

**New Paltz Emergency Operations Center
East of the Wallkill River**

**117 Henry W. Dubois Drive
Village of New Paltz, Ulster County, NY
Environmental Review Record**



Prepared by Tetra Tech Inc.
1999 Harrison Street, Suite 500
Oakland, CA 94612

**New York State Homes and Community Renewal
Governor's Office of Storm Recovery**
38-40 State Street
Albany, NY 12207

June 27, 2018

New Paltz Emergency Operations Center East of the Walkill River Environmental Review Record

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Project Name: New Paltz Emergency Operations Center East of the Walkill River


Project Location: 117 Henry W. Dubois Drive, New Paltz, Ulster County, NY

Federal Agency: US Department of Housing and Urban Development
Responsible Entity: New York State Homes and Community Renewal

**Responsible Agency's
Certifying Officer:** Lori A. Shirley, Governor's Office of Storm Recovery, Certifying Officer

Project Sponsor: Village of New Paltz
Primary Contact: Tim Rogers
Mayor
(845) 255-0130
mayor@villageofnewpaltz.org

Project NEPA Classification: 24 CFR 58.36 (Environmental Assessment)

Environmental Finding:	<input checked="" type="checkbox"/> Finding of No Significant Impact - The project will not result in a significant impact on the quality of the human environment.
	<input type="checkbox"/> Finding of Significant Impact - The project may significantly affect the quality of the human environment.
Certification	The undersigned hereby certifies that New York State Homes and Community Renewal has conducted an environmental review of the project identified above and prepared the attached environmental review record in compliance with all applicable provisions of the National Environmental Policy Act of 1969, as amended (42 USC Sec. 4321 et seq.) and its implementing regulations at 24 CFR Part 58.
Signature	 Lori A. Shirley

**Environmental
Assessment Prepared By:** Consultant: **Tetra Tech, Inc.**
Address: 1999 Harrison Street, Suite 500
Address: Oakland, CA 94612

CERTIFICATION OF NEPA CLASSIFICATION

It is the finding of the New York State Housing Trust Fund Corporation that the activity(ies) proposed in its 2015 NYS CDBG-DR project, New Paltz Emergency Operations Center/Fire Station East of Wallkill River project is:

Check the applicable classification.

- ☐ Exempt as defined in 24 CFR 58.34 (a).
- ☐ Categorically Excluded as defined in 24 CFR 58.35(b).
- ☐ Categorically Excluded as defined in 24 CFR 58.35(a) and no activities are affected by federal environmental statutes and executive orders [i.e., exempt under 58.34(a)(12)].
- ☐ Categorically Excluded as defined in 24 CFR 58.35(a) and some activities are affected by federal environmental statutes and executive orders.
- ☒ "Other" neither exempt (24 CFR 58.34(a)) nor categorically excluded (24 CFR 58.35).
- ☐ Part or all of the project is located in an area identified as a floodplain or wetland. For projects located in a floodplain or wetland, evidence of compliance with Executive Orders 11988 and/or 11990 is required.

For activities excluding those classified as "Other", attached is the appropriate Classification Checklist (Exhibit 2-4) that identifies each activity and the corresponding citation.



Signature of Certifying Officer

June 27, 2018

Date

Lori A. Shirley
Director, Bureau of Environmental Review and Assessment
Governor's Office of Storm Recovery

CERTIFICATION OF SEQRA CLASSIFICATION

It is the finding of the New York State Housing Trust Fund Corporation that the activity(ies) proposed in its 2105 NYS CDBG-DR project, New Paltz Emergency Operations Center/Fire Station East of Wallkill River project constitute a:

Check the applicable classification:

- ☐ Type I Action (6NYCRR Section 617.4)
- ☐ Type II Action (6NYCRR Section 617.5)
- ☒ Unlisted Action (not Type I or Type II Action)

Check if applicable:

- ☐ Environmental Impact Statement (EIS) Prepared
 - ☐ Draft EIS
 - ☐ Final EIS



Signature of Certifying Officer

June 27, 2018

Date

Lori A. Shirley
Director, Bureau of Environmental Review and Assessment
Governor's Office of Storm Recovery

Description of the Proposed Project [24 CFR 50.12 & 58.32; 40 CFR 1508.25]:

The Dormitory Authority of the State of New York (DASNY), on behalf of the Town and Village of New Paltz, is proposing to expand the existing firehouse facility located at 117 Henry W. Dubois Drive, New Paltz Ulster County, New York. The expansion would combine two firehouses (the current station with one located at 25 Plattekill Avenue) and enable the facility to be used as an emergency operations center (EOC) that would be used as a command center and staging area by first responders and emergency personnel during future disaster events.

The Village of New Paltz has two fire stations that serve their residents. These stations also serve residents of the Town through a municipal services agreement. The primary firehouse, built in early 1950s and located within the village at 25 Plattekill Avenue, is a three-bay facility that currently houses four fire trucks and the swift water rescue boat and trailer. The Village's other firehouse facility, the subject of the proposed project, was built in 1985. It is a two-bay facility located on a 4.3-acre parcel on Henry W. Dubois Drive and is currently designated as a secondary facility.

The Plattekill Avenue primary firehouse is undersized and located in a precarious position adjacent to the Village's commercial core. Settled in the 1600's, this area was not designed to accommodate modern vehicular traffic, including delivery trucks or large fire trucks. Patrons double park due to limited available parking. Further complicating the traffic situation is the large pedestrian population from the nearby SUNY New Paltz campus.

During Hurricane Irene and Tropical Storm Lee, the Village core experienced substantial road flooding and storm water run-off as their storm water conveyance system was overwhelmed. These conditions near the Plattekill facility further delayed response times in that they also impeded the ingress of volunteer emergency personnel to the fire station as well as their egress from the facility. The flooding at the facility required time-consuming repositioning and rearranging of vehicles which contributed to delayed response times for emergency providers.

While the Henry W. Dubois facility was located out of harm's way during the storms and remained fully operational, the existing structure is not sufficient to accommodate the full resources of the Village's Fire Department.

The current configuration of both the Henry W. Dubois and Plattekill Avenue fire facilities are outdated and not conducive for contemporary fire equipment nor the growth in population and volume of response service calls.

Proposed Project

This project calls for the design and construction of a new 14,290 square foot facility, at the Henry W. Dubois firestation location, including an eight-bay firehouse and road and parking improvements. Additionally, the facility will include an EOC that will be used as command center and staging area by police, fire, National Guard, and Federal Emergency Management Agency (FEMA) personnel as needed during future disaster events.

The existing station will be demolished. Approximately 1.8 acres of the 4.3-acre parcel would be disturbed. No trees will be removed. A wetland delineation form 2008 shows that no wetlands are located within the project area of disturbance.

As part of the project, municipal sewage lines will be extended approximately 1,500 linear feet from where they end at Waring Lane to the parcel. Synchronized traffic signals will be installed to enhance the ability of fire trucks to quickly exit the facility when responding to emergency calls.

The consolidated and expanded Henry W. Dubois Emergency Operations Center will serve to:

- House seven ladder and pump fire trucks and off-road vehicles required to respond to remote rural locations
- Be an accredited Red Cross Emergency Shelter, and during time of non-emergency, as a public engagement site
- Be equipped with a commercial kitchen, Americans with Disabilities Act (ADA) compliant showering and bathing facilities
- Be fitted with an appropriately sized back-up natural gas fueled power generator, fixed installation communications technology, and other required features to ensure it is a resilient EOC

The vacated 3-bay firehouse on Plattekill Avenue will eventually be converted, at local general fund expense, into municipal office space.

Statement of Purpose and Need for the Proposal [40 CFR 1508.9(b)]:

In June 2013, Governor Andrew Cuomo set out to centralize recovery and rebuilding efforts in impacted areas of New York State. Although Ulster County was not affected by Hurricane Sandy, this storm was the catalyst for the allocation of disaster relief funds under the Community Development Block Grant – Disaster Recovery (CDBG-DR) award. These funds are being used to assist not only counties that were devastated by Hurricane Sandy, but also counties like Ulster County that were severely impacted by Hurricane Irene and Tropical Storm Lee in 2011. The Governor's Office of Storm Recovery (GOSR) was established to administer the award funds, address communities' most urgent needs, and encourage the identification of innovative and enduring solutions to strengthen the State's infrastructure and critical systems. Operating under the umbrella of New York State Homes and Community Renewal (HCR), GOSR uses approximately \$3.8 billion in flexible funding made available by the US Department of Housing and Urban Development's (HUD's) CDBG-DR program to concentrate aid to four main areas: housing recovery, small business, community reconstruction, and infrastructure. Paired with additional federal funding that was awarded to other State agencies, the CDBG-DR program is enabling homeowners, small businesses and entire communities to build back and better prepare for future extreme weather events.

During Hurricane Irene and Tropical Storm Lee, the inundation of the streets within the Village, narrow roads, and loss of electrical power posed severe life-threatening challenges to the community as they relate to timely emergency response. The location of the Village fire house at 25 Plattekill Avenue was also rendered inaccessible to volunteer fire fighters and people seeking shelter attempting to reach the station and for trucks to leave when an overwhelmed stormwater conveyance system flooded the Village core. By moving and consolidating the fire houses to a larger facility that is easily accessible and outside the Village core, the response to emergencies would be more efficient and rapid.

The proposed project would mitigate the loss of human life and the ability for emergency responders to respond to service calls in a timely fashion. It would also allow for emergency responders to be more centrally located to the bulk of their consumers with easier access to the New York State Thruway and SUNY New Paltz campus.

Standard Conditions for All Projects

Any change to the approved scope of work will require re-evaluation by the Certifying Officer for compliance with NEPA and other laws and Executive Orders.

This review does not address all federal, state and local requirements. Acceptance of federal funding requires the recipient to comply with all federal state and local laws. Failure to obtain all appropriate federal, state and local environmental permits and clearances may jeopardize federal funding.

Funding Information

Estimated Total HUD Funded Amount:
\$3,779,708

Estimated Total Project Cost (HUD and non-HUD funds) [24 CFR 58.32(d)]:
\$6,146,721

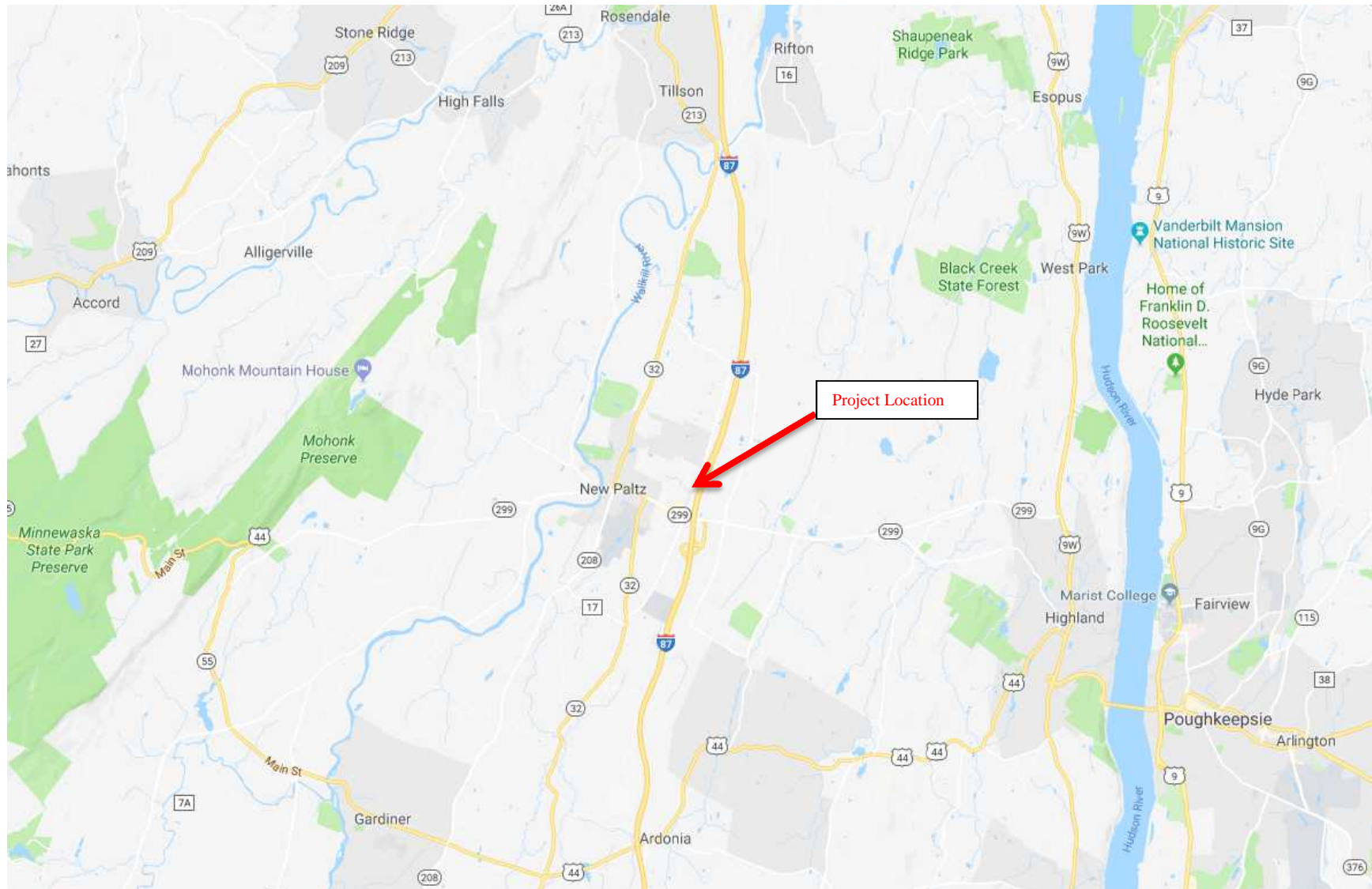



Figure 1. Project Location



Project Area

New Paltz East Fire Station
Henry W. Dubois Road and
North Putt Corners Road
New Paltz
Ulster County, New York

Legend

 Project Area



Tetra Tech, Inc

Figure 2. Project Area

SITE PLAN

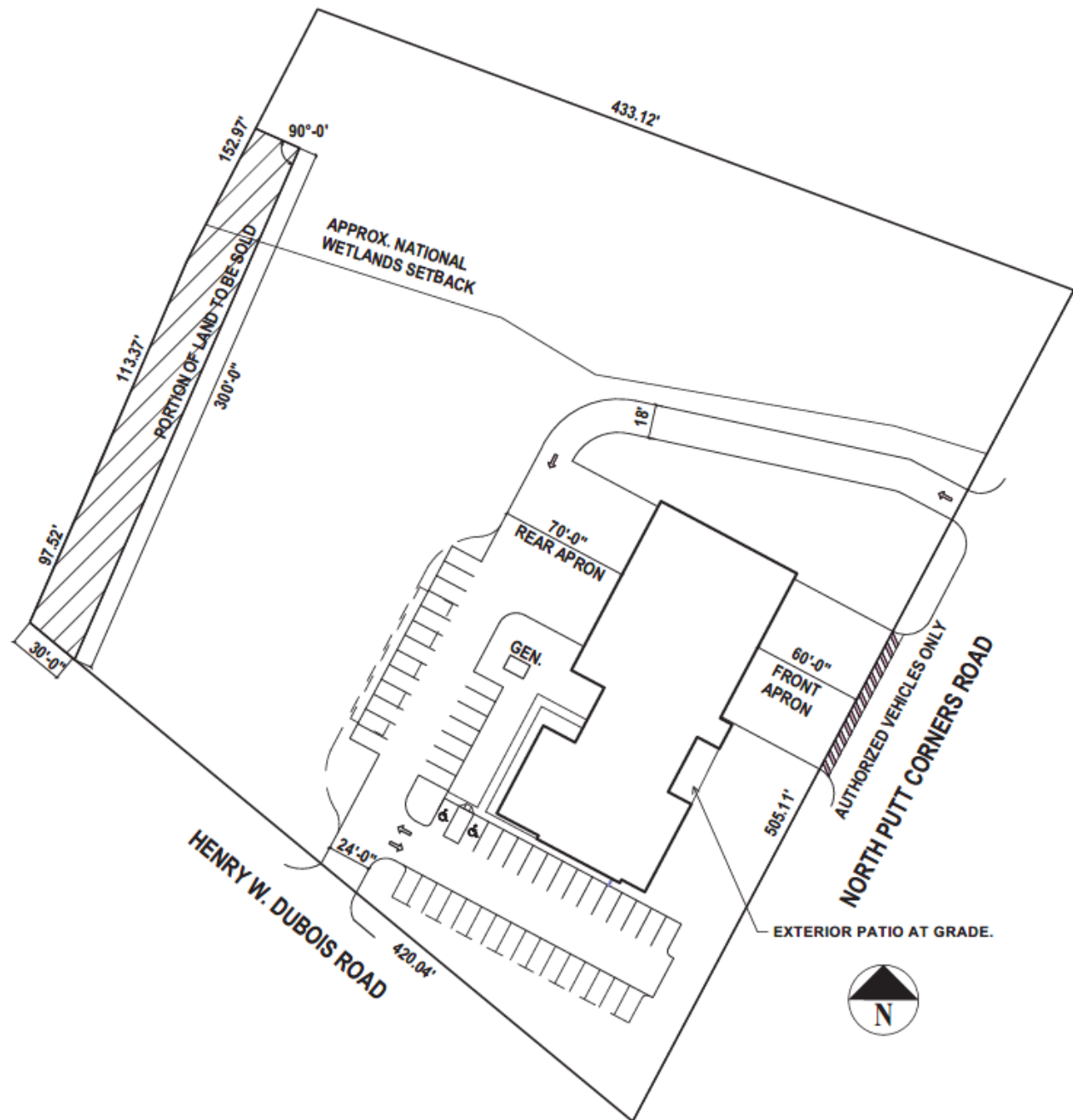


Figure 3. Proposed Site Layout

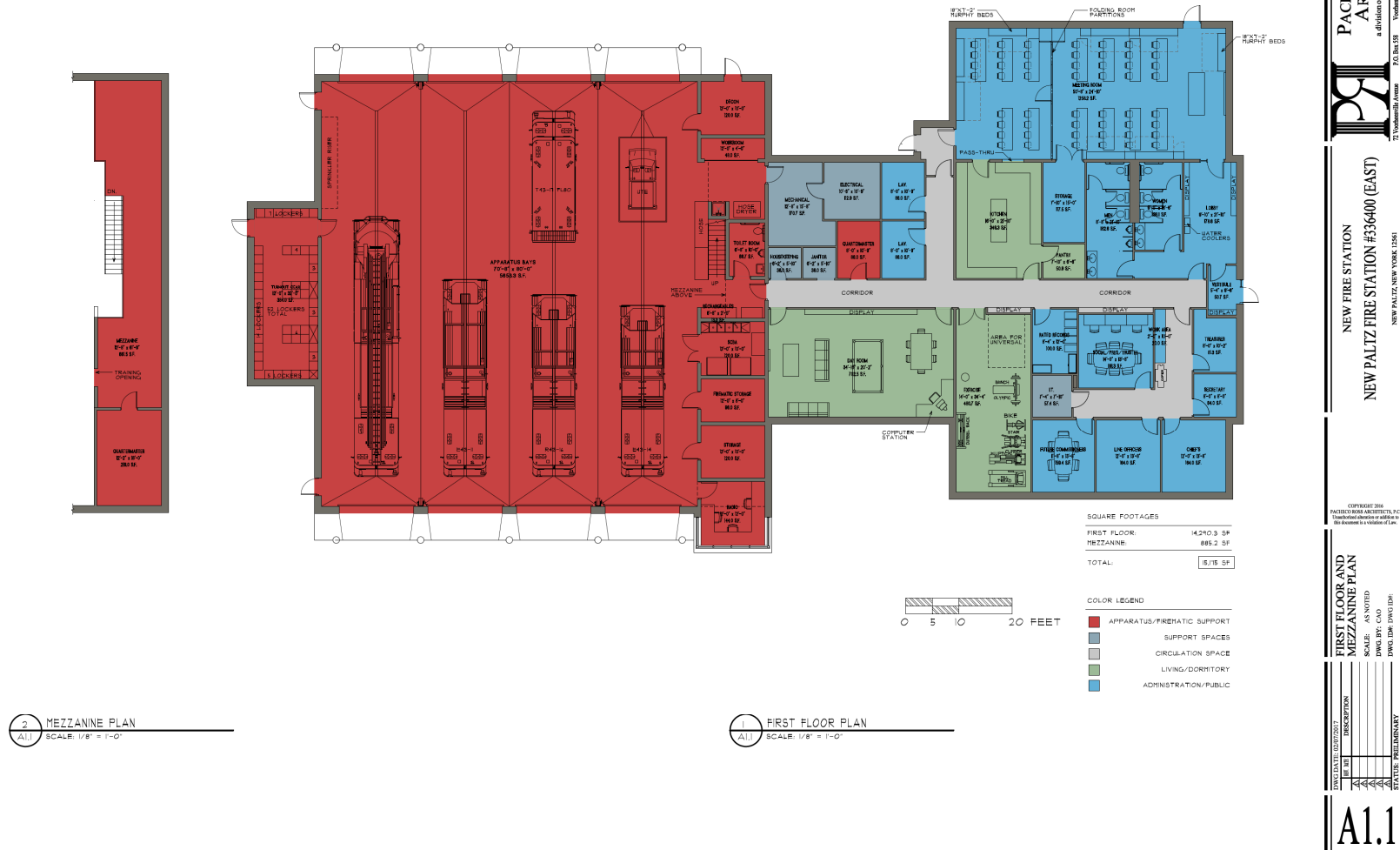


Figure 4. Proposed Floor Plan

Compliance with 24 CFR 58.5 and 58.6 Laws and Authorities

Record below the compliance or conformance determinations for each statute, executive order, or regulation. Provide credible, traceable, and supportive source documentation for each authority. Where applicable, complete the necessary reviews or consultations and obtain or note applicable permits or approvals. Clearly note citations, dates/names/titles of contacts, and page references. Attach additional documentation as appropriate.

Compliance Factors: Statutes, Executive Orders, and Regulations listed at 24 CFR §58.5 and §58.6	Are formal compliance steps or mitigation required?	Compliance determinations
STATUTES, EXECUTIVE ORDERS, AND REGULATIONS LISTED AT 24 CFR 58.6		
Airport Hazards 24 CFR Part 51 Subpart D	Yes No <input type="checkbox"/> <input checked="" type="checkbox"/>	Based on HUD guidance in Fact Sheet #D1, the National Plan of Integrated Airport Systems (NPIAS) was reviewed for civilian, commercial service airports near the Project site, as projects within 2,500 feet of a civil airport require consultation with the appropriate civil airport operator. There are no civilian, public-use airports within 2,500 feet of the Project site. There are no military airports are within 15,000 feet of the Project site. (See Appendix A.)
Coastal Barrier Resources Coastal Barrier Resources Act, as amended by the Coastal Barrier Improvement Act of 1990 [16 USC 3501]	Yes No <input type="checkbox"/> <input checked="" type="checkbox"/>	The Project site is not in a Coastal Barrier Resources Area as defined by the state's Coastal Zone Management Program. (See Appendix A)
Flood Insurance Flood Disaster Protection Act of 1973 and National Flood Insurance Reform Act of 1994 [42 USC 4001-4128 and 42 USC 5154a]	Yes No <input type="checkbox"/> <input checked="" type="checkbox"/>	The Project site is outside the 100-year Special Flood Hazard Area (SFHA) Zone A, as shown on the Federal Emergency Management Agency (FEMA) Flood Insurance Rate Map (FIRM) Community Panel Number 36111C0755E, dated September 25, 2009. (See Appendix B). The Project will not require flood insurance.

STATUTES, EXECUTIVE ORDERS, AND REGULATIONS LISTED AT 24 CFR 58.5		
<p>Clean Air</p> <p>Clean Air Act, as amended, particularly section 176(c) & (d); 40 CFR Parts 6, 51, 93</p>	<p>Yes No</p> <p><input checked="" type="checkbox"/> <input type="checkbox"/></p>	<p>The Project site is not included in the most recent listing of nonattainment or maintenance areas for inhalable particulate matter (PM_{2.5}) or the 2008 8-hour ozone standard, as defined by the US Environmental Protection Agency (EPA) Green Book Nonattainment Areas for Criteria Pollutants.</p> <p>The Project will not require an NYS Air Registration, Air Facility Permit, or Federal Clean Air Act Title IV or Title V Permit. The Project activities will not substantively affect air quality.</p> <p>The Project size is consistent with the New York State Implementation Plan (SIP) as it will not involve new sources.</p> <p>The proposed emergency generator is subject to the stationary Reciprocating Internal Combustion Engine (RICE) Maximum Achievable Control Technology (MACT) regulations at 40 CFR 63 ZZZZ that govern emission limits and compliance requirements for existing and new stationary RICE. Any new compression ignition generator must comply with 40 CFR 60, Subpart IIII, and any new spark ignition generator must comply with 40 CFR 60, Subpart JJJJ. Compliance will be demonstrated by purchasing a generator certified to the limits in these regulations.</p> <p>As the emergency generator does not require a New York State Department of Environmental Conservation (NYSDEC) permit or registration, is not located at a major source of hazardous air pollutant emissions, and is not intended for use in demand response programs, the proposed Project will not exceed conformity thresholds, does not require notification,</p>

		<p>and will likely not result in direct or indirect adverse impacts to air quality. Therefore, the conformity determination requirements do not apply to the proposed Project.</p> <p>Air quality impacts will be short term and localized during construction, so no significant adverse impacts to air quality are anticipated.</p> <p>Implementation of standard best management practices (BMPs) will control dust and other emissions during construction. Air quality impacts will be short term and localized during construction, so no significant adverse impacts to air quality are anticipated. (See Appendix A)</p> <p>Source: 2, 3</p>
<p>Coastal Zone Management</p> <p>Coastal Zone Management Act, sections 307(c) & (d)</p>	<p>Yes No</p> <p><input type="checkbox"/> <input checked="" type="checkbox"/></p>	<p>The Project site is not in a coastal zone as defined by the state's Coastal Zone Management Program or a Local Waterfront Revitalization Program. (See Appendix A)</p>
<p>Contamination and Toxic Substances</p> <p>24 CFR Part 50.3(i) & 58.5(i)(2)</p>	<p>Yes No</p> <p><input checked="" type="checkbox"/> <input type="checkbox"/></p>	<p>Other than the existing substation, the remainder of the Project site is an undeveloped, non-wooded property. No hazardous or solid waste storage is evident on the new Project site. No underground storage tanks (USTs) are present on the property.</p> <p>A search of the NYSDEC Bulk Storage Program Database identified sixteen petroleum bulk storage facilities within one mile of the Project site (See Appendix A). The nearest Bulk Storage Facility is Meadowbrook Farms Apartments, located approximately 1,100 feet southwest of the Site.</p> <p>No new populations will reside at the proposed EOC. The Project will not expose new populations to hazards.</p>

		<p>A search of the NYSDEC Remedial Site Database, containing records of the sites being addressed under one of DER's remedial programs (State Superfund, Brownfield Cleanup, Environmental Restoration and Voluntary Cleanup, the Registry of Inactive Hazardous Waste Disposal Sites, and Institutional and Engineering Controls), identified three sites within one mile of the Project site (See Appendix A). The Project site was not identified in NYSDEC Remedial Site Database. The nearest remedial site is Revonak Dry Cleaners (Site Code: 356021), a State Superfund Program located approximately 1,500 feet southwest of the Site. It's classified as Code 4. Code 4 sites have been properly closed but require continued site management consisting of operation, maintenance and/or monitoring. The control type is deed restriction and a Decision Document.</p> <p>The Project will not result in the exposure of people or sensitive environmental resources to the facilities identified in these databases.</p> <p>Asbestos-Containing Material (ACM), Lead-Based Paint (LBP), and Polychlorinated Biphenyls (PCBs)</p> <p>The existing fire substation facility and associated shed would be demolished. The substation was built in 1985 and no asbestos, lead-based paint, or polychlorinated biphenyls are expected to be encountered.</p> <p>An asbestos assessment of the existing building would be conducted before demolition activities.</p> <p>In accordance with 12 NYCRR 56, no renovation/demolition work will be</p>
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		<p>commenced by any owner or agent prior to completion of asbestos abatement performed by a licensed asbestos abatement contractor. New York State Department of Labor (NYSDOL) regulations require that any ACM that would be disturbed by the demolition be removed prior to demolition. If suspect ACM not identified in the pre-demolition asbestos survey report is discovered during the renovation/demolition process, the presence, quantity, and location of the newly discovered materials would be conveyed within 24 hours to the building owner. Activities in the area of the ACM would cease immediately until a licensed asbestos contractor appropriately assesses and manages the discovered materials.</p> <p>Radon</p> <p>According to the EPA, the Project site is in Radon Zone 1, where the predicted average indoor radon screening level is greater than 4 picoCuries per liter (pCi/L), a high potential for elevated indoor radon levels. Radon mitigation (e.g., vapor barrier) would be implemented.</p> <p>Source: 3, 4, 5</p>
<p>Endangered Species</p> <p>Endangered Species Act of 1973, particularly section 7; 50 CFR Part 402</p>	<p>Yes No</p> <p><input type="checkbox"/> <input checked="" type="checkbox"/></p>	<p>The US Fish and Wildlife Service (USFWS) concurred with the “no effect” finding by GOSR of federally listed threatened or endangered species in a letter dated December 14, 2017 associated with the Project site. A check of the USFWS iPAC website on June 4, 2018 showed no additions to species listings or habitat since that concurrence.</p> <p>In response to a June 1, 2017 New York Natural Heritage Program (NYNHP) inquiry regarding potential rare or state-listed animals or plants near the Project site, the</p>

