is later. The comment period may be extended at the discretion of the Planning Board. The Final EIS, Draft EIS and supporting appendices are available at the Town Building Department, Elting Library, and Sojourner Truth Library, and online at the Town of New Paltz website at: <http://newpaltzny.vt-s.net/planning-board>.

The action involves a proposal from Wilmorite Inc. to construct a residential housing project on 50 acres of land to be leased from the SUNY New Paltz Foundation, located immediately south of the SUNY New Paltz campus in the Residential-Variable (R-V) and Residential (R-1) Zoning Districts. The proposed project includes 13 residential buildings, with 228 residential units providing 696 bedrooms to be leased to students enrolled at SUNY New Paltz and 24 units for faculty and employee housing. It also includes a clubhouse; maintenance areas in two buildings; parking areas; storm water management facilities; recreation areas; internal roads; and water and sewer utilities. Access will be provided by a primary and secondary access drives on Route 32 and a driveway connecting directly to the SUNY campus. The applicant proposes to construct a sewage treatment plant on the site, and install a well field and water treatment and storage facilities on lands located on the east side of Route 32. A back up Town water district will include only the project site in the R-V Zoning District.

In addition to approval of the site plan and a subdivision lot line change by the Planning Board, the project requires three area variances from the Zoning Board of Appeals, Town Board action on a back up Town water district, and other permits from federal, state and local agencies for parts of the proposed action, as set forth within the FEIS. The project site includes land in an Ulster County Agriculture District that is no longer in agricultural production.

The project is located on Route 32 South in the Town of New Paltz, New York.

Contact: Michael Calimano

Town of New Paltz

Town Hall

Route 32

New Paltz, NY 12561

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ENB Date: 11/20/2013

Notice of Public Comment Period for the Shawangunk Ridge Draft Unit Management Plan

The New York State Department of Environmental Conservation (NYS DEC) hosted a public meeting on Thursday, November 14, 2013 to discuss the Draft Shawangunk Ridge Unit Management Plan (UMP). Public comments on the proposed plan are being accepted until December 15, 2013. The draft UMP focuses on developing recreational access to forest lands, increasing public awareness of outdoor opportunities on the Shawangunk Ridge, and ensuring sustainable forest management. Under the Unit Management Plan (UMP), NYS DEC would manage these state forest lands to promote a healthy ecosystem, enhance landscape biodiversity, protect soil productivity and water quality, and provide additional recreational opportunities in the region.

The Shawangunk Ridge UMP consists of 10 different NYS DEC properties totaling more than 6,000 acres along the Shawangunk Ridge in Ulster, Sullivan and Orange counties. This UMP addresses the use, history, inventory of resources, budget, and management actions on each of the properties. The properties include the Huckleberry Ridge, Graham Mountain, Wurtsboro Ridge, Roosa Gap and Shawangunk Ridge State Forests, Witch's Hole Multiple Use Area, Shawangunk Multiple Use Area and three detached parcels of Forest Preserve lands. The draft plan includes increased public access with the proposed construction of 17 new parking areas capable of holding 91 vehicles, 16 facility identification signs, and 12 kiosks. Currently, the properties include two parking lots, two facility identification signs and one kiosk.

The Shawangunk Ridge UMP consists of 10 different NYS DEC state forest properties totaling over 6,000 acres along the Shawangunk Ridge in Ulster, Sullivan and Orange Counties. The properties include Huckleberry Ridge State Forest, Graham Mountain State Forest, Wurtsboro Ridge State Forest, Roosa Gap State Forest, Shawangunk Ridge State Forest, Witch's Hole Multiple Use Area, Shawangunk Multiple Use Area, and 3 detached parcels of Forest Preserve. The 10 properties are located in the Towns of Deerpark, Greenville, Mount Hope, Mamakating, Shawangunk, Wawarsing, and Gardiner, New York.

You may submit comments to the NYS DEC at the following address:

NYS DEC - Region 3 Office, Division of Lands and Forests,
Attention: Matt Paul, 21 South Putt Corners Road, New Paltz, NY 12561 or

E-mail at: r3ump@gw.dec.state.ny.us.

Written comments will be accepted until December 15, 2013.

Additional Information

The draft Shawangunk Ridge UMP was developed in accordance with NYS DEC's [Strategic Plan for State Forest Management](#), which can be found at:

<http://www.dec.ny.gov/lands/64567.html>.

The [draft Shawangunk Ridge UMP](#) is available on the NYS DEC's website at: <http://www.dec.ny.gov/lands/93937.html>. Hard copies of the plan are also available for public review at the following locations:

- Ellenville Public Library, 40 Center Street, Ellenville, NY

- Port Jervis Public Library, 138 Pike Street, Port Jervis, NY
- New Paltz Public Library, 93 Main Street, New Paltz, NY
- NYS DEC- Region 3 Office, 21 South Putt Corners Road, New Paltz, NY

Contact: Matthew Paul

NYS DEC - Region 3 Office
Division of Lands and Forests
21 South Putt Corners Road
New Paltz, NY 12561
(845) 256-3074
r3ump@gw.dec.state.ny.us

Completed Applications in Ulster County for DEC Permits

ENB Date: 11/6/2013

Applicant: Romano-Mule Enterprises LLC

C/O Charles Mule

232 Chapel Hill Rd

Highland, NY 12528

Facility: Romano-Mule Enterprises Property

Application ID: 3-5132-00169/00001

Permit(s) Applied for: Article 24 Freshwater Wetlands

Project Location: 59 Gabriety Rd, Highland, NY

State Environmental Quality Review (SEQR) Determination:

Project is an Unlisted Action and will not have a significant impact on the environment. A Negative Declaration is on file. A coordinated review was not performed. No lead agency has been designated.