		<p>NYNHP stated that there are no records of concern for rare or state-listed animals or plants, or significant natural communities at the Project site or in its immediate vicinity.</p> <p>No impact to endangered or threatened species is anticipated from the Project. (See Appendix C)</p>
<p>Explosive and Flammable Hazards</p> <p>24 CFR Part 51 Subpart C</p>	<p>Yes No</p> <p><input type="checkbox"/> <input checked="" type="checkbox"/></p>	<p>HUD-assisted projects must be located at an Acceptable Separation Distance (ASD) from stationary hazardous operations that store, handle or process chemicals or petrochemicals of an explosive or flammable nature. These tanks include:</p> <ul style="list-style-type: none"> • Aboveground storage tanks (ASTs) that store flammable or explosive gasses (such as propane) within a 1,000-foot radius of the Project site; • ASTs exceeding 100 gallons that store flammable or explosive liquids within a 1,000-foot radius of the Project site; or • ASTs that exceed 20,000 gallons and are within 1 mile of the site. <p>The proposed emergency generator would be fueled by natural gas. The nearest AST is Meadowbrook Farms Apartments, located approximately 1,100 feet southwest of the Site.</p> <p>The Project would not introduce new hazards, new housing, or new sensitive public use at the site that could expose the public to explosive or flammable hazards.</p>
<p>Farmlands Protection</p> <p>Farmland Protection Policy Act of 1981, particularly sections 1504(b) and 1541; 7 CFR Part 658</p>	<p>Yes No</p> <p><input type="checkbox"/> <input checked="" type="checkbox"/></p>	<p>The soils on the site are identified as farmland of statewide importance. The site is zoned A-3 Agricultural District. Commercial properties and wooded areas with no evident agriculture activity surround the site in the immediate vicinity.</p> <p>This amount of land to be disturbed (1.8</p>

		acres) falls under the Natural Resources Conservation Service small acreage exemption of 3 acres or less. (See Appendix A) Source: 6
Floodplain Management Executive Order 11988, particularly section 2(a); 24 CFR Part 55	Yes No <input type="checkbox"/> <input checked="" type="checkbox"/>	The Project site is outside the 100-year SFHA Zone A, as shown on the FEMA FIRM Community Panel Number 36111C0755E, dated September 25, 2009. (See Appendix B).
Historic Preservation National Historic Preservation Act of 1966, particularly sections 106 and 110; 36 CFR Part 800; Tribal notification for new ground disturbance.	Yes No <input type="checkbox"/> <input checked="" type="checkbox"/>	<p>Consultation with the New York State Historic Preservation Office (SHPO) and the Division for Historic Preservation (DHP) in the Office of Parks, Recreation and Historic Preservation (OPRHP) in accordance with Section 106 of the National Historic Preservation Act of 1966 was initiated through the Cultural Resource Information System.</p> <p>In a letter dated November 14, 2017, the SHPO indicated that it had determined that there will be No Historic Properties Affected by the Project. (See Appendix D)</p> <p>The Delaware Tribe of Indians, Delaware Nation, Mohawk Nation, St. Regis Mohawk Tribe, and Stockbridge-Munsee Community, Band of the Mohicans were contacted as possible consulting parties. Each was sent a letter on November 8, 2017, with the site description, photographs, site plan, and map. The Delaware Nation concurred in a November 20, 2017 email response. The Delaware Tribe of Indians of Oklahoma asked that a Phase Ib survey be completed for the Project. After review of the survey results, the Tribe determined that there were no culturally significant areas within the Project area. No other responses were received. (See Appendix E)</p>

Noise Abatement and Control Noise Control Act of 1972, as amended by the Quiet Communities Act of 1978; 24 CFR Part 51 Subpart B	Yes No <input type="checkbox"/> <input checked="" type="checkbox"/>	The proposed Project is not a noise-sensitive use, and the policies of 24 CFR 51.101(a)(3) do not apply to any action or emergency assistance under disaster assistance provisions or appropriations that are provided to save lives and protect public health and safety. Residential properties are located approximately 700 feet west of the Project site and separated by a wooded area.
Sole Source Aquifers Safe Drinking Water Act of 1974, as amended, particularly section 1424(e); 40 CFR Part 149	Yes No <input type="checkbox"/> <input checked="" type="checkbox"/>	The Project area is not within the bounds of a Sole Source Aquifer Designated Area. (See Appendix A)
Wetlands Protection Executive Order 11990, particularly sections 2 and 5	Yes No <input type="checkbox"/> <input checked="" type="checkbox"/>	Jurisdictional, federal wetlands were not identified on the site. A NYSDEC freshwater wetland was identified and its boundary certified on April 8, 2008 (CD-39, Class 3) on the site. The boundary validation is good for 10 years from issuance. In May 2018, a survey found that the wetland was still the same as described in the 2008 delineation. The new recertification is in process. The area of disturbance for the new EOC would be outside of the boundary of the wetland. (See Appendix F)
Wild and Scenic Rivers Wild and Scenic Rivers Act of 1968, particularly section 7(b) and (c)	Yes No <input type="checkbox"/> <input checked="" type="checkbox"/>	There are no state or federally designated wild and scenic rivers at or near the Project.
Environmental Justice Executive Order 12898	Yes No <input type="checkbox"/> <input checked="" type="checkbox"/>	Because this Project has no potential adverse impacts, there are no disproportionate adverse impacts anticipated. The proposed Project will follow local ordinances, so no adverse impacts on the surrounding community are anticipated. The Project site is not within a potential Environmental Justice (EJ) area, as defined

		<p>by NYSDEC based on data from the 2010 U.S. Census (See Appendix A).</p> <p>The Project will not raise EJ issues and will have no potential for new or continued disproportionately high and adverse human health and environmental effects on minority or low-income populations.</p>
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Environmental Assessment Factors [24 CFR 58.40; Ref. 40 CFR 1508.8 &1508.27] Recorded below is the qualitative and quantitative significance of the effects of the proposal on the character, features and resources of the project area. Each factor has been evaluated and documented, as appropriate and in proportion to its relevance to the proposed action. Verifiable source documentation has been provided and described in support of each determination, as appropriate. Credible, traceable and supportive source documentation for each authority has been provided. Where applicable, the necessary reviews or consultations have been completed and applicable permits or approvals have been obtained or noted. Citations, dates/names/titles of contacts, and page references are clear. Additional documentation is attached, as appropriate. **All conditions, attenuation or mitigation measures have been clearly identified.**

Impact Codes: Use an impact code from the following list to make the determination of impact for each factor.

- (1) Minor beneficial impact
- (2) No impact anticipated
- (3) Minor Adverse Impact – May require mitigation
- (4) Significant or potentially significant impact requiring avoidance or modification which may require an Environmental Impact Statement

Environmental Assessment Factor	Impact Code	Impact Evaluation
LAND DEVELOPMENT		
Conformance with Plans / Compatible Land Use and Zoning / Scale and Urban Design	2	<p>The Project will not require the acquisition of new land. The property is currently owned by the Village of New Paltz and is already associated with the active firehouse substation facility. The new facility will comply with all Town planning requirements. The land is zoned A-3 Agricultural District.</p> <p>The Project is consistent with goals and funding priorities identified in the New York Rising Community Reconstruction (NYRCR) Village of New Paltz, including renovating the firehouse facility to more effectively operate as the Town's EOC. The development will incorporate resiliency measures under the NYS Building Code and those in the Resiliency Tool Kit.</p> <p>Source: 7</p>
Soil Suitability/ Slope/ Erosion/ Drainage/ Storm Water Runoff	2	<p>The soil complex of the site are described as Mardin-Nassau (MgB), 3 to 8 percent slopes (81%), and Volusia gravelly silt loam (VoA), 0 to 3 percent slopes (19%). Drainage for MgB is described as somewhat excessively; VoA is described as somewhat poorly drained. Both soil</p>

Environmental Assessment Factor	Impact Code	Impact Evaluation
		<p>complexes are listed as Class D Hydrologic Soils. Class D soils are described as those that have very slow infiltration rates (high runoff potential) when thoroughly wet. Surface Water Management rating is based on soils in their natural condition and do not consider present land use. A Surface Water Management rating is not available for the site.</p> <p>Stormwater protection measures would consider stormwater management. Construction and operation of the storm water control system and all Project construction will be in accordance with Section 402 of the Clean Water Act that requires authorization by a National Pollutant Discharge Elimination System (NPDES) permit or by a state permit program. New York's State Pollutant Discharge Elimination System (SPDES) is a NPDES-approved program. Coverage under the NYSDEC GP-15-002 permit would be obtained prior to the commencement of construction activity.</p> <p>Source: 6</p>
Hazards and Nuisances including Site Safety and Noise	2	<p>The Project site is not in a 100- or a 500-year flood hazard area. No other known natural hazards, including earthquake fault zones, landslide zones, or hazardous terrain, are known to exist at or near the Project site.</p> <p>The Project will generate noise during construction that will be minimized through compliance with local noise ordinances, including time-of-day work limitations. Exterior construction activities will take place during normal working hours and will employ commonly accepted engineering and administrative controls that will minimize noise impacts to neighbors.</p>
Energy Consumption	2	<p>The Project will not result in additional energy consumption because the new municipal facility will replace the functions currently performed in existing facilities. The new facility will use more modern and energy-saving building materials and practices. Some energy savings may be realized. No impacts will occur to existing nearby suppliers.</p>

Environmental Assessment Factor	Impact Code	Impact Evaluation
SOCIOECONOMIC		
Employment and Income Patterns	2	There may be a temporary minor increase in employment during construction and no increase in long-term employment.
Demographic Character Changes, Displacement	2	The Project site would not change from its current use as a firehouse. Therefore, no population changes will result, there will be no demographic, character, or displacement impacts.
COMMUNITY FACILITIES AND SERVICES		
Educational and Cultural Facilities	2	Because the Project involves no changes in population, there would be no impact on demand for educational or cultural facilities.
Commercial Facilities	2	Because the Project involves no changes in population, there would be no impact on demand for commercial facilities.
Health Care and Social Services	2	Because the Project involves no changes in population, there would be no impact on demand for health care and social services.
Solid Waste Disposal / Recycling	2	<p>The demolition of the old facility and the construction of the new facility would result in a temporary increase in solid waste. Demolition/construction debris of wood, piping, and other materials would be collected on-site and disposed of or recycled as appropriate.</p> <p>The Project would create solid waste associated with daily operations of the municipal complex. A licensed hauler would be hired to properly dispose of solid waste at a designated disposal site that satisfies the Construction Waste Management criteria. A net increase of solid waste would not occur or be negligible since waste being generated at the existing facility would transfer to the new facility and cease at the old facility.</p>
Waste Water / Sanitary Sewers	2	Municipal sewage lines will be extended approximately 1,500 linear feet from where they end at Waring Lane to the parcel. If the sewer line extension requires extension of the sewer district, then approval by the DEC Division of

Environmental Assessment Factor	Impact Code	Impact Evaluation
		Water is required. The Project would not place additional demand on a public sewer system.
Water Supply	2	Water would be obtained from the Town of New Paltz Water. The source include rivers, lakes, streams, ponds, reservoirs, springs, and wells. Water connection would tie into existing water supply lines of the existing firehouse. The Project would not place additional demand on a public water supply system.
Public Safety - Police, Fire and Emergency Medical	1	Because the Project involves no change in population, there would be no impact on demand for police, fire, or emergency medical services. Use of the Project facility by emergency services during flooding would benefit residents of the Town.
Parks, Open Space and Recreation	2	Because the Project involves no change in population, there would be no impact on demand for parks, open space, or other recreational facilities.
Transportation and Accessibility	2	Because the Project involves no change in population, there would be no impact on use of transportation infrastructure.
NATURAL FEATURES		
Unique Natural Features, Water Resources	2	The Project site is on undeveloped but previously disturbed land in an existing suburban area and contains no unique natural features. There are wetlands in the western corner of the parcel. The new EOC would be located in the southeast corner of the parcel and would not affect the wetlands. (See Appendix A and Appendix F). NYSDEC permits would be obtained for the stormwater system.
Vegetation, Wildlife	2	Consultation with the USFWS did not identify rare or state-listed animals or plants within the boundary or vicinity of the project site. No trees will be removed as part of the Project, and on December 14, 2017, the USFWS concurred with the determination of no effect and/or no impact and stated that no further ESA coordination or consultation is required. (See Appendix C).

Environmental Assessment Factor	Impact Code	Impact Evaluation
Other Factors	2	No additional factors would be impacted by the project, and no additional impacts would occur.

Additional Studies Performed:

NYSDEC Freshwater Wetland Boundary Validation certified April 8, 2008.

New wetland survey performed May 4, 2018.

Phase I Archeological Survey, May 2018

Field Inspection (Date and completed by):

Field work for Phase I report, April 2018

List of Sources, Agencies and Persons Consulted [40 CFR 1508.9(b)]:

1. New York State. 2013. State of New York Action Plan for Community Development Block Grant Program Disaster Recovery (Action Plan, issued April 25, 2013, amended July 3, 2013) New York State. 2013.
2. United States Environmental Protection Agency. Green Book Nonattainment Areas. Internet Website: <https://www3.epa.gov/airquality/greenbk/ancl.html>.
3. U.S. Environmental Protection Agency. 2016. Stationary Internal Combustion Engines. Internet Website: <https://www3.epa.gov/ttn/atw/icengines/>. Last updated on Wednesday, February 24, 2016.
3. New York State Department of Environmental Conservation Bulk Storage Database Search. Internet Website: <http://www.dec.ny.gov/cfm/external/derexternal/index.cfm?pageid=4>.
4. New York State Department of Environmental Conservation Environmental Site Remediation Database Search. Internet Website: <http://www.dec.ny.gov/cfm/external/derexternal/index.cfm?pageid=3>.
5. United States Department of Housing and Urban Development. Guidelines for the Evaluation and Control of Lead-Based Paint Hazards in Housing (2012 Edition). Internet Website: http://portal.hud.gov/hudportal/HUD?src=/program_offices/healthy_homes/lbp/hudguidelines.
6. United States Department of Agriculture. Natural Resources Conservation Service. Internet Website: <http://websoilsurvey.sc.egov.usda.gov/App/WebSoilSurvey.aspx>.
7. NYRCR Ulster Communities. 2014. NY Rising Community Reconstruction Plan. March. http://www.villageofnewpaltz.org/download/archives/sustainability_resources/ms4_resources/ulster_county_ms4/New-York-Rising-Community-Reconstruction-Plan-Ulster.pdf

List of Appendices

- Appendix A Figures
- Appendix B Floodplains
- Appendix C USFWS, NYSDEC, and NYNHP Correspondence
- Appendix D SHPO Correspondence
- Appendix E Tribal Correspondence
- Appendix F Wetlands

List of Permits Obtained or Required:

- A building permit by the Village of New Paltz
- Coverage under SPDES permit NYSDEC GP-15-002 would be obtained prior to the commencement of construction activity.

List of Other Approvals Obtained or Required:

- State Environmental Quality Review Act (SEQRA) Unlisted evaluation.

List of Environmental Inspections Required:

- Asbestos Clearance

List of Potential Abatement:

- If any inspections identify asbestos abatement activities must be completed and final clearance inspections completed.

Public Outreach [24 CFR 50.23 & 58.43]:

On June 27, 2018, a combined Notice of Finding of No Significant Impact and Intent to Request Release of Funds was published in the New Paltz Times. Any individual, group, or agency may submit written comments on the Environmental Review Record to:

Lori A. Shirley, GOSR, HCR
38-40 State Street
Albany, NY 12207
(518) 474-0755
NYSCDBG_DR_ER@nyshcr.org

Cumulative Impact Analysis [24 CFR 58.32]:

The Project is not expected to trigger cumulative impacts, including the degradation of important natural resources, socioeconomic resources, human health, recreation, quality of life issues, and cultural and historic resources. The Project is not of a scale large enough to

contribute significantly to cumulative impacts. It will create positive impacts, as it will provide the Village of New Paltz with municipal facilities better configured for operations during future storm events.

Alternatives [24 CFR 58.40(e); 40 CFR 1508.9]

Proposed Project. As fully described in this Environmental Assessment, the Project will involve constructing a new EOC and for the Village of New Paltz, Ulster County, New York.

Alternative Sites Alternative. The two existing fire station sites were considered. The Plattekill Avenue site is located within the Village core area that suffered from inundation of the streets. Together with narrow roads Plattekill Avenue location was also rendered inaccessible to volunteer fire fighters and people seeking shelter. The Plattekill Avenue site was considered unsuitable for expansion.

No Action Alternative [24 CFR 58.40(e)]:

Not undertaking the Project would not be consistent with the goals and objectives of the Village of New Paltz NYRCR Plan and other local and state plans because the Town would not be able to efficiently respond to community needs during extreme storm events.

Summary of Findings and Conclusions:

The combined firehouse and EOC facility renovation will improve and enhance the critical functions of the existing Town of New Paltz emergency services into a new facility allowing for more efficient operations and response to extreme storm events. The proposed Project will not result in a significant impact on the quality of the human environment or result in other direct, indirect, or cumulative impacts. The Project will comply with all relevant regulations listed in 24 CFR subparts 58.5 and 58.6.

Mitigation Measures and Conditions [40 CFR 1505.2(c)]

GOSR has summarized below all mitigation measures adopted by the Responsible Entity to reduce, avoid, or eliminate adverse environmental impacts and to avoid non-compliance or non-conformance with the above-listed authorities and factors. These measures or conditions must be incorporated into project contracts, development agreements, and other relevant documents. The staff responsible for implementing and monitoring mitigation measures should be clearly identified in the mitigation plan.

Law, Authority, or Factor	Mitigation Measure
Clean Air Act	All Project activities will comply with applicable federal, state, and local laws and regulations regarding construction emissions, including but not limited to NYCRR, NYSDEC Air Quality Management Plan, and the

Law, Authority, or Factor	Mitigation Measure
	New York SIP. All necessary measures will be used to minimize fugitive dust emissions during construction activities. The preferred method for dust suppression is water sprinkling.
Clean Air Act	The proposed emergency generator is subject to the stationary RICE MACT regulations at 40 CFR 63 ZZZZ that govern emission limits and compliance requirements for existing and new stationary RICE. Any new compression ignition generator must comply with 40 CFR 60, Subpart IIII, and any new spark ignition generator must comply with 40 CFR 60, Subpart JJJJ. Compliance will be demonstrated by purchasing generators certified to the limits in these regulations.
Contamination and Toxic Substances	A radon barrier system will be included to prevent radon gas penetration into the new EOC structure.
Contamination and Toxic Substances	All Project-related solid waste generated during demolition and construction will be managed and transported in accordance with the NYS solid and hazardous waste rules.
Contamination and Toxic Substances	In accordance with Part 56 of Title 12 of the Official Compilation of Codes, Rules and Regulations of the State of New York Department of Labor (Cited as 12 NYCRR Part 56), the National Emission Standard for Asbestos-Standard for Demolition and Renovation (40 CFR Part 61.145), and National Emission Standard for Asbestos-Standard for Waste Disposal for Manufacturing, Fabricating, Demolition, and Spraying Operations (40 CFR Part 61.150), asbestos abatement will be completed by a licensed asbestos abatement contractor prior to demolition work. NYSDOL regulations require that ACM that will be disturbed by the demolition be removed prior to demolition. If suspect ACM not identified in the pre-demolition asbestos survey report is discovered during the demolition process, the presence, quantity, and location of the newly discovered materials will be conveyed within 24 hours to the building owner. Activities in the area of the ACM will cease immediately until a licensed asbestos contractor appropriately

	assesses and manages the discovered materials. An asbestos operations and maintenance plan will be prepared prior to funding.
Conformance with NYS Department of Environmental Conservation State Pollution Discharge Elimination System General Permit for Stormwater Discharges from Construction Activity GP-0-15-002	A stormwater management system will be designed in compliance with the requirements of the NYSDEC SPDES General Permit for Stormwater Discharges from Construction Activity GP-0-15-002 to address the stormwater from the Project site. BMPs, such as silt fence and erosion prevention, will be implemented, if required by permits or agency discretion.

Determination:

☒ **Finding of No Significant Impact** [24 CFR 58.40(g)(1); 40 CFR 1508.27]

The project will not result in a significant impact on the quality of the human environment.

☐ **Finding of Significant Impact** [24 CFR 58.40(g)(2); 40 CFR 1508.27]

The project may significantly affect the quality of the human environment.

Preparer Signature:  Date: June 27, 2018

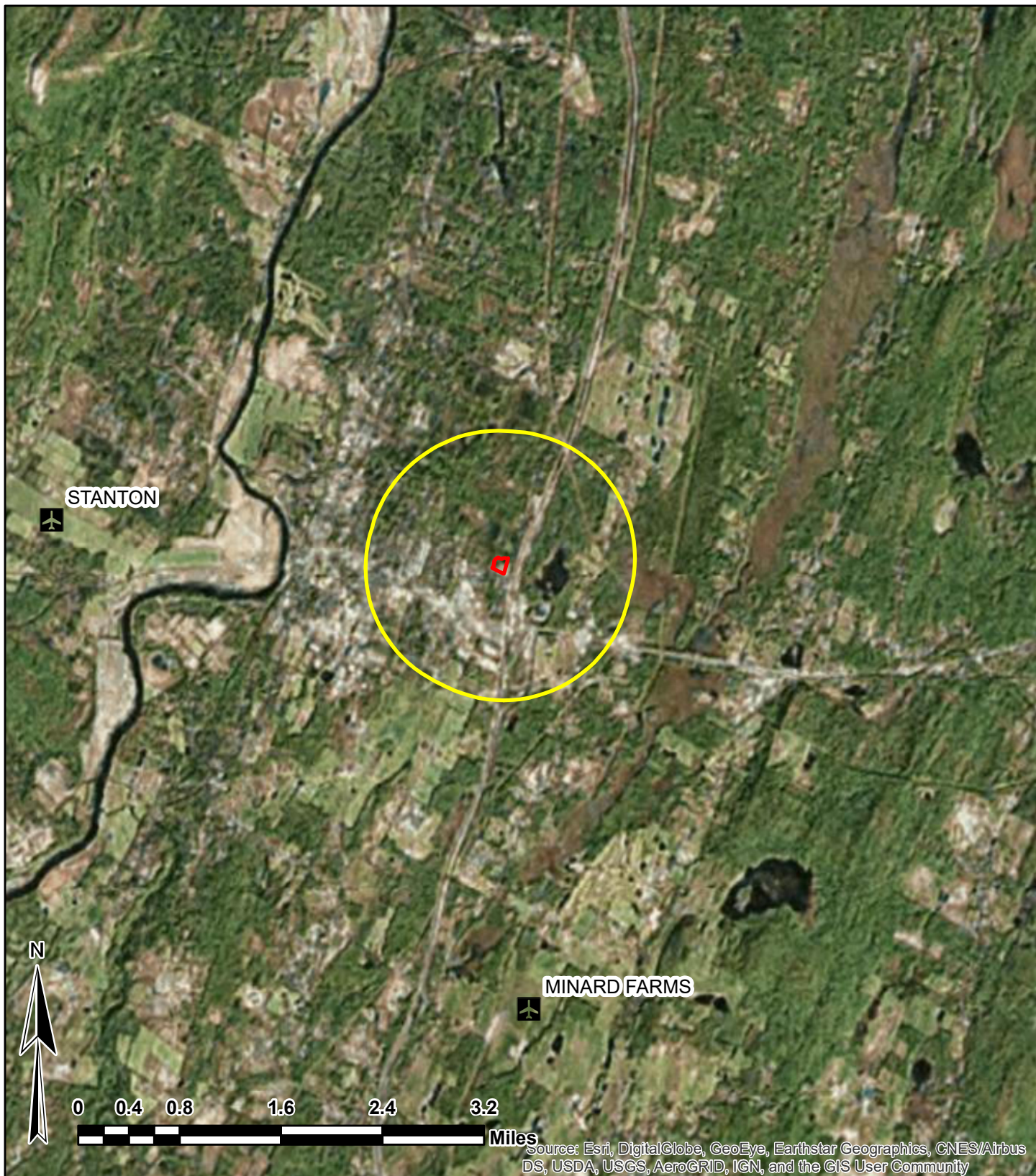
Name/Title/Organization: Cliff Jarman, Senior Environmental Scientist. Tetra Tech, Inc.

Certifying Officer Signature:  Date: June 27, 2018

Name/Title: Lori A. Shirley, Director, Bureau of Environmental Review and Assessment,
Governor's Office of Storm Recovery

This original, signed document and related supporting material must be retained on file by the Responsible Entity in an Environmental Review Record (ERR) for the activity/project (ref: 24 CFR Part 58.38) and in accordance with recordkeeping requirements for the HUD program(s).

Appendix A – Figures



Legend

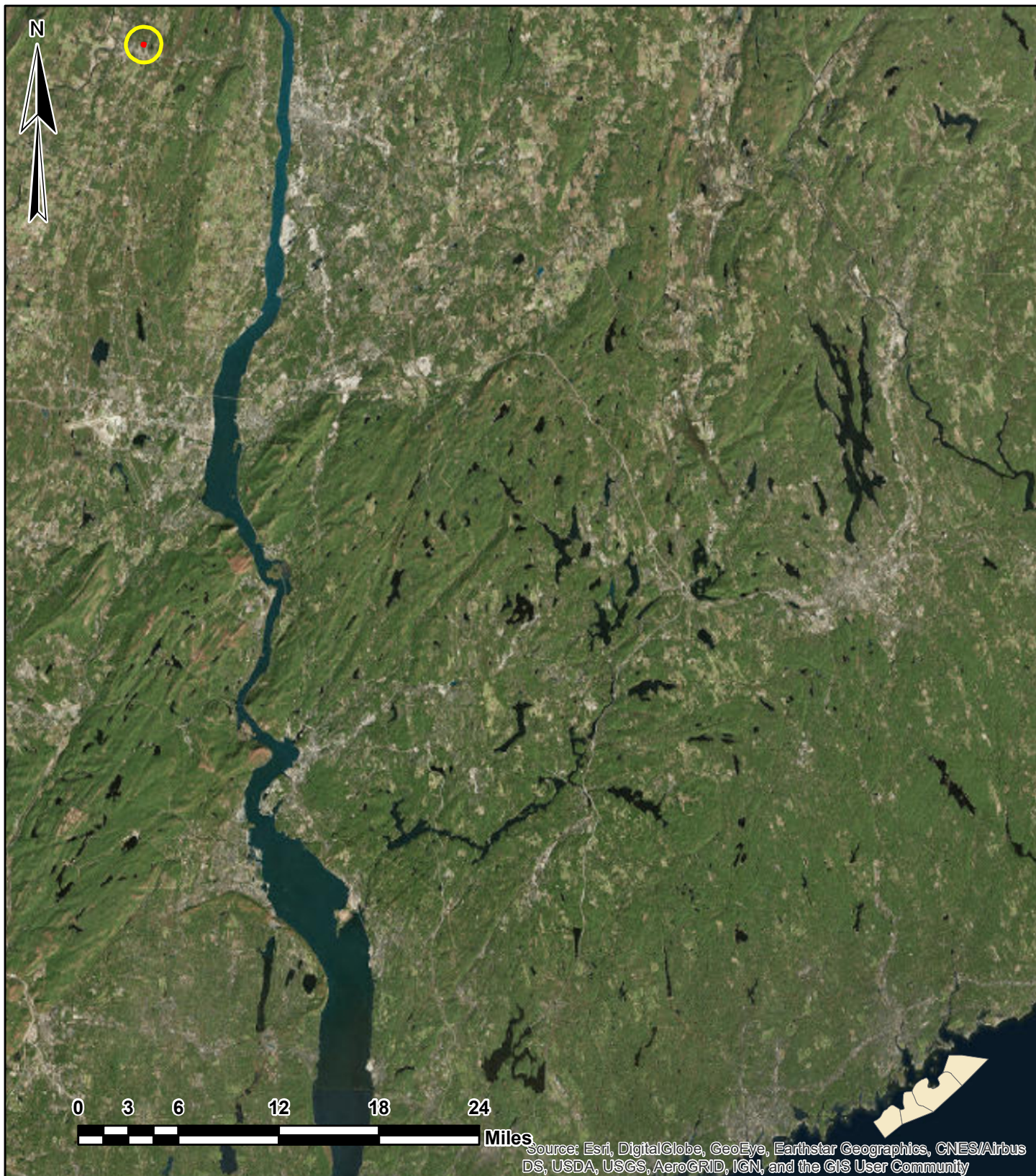
-  **Project Area**
-  **One Mile Project Area Buffer**
-  **Airport**






PARS ENVIRONMENTAL, INC.
500 HORIZON DRIVE SUITE 540 ROBBINSVILLE, NEW JERSEY

Airports

**New Paltz East Fire Station
Henry W. Dubois and
North Putt Corners Road
New Paltz
Ulster County, New York**



Legend

-  *Project Area*
-  *One Mile Project Area Buffer*
-  *Coastal Barrier Resources*

Coastal Barrier Resources




New Paltz East Fire Station
Henry W. Dubois and
North Putt Corners Road
New Paltz
Ulster County, New York



PARS ENVIRONMENTAL, INC.
500 HORIZON DRIVE SUITE 540 ROBBINSVILLE, NEW JERSEY



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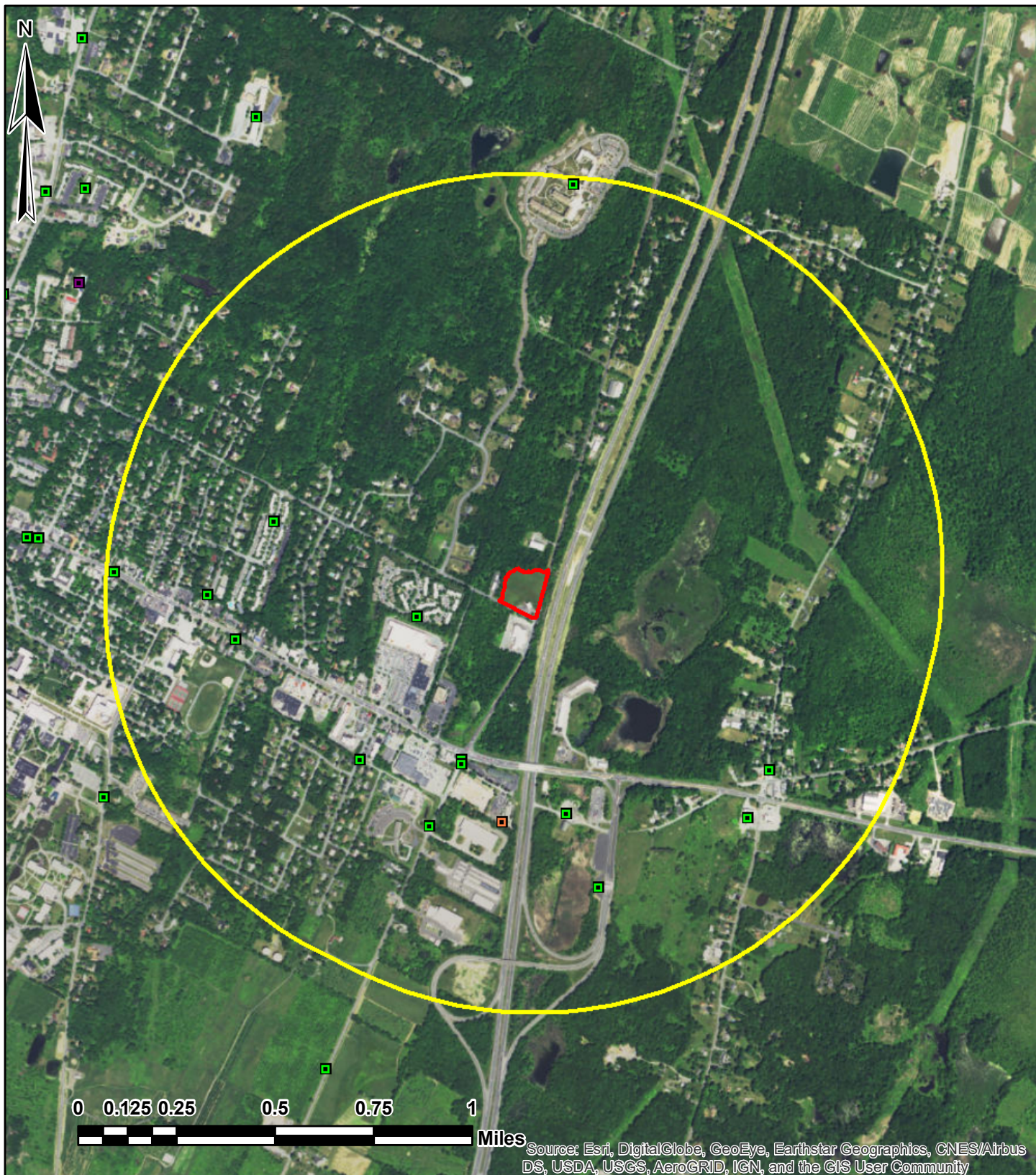
-  *Ozone 8 hr (2008 EPA Standard)*
-  *One Mile Project Area Buffer*
-  *Project Area*



PARS ENVIRONMENTAL, INC.
500 HORIZON DRIVE SUITE 540 ROBBINSVILLE, NEW JERSEY

Non Attainment Area: Ozone 8 hr (2008 Standard)

New Paltz East Fire Station
Henry W. Dubois and
North Putt Corners Road
New Paltz
Ulster County, New York



Legend

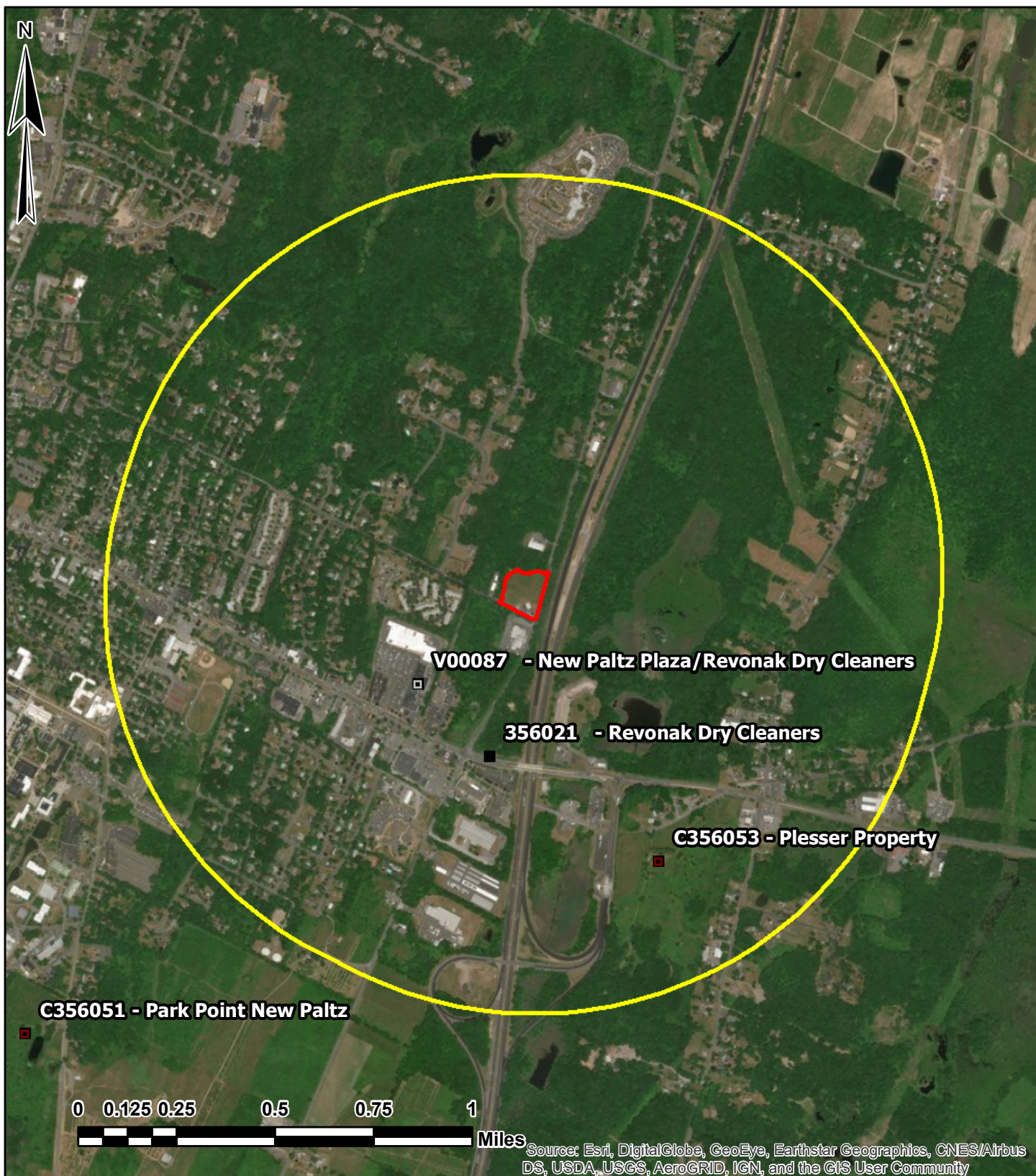
- | | |
|--|--|
| Project Area | Chemical Bulk Storage |
| One Mile Project Area Buffer | Petroleum Bulk Storage |
| | Major Oil Storage Facility |

Bulk Storage Facilities

**New Paltz East Fire Station
Henry W. Dubois and
North Putt Corners Road
New Paltz
Ulster County, New York**



PARS ENVIRONMENTAL, INC.
500 HORIZON DRIVE SUITE 540 ROBBINSVILLE, NEW JERSEY



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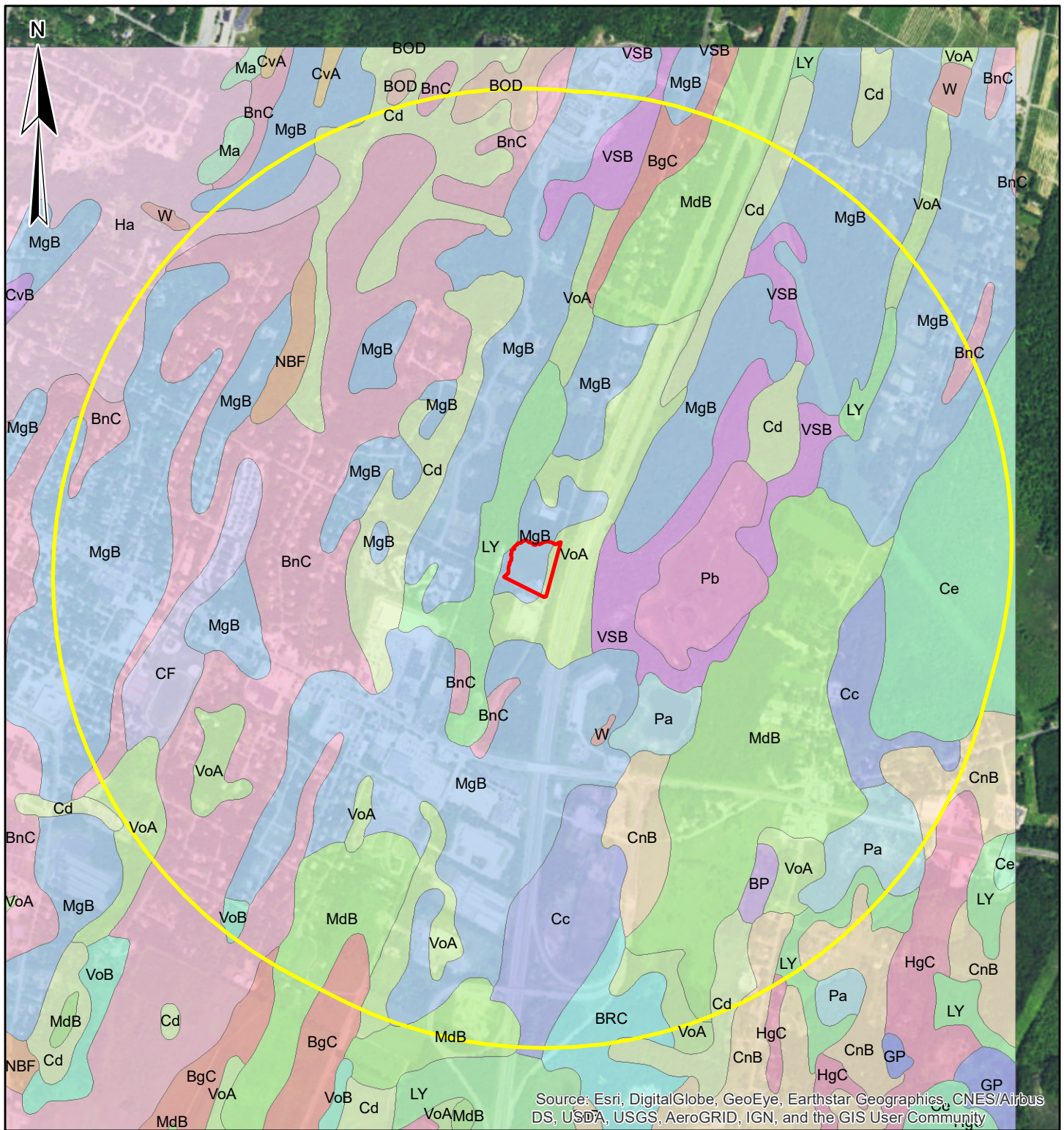
- | | |
|---|---|
| Project Area | ■ Brownfield Clean up Program |
| One Mile Project Area Buffer | ■ Environmental Restoration Program |
| | Stat Superfund Program |

Remediation Sites

New Paltz East Fire Station
Henry W. Dubois and
North Putt Corners Road
New Paltz
Ulster County, New York



PARS ENVIRONMENTAL, INC.
 500 HORIZON DRIVE SUITE 540 ROBBINSVILLE, NEW JERSEY



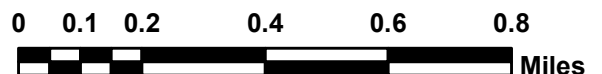
Source: Esri, DigitalGlobe, GeoEye, Earthstar Geographics, CNES/Airbus DS, USDA, USGS, AeroGRID, IGN, and the GIS User Community

Legend

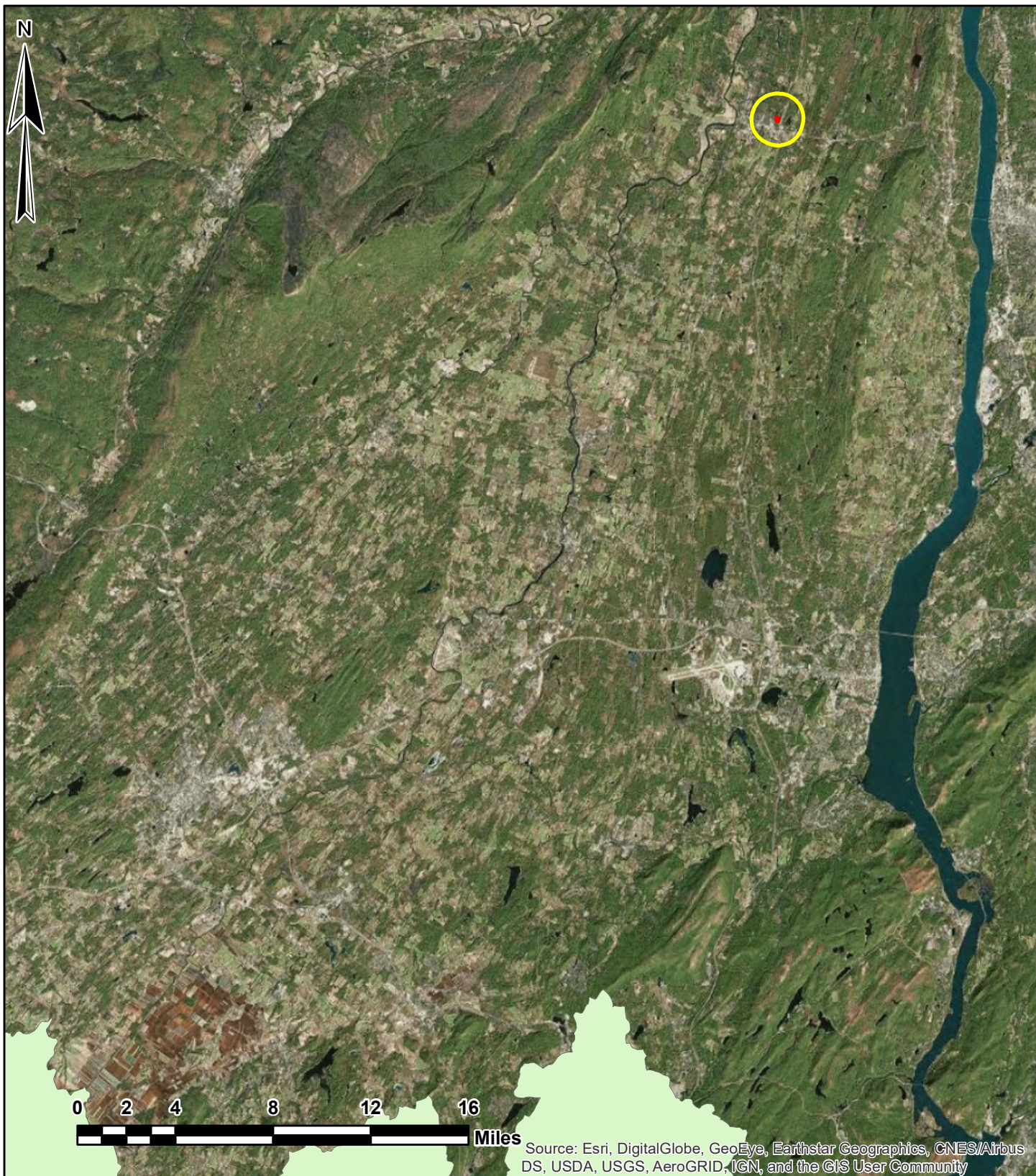
	One Mile Project Area Buffer		BnC		CvA		Ma		VSB
	Project Area		CF		CvB		MdB		VoA
	BOD		Cc		GP		MgB		VoB
	BP		Cd		Ha		NBF		W
	BRC		Ce		HgC		Pa		
	BgC		CnB		LY		Pb		

Protected Soils




New Paltz East Fire Station
Henry W. Dubois and
North Putt Corners Road
New Paltz
Ulster County, New York



PARS ENVIRONMENTAL, INC.
 500 HORIZON DRIVE SUITE 540 ROBBINSVILLE, NEW JERSEY



Legend

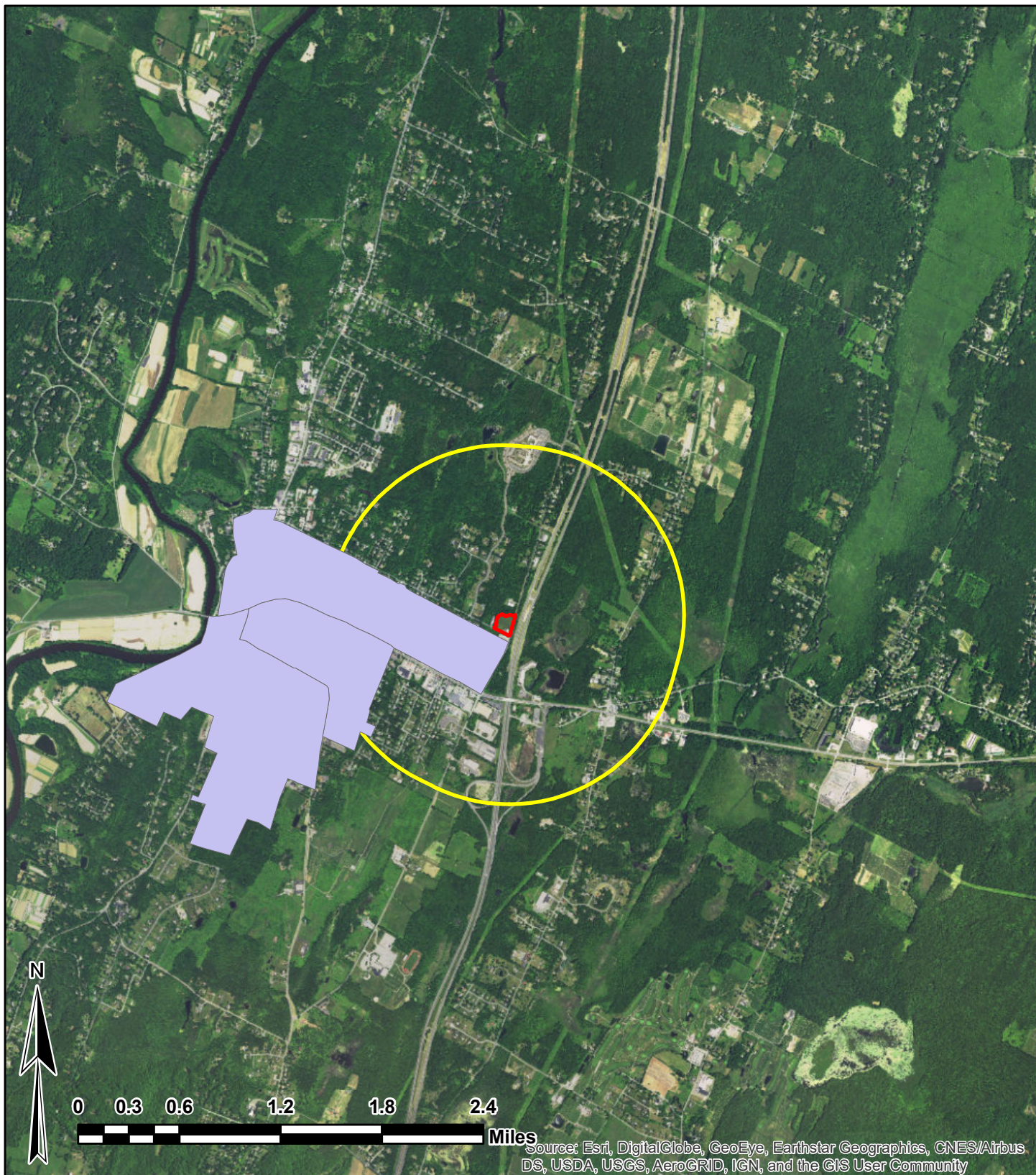
-  **Project Area**
-  **One Mile Project Area Buffer**
-  **Northwest NJ 15 Basin SSA**

Sole Source Aquifers

**New Paltz East Fire Station
Henry W. Dubois and
North Putt Corners Road
New Paltz
Ulster County, New York**



PARS ENVIRONMENTAL, INC.
500 HORIZON DRIVE SUITE 540 ROBBINSVILLE, NEW JERSEY



Legend

-  *Project Area*
-  *One Mile Project Area Buffer*
-  *Potential Environmental Justice Areas*

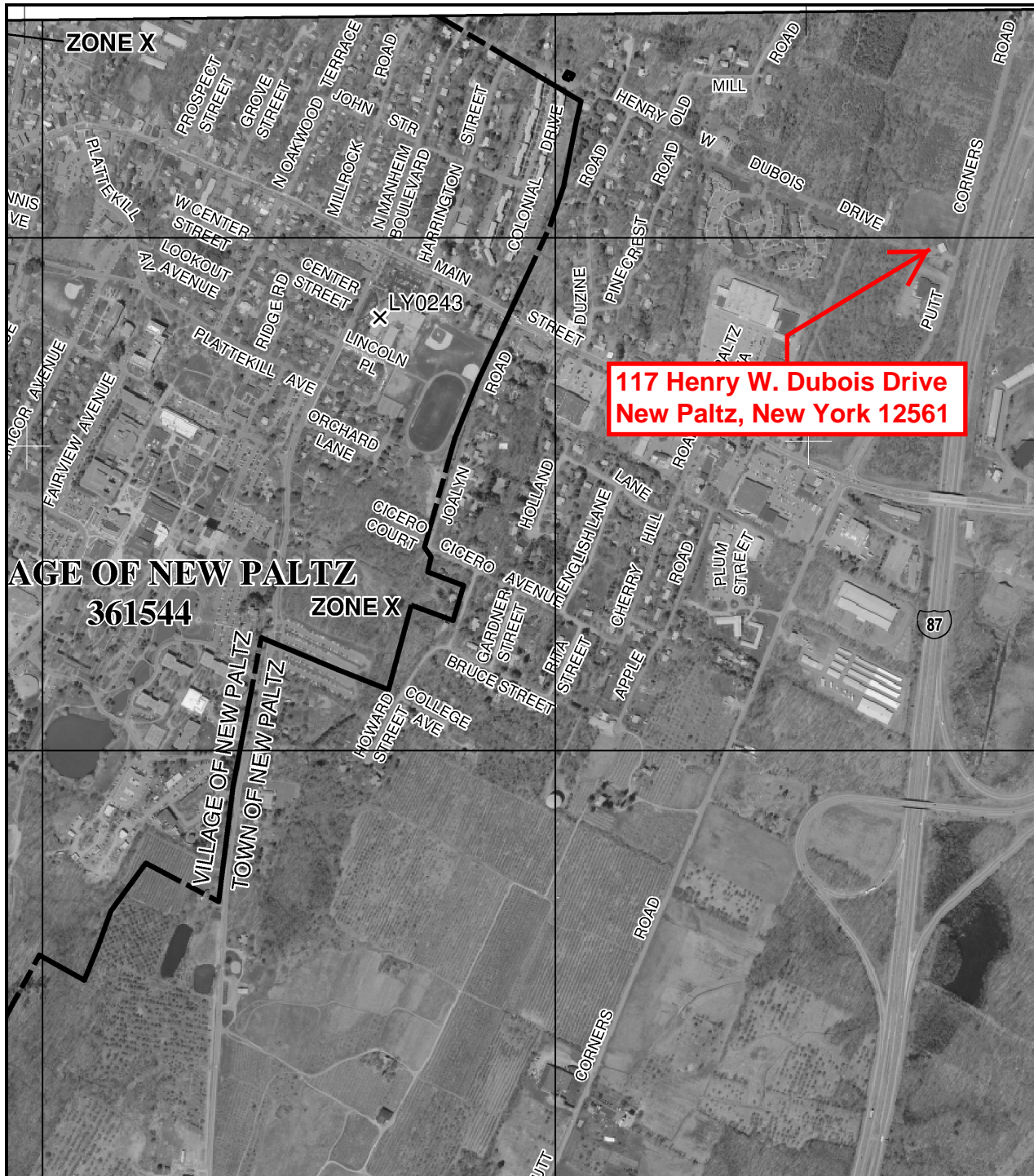
Environmental Justice Areas

New Paltz East Fire Station
Henry W. Dubois and
North Putt Corners Road
New Paltz
Ulster County, New York



PARS ENVIRONMENTAL, INC.
500 HORIZON DRIVE SUITE 540 ROBBINSVILLE, NEW JERSEY

Appendix B – Floodplains



the Flood Insurance Study report for this jurisdiction.

Insurance is available in this community, contact your insurance agent or the National Flood Insurance Program at 1-800-638-6620.



MAP SCALE 1" = 1000'

0 300 600 METERS

PANEL 0755E

FIRM
FLOOD INSURANCE RATE MAP
ULSTER COUNTY,
NEW YORK
(ALL JURISDICTIONS)

PANEL 755 OF 910

(SEE MAP INDEX FOR FIRM PANEL LAYOUT)

CONTAINS:

<u>COMMUNITY</u>	<u>NUMBER</u>	<u>PANEL</u>	<u>SUFFIX</u>
GARDINER, TOWN OF	360856	0755	E
LLOYD, TOWN OF	361012	0755	E
NEW PALTZ, TOWN OF	360859	0755	E
NEW PALTZ, VILLAGE OF	361544	0755	E
PLATTEKILL, TOWN OF	361221	0755	E

Notice to User: The **Map Number** shown below should be used when placing map orders; the **Community Number** shown above should be used on insurance applications for the subject community.



MAP NUMBER
36111C0755E
EFFECTIVE DATE
SEPTEMBER 25, 2009

Federal Emergency Management Agency

This is an official copy of a portion of the above referenced flood map. It was extracted using F-MIT On-Line. This map does not reflect changes or amendments which may have been made subsequent to the date on the title block. For the latest product information about National Flood Insurance Program flood maps check the FEMA Flood Map Store at www.msc.fema.gov

Appendix C – USFWS, NYSDEC, and NYNHP Correspondence

NEW YORK STATE DEPARTMENT OF ENVIRONMENTAL CONSERVATION

Division of Environmental Permits, Region 3
21 South Platt Corners Road, New Paltz, NY 12561-1620
P: (845) 256-3054 | F: (845) 255-4659
www.dec.ny.gov



Department of
Environmental
Conservation

March 3, 2017

Ms. Lori Shirley
Governor's Office of Storm Recovery
NYS Homes and Community Renewal
38-40 State Street
Albany, NY 12207

RE: DASNY New Paltz Emergency Operations Center East of the Wallkill River
Town of New Paltz, Ulster County
CH #: 6930

Dear Ms. Shirley:

Department of Environmental Conservation (DEC) staff have reviewed the pre-application report, dated May 24, 2016, for the project involving the construction of an eight bay firehouse, the rehabilitation of an existing two bay facility into an emergency operations center on the same site, and the extension of 1,500 linear feet of municipal sewage lines. DEC offers the following comments:

PROTECTION OF WATERS

The following stream/pond/waterbody is located within or near the site you indicated:

Name	Class	DEC Water Index Number	Status
Tributary to Wallkill River	C	H-139-13-13	Non-protected

A permit is not required to disturb the bed or banks of "non-protected" streams.

If a permit is not required, please note, however, you are still responsible for ensuring that work shall not pollute any stream or waterbody. Care shall be taken to stabilize any disturbed areas promptly after construction, and all necessary precautions shall be taken to prevent contamination of the stream or waterbody by silt, sediment, fuels, solvents, lubricants, or any other pollutant associated with the project.

FRESHWATER WETLANDS

Your project/site is near or in Freshwater Wetland CD-39, Class 3. Be aware that a Freshwater Wetlands permit is required for any physical disturbance within these boundaries or within the 100 foot adjacent area. To have the boundary delineated, please contact Josh Fisher, NYSDEC Bureau of Habitat, at 845-256-3113.

Please contact your town officials and the United States Army Corps of Engineers in New York City, telephone (917) 790-8511 (Westchester/Rockland Counties), or (917) 790-8411 (other counties), for any permitting they might require.



Department of
Environmental
Conservation

STATE-LISTED SPECIES

DEC has reviewed the State's Natural Heritage records. We have determined that the site is located within or near record(s) of the following state-listed species:

Name	Status
<i>Cistothorus platensis</i> , Sedge wren	Threatened

Additional evaluation of the potential impacts of this project related to the sensitive resource(s) identified by this review may be required. A permit is required for the incidental taking of any species identified as "endangered" or "threatened," which can include the removal of habitat. Please contact Lisa Masi of Wildlife at (845) 256-2257.

The absence of data does not necessarily mean that rare or state-listed species, natural communities or other significant habitats do not exist on or adjacent to the proposed site. Rather, our files currently do not contain information which indicates their presence. For most sites, comprehensive field surveys have not been conducted. We cannot provide a definitive statement on the presence or absence of all rare or state-listed species or significant natural communities. Depending on the nature of the project and the conditions at the project site, further information from on-site surveys or other sources may be required to fully assess impacts on biological resources.

OTHER

Please note that this letter only addresses the requirements for the following permits from the Department:

☒ Protection of Waters ☒ State-listed Species ☒ Freshwater Wetlands

Please note that if the proposed sewer line extension requires extension of the sewer district, then approval by the DEC Division of Water is required. For more information and obtain the form in necessary, please contact the Division of Water (914) 428-2505 ext 359.

Other permits from this Department or other agencies may be required for projects conducted on this property now or in the future. Also, regulations applicable to the location subject to this determination occasionally are revised and you should, therefore, verify the need for permits if your project is delayed or postponed. This determination regarding the need for permits will remain effective for a maximum of one year unless you are otherwise notified. Applications may be downloaded from our website at www.dec.ny.gov under "Programs" then "Division of Environmental Permits."

Please contact this office if you have questions regarding the above information. Thank you.