Project Description:

The project sponsor proposes to permanently disturb approximately 0.06 acres of NYS Freshwater Wetland (Class III), and its regulated 100 foot adjacent area, for the purpose of constructing a 10' wide driveway crossing the wetland proper. The driveway will appear off of Gabriety Road approximately 1/3 of a mile north of the Gabriety Road and Mahoney Road intersection.

Opportunity for Public Comment:

Comments on this project must be submitted in writing to the Contact **Person no later than Nov 21, 2013.**

Contact:

Joseph R Murray

NYSDEC Region 3 Headquarters

21 South Putt Corners Rd

New Paltz, NY 12561

(845)256-3054

r3dep@gw.dec.state.ny.us

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ENB Date: 11/20/2013

Applicant: Watchtower Bible & Tract Society of NY Inc
25 Columbia Hts
Brooklyn, NY 11201 -2483

Facility: Birch Sand & Gravel Pit

Application ID: 3-5152-00030/00002

Permit(s) Applied for: Article 23 Title 27 Mined Land Reclamation

Project Location: Birch Rd, Wallkill, NY 12589

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 agencies was performed and a Negative Declaration is on file. NYS Department of Environmental Conservation was designated the lead agency.

Project Description:

The permittee has applied for modification to the existing mined land reclamation permit to expand the approved life of mine boundary area by 10.4 acres. The site is currently permitted to mine a maximum of 11.9 acres of an 11.9-acre total approved life of mine boundary area, which is situated on 176 acres controlled by the permittee.

Opportunity for Public Comment:

Comments on this project must be submitted in writing to the Contact Person **no later than Dec 20, 2013**.

Contact:

Rebecca S Crist
NYSDEC Region 3 Headquarters
21 South Putt Corners Rd
New Paltz, NY 12561
(845)256-3054
r3dep@gw.dec.state.ny.us

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ENB Date: 11/20/2013

Applicant: Catsmo Corp
25 Myers Rd
Wallkill, NY 12589

Facility: Catsmo Corporation

Application ID:
3-5152-00232/00001

Permit(s) Applied for:
Article 17 Titles 7 & 8 Industrial SPDES - Surface Discharge

Project Location: 25 Myers Rd, Wallkill, NY 12589

State Environmental Quality Review (SEQR) Determination:

Project is not subject to SEQR because it is a Type II action. No SEQR Lead Agency has been designated.

Project Description:

The Department has made a tentative determination to approve this application to modify a SPDES permit (NY 027 4381) to incorporate a daily average flow limit of 5,000 gallons per day (gpd) for an existing surface discharge (Outfall No. 001) to the Dwaar Kill, Class C, from curing and smoking processes. A second existing subsurface discharge of 228 gpd of sanitary wastewater from the facility (Outfall No. 002) remains unchanged. The Catsmo Smokehouse is located at 25 Myers Road in the Town of Shawangunk, Ulster County. A draft permit is available for inspection and comment at the regional office.

Opportunity for Public Comment:

Comments on this project must be submitted in writing to the Contact Person **no later than Dec 23, 2013**.

Contact:

R Scott Ballard
NYSDEC Region 3 Headquarters
21 South Putt Corners Rd
New Paltz, NY 12561
(845)256-3054
r3dep@gw.dec.state.ny.us

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Negative Declarations in Ulster County

ENB Date: 11/20/2013

The Town of Lloyd Town Board, as lead agency, has determined that the proposed Town of Lloyd Comprehensive Plan Update will not have a significant adverse environmental impact.

The action involves the adoption of the Town of Lloyd Updated Comprehensive Plan of 2013 (Updated Plan). The Town of Lloyd adopted the previous Comprehensive Plan in 2005. The Updated Plan sets forth a series of land use policies and goals which were designed to be responsive to public comment in light of the most current and relevant socioeconomic statistics, existing land uses in the Town, sensitive environmental features, the presence of scenic areas, open space and recreation areas, and traffic and transportation patterns. In sum, the Updated Plan addresses existing and projected future commercial development in the Town in a manner which will avoid impacts to the environment and have a beneficial effect on the character of the Town, particularly its agricultural heritage, community character, and scenic resource. The project is located throughout the Town of Lloyd, New York.

Contact: Rosalie Peplow,
Town of Lloyd
12 Church Street
Highland, NY 12528
(845) 691-8011

ENB Date: 11/20/2013

The New York State Department of Environmental Conservation (NYS DEC), as lead agency, has determined that the proposed Birch Sand & Gravel Pit, Mining Modification Application will not have a significant adverse environmental impact.

The action involves a proposal by the permittee to expand the approved life of mine boundary area by 10.4 acres. The site is currently permitted to mine a maximum of 11.9 acres of an 11.9 acre total approved life of mine boundary area, which is situated on 176 acres controlled by the permittee. The project is located on Birch Road, approximately 2,000 feet west of the intersection with State Route 208 in the Town of Shawangunk, New York.

Contact: Rebecca S Crist,
NYS DEC - Region 3 Office
21 South Putt Corners Road
New Paltz, NY 12561
(845) 256-3054
r3dep@gw.dec.state.ny.us