Sincerely,



Sarah Pawliczak
Division of Environmental Permits
Region 3, Telephone No. 845-256-3050

cc: Josh Fisher, NYSDEC Bureau of Habitat
Lisa Masi, NYSDEC Bureau of Wildlife
May O'Malley NYSDEC Division of Environmental Permits
Shohreh Karimipour, NYSDEC Regional Water Engineer
Town of New Paltz

NOTE: Regarding erosion/sedimentation control requirements:

Stormwater discharges require a State Pollutant Discharge Elimination System (SPDES) Stormwater permit from this Department if they either:

- occur at industrial facilities and contain either toxic contaminants or priority pollutants OR
- result from construction projects involving the disturbance of 5000 square feet or more of land within the NYC Department of Environmental Protection East of Hudson Watershed or for proposed disturbance of 1 acre or more of land outside the NYC DEP Watershed

Your project may be covered by one of two Statewide General Permits or may require an individual permit. For information on stormwater and the general permits, see the DEC website at <http://www.dec.ny.gov/chemical/8468.html>.

For construction permits, if this site is within an MS4 area (Municipal Separate Storm Sewer System), the stormwater plan must be reviewed and accepted by the municipality and the MS-4 Acceptance Form must be submitted to the Department. If the site is not within an MS4 area and other DEC permits are required, please contact the regional Division of Environmental Permits.



Governor's Office of Storm Recovery

ANDREW M. CUOMO
Governor

LISA BOVA-HIATT
Executive Director

By electronic mail

May 1, 2017

New York State Department of Environmental Conservation
Division of Fish, Wildlife & Marine Resources
New York Natural Heritage Program – Information Services
625 Broadway, 5th Floor
Albany, New York 12233-4757

Re: Natural Heritage Compliance Process for the New Paltz Emergency Operations Center East of the Wallkill River New Paltz, Ulster County, NY 12561

To Whom It May Concern:

The Governor's Office of Storm Recovery (GOSR), acting under the auspices of New York State Homes and Community Renewal's (HCR) Housing Trust Fund Corporation (HTFC), on behalf of the Department of Housing & Urban Development (HUD), is conducting environmental reviews under HUD's environmental review regulations (24 CFR Part 58) and New York State's Environmental Quality Review Act (SEQRA) for the design and construction of a new, eight bay firehouse at 117 Henry W. DuBois Drive, New Paltz, Ulster County, NY 12561 (see attached figures).

This project will repurpose the existing 2 bay facility at 117 Henry W. DuBois Drive into an emergency operations center that will be used as command center and staging area by police, fire, National Guard and FEMA personnel as may be needed during future disaster events. As part of the project, municipal sewage lines will be extended approximately 1,500 linear feet from where they end at Waring Lane to the parcel. Synchronized traffic signals will be installed to enhance the ability of fire trucks to quickly exit the facility when responding to emergency calls.

The purpose of this letter is to request a search of the files of the New York Natural Heritage Program for records of the occurrence of any rare animals, plants, and natural communities and/or significant wildlife habitats in the vicinity of this project. The information we receive will be used in SEQRA documentation and/or any permit applications. We will retain the confidentiality, as needed, of any information received.

According to information reviewed from the New York State (NYS) Environmental Resource Mapper (ERM), no rare plants or animals could exist in the in the project area (see attached figures). The Project would involve ground disturbance and tree removal. GOSR respectfully requests that the New York Natural Heritage Program review its records of concern for any rare or state-listed animals or plants or significant natural communities at this site or in its immediate vicinity.

NYSDEC jurisdictional wetlands are shown on the ERM. However, the attached NYSDEC Freshwater Wetland

Boundary Validation map shows no NYSDEC freshwater wetlands within the footprint of the proposed structure.

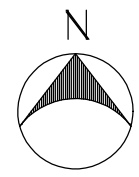
If you have questions or require additional information regarding this request, please contact me at (518) 474-0647 or Alicia.Shultz@nyshr.org. Thank you for your time and consideration.

Sincerely,

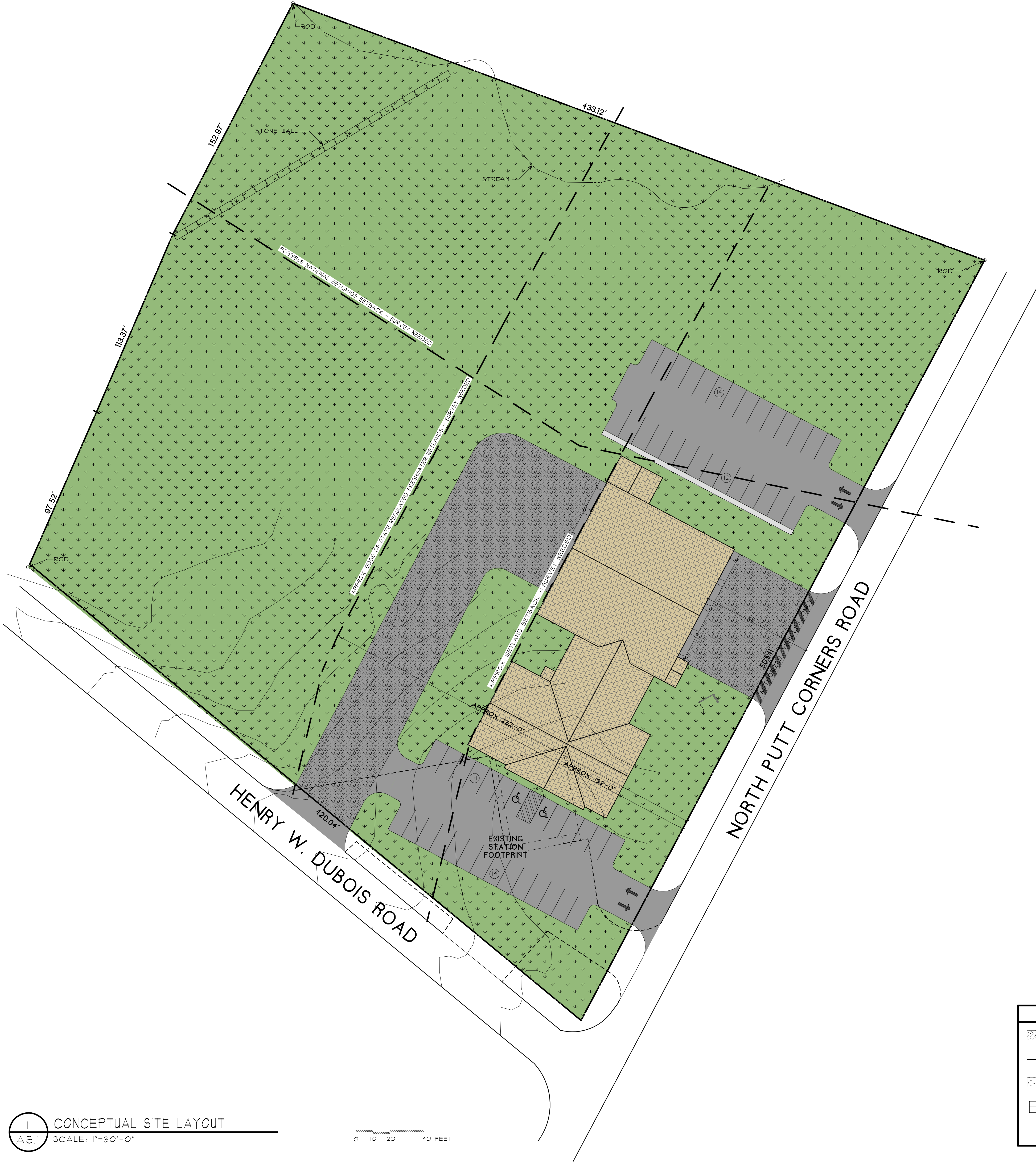
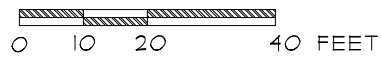
A handwritten signature in dark ink, reading "Alicia Shultz". The signature is fluid and cursive, with the first name "Alicia" written in a larger, more prominent script than the last name "Shultz".

Alicia Shultz
Community Developer - Environmental Services
Governor's Office of Storm Recovery
NYS Homes and Community Renewal

Attachments



1
AS.1 CONCEPTUAL SITE LAYOUT
SCALE: 1"=30'-0"

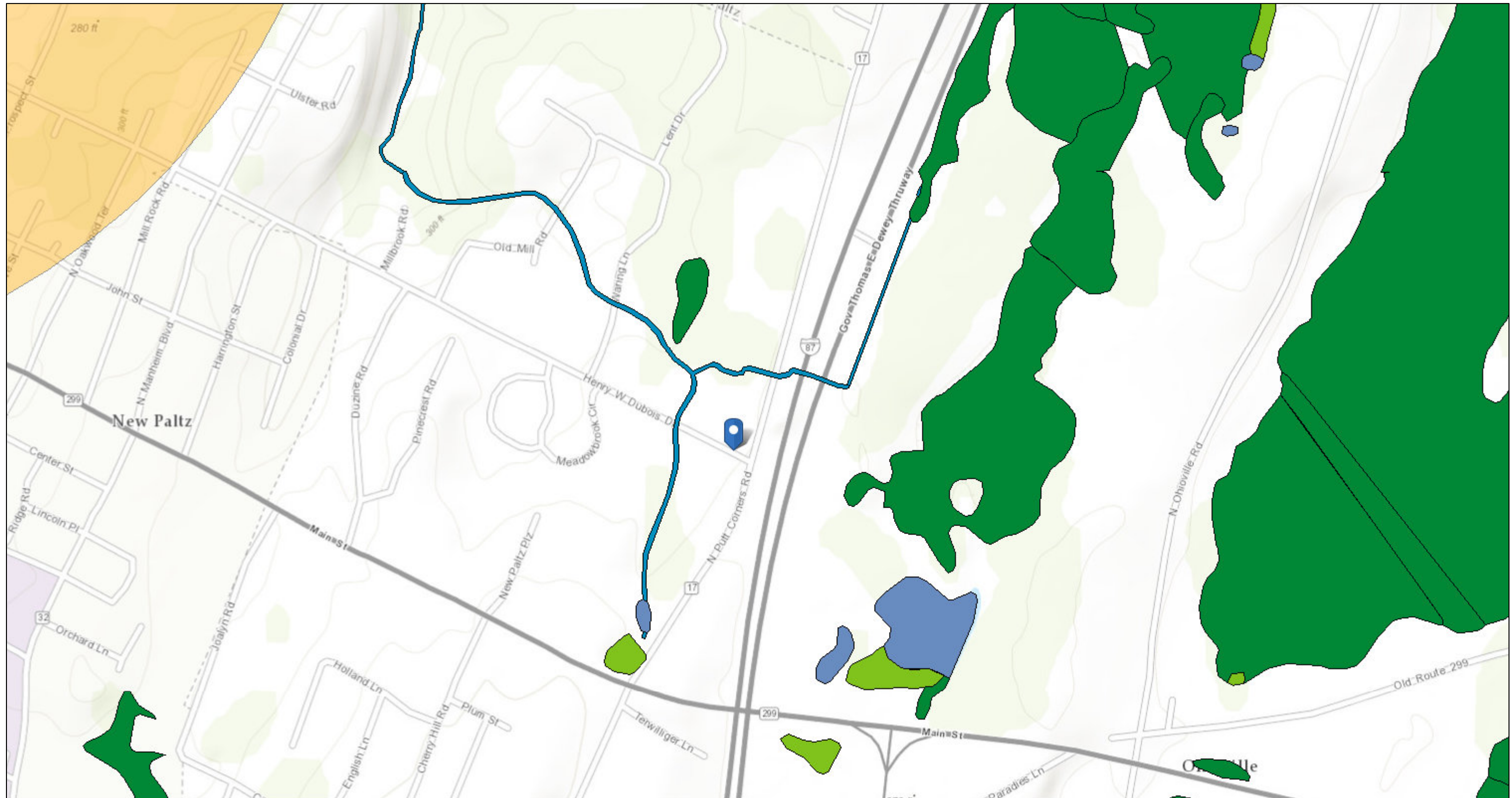


LEGEND	
	- HEAVY DUTY ASPHALT
	- PROPERTY LINE
	- GRASS
	- CONCRETE WALKWAY

PARKING LEGEND	
RESPONDER	28
HDGP	2
PUBLIC	24
TOTAL	54

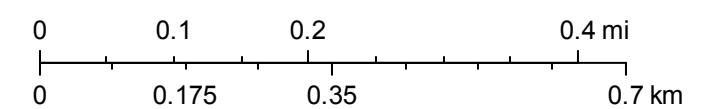
DWG DATE: 03/30/2017	
REV.	DESCR.
Δ	
Δ	
Δ	
Δ	
Δ	
STATUS: PRELIMINARY	

New Paltz Fire Station



May 1, 2017

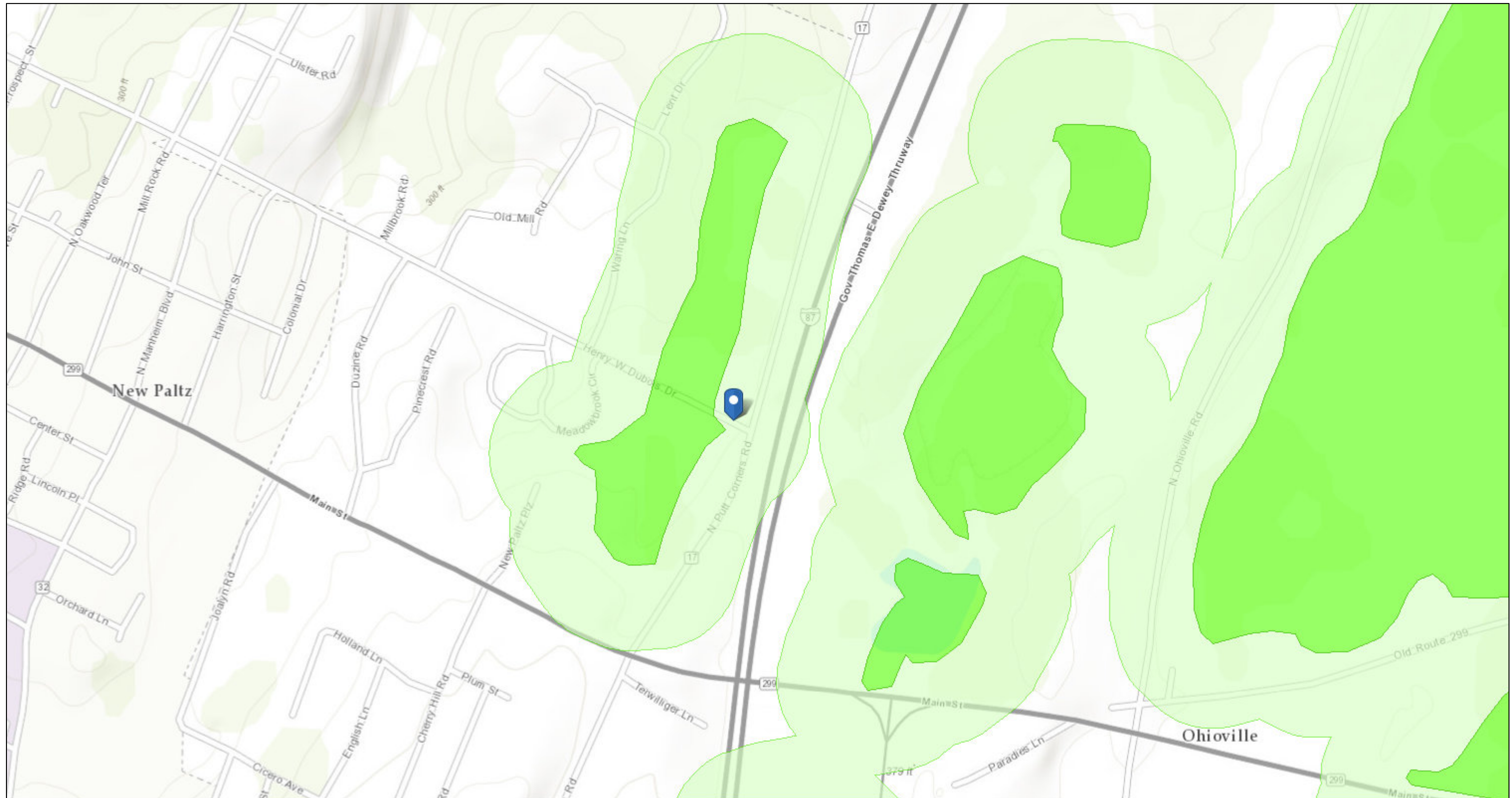
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Sources: Esri, HERE, DeLorme, Intermap, increment P Corp., GEBCO, USGS, FAO, NPS, NRCAN, GeoBase, IGN, Kadaster NL, Ordnance Survey, Esri Japan, METI, Esri China (Hong Kong), swisstopo, MapmyIndia, © OpenStreetMap contributors, and the GIS User Community

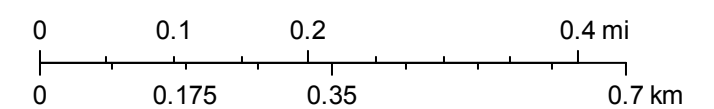
Author: Alicia Shultz
Not a legal document

New Paltz Fire Station



May 1, 2017

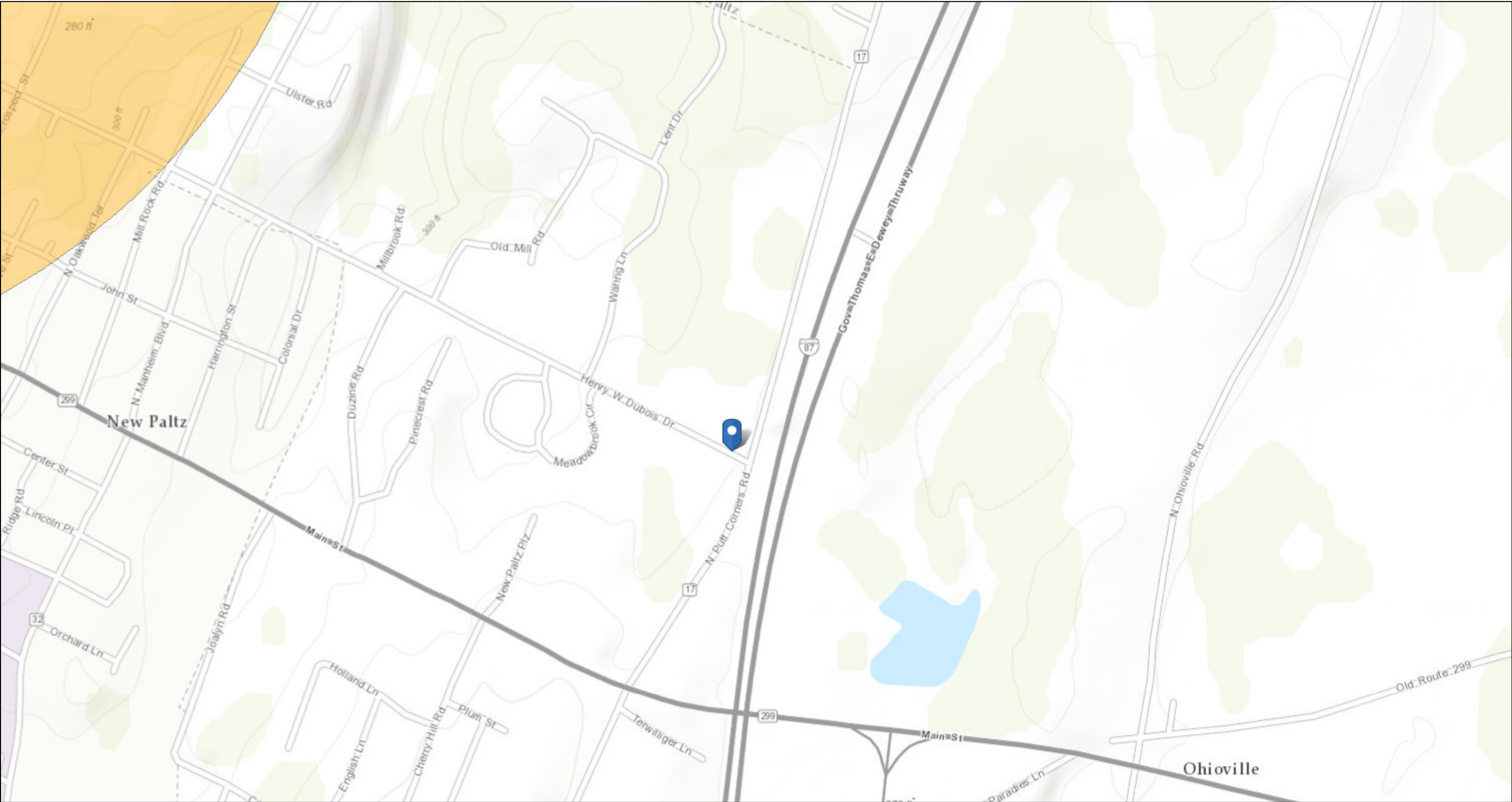
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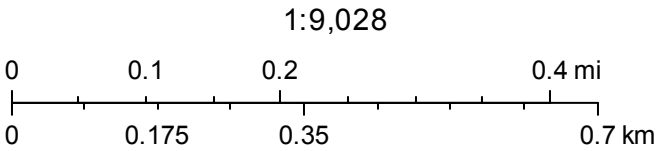
Sources: Esri, HERE, DeLorme, Intermap, increment P Corp., GEBCO, USGS, FAO, NPS, NRCAN, GeoBase, IGN, Kadaster NL, Ordnance Survey, Esri Japan, METI, Esri China (Hong Kong), swisstopo, MapmyIndia, © OpenStreetMap contributors, and the GIS User Community

Author: Alicia Shultz
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New Paltz Fire Station



May 1, 2017



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Author: Alicia Shultz
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Lands of
DAVID S. LENT,
ELIZABETH L. COHEN &
RICHARD W. LENT
Deed Liber 4190 Page 060
LOT 21 UCCO FM #05-287

Lands of
WARING STORAGE
A LIMITED PARTNERSHIP
Deed Liber 1516 Page 319

Lands of
MID HUDSON FAMILY
HEALTH SERVICES INST., INC.
Deed Liber 2512 Page 343

Lands of
THE CHARLES FREIHOFFER
BAKING CO., Inc.
Deed Liber 1801 Page 111

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Respect The Marks
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www.digsafelynewyork.com

BROOKS and BROOKS
Land Surveyors, P.C.
11 Main Street,
Highland, NY 12528
845-691-7139

Patricia Paul Brooks, L.S.
Registration No. 49795
Richard C. Brooks, L.S.
Registration No. 49600
I HEREBY CERTIFY that this map is a true representation of
a survey performed by this office in the field on 13 March,
2008 in accordance with the existing codes of practice as
adopted by the New York State Association of Professional
Land Surveyors.

BY:
Patricia Paul Brooks, L.S.
Copyright, 2008, by Brooks and Brooks, L.S., P.C. check 4-03-08
03 April, 2008 JOB#8828, DRAWING#8828cert.DWG

LEGEND	
	TRAFFIC SIGN
	FIRE HYDRANT
	CATCH BASIN
	IRON PIPE
	REBAR
	UTILITY BOX
	UTILITY POLE
	MOUNTED LIGHT
	UTILITY LINE
	STONE WALL
	WOOD FENCE
	SWALE CL
	WETLAND FLAG

NYSDEC FRESHWATER WETLAND BOUNDARY VALIDATION

The Freshwater Wetlands boundary represented on these plans accurately depicts the limits of Freshwater Wetland CD-39 as delineated by Brian Brannen Mike Clancy on Feb 2007 4/20/07

DEC Staff: Ryan Orr Surveyor / Engineer: Patricia Paul Brooks, L.S.
Date: 4/8/2008

Wetland boundary delineations as validated by the New York State Department of Environmental Conservation remain valid for 10 years unless existing exempt activities, area hydrology, or land use practices change (e.g. agricultural to residential). After 10 years the boundary must be revalidated by DEC staff. Revalidation may include a new delineation and survey of the wetland boundary. Any proposed construction, grading, filling, excavating, clearing or other regulated activity in the freshwater wetland or within 100 feet of the wetland boundary as depicted on this plan requires a permit from the NYS Department of Environmental Conservation under Article 24 of the Environmental Conservation Law (Freshwater Wetlands Act) prior to commencement of work.

NOTES:

- 1) Unauthorized alteration or addition to a survey map bearing a licensed Land Surveyor's Seal is a violation of Section 7209, Subdivision 2 of the New York State Education Law.
- 2) Only copies from the original of this survey marked with an original of the Land Surveyor's inked seal or his/her embossed seal shall be considered to be valid true copies.
- 3) Subject to all rights of ways or easements of record.
- 4) Subject to whatever state of facts a complete search of title may reveal.
- 5) Certifications indicated hereon signify that this survey was prepared in accordance with the existing Code of Practice for Professional Land Surveyors as adopted by the New York State Association of Professional Land Surveyors. Said Certifications shall run only to the person so noted. Certifications are not transferable to additional institutions, their successors and/or assigns, or subsequent owners.
- 6) Subsurface structures not visible or readily apparent are not shown and their location and extent are not certified.
- 7) Subject to covenants, easements, restrictions, conditions and agreements of record.
- 8) Assumed road line shown hereon based on Deed Liber 1430 Page 959.
- 9) Parcel together with a right of way and easement for an underground water pipe as recited in Deed Liber 3080 at page 109.

TAX PARCEL NUMBER:

Town of New Paltz, Ulster County, New York
Section 86.008, Block 5, Lot 36.2

DEED REFERENCE:

Elizabeth W. Lent & Jane W. Wilson
- to -
New Paltz Fire Department, Inc.
Deed Liber 1430 Page 959
Dated 24 June, 1980

MAP OF SURVEY & TOPOGRAPHY
OF LANDS OF
**NEW PALTZ
FIRE DEPARTMENT, INC.**

TOWN OF NEW PALTZ - SITUATE -
ULSTER COUNTY, NEW YORK



GRAPHIC SCALE: IN FEET
1 inch = 60 ft.

NEW YORK STATE DEPARTMENT OF ENVIRONMENTAL CONSERVATION

Division of Fish and Wildlife, New York Natural Heritage Program
625 Broadway, Fifth Floor, Albany, NY 12233-4757
P: (518) 402-8935 | F: (518) 402-8925
www.dec.ny.gov

June 1, 2017

Alicia Shultz
Governor's Office of Storm Recovery
38-40 State Street
Albany, NY 12207

Re: New Paltz Emergency Operations Center -- new firehouse at 117 Henry W. DuBois Drive
County: Ulster Town/City: New Paltz

Dear Ms. Shultz:

In response to your recent request, we have reviewed the New York Natural Heritage Program database with respect to the above project.

We have no records of rare or state-listed animals or plants, or significant natural communities at the project site or in its immediate vicinity.

The absence of data does not necessarily mean that rare or state-listed species, significant natural communities, or other significant habitats do not exist on or adjacent to the proposed site. Rather, our files currently do not contain information that indicates their presence. For most sites, comprehensive field surveys have not been conducted. We cannot provide a definitive statement on the presence or absence of all rare or state-listed species or significant natural communities. Depending on the nature of the project and the conditions at the project site, further information from on-site surveys or other resources may be required to fully assess impacts on biological resources.

This response applies only to known occurrences of rare or state-listed animals and plants, significant natural communities, and other significant habitats maintained in the Natural Heritage database. Your project may require additional review or permits; for information regarding other permits that may be required under state law for regulated areas or activities (e.g., regulated wetlands), please contact the NYS DEC Region 3 Office, Division of Environmental Permits, as listed at www.dec.ny.gov/about/39381.html.

Sincerely,



Nicholas Conrad
Information Resources Coordinator
New York Natural Heritage Program





Governor's Office of Storm Recovery

ANDREW M. CUOMO
Governor

LISA BOVA-HIATT
Executive Director

By Electronic Mail

November 14, 2017

Robyn A. Niver
Endangered Species Biologist
U.S. Fish & Wildlife Service
New York Field Office (Region 5)
3817 Luker Rd.
Cortland, NY 13045

Re: Section 7 Project Review - ESA/MBTA/BGEPA Consultation for New Paltz Emergency Operations Center East of the Wallkill River, 117 Henry W. DuBois Drive New Paltz, Ulster County, NY 12561

Dear Ms. Niver:

The Governor's Office of Storm Recovery (GOSR), acting under the auspices of New York State Homes and Community Renewal's (HCR) Housing Trust Fund Corporation (HTFC), on behalf of the Department of Housing & Urban Development (HUD), is conducting an environmental review under HUD's environmental review regulations (24 CFR Part 58) and New York State's Environmental Quality Review Act (SEQRA) for New Paltz Emergency Operations Center East of the Wallkill River, 117 Henry W. DuBois Drive New Paltz, Ulster County, NY 12561 (see attached figures). GOSR is acting as HUD's non-federal representative for the purposes of conducting consultation pursuant to Section 7 of the Endangered Species Act.

The purpose of this letter is to provide the U.S. Fish and Wildlife Service – New York Field Office (USFWS) notice of the proposed project and to document compliance with Section 7 of the Endangered Species Act (ESA) (87 Stat. 884, as amended; 16 U.S.C. 1531 et seq.), as well as the Migratory Bird Treaty Act of 1918 (MBTA) (40 Stat. 755, as amended; 16 U.S.C. 703-712), and the Bald and Golden Eagle Protection Act of 1940 (BGEPA) (54 Stat. 240, as amended; 16 U.S.C. 668-668c).

Program Overview

During Hurricane Irene and Tropical Storm Lee, the inundation of the streets within the Village, narrow roads, and loss of electrical power posed severe life-threatening challenges to the community as they relate to timely emergency response. The current configuration to the Henry W. DuBois and Village Center Fire Houses are outdated and not conducive for contemporary fire equipment nor the growth in population and volume of response service calls.

Area of Potential Effect and Project Description:

This project calls for the design and construction of a new 14,290 square foot facility including an eight bay firehouse and road and parking improvements. Additionally, it will repurpose the existing 2 bay facility into an emergency operations center that will be used as command center and staging area by police, fire, National Guard and FEMA personnel as may be needed during future disaster events. As part of the project, municipal sewage lines will be extended approximately 1,500 linear feet from where they end at Waring Lane to the parcel. Synchronized traffic signals will be installed to enhance the ability of fire trucks to quickly exit the facility when responding to emergency calls.

The location of the facility is currently a maintained lawn with no trees (see attached aerial). No trees will be removed. A wetland delineation was completed for the project location and no wetlands are located within the project area (see attached wetland delineation).

ESA, Migratory Bird Treaty Act, And Bald and Golden Eagle Protection Act Species: The New York State Natural Heritage Program (NYSNHP) database search completed on June 1, 2017 stated that NYSNHP have no records of rare or state-listed animals or plants, or significant natural communities at the project site or in its immediate vicinity. The March 3, 2017 jurisdiction review completed by NYS Department of Environmental Conservation (DEC) identified the state listed species Sedge wren (*Cistothorus platensis*) as a NYS threatened species. The Sedge wren is a small, secretive wren that breeds in short grass and sedge marshes. Because the project area includes a maintained lawn, the Sedge wren is unlikely to occur within the project activity because mowing would disturb the species.

On November 7, 2017, the USFWS, New York Ecological Services Field Office was contacted through the Information, Planning, and Conservation System (IPaC) regarding the potential presence of species under the jurisdiction of the USFWS within the project area. The IPaC Resource List identified one endangered species Indiana Bat (*Myotis sodalis*) and two threatened species the Northern Long-eared Bat (NLEB) (*Myotis septentrionalis*) and Bog Turtle (*Clemmys muhlenbergii*) (see attached **Resource Species List**). The Resource List indicated that no critical habitats are within the Project area. The IPaC review also indicated that there are several migratory birds of concern that could potentially be affected by the proposed project. Below is a determination of potential effects of the project on each of threatened and endangered species.

Potential Effects Determination: ESA - Analysis and Determination of Effects:

Northern Long-eared bat (NLEB) (*Myotis septentrionalis*) and Indiana Bat (*Myotis sodalis*): GOSR received a jurisdictional review for the New Paltz Emergency Operations Center East of the Wallkill River Project from the DEC on November 14, 2017 which stated that DEC *reviewed the available information in the New York Natural Heritage Program (NYSNHP) database on known occurrences of rare or state-listed bat species. This project area does not occur in the immediate vicinity of known occurrences of rare or state-listed bat species (see NYS Resources map, attached). The major concern for bat species in relation to this project would be the destruction of potential roosts and roosting habitat that may occur if tree clearing is required. Because this project does not take place within known occupied habitat, there are no restrictions on cutting.*

The NLEB, listed as federally threatened, is a temperate, insectivorous bat whose life cycle can be coarsely divided into two primary phases - reproduction and hibernation. NLEB hibernate in caves or mines during winter and then emerge in early spring, with males dispersing and remaining solitary until mating season at the end of the summer, and pregnant females forming maternity colonies in which to rear young. No caves or mines occur near the project site. Summer habitat of the NLEB generally includes upland and riparian forest within heavily

forested landscapes. The NLEB is sensitive to fragmentation and urbanization, and requires interior forest for both foraging and breeding. Roost trees are usually in intact forest, close to the core and away from large clearings, roads, or other sharp edges. The project site consists of forested areas and the Satterly Creek to the north and residential properties. The major concern for this species in relation to this project would be the destruction of potential swarming and/or staging habitat and potential roosts through tree clearing.

Sources:

<http://www.dec.ny.gov/animals/106090.html> <https://ecos.fws.gov/ecp0/profile/speciesProfile?sId=9045>).

The Indiana Bat (IB), listed as federally endangered, is a temperate, insectivorous bat. IB hibernate in caves or mines during winter and emerge during the spring, with males dispersing and remaining solitary or forming small bachelor groups until the end of the summer, and pregnant females forming maternity colonies. Summer habitat of the IB generally includes wooded areas, where they roost under loose tree bark on dead or dying trees. The IB consumes a variety of flying insects found along rivers and other inland water bodies, and the IB is sensitive to forested habitat fragmentation and urbanization of habitat that was previously used for roosting. GOSR does not have any documentation regarding the location of hibernacula known to be occupied by the IB in the area of the project. IB maternity colonies are known to occur in Orange County (<http://www.dec.ny.gov/animals/6972.html>).

No trees will be removed and therefore, GOSR has made a **no effect determination** for the two bat species.

Bog Turtle

Bog Turtles usually occur in small, discrete populations, generally occupying open-canopy, herbaceous sedge meadows and fens bordered by wooded areas. These wetlands are a mosaic of micro-habitats that include dry pockets, saturated areas, and areas that are periodically flooded. Bog Turtles depend upon this diversity of micro-habitats for foraging, nesting, basking, hibernating, and sheltering.

Source: <https://www.fws.gov/northeast/nyfo/es/bogturtle.htm>

Bog Turtles inhabit open, unpolluted emergent and scrub/shrub wetlands such as shallow spring-fed fens, sphagnum bogs, swamps, marshy meadows, and wet pastures. These habitats are characterized by soft muddy bottoms, interspersed wet and dry pockets, vegetation dominated by low grasses and sedges, and a low volume of standing or slow-moving water which often forms a network of shallow pools and rivulets. Bog Turtles prefer areas with ample sunlight, high evaporation rates, high humidity in the near-ground microclimate, and perennial saturation of portions of the ground. Eggs are often laid in elevated areas, such as the tops of tussocks. Bog Turtles generally retreat into more densely vegetated areas to hibernate from mid-September through mid-April.

Source: <https://www.fws.gov/northeast/nyfo/es/bogturtle.htm>

Mating occurs from late April to early June. Lays clutch of 1-6 (usually 3-5) eggs in May, June, or July (occasionally August). Eggs hatch in about 6-9 weeks, late July to early September. In the north, hatchlings may not emerge from the nest until October or they may overwinter in the nest.

Eggs are susceptible to trampling by humans walking through the habitat. Frequent human visits to single sites conceivably could interfere with the turtles' basking behavior and may disturb females attempting to nest.

Source: <http://explorer.natureserve.org/servlet/NatureServe?searchName=Clemmys+muhlenbergii>+

According to a wetland delineation report the project area, no wetlands or suitable habitat for the bog turtle are within the project area. The project area includes an existing fire station, parking lot, driveway and maintained lawn.

MBA: The IPaC report identified numerous migration birds. GOSR has determined that the project would have no significant adverse impact on migratory birds or their habitat. It is anticipated that passerine birds would temporarily leave the area during construction due to noise and disturbance. There are no brushes or other suitable habitat for migratory birds within the project area. **If USFWS has documentation of the presence of the Bald Eagle in this area, GOSR requests that this documentation be provided to GOSR for review.**

Compliance

No critical habitat has been identified within the project area. GOSR has reviewed the list of USFWS threatened and endangered species associated with the project location and has made a **no effect** determination for the NLEB and IB and bog turtle based on the project scope and species habitat. GOSR has determined that the project would have no significant adverse impact on migratory birds or their habitat.

If you have questions or require additional information regarding this request, please contact Alicia Shultz at (518) 474-0647 or alicia.shultz@nyshcr.org. Thank you for your time and consideration.

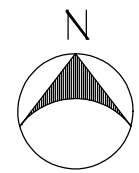
Sincerely,



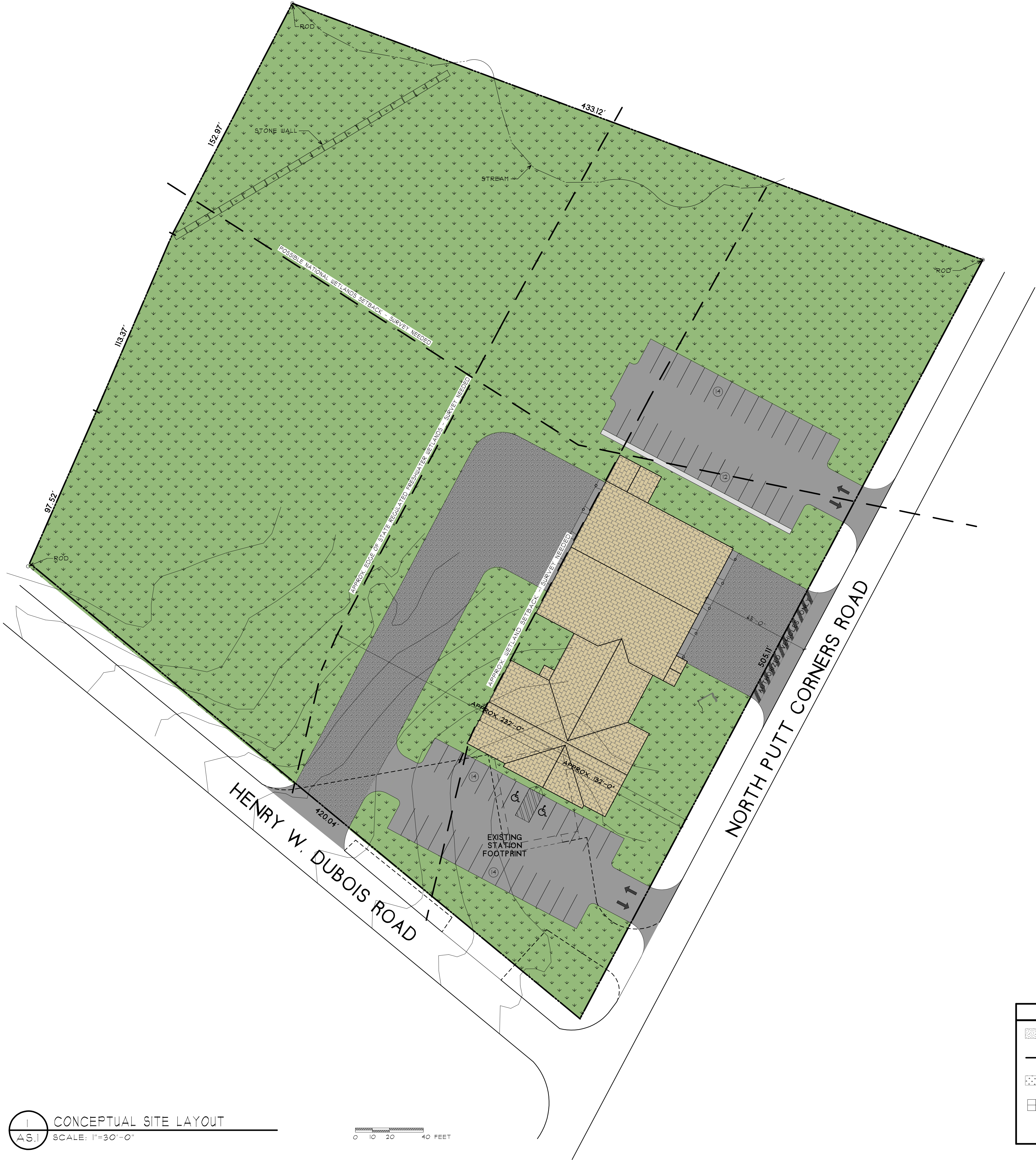
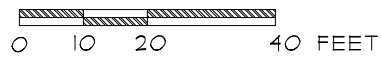
Alicia Shultz
Senior Environmental Scientist
New York State Homes and Community Renewal
38-40 State Street, Hampton Plaza
Albany NY 12207

Attachments:
Aerials and Plans
Resource Species List
DEC Correspondence
NYSNHP Correspondence
DEC Correspondence - NYS Resource Map for Bat Occurrences

Plans and Wetland Delineation



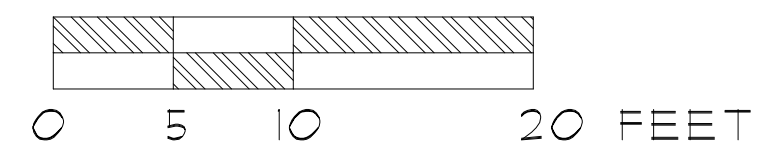
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AS.1 CONCEPTUAL SITE LAYOUT
SCALE: 1"=30'-0"








LEGEND	
	- HEAVY DUTY ASPHALT
	- PROPERTY LINE
	- GRASS
	- CONCRETE WALKWAY

PARKING LEGEND	
RESPONDER	28
HDGP	2
PUBLIC	24
TOTAL	54

DWG DATE: 03/30/2017	
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731	
732	
733	



COLOR LEGEND

	APPARATUS/FIREMATIC SUPPORT
	SUPPORT SPACES
	CIRCULATION SPACE
	LIVING/DORMITORY
	ADMINISTRATION/PUBLIC

1 FIRST FLOOR PLAN
A1.1 SCALE: 1/8" = 1'-0"



Lands of
DAVID S. LENT,
ELIZABETH L. COHEN &
RICHARD W. LENT
Deed Liber 4190 Page 060
LOT 21 UCCO FM #05-287

Lands of
WARING STORAGE
A LIMITED PARTNERSHIP
Deed Liber 1516 Page 319

Lands of
MID HUDSON FAMILY
HEALTH SERVICES INST., INC.
Deed Liber 2512 Page 343

Lands of
THE CHARLES FREIHOFFER
BAKING CO., Inc.
Deed Liber 1801 Page 111

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Land Surveyors, P.C.
11 Main Street,
Highland, NY 12528
845-691-7139

Patricia Paul Brooks, L.S.
Registration No. 49795
Richard C. Brooks, L.S.
Registration No. 49600
I HEREBY CERTIFY that this map is a true representation of
a survey performed by this office in the field on 13 March,
2008 in accordance with the existing codes of practice as
adopted by the New York State Association of Professional
Land Surveyors.

BY: Patricia Paul Brooks, L.S.
Copyright, 2008, by Brooks and Brooks, L.S., P.C. check 4-03-08
03 April, 2008 JOB#8828, DRAWING#8828cert.DWG

LEGEND	
	TRAFFIC SIGN
	FIRE HYDRANT
	CATCH BASIN
	IRON PIPE
	REBAR
	UTILITY BOX
	UTILITY POLE
	MOUNTED LIGHT
	UTILITY LINE
	STONE WALL
	WOOD FENCE
	SWALE CL
	WETLAND FLAG

NYSDEC FRESHWATER WETLAND BOUNDARY VALIDATION

The Freshwater Wetlands boundary represented on these plans accurately depicts the limits of Freshwater Wetland CD-39 as delineated by Brian Brannen Mike Clancy on Feb 2007 4/20/07

DEC Staff: Ryan Orr Surveyor / Engineer: Patricia Paul Brooks, L.S.
Date: 4/8/2008

Wetland boundary delineations as validated by the New York State Department of Environmental Conservation remain valid for 10 years unless existing exempt activities, area hydrology, or land use practices change (e.g. agricultural to residential). After 10 years the boundary must be revalidated by DEC staff. Revalidation may include a new delineation and survey of the wetland boundary. Any proposed construction, grading, filling, excavating, clearing or other regulated activity in the freshwater wetland or within 100 feet of the wetland boundary as depicted on this plan requires a permit from the NYS Department of Environmental Conservation under Article 24 of the Environmental Conservation Law (Freshwater Wetlands Act) prior to commencement of work.

NOTES:

- 1) Unauthorized alteration or addition to a survey map bearing a licensed Land Surveyor's Seal is a violation of Section 7209, Subdivision 2 of the New York State Education Law.
- 2) Only copies from the original of this survey marked with an original of the Land Surveyor's inked seal or his/her embossed seal shall be considered to be valid true copies.
- 3) Subject to all rights of ways or easements of record.
- 4) Subject to whatever state of facts a complete search of title may reveal.
- 5) Certifications indicated hereon signify that this survey was prepared in accordance with the existing Code of Practice for Professional Land Surveyors as adopted by the New York State Association of Professional Land Surveyors. Said Certifications shall run only to the person so noted. Certifications are not transferable to additional institutions, their successors and/or assigns, or subsequent owners.
- 6) Subsurface structures not visible or readily apparent are not shown and their location and extent are not certified.
- 7) Subject to covenants, easements, restrictions, conditions and agreements of record.
- 8) Assumed road line shown hereon based on Deed Liber 1430 Page 959.
- 9) Parcel together with a right of way and easement for an underground water pipe as recited in Deed Liber 3080 at page 109.

TAX PARCEL NUMBER:

Town of New Paltz, Ulster County, New York
Section 86.008, Block 5, Lot 36.2

DEED REFERENCE:

Elizabeth W. Lent & Jane W. Wilson
- to -
New Paltz Fire Department, Inc.
Deed Liber 1430 Page 959
Dated 24 June, 1980

MAP OF SURVEY & TOPOGRAPHY OF LANDS OF NEW PALTZ FIRE DEPARTMENT, INC.

TOWN OF NEW PALTZ - SITUATE -
ULSTER COUNTY, NEW YORK



GRAPHIC SCALE: IN FEET
1 inch = 60 ft.



117 Henry W Dubois Dr

© 2017 Google

Google Earth

1994

Imagery Date: 4/16/2016 41°44'46.20" N 74°03'54.15" W elev 357 ft eye alt 1495 ft

Resource Species List

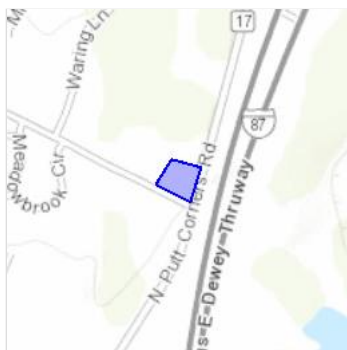
IPaC resource list

This report is an automatically generated list of species and other resources such as critical habitat (collectively referred to as *trust resources*) under the U.S. Fish and Wildlife Service's (USFWS) jurisdiction that are known or expected to be on or near the project area referenced below. The list may also include trust resources that occur outside of the project area, but that could potentially be directly or indirectly affected by activities in the project area. However, determining the likelihood and extent of effects a project may have on trust resources typically requires gathering additional site-specific (e.g., vegetation/species surveys) and project-specific (e.g., magnitude and timing of proposed activities) information.

Below is a summary of the project information you provided and contact information for the USFWS office(s) with jurisdiction in the defined project area. Please read the introduction to each section that follows (Endangered Species, Migratory Birds, USFWS Facilities, and NWI Wetlands) for additional information applicable to the trust resources addressed in that section.

Location

Ulster County, New York



Local office

New York Ecological Services Field Office

☎ (607) 753-9334

📠 (607) 753-9699

3817 Luker Road
Cortland, NY 13045-9349

<http://www.fws.gov/northeast/nyfo/es/section7.htm>

Endangered species

This resource list is for informational purposes only and does not constitute an analysis of project level impacts.

The primary information used to generate this list is the known or expected range of each species. Additional areas of influence (AOI) for species are also considered. An AOI includes areas outside of the species range if the species could be indirectly affected by activities in that area (e.g., placing a dam upstream of a fish population, even if that fish does not occur at the dam site, may indirectly impact the species by reducing or eliminating water flow downstream). Because species can move, and site conditions can change, the species on this list are not guaranteed to be found on or near the project area. To fully determine any potential effects to species, additional site-specific and project-specific information is often required.

Section 7 of the Endangered Species Act **requires** Federal agencies to "request of the Secretary information whether any species which is listed or proposed to be listed may be present in the area of such proposed action" for any project that is conducted, permitted, funded, or licensed by any Federal agency. A letter from the local office and a species list which fulfills this requirement can **only** be obtained by requesting an official species list from either the Regulatory Review section in IPaC (see directions below) or from the local field office directly.

For project evaluations that require USFWS concurrence/review, please return to the IPaC website and request an official species list by doing the following:

1. Draw the project location and click CONTINUE.
2. Click DEFINE PROJECT.
3. Log in (if directed to do so).
4. Provide a name and description for your project.
5. Click REQUEST SPECIES LIST.

Listed species¹ are managed by the [Ecological Services Program](#) of the U.S. Fish and Wildlife Service.

1. Species listed under the [Endangered Species Act](#) are threatened or endangered; IPaC also shows species that are candidates, or proposed, for listing. See the [listing status page](#) for more information.

The following species are potentially affected by activities in this location:

Mammals

NAME	STATUS
Indiana Bat <i>Myotis sodalis</i> There is final critical habitat for this species. Your location is outside the critical habitat. https://ecos.fws.gov/ecp/species/5949	Endangered
Northern Long-eared Bat <i>Myotis septentrionalis</i> No critical habitat has been designated for this species. https://ecos.fws.gov/ecp/species/9045	Threatened

Reptiles

NAME	STATUS
Bog Turtle <i>Clemmys muhlenbergii</i> No critical habitat has been designated for this species. https://ecos.fws.gov/ecp/species/6962	Threatened

Critical habitats

Potential effects to critical habitat(s) in this location must be analyzed along with the endangered species themselves.

THERE ARE NO CRITICAL HABITATS AT THIS LOCATION.

Migratory birds

Certain birds are protected under the Migratory Bird Treaty Act¹ and the Bald and Golden Eagle Protection Act².

Any activity that results in the take (to harass, harm, pursue, hunt, shoot, wound, kill, trap, capture, or collect, or to attempt to engage in any such conduct) of migratory birds or eagles is prohibited unless authorized by the U.S. Fish and Wildlife Service³. There are no provisions for allowing the take of migratory birds that are unintentionally killed or injured. Any person or organization who plans or conducts activities that may result in the take of migratory birds is responsible for complying with the appropriate regulations and implementing appropriate conservation measures, as described [below](#).

1. The [Migratory Birds Treaty Act](#) of 1918.
2. The [Bald and Golden Eagle Protection Act](#) of 1940.
3. 50 C.F.R. Sec. 10.12 and 16 U.S.C. Sec. 668(a)

Additional information can be found using the following links:

- Birds of Conservation Concern <http://www.fws.gov/birds/management/managed-species/birds-of-conservation-concern.php>
- Measures for avoiding and minimizing impacts to birds <http://www.fws.gov/birds/management/project-assessment-tools-and-guidance/conservation-measures.php>
- Nationwide conservation measures for birds <http://www.fws.gov/migratorybirds/pdf/management/nationwiderstandardconservationmeasures.pdf>

The birds listed below are [USFWS Birds of Conservation Concern](#) that might be affected by activities in this location. The list does not contain every bird you may find in this location, nor is it guaranteed that all of the birds on the list will be found on or near this location. To get a better idea of the specific locations where certain species have been reported and their level of occurrence, please refer to resources such as the [E-bird data mapping tool](#) (year-round bird sightings by birders and the general public) and [Breeding Bird Survey](#) (relative abundance maps for breeding birds). Although it is important to try to avoid and minimize impacts to all birds, special attention should be given to the birds on the list below. To get a list of all birds potentially present in your project area, visit the [E-bird Explore Data Tool](#).

NAME	BREEDING SEASON
Black-billed Cuckoo <i>Coccyzus erythrophthalmus</i> https://ecos.fws.gov/ecp/species/9399	Breeds May 15 to Oct 10
Black-capped Chickadee <i>Poecile atricapillus praticus</i>	Breeds Apr 10 to Jul 31
Bobolink <i>Dolichonyx oryzivorus</i>	Breeds May 20 to Jul 31
Canada Warbler <i>Wilsonia canadensis</i>	Breeds May 20 to Aug 10
Cerulean Warbler <i>Dendroica cerulea</i> https://ecos.fws.gov/ecp/species/2974	Breeds Aug 20 to Jul 20
Eastern Whip-poor-will <i>Antrostomus vociferus</i>	Breeds May 1 to Aug 20
Golden-winged Warbler <i>Vermivora chrysoptera</i> https://ecos.fws.gov/ecp/species/8745	Breeds May 1 to Jul 20
Henslow's Sparrow <i>Ammodramus henslowii</i> https://ecos.fws.gov/ecp/species/3941	Breeds May 1 to Aug 31
Kentucky Warbler <i>Oporornis formosus</i>	Breeds Apr 20 to Aug 20
Long-eared Owl <i>asio otus</i> https://ecos.fws.gov/ecp/species/3631	Breeds Mar 1 to Jul 15
Northern Saw-whet Owl <i>Aegolius acadicus</i>	Breeds Mar 1 to Jul 31
Prairie Warbler <i>Dendroica discolor</i>	Breeds May 1 to Jul 31
Red Crossbill <i>Loxia curvirostra</i> https://ecos.fws.gov/ecp/species/8743	Breeds Dec 20 to Oct 15
Red-headed Woodpecker <i>Melanerpes erythrocephalus</i>	Breeds May 10 to Sep 10
Rusty Blackbird <i>Euphagus carolinus</i>	Breeds elsewhere

Wood Thrush *Hylocichla mustelina*

Breeds May 10 to Aug 31

Yellow-bellied Sapsucker *sphyrapicus varius*
<https://ecos.fws.gov/ecp/species/8792>

Breeds May 10 to Jul 15

Probability of Presence Summary

The graphs below provide our best understanding of when birds of concern are most likely to be present in your project area. This information can be used to tailor and schedule your project activities to avoid or minimize impacts to birds.

Probability of Presence (■)

Each green bar represents the bird's relative probability of presence in your project's counties during a particular week of the year. (A year is represented as 12 4-week months.) A taller bar indicates a higher probability of species presence. The survey effort (see below) can be used to establish a level of confidence in the presence score. One can have higher confidence in the presence score if the corresponding survey effort is also high.

How is the probability of presence score calculated? The calculation is done in three steps:

1. The probability of presence for each week is calculated as the number of survey events in the week where the species was detected divided by the total number of survey events for that week. For example, if in week 12 there were 20 survey events and the Spotted Towhee was found in 5 of them, the probability of presence of the Spotted Towhee in week 12 is 0.25.
2. To properly present the pattern of presence across the year, the relative probability of presence is calculated. This is the probability of presence divided by the maximum probability of presence across all weeks. For example, imagine the probability of presence in week 20 for the Spotted Towhee is 0.05, and that the probability of presence at week 12 (0.25) is the maximum of any week of the year. The relative probability of presence on week 12 is $0.25/0.25 = 1$; at week 20 it is $0.05/0.25 = 0.2$.
3. The relative probability of presence calculated in the previous step undergoes a statistical conversion so that all possible values fall between 0 and 10, inclusive. This is the probability of presence score.

To see a bar's probability of presence score, simply hover your mouse cursor over the bar.

Breeding Season (■)

Yellow bars denote when the bird breeds in the Bird Conservation Region(s) in which your project lies. If there are no yellow bars shown for a bird, it does not breed in your project area.

Survey Effort (|)

Vertical black lines superimposed on probability of presence bars indicate the number of surveys performed for that species in the counties of your project area. The number of surveys is expressed as a range, for example, 33 to 64 surveys.

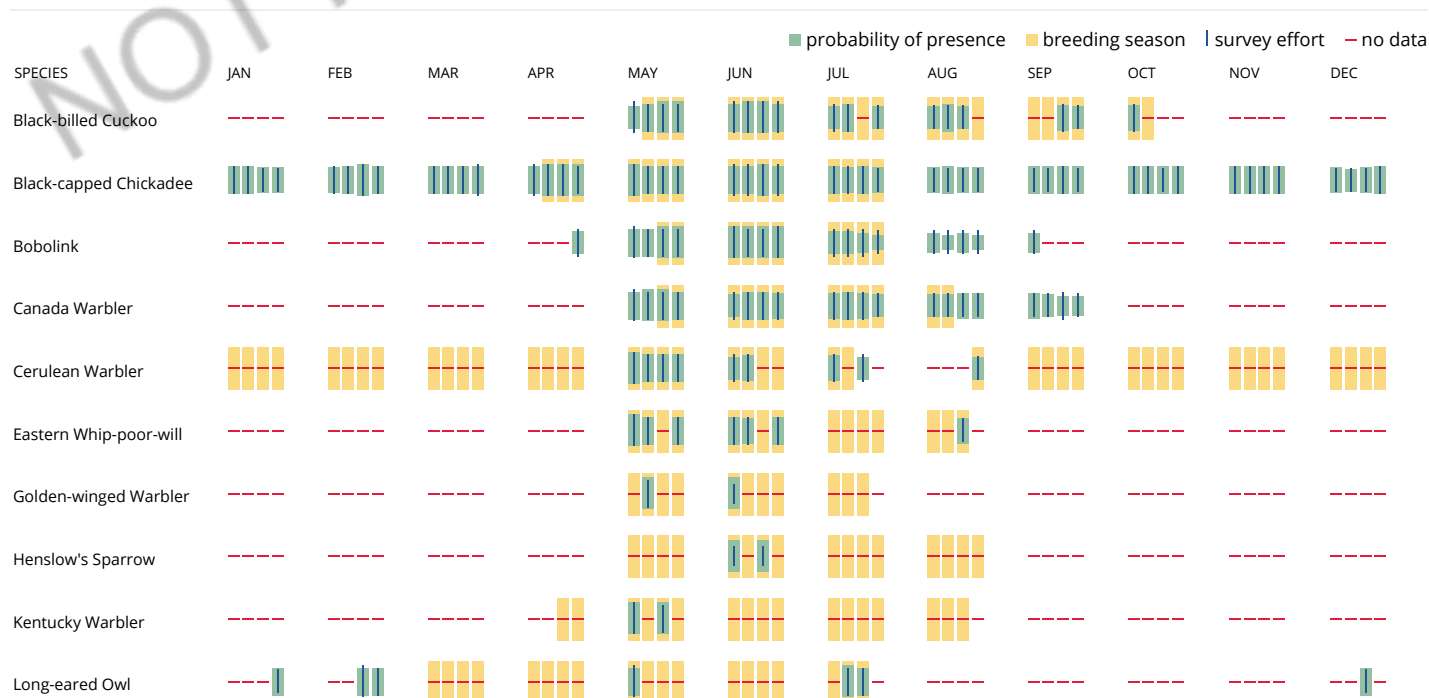
To see a bar's survey effort range, simply hover your mouse cursor over the bar.

No Data (—)

A week is marked as having no data if there were no survey events for that week.

Survey Timeframe

Surveys from only the last 10 years are used in order to ensure delivery of currently relevant information.





Tell me more about conservation measures I can implement to avoid or minimize impacts to migratory birds.

[Nationwide Conservation Measures](#) describes measures that can help avoid and minimize impacts to all birds at any location year round. Such measures are particularly important when birds are most likely to occur in the project area. To see when birds are most likely to occur in your project area, view the Probability of Presence Summary. Special attention should be made to look for nests and avoid nest destruction during the breeding season. The best information about when birds are breeding can be found in [Birds of North America \(BNA\) Online](#) under the "Breeding Phenology" section of each species profile. Note that accessing this information may require a [subscription](#). [Additional measures](#) and/or [permits](#) may be advisable depending on the type of activity you are conducting and the type of infrastructure or bird species present on your project site.

What does IPaC use to generate the migratory birds potentially occurring in my specified location?

The Migratory Bird Resource List is comprised of USFWS [Birds of Conservation Concern \(BCC\)](#) that might be affected by activities in your project location. These birds are of priority concern because it has been determined that without additional conservation actions, they are likely to become candidates for listing under the [Endangered Species Act \(ESA\)](#).

The migratory bird list generated for your project is derived from data provided by the [Avian Knowledge Network \(AKN\)](#). The AKN data is based on a growing collection of [survey, banding, and citizen science datasets](#). The AKN list represents all birds reported to be occurring at some level throughout the year in the counties in which your project lies. That list is then narrowed to only the Birds of Conservation Concern for your project area.

Again, the Migratory Bird Resource list only includes species of particular priority concern, and is not representative of all birds that may occur in your project area. Although it is important to try to avoid and minimize impacts to all birds, special attention should be made to avoid and minimize impacts to birds of priority concern. To get a list of all birds potentially present in your project area, please visit the [E-bird Explore Data Tool](#).

What does IPaC use to generate the probability of presence graphs for the migratory birds potentially occurring in my specified location?

The probability of presence graphs associated with your migratory bird list are based on data provided by the [Avian Knowledge Network \(AKN\)](#). This data is derived from a growing collection of [survey, banding, and citizen science datasets](#).

Probability of presence data is continuously being updated as new and better information becomes available.

How do I know if a bird is breeding, wintering, migrating or present year-round in my project area?

To see what part of a particular bird's range your project area falls within (i.e. breeding, wintering, migrating or year-round), you may refer to the following resources: The [The Cornell Lab of Ornithology All About Birds Bird Guide](#), or (if you are unsuccessful in locating the bird of interest there), the [Cornell Lab of Ornithology Neotropical Birds guide](#). If a bird entry on your migratory bird species list indicates a breeding season, it is probable the bird breeds in your project's counties at some point within the time-frame specified. If "Breeds elsewhere" is indicated, then the bird likely does not breed in your project area.

Facilities

National Wildlife Refuge lands

Any activity proposed on lands managed by the [National Wildlife Refuge](#) system must undergo a 'Compatibility Determination' conducted by the Refuge. Please contact the individual Refuges to discuss any questions or concerns.

THERE ARE NO REFUGE LANDS AT THIS LOCATION.

Fish hatcheries

THERE ARE NO FISH HATCHERIES AT THIS LOCATION.

Wetlands in the National Wetlands Inventory

Impacts to [NWI wetlands](#) and other aquatic habitats may be subject to regulation under Section 404 of the Clean Water Act, or other State/Federal statutes.

For more information please contact the Regulatory Program of the local [U.S. Army Corps of Engineers District](#).

THERE ARE NO KNOWN WETLANDS AT THIS LOCATION.

Data limitations

The Service's objective of mapping wetlands and deepwater habitats is to produce reconnaissance level information on the location, type and size of these resources. The maps are prepared from the analysis of high altitude imagery. Wetlands are identified based on vegetation, visible hydrology and geography. A margin of error is inherent in the use of imagery; thus, detailed on-the-ground inspection of any particular site may result in revision of the wetland boundaries or classification established through image analysis.

The accuracy of image interpretation depends on the quality of the imagery, the experience of the image analysts, the amount and quality of the collateral data and the amount of ground truth verification work conducted. Metadata should be consulted to determine the date of the source imagery used and any mapping problems.

Wetlands or other mapped features may have changed since the date of the imagery or field work. There may be occasional differences in polygon boundaries or classifications between the information depicted on the map and the actual conditions on site.

Data exclusions

Certain wetland habitats are excluded from the National mapping program because of the limitations of aerial imagery as the primary data source used to detect wetlands. These habitats include seagrasses or submerged aquatic vegetation that are found in the intertidal and subtidal zones of estuaries and nearshore coastal waters. Some deepwater reef communities (coral or tubercid worm reefs) have also been excluded from the inventory. These habitats, because of their depth, go undetected by aerial imagery.

Data precautions

Federal, state, and local regulatory agencies with jurisdiction over wetlands may define and describe wetlands in a different manner than that used in this inventory. There is no attempt, in either the design or products of this inventory, to define the limits of proprietary jurisdiction of any Federal, state, or local government or to establish the geographical scope of the regulatory programs of government agencies. Persons intending to engage in activities involving modifications within or adjacent to wetland areas should seek the advice of appropriate federal, state, or local agencies concerning specified agency regulatory programs and proprietary jurisdictions that may affect such activities.

NYSNHP Correspondence

NEW YORK STATE DEPARTMENT OF ENVIRONMENTAL CONSERVATION

Division of Fish and Wildlife, New York Natural Heritage Program
625 Broadway, Fifth Floor, Albany, NY 12233-4757
P: (518) 402-8935 | F: (518) 402-8925
www.dec.ny.gov

June 1, 2017

Alicia Shultz
Governor's Office of Storm Recovery
38-40 State Street
Albany, NY 12207

Re: New Paltz Emergency Operations Center -- new firehouse at 117 Henry W. DuBois Drive
County: Ulster Town/City: New Paltz

Dear Ms. Shultz:

In response to your recent request, we have reviewed the New York Natural Heritage Program database with respect to the above project.

We have no records of rare or state-listed animals or plants, or significant natural communities at the project site or in its immediate vicinity.

The absence of data does not necessarily mean that rare or state-listed species, significant natural communities, or other significant habitats do not exist on or adjacent to the proposed site. Rather, our files currently do not contain information that indicates their presence. For most sites, comprehensive field surveys have not been conducted. We cannot provide a definitive statement on the presence or absence of all rare or state-listed species or significant natural communities. Depending on the nature of the project and the conditions at the project site, further information from on-site surveys or other resources may be required to fully assess impacts on biological resources.

This response applies only to known occurrences of rare or state-listed animals and plants, significant natural communities, and other significant habitats maintained in the Natural Heritage database. Your project may require additional review or permits; for information regarding other permits that may be required under state law for regulated areas or activities (e.g., regulated wetlands), please contact the NYS DEC Region 3 Office, Division of Environmental Permits, as listed at www.dec.ny.gov/about/39381.html.

Sincerely,



Nicholas Conrad
Information Resources Coordinator
New York Natural Heritage Program



DEC Correspondence - NYS Resource Map for Bat Occurrences

NEW YORK STATE DEPARTMENT OF ENVIRONMENTAL CONSERVATION

Division of Environmental Permits, Region 3
21 South Platt Corners Road, New Paltz, NY 12561-1620
P: (845) 256-3054 | F: (845) 255-4659
www.dec.ny.gov



Department of
Environmental
Conservation

March 3, 2017

Ms. Lori Shirley
Governor's Office of Storm Recovery
NYS Homes and Community Renewal
38-40 State Street
Albany, NY 12207

RE: DASNY New Paltz Emergency Operations Center East of the Wallkill River
Town of New Paltz, Ulster County
CH #: 6930

Dear Ms. Shirley:

Department of Environmental Conservation (DEC) staff have reviewed the pre-application report, dated May 24, 2016, for the project involving the construction of an eight bay firehouse, the rehabilitation of an existing two bay facility into an emergency operations center on the same site, and the extension of 1,500 linear feet of municipal sewage lines. DEC offers the following comments:

PROTECTION OF WATERS

The following stream/pond/waterbody is located within or near the site you indicated:

Name	Class	DEC Water Index Number	Status
Tributary to Wallkill River	C	H-139-13-13	Non-protected

A permit is not required to disturb the bed or banks of "non-protected" streams.

If a permit is not required, please note, however, you are still responsible for ensuring that work shall not pollute any stream or waterbody. Care shall be taken to stabilize any disturbed areas promptly after construction, and all necessary precautions shall be taken to prevent contamination of the stream or waterbody by silt, sediment, fuels, solvents, lubricants, or any other pollutant associated with the project.

FRESHWATER WETLANDS

Your project/site is near or in Freshwater Wetland CD-39, Class 3. Be aware that a Freshwater Wetlands permit is required for any physical disturbance within these boundaries or within the 100 foot adjacent area. To have the boundary delineated, please contact Josh Fisher, NYSDEC Bureau of Habitat, at 845-256-3113.

Please contact your town officials and the United States Army Corps of Engineers in New York City, telephone (917) 790-8511 (Westchester/Rockland Counties), or (917) 790-8411 (other counties), for any permitting they might require.



Department of
Environmental
Conservation

STATE-LISTED SPECIES

DEC has reviewed the State's Natural Heritage records. We have determined that the site is located within or near record(s) of the following state-listed species:

Name	Status
<i>Cistothorus platensis</i> , Sedge wren	Threatened

Additional evaluation of the potential impacts of this project related to the sensitive resource(s) identified by this review may be required. A permit is required for the incidental taking of any species identified as "endangered" or "threatened," which can include the removal of habitat. Please contact Lisa Masi of Wildlife at (845) 256-2257.

The absence of data does not necessarily mean that rare or state-listed species, natural communities or other significant habitats do not exist on or adjacent to the proposed site. Rather, our files currently do not contain information which indicates their presence. For most sites, comprehensive field surveys have not been conducted. We cannot provide a definitive statement on the presence or absence of all rare or state-listed species or significant natural communities. Depending on the nature of the project and the conditions at the project site, further information from on-site surveys or other sources may be required to fully assess impacts on biological resources.

OTHER

Please note that this letter only addresses the requirements for the following permits from the Department:


☒ Protection of Waters ☒ State-listed Species ☒ Freshwater Wetlands

Please note that if the proposed sewer line extension requires extension of the sewer district, then approval by the DEC Division of Water is required. For more information and obtain the form in necessary, please contact the Division of Water (914) 428-2505 ext 359.

Other permits from this Department or other agencies may be required for projects conducted on this property now or in the future. Also, regulations applicable to the location subject to this determination occasionally are revised and you should, therefore, verify the need for permits if your project is delayed or postponed. This determination regarding the need for permits will remain effective for a maximum of one year unless you are otherwise notified. Applications may be downloaded from our website at www.dec.ny.gov under "Programs" then "Division of Environmental Permits."

Please contact this office if you have questions regarding the above information. Thank you.

Sincerely,



Sarah Pawliczak
Division of Environmental Permits
Region 3, Telephone No. 845-256-3050

cc: Josh Fisher, NYSDEC Bureau of Habitat
Lisa Masi, NYSDEC Bureau of Wildlife
May O'Malley NYSDEC Division of Environmental Permits
Shohreh Karimipour, NYSDEC Regional Water Engineer
Town of New Paltz

NOTE: Regarding erosion/sedimentation control requirements:

Stormwater discharges require a State Pollutant Discharge Elimination System (SPDES) Stormwater permit from this Department if they either:

- occur at industrial facilities and contain either toxic contaminants or priority pollutants OR
- result from construction projects involving the disturbance of 5000 square feet or more of land within the NYC Department of Environmental Protection East of Hudson Watershed or for proposed disturbance of 1 acre or more of land outside the NYC DEP Watershed

Your project may be covered by one of two Statewide General Permits or may require an individual permit. For information on stormwater and the general permits, see the DEC website at <http://www.dec.ny.gov/chemical/8468.html>.

For construction permits, if this site is within an MS4 area (Municipal Separate Storm Sewer System), the stormwater plan must be reviewed and accepted by the municipality and the MS-4 Acceptance Form must be submitted to the Department. If the site is not within an MS4 area and other DEC permits are required, please contact the regional Division of Environmental Permits.

NEW YORK STATE DEPARTMENT OF ENVIRONMENTAL CONSERVATION

Division of Fish and Wildlife

625 Broadway, 5th Floor, Albany, NY 12233-4750

P: (518) 402-8924 | F: (518) 402-8925

www.dec.ny.gov

November 14, 2017

Ms. Alicia Shultz
Governor's Office of Storm Recovery
99 Washington Avenue
Suite 1224
Albany NY 12260

RE: New Paltz Emergency Operations Center East of the Walkill River
Village of New Paltz, Ulster County, NY

Dear Ms. Shultz,

We received your jurisdictional inquiry request for the DASNY New Paltz Emergency Operations Center project located in New Paltz, Ulster County. It is our understanding that the project will construct a new, eight bay firehouse at the location of the current Henry W. DuBois Volunteer Firehouse site. In addition, the two bay facility that is currently located there will be repurposed into an emergency operations center for use in future disaster events. Municipal sewage lines will be extended approximately 1,500 linear feet, and traffic signals will be installed to enhance the ability of fire trucks to quickly exit the facility. Based on our understanding of the project and the NYS Resources map created by Amanda Bailey on 11/14/2017 (attached), we have the following comments on the project:

STATE-LISTED SPECIES

All threatened or endangered species are subject to regulation under Article 11, Title 5 of the Environmental Conservation Law and a permit is required for a taking of that species pursuant to 6 NYCRR Part 182. Besides death of individuals, taking includes harassment, interference with essential behaviors, and adverse modification of habitat. **If the site is in close proximity to known occurrences of state-protected species, additional information on the proposal will be required by the appropriate regional office for a determination on the need for an incidental take permit.**

We have reviewed the available information in the New York Natural Heritage Program database on known occurrences of rare or state-listed bat species. This project area does not occur in the immediate vicinity of known occurrences of rare or state-listed bat species (see NYS Resources map, attached). The major concern for bat species in relation to this project would be the destruction of potential roosts and roosting habitat that may occur if tree clearing is required. Because this project does not take place within known occupied habitat, there are no restrictions on cutting.

The absence of data does not necessarily mean that any rare or state-listed bat species do not exist on or adjacent to the proposed site. For most sites, comprehensive field surveys have not been conducted. We cannot provide a definitive statement on the presence of all rare or state-listed bat species. To avoid potential take, DEC *recommends* that any tree clearing be conducted between November 1 and March 31, when bats are inactive in hibernation sites.



DEC also recommends that all snag and cavity trees remain uncut, unless their removal is necessary for protection of human life and property. For more information, please refer to the DEC Northern long-eared bat protective measures guidance, available at: <http://www.dec.ny.gov/animals/106090.html>.

This document is only intended to address state-listed bat species. Other rare or state-listed species, natural communities or other significant habitats may exist within the project area and would require additional review. Depending on the nature of the project and the conditions at the project site, further information from on-site surveys or other sources may be required to fully assess impacts on biological resources.

OTHER

USFWS Cortland Field Office

If a federal agency is involved in the project, or if federal funding is used, there are additional considerations for federally listed species. Section 7(a)(1) of the Endangered Species Act requires federal agencies to use their authorities to conserve listed species. Section 7(a)(2) requires federal agencies to consult on any action that may affect a listed species.

Other permits from this Department or other agencies may be required for projects conducted on this property now or in the future. Also, regulations applicable to the location subject to this determination occasionally are revised and you should, therefore, verify the need for permits if your project is delayed or postponed. This determination regarding the need for permits will remain effective for a maximum of one year unless you are otherwise notified. Applications may be downloaded from our website at www.dec.ny.gov under "Programs" then "Division of Environmental Permits."

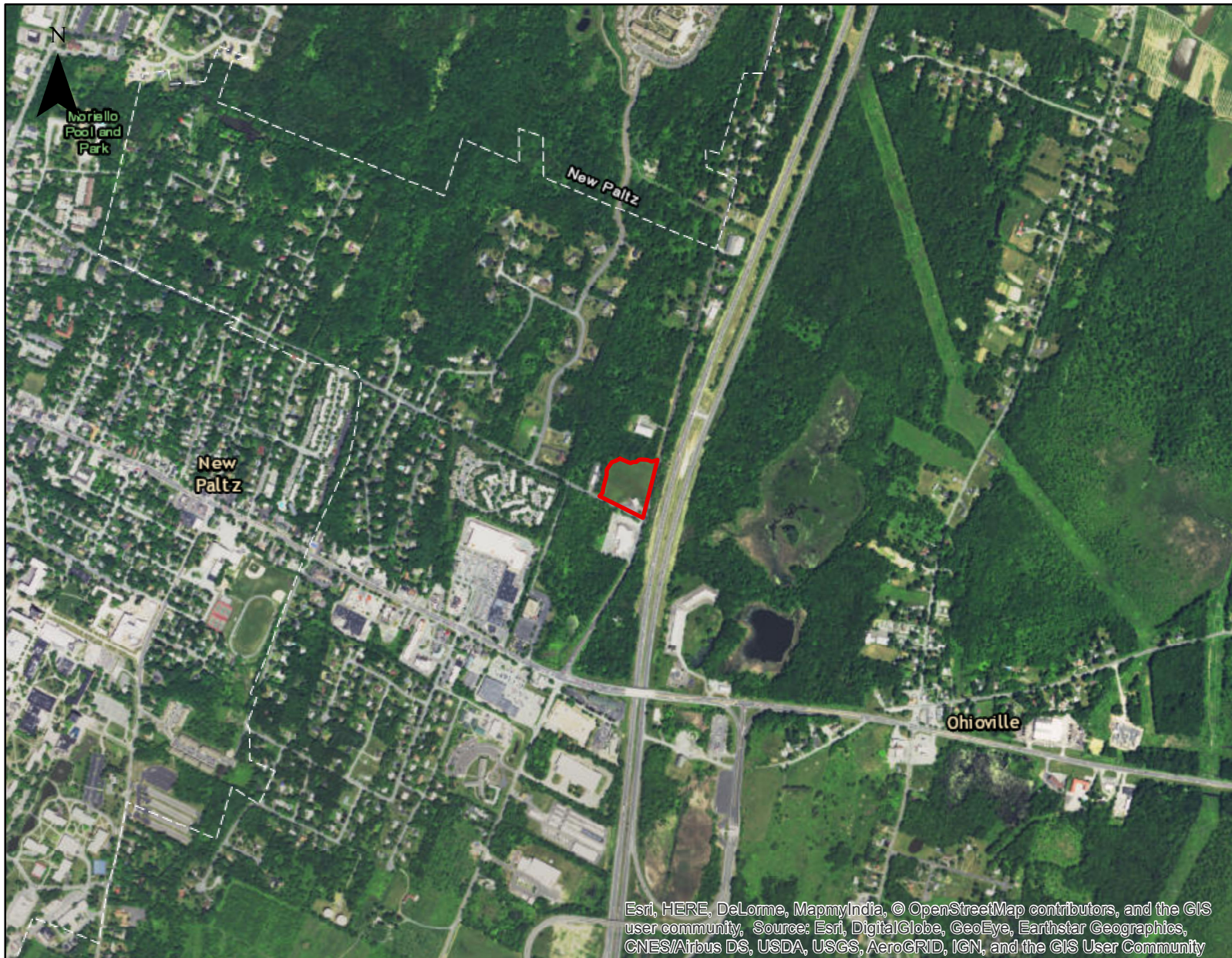
Please contact this office if you have questions regarding the above information. Thank you.

Sincerely,

A handwritten signature in black ink that reads "Amanda Bailey". The script is cursive and fluid.

Amanda Bailey
Division of Fish and Wildlife
Amanda.bailey@dec.ny.gov
518-402-8859

Cc: Lisa Masi, NYSDEC Regional Wildlife Biologist, Region 3
Sarah Pawliczak, NYSDEC Division of Environmental Permits, Region 3
May O'Malley, NYSDEC Division of Environmental Permits



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NEW YORK
STATE OF
OPPORTUNITY

**Department of
Environmental
Conservation**

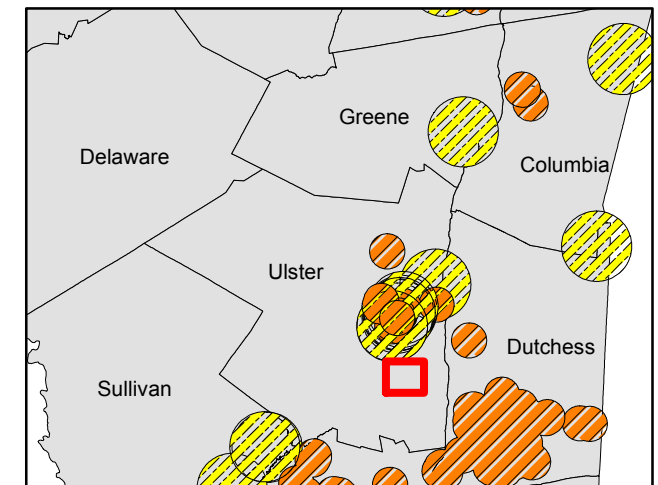
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Miles

1 inch = 1,250 feet

NYS Resources Map

**New Paltz Emergency Operations Center
Village of New Paltz, Ulster County**

Prepared by AMB on 11/14/2017



 Project Area

Bat Occurrences

 Indiana Bat

 Northern Long-eared Bat

Disclaimer: this map was prepared by the NYSDEC using the most current data available. It is deemed accurate but is not guaranteed. NYSDEC is not responsible for any inaccuracies in the data and does not necessarily endorse any interpretations or products derived from the data. This map may contain information that is considered sensitive and therefore the distribution of this map is strictly prohibited.



United States Department of the Interior

FISH AND WILDLIFE SERVICE

New York Field Office

3817 Luker Road

Cortland, NY 13045

Phone: (607) 753-9334 Fax: (607) 753-9699

<http://www.fws.gov/northeast/nyfo>



To: Alicia Shultz

Date: Dec 14, 2017

USFWS File No: 18I0325

Regarding your: Letter Fax ☒ Email

Dated: Nov 14, 2017

For project: Emergency operations center

Located: 117 Henry W. DuBois Drive

In Town/County: Village of New Paltz, Ulster County

Pursuant to the Endangered Species Act of 1973 (ESA) (87 Stat. 884, as amended; 16 U.S.C. 1531 *et seq.*), the U.S. Fish and Wildlife Service:

☒ Acknowledges receipt of your "no effect" and/or no impact determination. No further ESA coordination or consultation is required.

☐ Acknowledges receipt of your determination. Please provide a copy of your determination and supporting materials to any involved Federal agency for their final ESA determination.

☐ Is taking no action pursuant to ESA or any legislation at this time, but would like to be kept informed of project developments.

As a reminder, until the proposed project is complete, we recommend that you check our website (<http://www.fws.gov/northeast/nyfo/es/section7.htm>) every 90 days from the date of this letter to ensure that listed species presence/absence information for the proposed project is current. Should project plans change or if additional information on listed or proposed species or critical habitat becomes available, this determination may be reconsidered.

USFWS Contact(s): John Wiley

Supervisor: Rodney Acting Branch Chief Date: 12-14-17

Appendix D – SHPO Correspondence



November 8, 2017

Mr. Larry Moss
Historic Preservation Technical Specialist
New York State Office of Parks, Recreation and Historic Preservation
Division of Historic Preservation
Peebles Island
P.O. Box 189
Waterford, New York 12188-0189

Re: Section 106 Compliance for New Paltz Emergency Operations Center East of the
Wallkill River, Town of New Paltz, Ulster County, New York

Dear Mr. Moss:

Pursuant to the Disaster Relief Appropriations Act, 2013 (Public Law 113-2) and the Housing and Community Development Act (42 U.S.C. § 5301 et seq.), the Governor's Office of Storm Recovery (GOSR), an office of New York State Homes and Community Renewal's Housing Trust Fund Corporation as a recipient of Community Development Block Grant – Disaster Recovery ("CDBG-DR") funds from the United States Department of Housing and Urban Development ("HUD"), is serving as the entity responsible for compliance with the HUD environmental review procedures set forth in 24 CFR Part 58. GOSR is acting on behalf of HUD in providing the enclosed project information and request for consultation.

GOSR processes environmental reviews for projects funded with HUD CDBG-DR on a case by-case basis. A consultation request for the project described herein will also be sent to the Delaware Nation, Delaware Tribe of Indians, the Saint Regis Mohawk Tribe, the Mohawk Nation, and the Stockbridge-Munsee Community Band of Mohicans. In accordance with Section 106 of the National Historic Preservation Act (NHPA) of 1966, as amended (54 U.S.C. §306108), and its implementing regulations, 36 Code of Federal Regulations (CFR) Part 800, this letter serves as notification of the proposed action.

Area of Potential Effect: The project activities are located at 117 Henry W. DuBois Drive, New Paltz, Ulster County, NY 12561 and at latitude 41.745494 and longitude -74.064680.

Proposed Project Description: The Governor's Office of Storm Recovery proposes to fund the design and construction of a new 14,290 square foot fire station including an eight-bay firehouse and driveway and parking improvements. Additionally, it will repurpose the existing 2 bay facility at this location into an emergency operations center that will be used as command center and staging area by police, fire, National Guard and FEMA personnel as may be needed during future disaster events. As part of the project, municipal sewage lines will be extended approximately

1,500 linear feet from where they end at Waring Lane to the parcel. Synchronized traffic signals will be installed to enhance the ability of fire trucks to quickly exit the facility when responding to emergency calls. The potential area of effect (APE) includes new parking and improvements to the existing drive way as well as a water line extension.

Request for Comment: The purpose of this letter is to initiate consultation pursuant to Section 106 of the NHPA per the implementing regulations at 36 Code of Federal Regulations (CFR) Part 800. GOSR respectfully requests your review of the proposed project described herein. If you have any questions or require additional information regarding this request, please feel free to contact me at (518) 474-0647 or via email at alicia.shultz@nyshcr.org. Thank you for your time and consideration.

Sincerely,



Alicia Shultz
Senior Environmental Scientist
Bureau of Environmental Review and Assessment
Governor's Office of Storm Recovery

Enclosures:
Project Location Map
Plans

Project Location

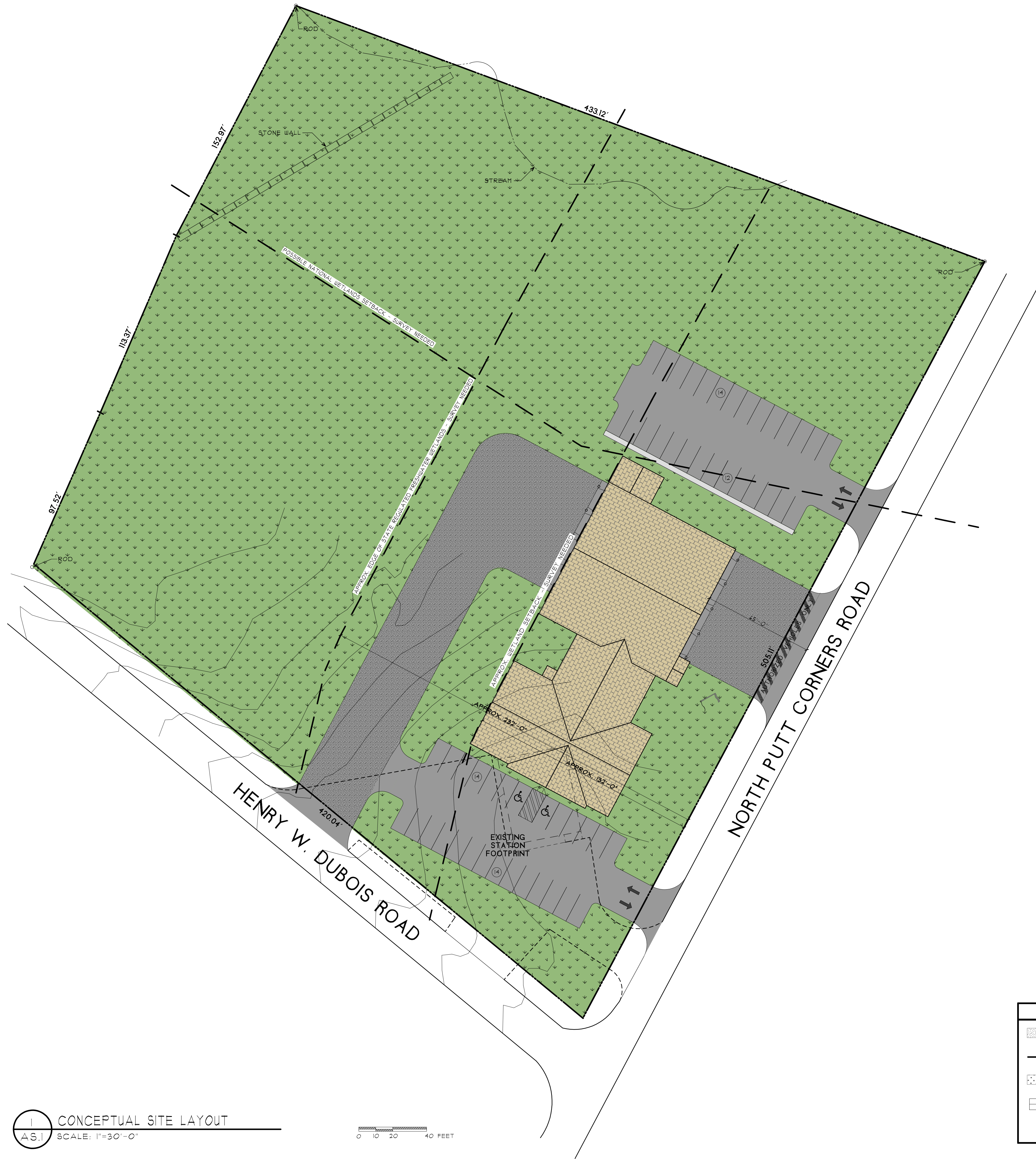
117 Henry W Dubois Dr

© 2017 Google





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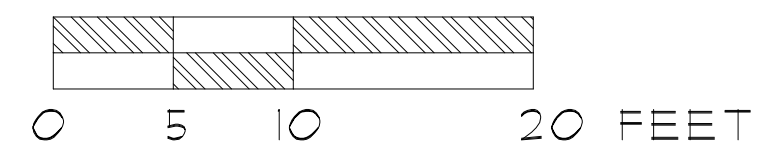
Imagery Date: 4/16/2016 41°44'46.20" N 74°03'54.15" W elev 357 ft eye alt 1495 ft








LEGEND

	- HEAVY DUTY ASPHALT
	- PROPERTY LINE
	- GRASS
	- CONCRETE WALKWAY

RESPONDER	28
HDCP	2
PUBLIC	24
TOTAL	54



COLOR LEGEND

	APPARATUS/FIREMATIC SUPPORT
	SUPPORT SPACES
	CIRCULATION SPACE
	LIVING/DORMITORY
	ADMINISTRATION/PUBLIC

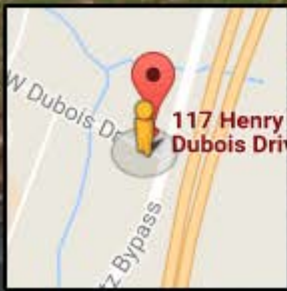
1 FIRST FLOOR PLAN
A1.1 SCALE: 1/8" = 1'-0"

117 Henry W Dubois Dr

New Paltz, New York



Street View - Nov 2015



Google



ANDREW M. CUOMO
Governor

ROSE HARVEY
Commissioner

November 14, 2017

Mary Barthelme
Governor's Office of Storm Recovery (GOSR)
99 Washington Ave, Suite 1224
Albany, NY 12231

Re: HTF/ GOSR/ CDBG Disaster Recovery Program
New Paltz Emergency Operations Center Construction
117 Henry W. DuBois Drive New Paltz/ Ulster County.
17PR07653

Dear Ms. Barthelme:

Thank you for requesting the comments of the New York State Historic Preservation Office (SHPO). We have reviewed the submitted materials in accordance with Section 106 (Title 54, Section 306108) of the National Historic Preservation Act of 1966. These comments relate only to Historic/ Cultural resources. They do not include other environmental impacts to New York State Parkland that may be involved in or near your project. Such impacts must be considered as part of the environmental review of the project pursuant to the National Environmental Policy Act and/or the State Environmental Quality Review Act (New York Environmental Conservation Law Article 8).

Based on this review, it is the opinion of SHPO that there will be No Historic Properties Affected by the proposed undertaking.

If I can be of further assistance, please contact me at (518) 268-2187 Larry.moss@parks.ny.gov

Sincerely,

A handwritten signature in black ink that reads "Larry K Moss". The signature is written in a cursive, flowing style.

Larry K Moss, Historic Preservation Technical Specialist

CC: Alicia Shultz, NYSHCR

Appendix E – Tribal Correspondence



**Governor's Office of
Storm Recovery**

ANDREW M. CUOMO
Governor

November 8, 2017

Chet Brooks, Chief
Delaware Tribe of Indians, Delaware Tribal Headquarters
5100 Tuxedo Blvd
Bartlesville, OK 74006

Re: Section 106 Compliance for the New Paltz Emergency Operations Center East of the
Wallkill River Project, Town of New Paltz, Ulster County, New York

Dear Chief Chet Brooks:

Pursuant to the Disaster Relief Appropriations Act, 2013 (Public Law 113-2) and the Housing and Community Development Act (42 U.S.C. § 5301 et seq.), the Governor's Office of Storm Recovery (GOSR) is acting under the auspices of New York State Homes and Community Renewal's Housing Trust Fund Corporation as a recipient of Community Development Block Grant – Disaster Recovery ("CDBG-DR") funds from the United States Department of Housing and Urban Development ("HUD"). GOSR is the entity responsible for compliance with the HUD environmental review procedures set forth in 24 CFR Part 58. GOSR is acting on behalf of HUD in providing the enclosed project information and inviting this discussion with your Tribe to respond with any concerns or comments.

GOSR processes environmental reviews for projects funded with HUD CDBG-DR on a case-by case basis. In accordance with Section 101(d)(6)(B) of the National Historic Preservation Act of 1966, as amended (54 U.S.C. 302706(b)), and its implementing regulations, 36 Code of Federal Regulations (CFR) Part 800, this letter serves as notification of the proposed action. This consultation is being sent to the Delaware Nation, the Delaware Tribe of Indians, the St. Regis Mohawk Tribe, the Mohawk Nation, and the Stockbridge-Munsee Community Band of Mohicans.

Area of Potential Effect: The project activities are located at 117 Henry W. DuBois Drive, New Paltz, Ulster County, NY 12561 and at latitude 41.745494 and longitude -74.064680.

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GOSR is completing an environmental review for this project pursuant to HUD NEPA regulations. GOSR initiated consultation with the New York State Historic Preservation Office and no comments have been received to date. If the Area of Potential Effect encompasses historic properties of religious or cultural significance to your Tribe, please respond within 30 days or sooner. Additionally, please indicate if there are other sources of information or other parties, Nations, Tribes, or members of the public you believe should be included in the consultation process. Please respond by email or in writing to the address listed below.

Alicia Shultz
Senior Environmental Scientist
New York State Homes & Community Renewal
Governor's Office of Storm Recovery
38-40 State St., 408N, Hampton Plaza
Albany, NY 12207

If you have any questions or require additional information regarding this request, please feel free to contact me at (518) 474-0647 or via email at Alicia.Shultz@nyshcr.org. Thank you for your time and consideration.

Sincerely,



Alicia Shultz
Senior Environmental Scientist
New York State Homes & Community Renewal
Governor's Office of Storm Recovery

Enclosure:

Project Location Map
Project Plans

Electronic letter sent to:

Susan Bachor
Delaware Tribe of Indians Historic Preservation Representative
P.O. Box 64
Pocono Lake, PA 73005

Project Location

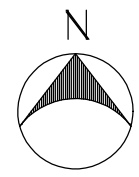
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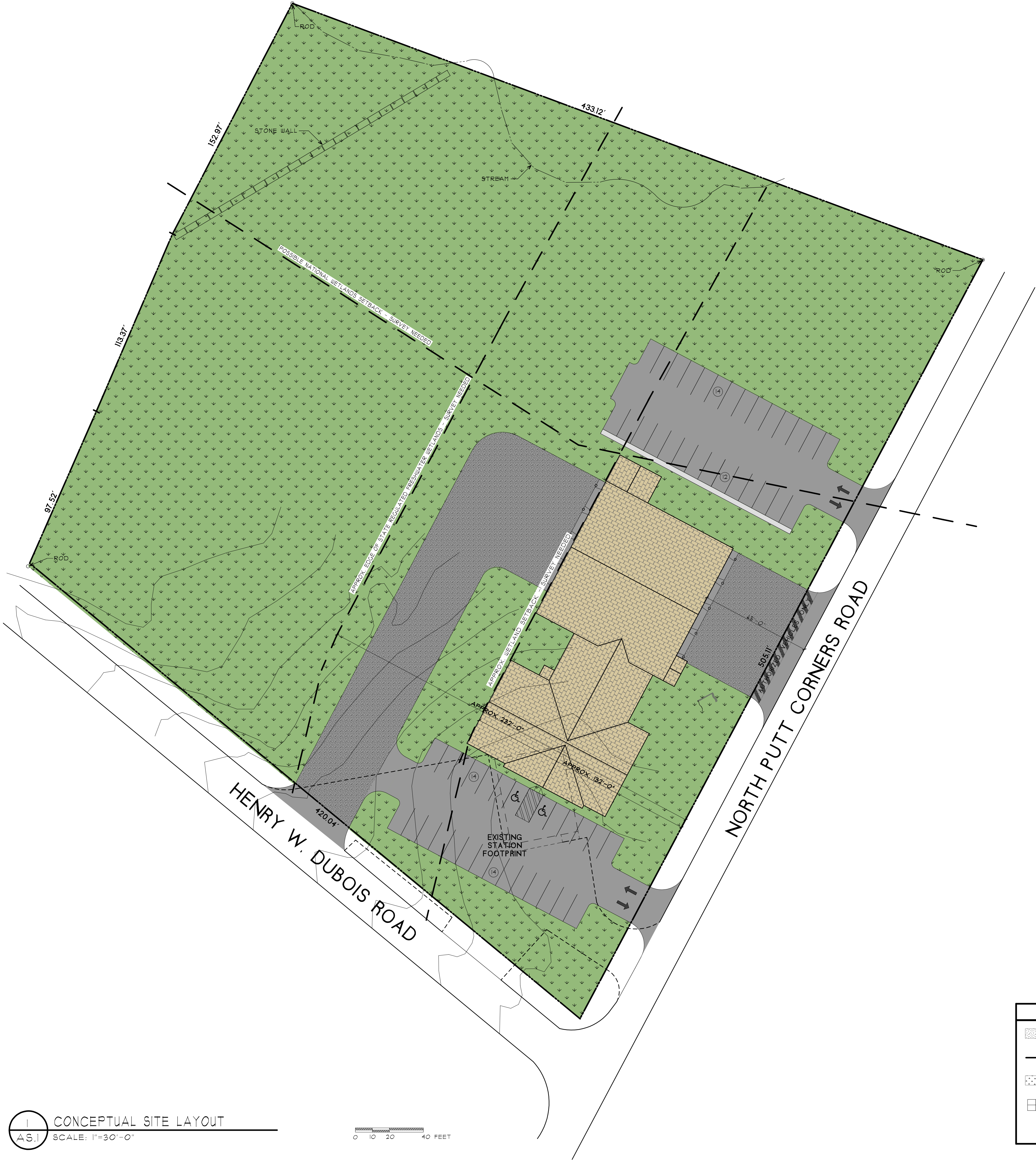
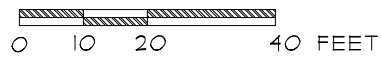
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Imagery Date: 4/16/2016 41°44'46.20" N 74°03'54.15" W elev 357 ft eye alt 1495 ft



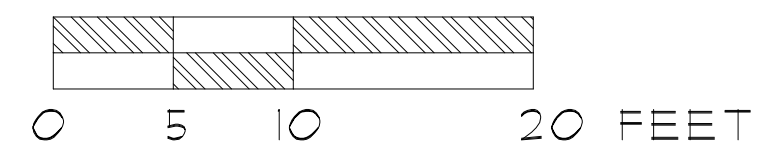
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AS.1 CONCEPTUAL SITE LAYOUT
SCALE: 1"=30'-0"








LEGEND	
	- HEAVY DUTY ASPHALT
	- PROPERTY LINE
	- GRASS
	- CONCRETE WALKWAY

PARKING LEGEND	
RESPONDER	28
HDGP	2
PUBLIC	24
TOTAL	54

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COLOR LEGEND

	APPARATUS/FIREMATIC SUPPORT
	SUPPORT SPACES
	CIRCULATION SPACE
	LIVING/DORMITORY
	ADMINISTRATION/PUBLIC

1 FIRST FLOOR PLAN
A1.1 SCALE: 1/8" = 1'-0"



**Governor's Office of
Storm Recovery**

ANDREW M. CUOMO
Governor

November 8, 2017

Deborah Dotson, President
Delaware Nation
P.O. Box 825
Anadarko, OK 73005

Re: Section 106 Compliance for the New Paltz Emergency Operations Center East of the
Wallkill River Project, Town of New Paltz, Ulster County, New York

Dear President Deborah Dotson:

Pursuant to the Disaster Relief Appropriations Act, 2013 (Public Law 113-2) and the Housing and Community Development Act (42 U.S.C. § 5301 et seq.), the Governor's Office of Storm Recovery (GOSR) is acting under the auspices of New York State Homes and Community Renewal's Housing Trust Fund Corporation as a recipient of Community Development Block Grant – Disaster Recovery ("CDBG-DR") funds from the United States Department of Housing and Urban Development ("HUD"). GOSR is the entity responsible for compliance with the HUD environmental review procedures set forth in 24 CFR Part 58. GOSR is acting on behalf of HUD in providing the enclosed project information and inviting this discussion with your Nation to respond with any concerns or comments.

GOSR processes environmental reviews for projects funded with HUD CDBG-DR on a case-by case basis. In accordance with Section 101(d)(6)(B) of the National Historic Preservation Act of 1966, as amended (54 U.S.C. 302706(b)), and its implementing regulations, 36 Code of Federal Regulations (CFR) Part 800, this letter serves as notification of the proposed action. This consultation is being sent to the Delaware Nation, the Delaware Tribe of Indians, the St. Regis Mohawk Tribe, the Mohawk Nation, and the Stockbridge-Munsee Community Band of Mohicans.

Area of Potential Effect: The project activities are located at 117 Henry W. DuBois Drive, New Paltz, Ulster County, NY 12561 and at latitude 41.745494 and longitude -74.064680.

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Alicia Shultz
Senior Environmental Scientist
New York State Homes & Community Renewal
Governor's Office of Storm Recovery
38-40 State St., 408N, Hampton Plaza
Albany, NY 12207

If you have any questions or require additional information regarding this request, please feel free to contact me at (518) 474-0647 or via email at Alicia.Shultz@nyshcr.org. Thank you for your time and consideration.

Sincerely,



Alicia Shultz
Senior Environmental Scientist
New York State Homes & Community Renewal
Governor's Office of Storm Recovery

Enclosure:

Project Location Map
Project Plans

Electronic letter sent to:

Kim Penrod, Director of Cultural Resources/Section 106
Delaware Nation
P.O. Box 825
Anadarko, OK 73005

Project Location

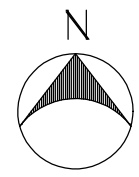
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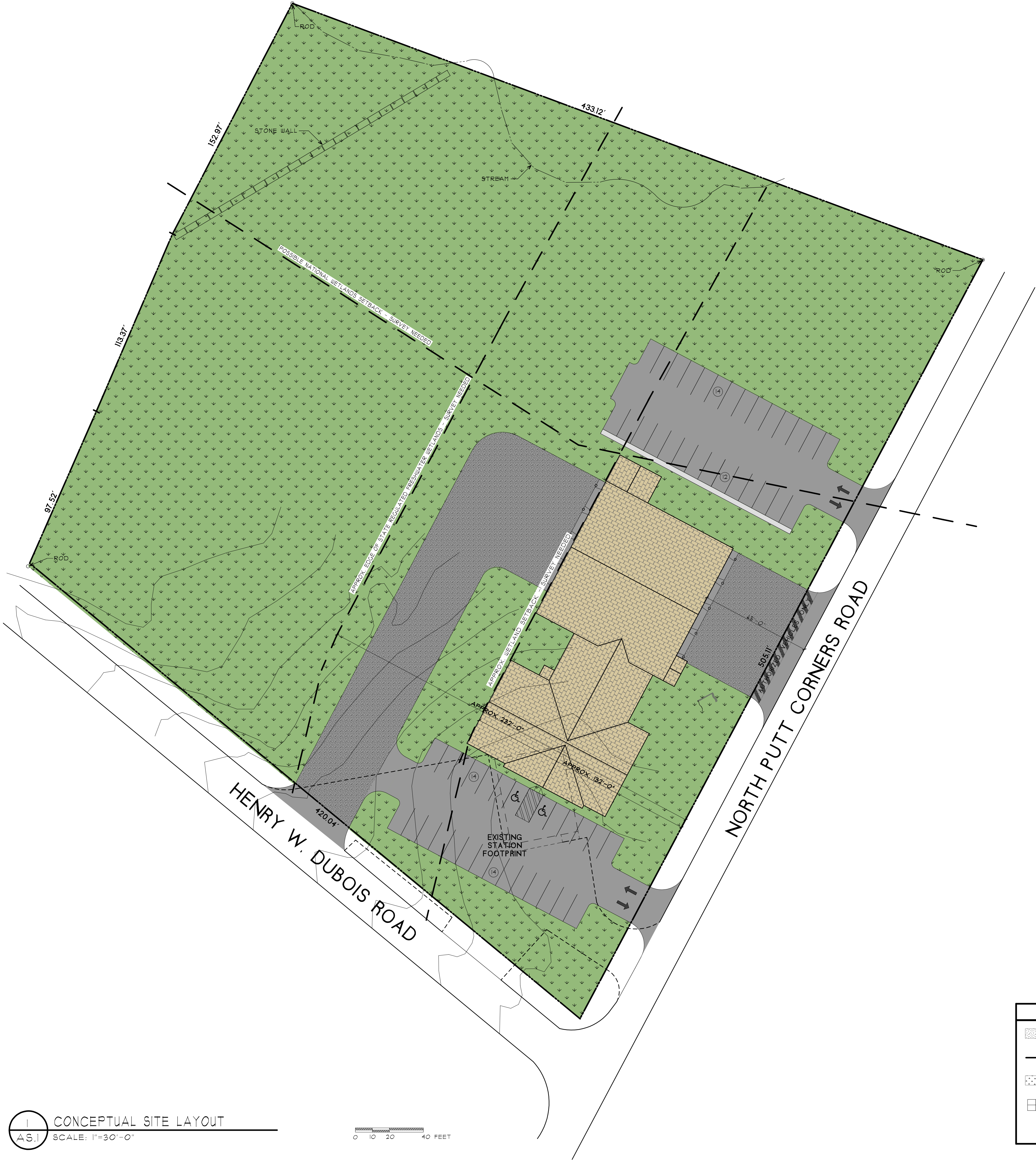
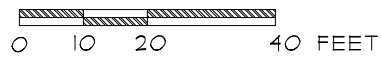
Google Earth

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Imagery Date: 4/16/2016 41°44'46.20" N 74°03'54.15" W elev 357 ft eye alt 1495 ft



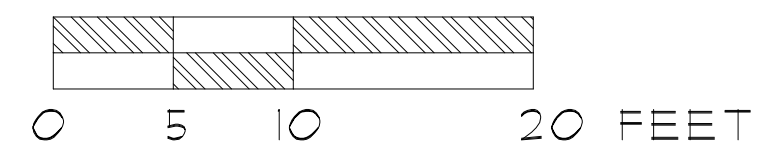
1
AS.1 CONCEPTUAL SITE LAYOUT
SCALE: 1"=30'-0"








LEGEND	
	- HEAVY DUTY ASPHALT
	- PROPERTY LINE
	- GRASS
	- CONCRETE WALKWAY

PARKING LEGEND	
RESPONDER	28
HDCP	2
PUBLIC	24
TOTAL	54

DWG DATE: 03/30/2017	
REV.	DESCR.
Δ	
Δ	
Δ	
Δ	
Δ	
STATUS: PRELIMINARY	



COLOR LEGEND

	APPARATUS/FIREMATIC SUPPORT
	SUPPORT SPACES
	CIRCULATION SPACE
	LIVING/DORMITORY
	ADMINISTRATION/PUBLIC

1 FIRST FLOOR PLAN
A1.1 SCALE: 1/8" = 1'-0"



Governor's Office of Storm Recovery

ANDREW M. CUOMO
Governor

November 8, 2017

Mohawk Nation Council of Chiefs
Of Haudenosaunee Six Nations Confederacy
Akwasasne Territory Box 336
Via Rooseveltown, NY 13683-0366

Re: Section 106 Compliance for the New Paltz Emergency Operations Center East of the
Wallkill River Project, Town of New Paltz, Ulster County, New York

Dear Mohawk Nation Council of Chiefs:

Pursuant to the Disaster Relief Appropriations Act, 2013 (Public Law 113-2) and the Housing and Community Development Act (42 U.S.C. § 5301 et seq.), the Governor's Office of Storm Recovery (GOSR) is acting under the auspices of New York State Homes and Community Renewal's Housing Trust Fund Corporation as a recipient of Community Development Block Grant – Disaster Recovery ("CDBG-DR") funds from the United States Department of Housing and Urban Development ("HUD"). GOSR is the entity responsible for compliance with the HUD environmental review procedures set forth in 24 CFR Part 58. GOSR is acting on behalf of HUD in providing the enclosed project information and inviting this discussion with your Nation to respond with any concerns or comments.

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Alicia Shultz
Senior Environmental Scientist
New York State Homes & Community Renewal
Governor's Office of Storm Recovery
38-40 State St., 408N, Hampton Plaza
Albany, NY 12207

If you have any questions or require additional information regarding this request, please feel free to contact me at (518) 474-0647 or via email at Alicia.Shultz@nysher.org. Thank you for your time and consideration.

Sincerely,



Alicia Shultz
Senior Environmental Scientist
New York State Homes & Community Renewal
Governor's Office of Storm Recovery

Enclosure:
Project Location Map
Project Plans

Project Location

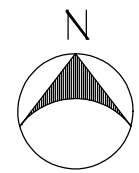
117 Henry W Dubois Dr

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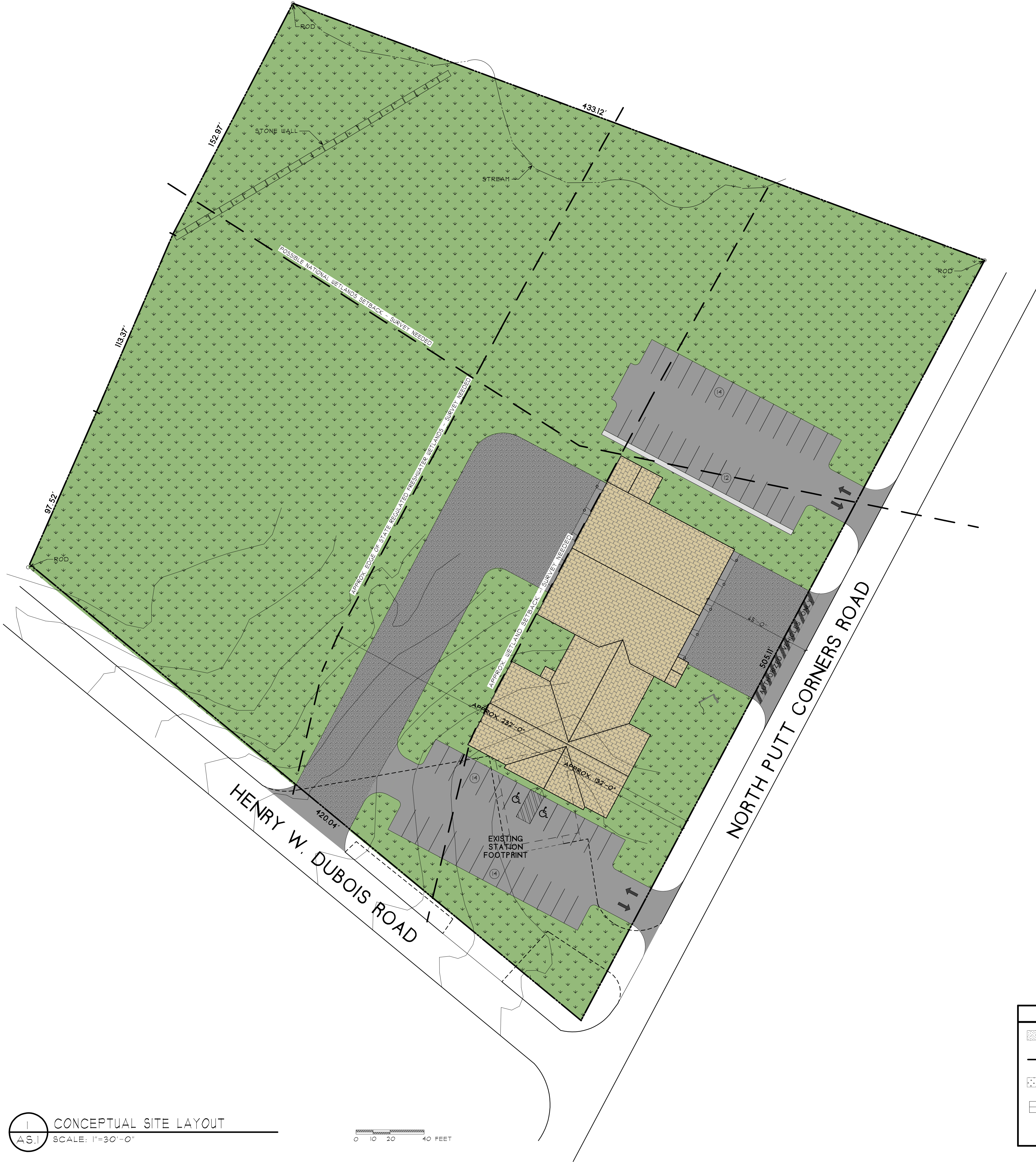
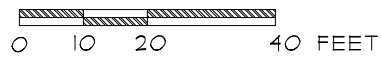
Google Earth

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Imagery Date: 4/16/2016 41°44'46.20" N 74°03'54.15" W elev 357 ft eye alt 1495 ft



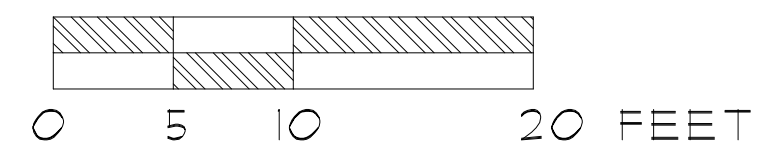
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AS.1 CONCEPTUAL SITE LAYOUT
SCALE: 1"=30'-0"








LEGEND	
	- HEAVY DUTY ASPHALT
	- PROPERTY LINE
	- GRASS
	- CONCRETE WALKWAY

PARKING LEGEND	
RESPONDER	28
HDGP	2
PUBLIC	24
TOTAL	54

DWG DATE: 03/30/2017	
REV.	DESCR.
Δ	
Δ	
Δ	
Δ	
Δ	
STATUS: PRELIMINARY	



COLOR LEGEND

	APPARATUS/FIREMATIC SUPPORT
	SUPPORT SPACES
	CIRCULATION SPACE
	LIVING/DORMITORY
	ADMINISTRATION/PUBLIC

1 FIRST FLOOR PLAN
A1.1 SCALE: 1/8" = 1'-0"



**Governor's Office of
Storm Recovery**

ANDREW M. CUOMO
Governor

November 8, 2017

Ron LaFrance, Jr.; Paul Thompson; and Beverly Cook, Chiefs
St. Regis Mohawk Tribe
412 State Route 37
Akwesasne, NY 13655

Re: Section 106 Compliance for the New Paltz Emergency Operations Center East of the
Wallkill River Project, Town of New Paltz, Ulster County, New York

Dear Chiefs of the St. Regis Mohawk Tribe:

Pursuant to the Disaster Relief Appropriations Act, 2013 (Public Law 113-2) and the Housing and Community Development Act (42 U.S.C. § 5301 et seq.), the Governor's Office of Storm Recovery (GOSR) is acting under the auspices of New York State Homes and Community Renewal's Housing Trust Fund Corporation as a recipient of Community Development Block Grant – Disaster Recovery ("CDBG-DR") funds from the United States Department of Housing and Urban Development ("HUD"). GOSR is the entity responsible for compliance with the HUD environmental review procedures set forth in 24 CFR Part 58. GOSR is acting on behalf of HUD in providing the enclosed project information and inviting this discussion with your Tribe to respond with any concerns or comments.

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Alicia Shultz
 Senior Environmental Scientist
 New York State Homes & Community Renewal
 Governor's Office of Storm Recovery
 38-40 State St., 408N, Hampton Plaza
 Albany, NY 12207

If you have any questions or require additional information regarding this request, please feel free to contact me at (518) 474-0647 or via email at Alicia.Shultz@nyshcr.org. Thank you for your time and consideration.

Sincerely,



Alicia Shultz
 Senior Environmental Scientist
 New York State Homes & Community Renewal
 Governor's Office of Storm Recovery

Enclosure:

Project Location Map
 Project Plans

Electronic letter sent to:

Arnold Printup
 Saint Regis Mohawk Tribe, THPO
 412 State Route 37
 Akwesasne, NY 13655

Project Location

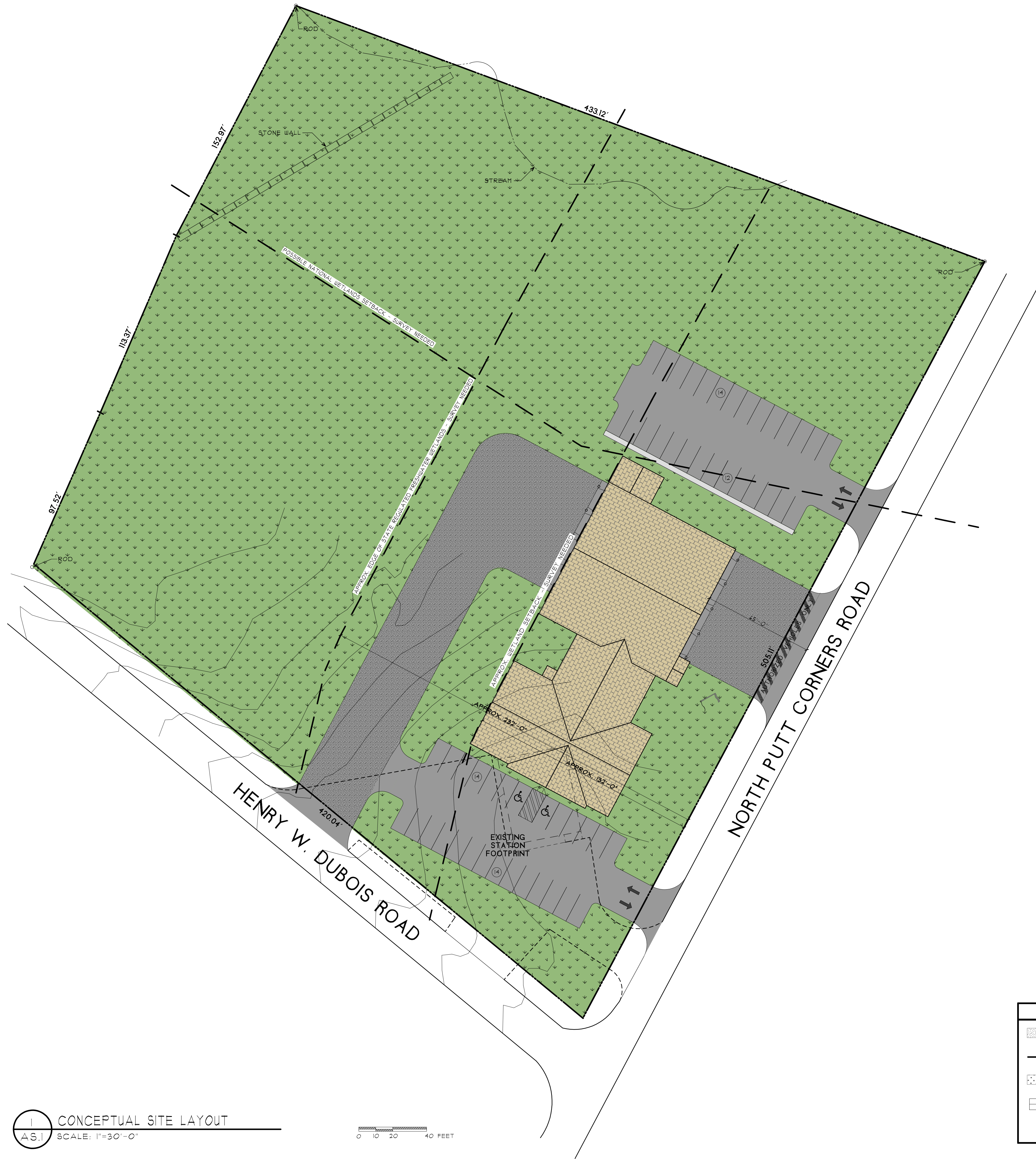
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Google Earth

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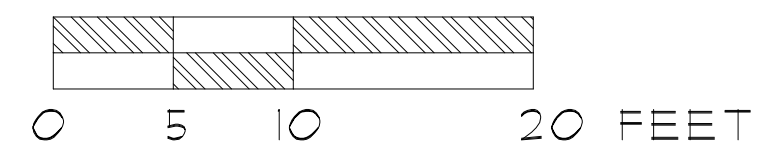
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LEGEND

	- HEAVY DUTY ASPHALT
	- PROPERTY LINE
	- GRASS
	- CONCRETE WALKWAY

PARKING LEGEND	
RESPONDER	28
HDCP	2
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TOTAL	54



COLOR LEGEND

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	SUPPORT SPACES
	CIRCULATION SPACE
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1 FIRST FLOOR PLAN
A1.1 SCALE: 1/8" = 1'-0"



**Governor's Office of
Storm Recovery**

ANDREW M. CUOMO
Governor

November 8, 2017

Shannon Holsey, President
Stockbridge-Munsee Community, Band of the Mohicans
N8476 Moh He Con Nuck Road
Bowler, WI 54416

Re: Section 106 Compliance for the New Paltz Emergency Operations Center East of the
Wallkill River Project, Town of New Paltz, Ulster County, New York

Dear President Shannon Holsey:

Pursuant to the Disaster Relief Appropriations Act, 2013 (Public Law 113-2) and the Housing and Community Development Act (42 U.S.C. § 5301 et seq.), the Governor's Office of Storm Recovery (GOSR) is acting under the auspices of New York State Homes and Community Renewal's Housing Trust Fund Corporation as a recipient of Community Development Block Grant – Disaster Recovery ("CDBG-DR") funds from the United States Department of Housing and Urban Development ("HUD"). GOSR is the entity responsible for compliance with the HUD environmental review procedures set forth in 24 CFR Part 58. GOSR is acting on behalf of HUD in providing the enclosed project information and inviting this discussion with your Community to respond with any concerns or comments.

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Alicia Shultz
Senior Environmental Scientist
New York State Homes & Community Renewal
Governor's Office of Storm Recovery
38-40 State St., 408N, Hampton Plaza
Albany, NY 12207

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Sincerely,



Alicia Shultz
Senior Environmental Scientist
New York State Homes & Community Renewal
Governor's Office of Storm Recovery

Enclosure:

Project Location Map
Project Plans

Electronic letter sent to:

Bonney Hartley
THPO, New York Office
Stockbridge-Munsee Community, Band of the Mohicans
65 1st Street
Troy, NY 12180

Project Location

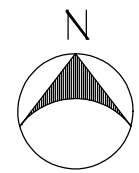
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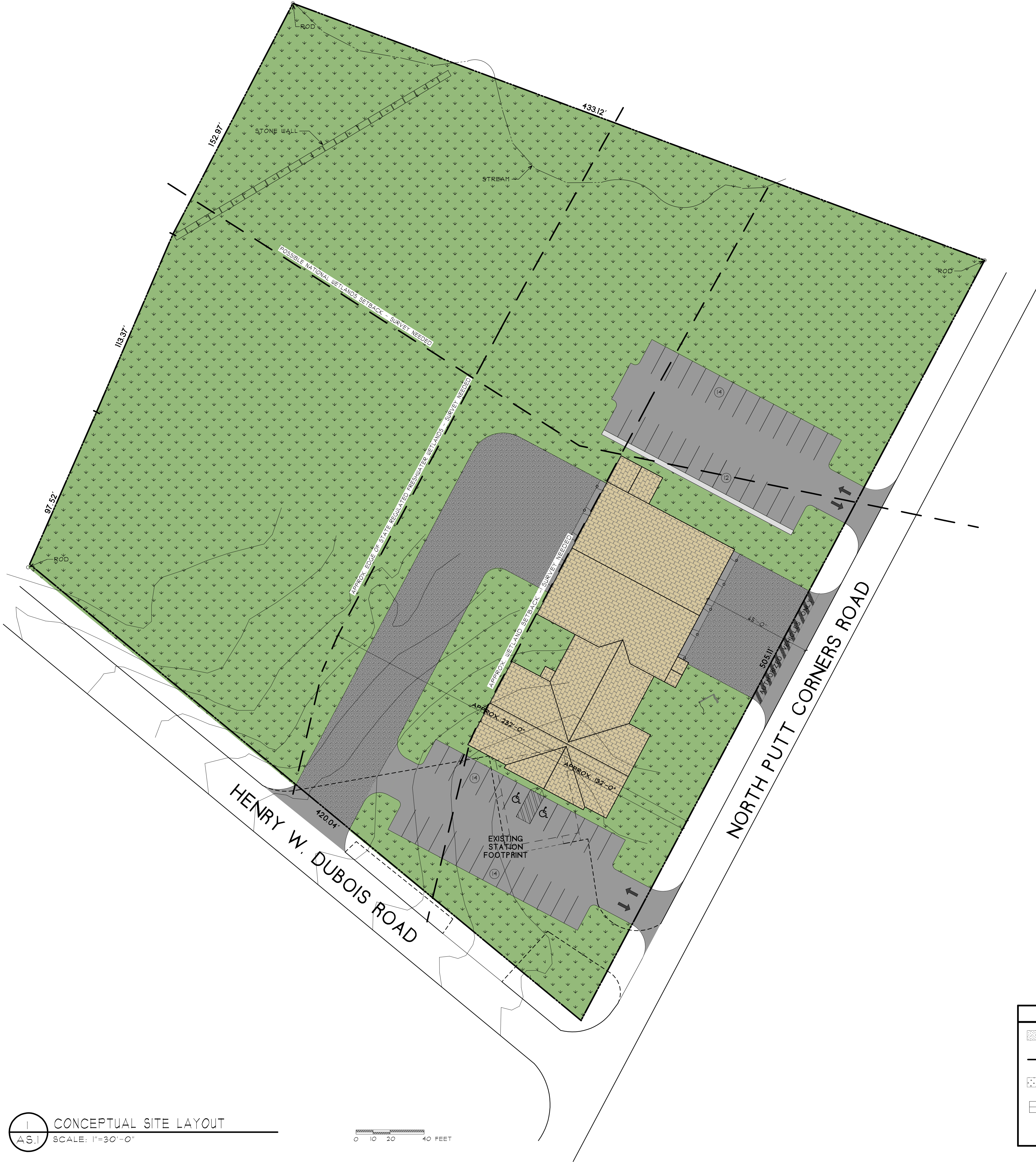
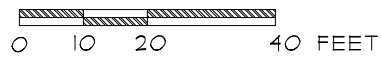
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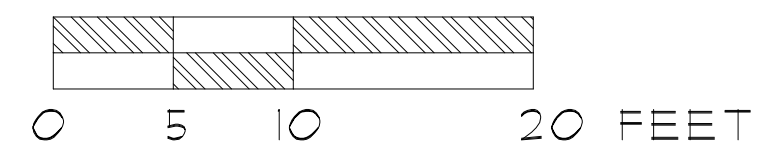
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AS.1 CONCEPTUAL SITE LAYOUT
SCALE: 1"=30'-0"








LEGEND	
	- HEAVY DUTY ASPHALT
	- PROPERTY LINE
	- GRASS
	- CONCRETE WALKWAY

PARKING LEGEND	
RESPONDER	28
HDGP	2
PUBLIC	24
TOTAL	54

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REV.	DESCR.
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Δ	
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Δ	
Δ	
STATUS: PRELIMINARY	



COLOR LEGEND

	APPARATUS/FIREMATIC SUPPORT
	SUPPORT SPACES
	CIRCULATION SPACE
	LIVING/DORMITORY
	ADMINISTRATION/PUBLIC

1 FIRST FLOOR PLAN
A1.1 SCALE: 1/8" = 1'-0"

From: [Kimberly Penrod](#)
To: [Barthelme, Mary \(STORMRECOVERY\)](#)
Subject: RE: Section 106 Compliance for the New Paltz Emergency Operations Center East of the Wallkill River Project, Town of New Paltz, Ulster County, New York
Date: Monday, November 20, 2017 11:55:02 AM

ATTENTION: This email came from an external source. Do not open attachments or click on links from unknown senders or unexpected emails.

Mary,

The protection of our tribal cultural resources and tribal trust resources will take all of us working together.

We look forward to working with you and your agency.

With the information you have submitted we can concur at present with this proposed plan.

As with any new project, we never know what may come to light until work begins.

The Delaware Nation asks that you keep us up to date on the progress of this project and if any discoveries arise please contact us immediately.

Our department is trying to go as paper free as possible. If it is at all feasible for your office to send email correspondence we would greatly appreciate.

If you need anything additional from me please do not hesitate to contact me.

Respectfully,

Kim Penrod

Delaware Nation

Director, Cultural Resources/106

Archives, Library and Museum

31064 State Highway 281

PO Box 825

Anadarko, OK 73005

(405)-247-2448 Ext. 1403 Office

(405)-924-9485 Cell

kpenrod@delawarenation.com

From: Barthelme, Mary (STORMRECOVERY) [mailto:Mary.Barthelme@stormrecovery.ny.gov]

Sent: Wednesday, November 08, 2017 2:19 PM

To: Kimberly Penrod <kpenrod@delawarenation.com>

Cc: Shultz, Alicia (NYSHCR) <Alicia.Shultz@nyshcr.org>

Subject: Section 106 Compliance for the New Paltz Emergency Operations Center East of the Wallkill River Project, Town of New Paltz, Ulster County, New York

Dear Kim,

Please find attached to this email a Section 106 consultation request for the above-mentioned project in New York State, Ulster County.

Please let me know if you have any questions.

Thank you,

Mary Barthelme

Mary Barthelme

Environmental and Historic Preservation Specialist

Governor's Office of Storm Recovery

99 Washington Avenue, Suite 1224, Albany NY 12260

O: (518) 473-0154 | C: (646) 706-6748 | F: (518) 474-6102 |

Mary.Barthelme@stormrecovery.ny.gov

www.stormrecovery.ny.gov

*This email and any attachments to it are intended only for the identified recipients as **Draft & Confidential**. It may contain proprietary or otherwise legally protected information of GOSR. Any unauthorized use or disclosure of this communication is strictly prohibited. If you have received this communication in error, please notify the sender and delete or otherwise destroy the email and all attachments immediately*

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The Delaware Tribe of Indians of Oklahoma
Delaware Tribe Historic Preservation
P.O. Box 64
Pocono Lake, PA 18347
sbachor@delawaretribe.org

May 14, 2018

Governor's Office of Storm Recovery
Bureau of Environmental Review and Assessment
Att: Alicia Shultz
New York State Homes & Community Renewal
38-40 State St.
408N Hampton Plaza
Albany, NY 12207

**Re: Section 106 Compliance for the New Paltz Emergency Operations Center East
of the Wallkill River Project, Town of New Paltz, Ulster County, New York**

Ms. Shultz,

Thank you for sending the Delaware Tribe additional information regarding the above referenced project. Our review indicates that there are no culturally significant areas within the proposed project area. We have objections to the proposed project.

We appreciate your cooperation and look forward to working together on our shared interests in preserving Delaware cultural heritage. If you have any questions, feel free to contact this office by phone at (610) 761-7452 or by e-mail at temple@delawaretribe.org.

Sincerely,

Susan Bachor
Delaware Tribe Historic Preservation Representative



The Delaware Tribe of Indians of Oklahoma
Delaware Tribe Historic Preservation
P.O. Box 64
Pocono Lake, PA 18347
sbachor@delawaretribe.org

December 8, 2017

Governor's Office of Storm Recovery
Bureau of Environmental Review and Assessment
Att: Alicia Shultz
New York State Homes & Community Renewal
38-40 State St.
408N Hampton Plaza
Albany, NY 12207

**Re: Section 106 Compliance for the New Paltz Emergency Operations Center East
of the Wallkill River Project, Town of New Paltz, Ulster County, New York**

Ms. Shultz,

Thank you for sending the Delaware Tribe additional information regarding the above referenced project. Our review indicates that there could be culturally significant areas within the proposed project area. We ask that a Phase Ib be performed and a copy sent to us for review. If a survey has already been completed please forward.

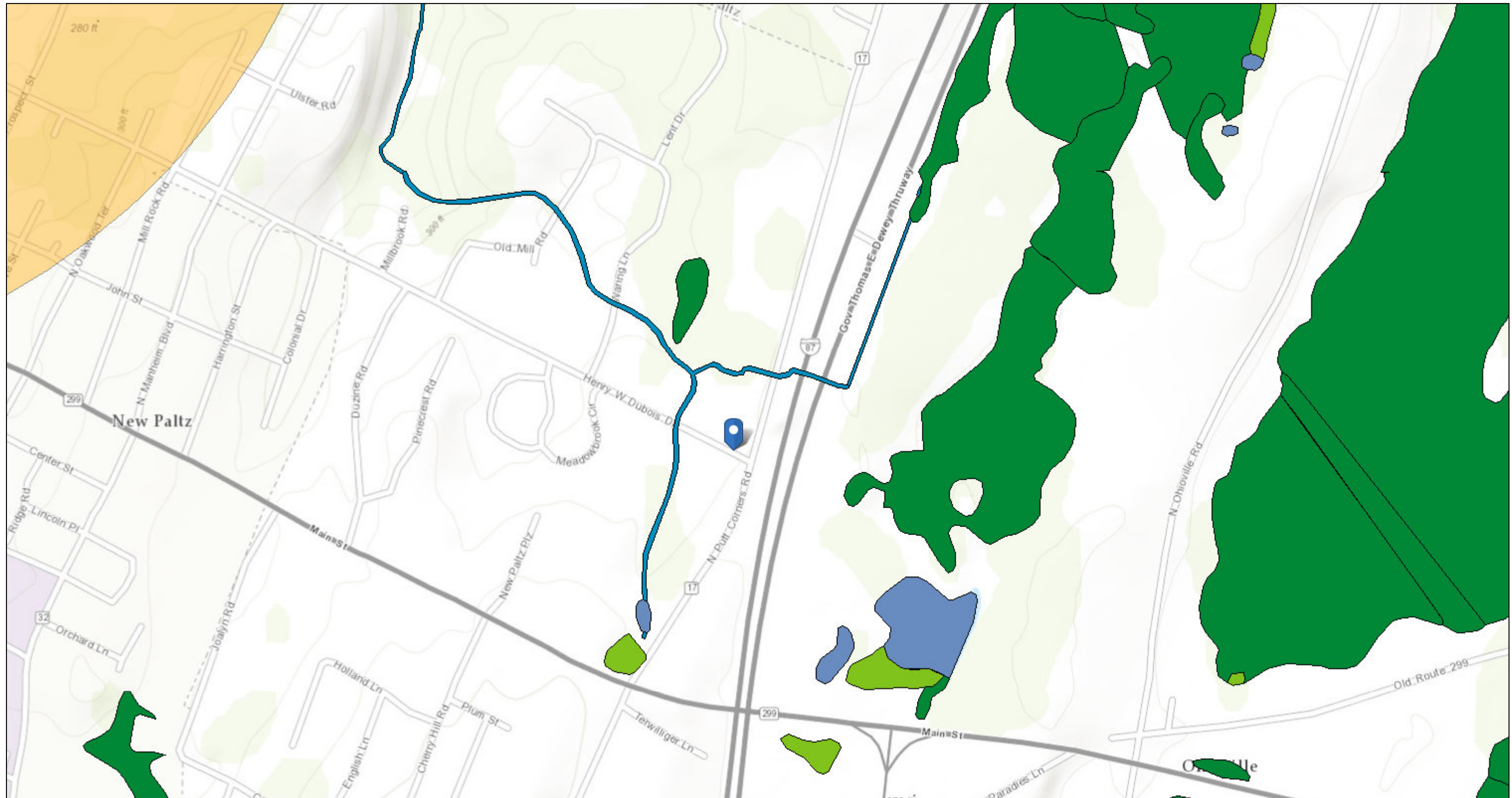
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Sincerely,

Susan Bachor
Delaware Tribe Historic Preservation Representative

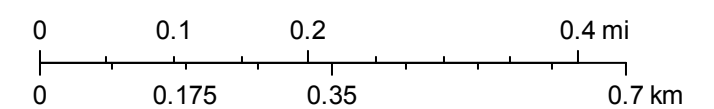
Appendix F – Wetlands

New Paltz Fire Station



May 1, 2017

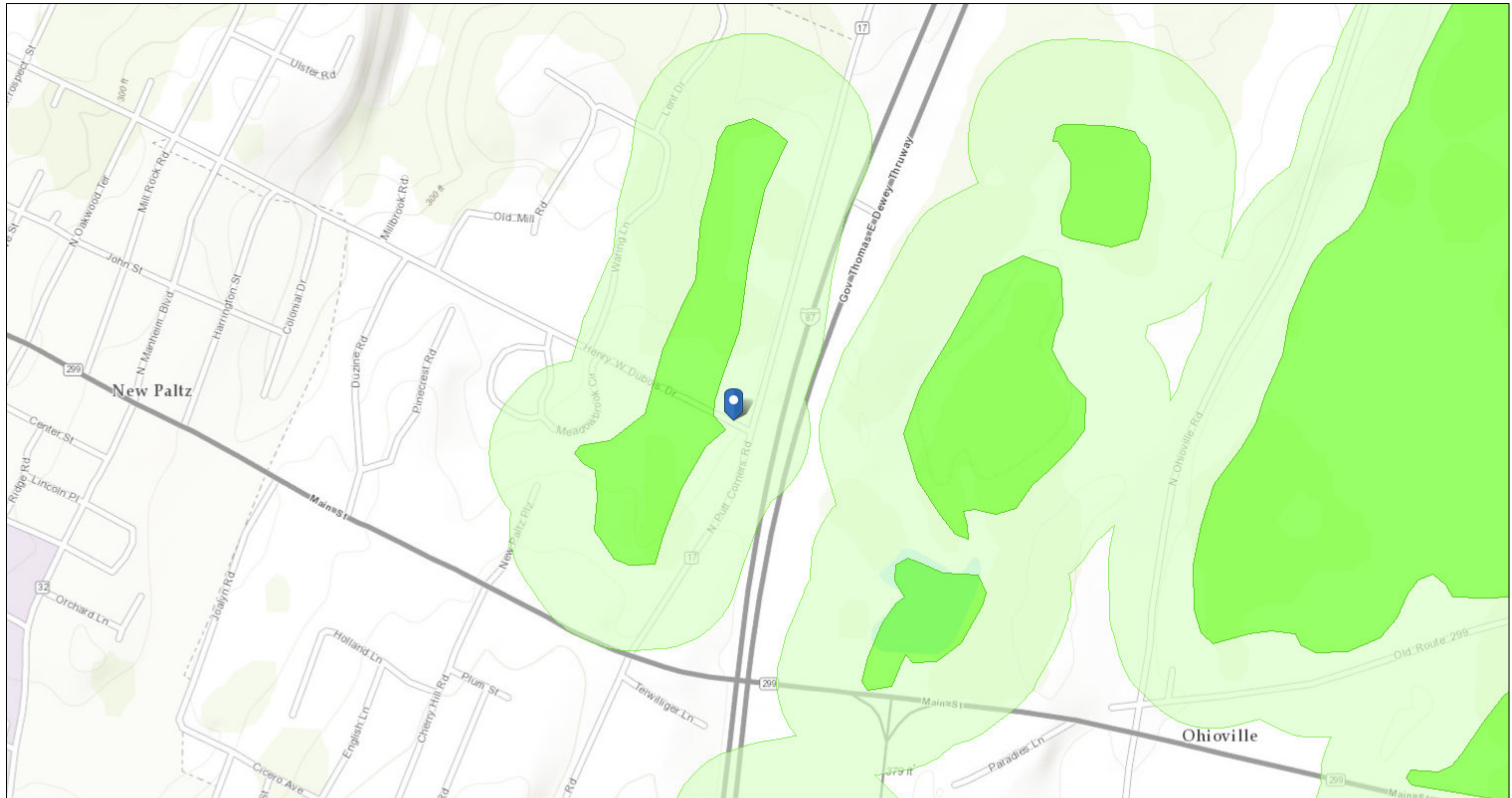
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Sources: Esri, HERE, DeLorme, Intermap, increment P Corp., GEBCO, USGS, FAO, NPS, NRCAN, GeoBase, IGN, Kadaster NL, Ordnance Survey, Esri Japan, METI, Esri China (Hong Kong), swisstopo, MapmyIndia, © OpenStreetMap contributors, and the GIS User Community

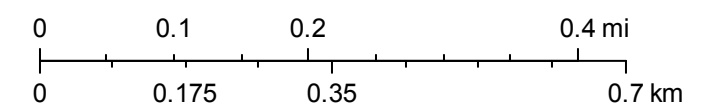
Author: Alicia Shultz
Not a legal document

New Paltz Fire Station



May 1, 2017

1:9,028



Sources: Esri, HERE, DeLorme, Intermap, increment P Corp., GEBCO, USGS, FAO, NPS, NRCAN, GeoBase, IGN, Kadaster NL, Ordnance Survey, Esri Japan, METI, Esri China (Hong Kong), swisstopo, MapmyIndia, © OpenStreetMap contributors, and the GIS User Community

Author: Alicia Shultz
Not a legal document



Lands of
DAVID S. LENT,
ELIZABETH L. COHEN &
RICHARD W. LENT
Deed Liber 4190 Page 060
LOT 21 UCCO FM #05-287

Lands of
WARING STORAGE
A LIMITED PARTNERSHIP
Deed Liber 1516 Page 319

Lands of
MID HUDSON FAMILY
HEALTH SERVICES INST., INC.
Deed Liber 2512 Page 343

Lands of
THE CHARLES FREIHOFFER
BAKING CO., Inc.
Deed Liber 1801 Page 111

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Patricia Paul Brooks, L.S.
Registration No. 49795
Richard C. Brooks, L.S.
Registration No. 49600
I HEREBY CERTIFY that this map is a true representation of
a survey performed by this office in the field on 13 March,
2008 in accordance with the existing codes of practice as
adopted by the New York State Association of Professional
Land Surveyors.

BY:
Patricia Paul Brooks, L.S.
Copyright, 2008, by Brooks and Brooks, L.S., P.C. check 4-03-08
03 April, 2008 JOB#8828, DRAWING#8828cert.DWG

LEGEND	
	TRAFFIC SIGN
	FIRE HYDRANT
	CATCH BASIN
	IRON PIPE
	REBAR
	UTILITY BOX
	UTILITY POLE
	MOUNTED LIGHT
	UTILITY LINE
	STONE WALL
	WOOD FENCE
	SWALE CL
	WETLAND FLAG

NYSDEC FRESHWATER WETLAND BOUNDARY VALIDATION

The Freshwater Wetlands boundary represented on these plans accurately depicts the limits of Freshwater Wetland CD-39 as delineated by Brian Brannen Mike Clancy on Feb 2007 4/20/07

DEC Staff: Ryan Orr Surveyor / Engineer: Patricia Paul Brooks, L.S.
Date: 4/8/2008

Wetland boundary delineations as validated by the New York State Department of Environmental Conservation remain valid for 10 years unless existing exempt activities, area hydrology, or land use practices change (e.g. agricultural to residential). After 10 years the boundary must be revalidated by DEC staff. Revalidation may include a new delineation and survey of the wetland boundary. Any proposed construction, grading, filling, excavating, clearing or other regulated activity in the freshwater wetland or within 100 feet of the wetland boundary as depicted on this plan requires a permit from the NYS Department of Environmental Conservation under Article 24 of the Environmental Conservation Law (Freshwater Wetlands Act) prior to commencement of work.

NOTES:

- 1) Unauthorized alteration or addition to a survey map bearing a licensed Land Surveyor's Seal is a violation of Section 7209, Subdivision 2 of the New York State Education Law.
- 2) Only copies from the original of this survey marked with an original of the Land Surveyor's inked seal or his/her embossed seal shall be considered to be valid true copies.
- 3) Subject to all rights of ways or easements of record.
- 4) Subject to whatever state of facts a complete search of title may reveal.
- 5) Certifications indicated hereon signify that this survey was prepared in accordance with the existing Code of Practice for Professional Land Surveyors as adopted by the New York State Association of Professional Land Surveyors. Said Certifications shall run only to the person so noted. Certifications are not transferable to additional institutions, their successors and/or assigns, or subsequent owners.
- 6) Subsurface structures not visible or readily apparent are not shown and their location and extent are not certified.
- 7) Subject to covenants, easements, restrictions, conditions and agreements of record.
- 8) Assumed road line shown hereon based on Deed Liber 1430 Page 959.
- 9) Parcel together with a right of way and easement for an underground water pipe as recited in Deed Liber 3080 at page 109.

TAX PARCEL NUMBER:

Town of New Paltz, Ulster County, New York
Section 86.008, Block 5, Lot 36.2

DEED REFERENCE:

Elizabeth W. Lent & Jane W. Wilson
- to -
New Paltz Fire Department, Inc.
Deed Liber 1430 Page 959
Dated 24 June, 1980

MAP OF SURVEY & TOPOGRAPHY
OF LANDS OF
**NEW PALTZ
FIRE DEPARTMENT, INC.**

TOWN OF NEW PALTZ - SITUATE -
ULSTER COUNTY, NEW YORK



GRAPHIC SCALE: IN FEET
1 inch = 60 ft.

NEW YORK STATE DEPARTMENT OF ENVIRONMENTAL CONSERVATION

Division of Environmental Permits, Region 3
21 South Platt Corners Road, New Paltz, NY 12561-1620
P: (845) 256-3054 | F: (845) 255-4659
www.dec.ny.gov



Department of
Environmental
Conservation

March 3, 2017

Ms. Lori Shirley
Governor's Office of Storm Recovery
NYS Homes and Community Renewal
38-40 State Street
Albany, NY 12207

RE: DASNY New Paltz Emergency Operations Center East of the Wallkill River
Town of New Paltz, Ulster County
CH #: 6930

Dear Ms. Shirley:

Department of Environmental Conservation (DEC) staff have reviewed the pre-application report, dated May 24, 2016, for the project involving the construction of an eight bay firehouse, the rehabilitation of an existing two bay facility into an emergency operations center on the same site, and the extension of 1,500 linear feet of municipal sewage lines. DEC offers the following comments:

PROTECTION OF WATERS

The following stream/pond/waterbody is located within or near the site you indicated:

Name	Class	DEC Water Index Number	Status
Tributary to Wallkill River	C	H-139-13-13	Non-protected

A permit is not required to disturb the bed or banks of "non-protected" streams.

If a permit is not required, please note, however, you are still responsible for ensuring that work shall not pollute any stream or waterbody. Care shall be taken to stabilize any disturbed areas promptly after construction, and all necessary precautions shall be taken to prevent contamination of the stream or waterbody by silt, sediment, fuels, solvents, lubricants, or any other pollutant associated with the project.

FRESHWATER WETLANDS

Your project/site is near or in Freshwater Wetland CD-39, Class 3. Be aware that a Freshwater Wetlands permit is required for any physical disturbance within these boundaries or within the 100 foot adjacent area. To have the boundary delineated, please contact Josh Fisher, NYSDEC Bureau of Habitat, at 845-256-3113.

Please contact your town officials and the United States Army Corps of Engineers in New York City, telephone (917) 790-8511 (Westchester/Rockland Counties), or (917) 790-8411 (other counties), for any permitting they might require.



Department of
Environmental
Conservation

STATE-LISTED SPECIES

DEC has reviewed the State's Natural Heritage records. We have determined that the site is located within or near record(s) of the following state-listed species:

Name	Status
<i>Cistothorus platensis</i> , Sedge wren	Threatened

Additional evaluation of the potential impacts of this project related to the sensitive resource(s) identified by this review may be required. A permit is required for the incidental taking of any species identified as "endangered" or "threatened," which can include the removal of habitat. Please contact Lisa Masi of Wildlife at (845) 256-2257.

The absence of data does not necessarily mean that rare or state-listed species, natural communities or other significant habitats do not exist on or adjacent to the proposed site. Rather, our files currently do not contain information which indicates their presence. For most sites, comprehensive field surveys have not been conducted. We cannot provide a definitive statement on the presence or absence of all rare or state-listed species or significant natural communities. Depending on the nature of the project and the conditions at the project site, further information from on-site surveys or other sources may be required to fully assess impacts on biological resources.

OTHER

Please note that this letter only addresses the requirements for the following permits from the Department:


☒ Protection of Waters ☒ State-listed Species ☒ Freshwater Wetlands

Please note that if the proposed sewer line extension requires extension of the sewer district, then approval by the DEC Division of Water is required. For more information and obtain the form in necessary, please contact the Division of Water (914) 428-2505 ext 359.

Other permits from this Department or other agencies may be required for projects conducted on this property now or in the future. Also, regulations applicable to the location subject to this determination occasionally are revised and you should, therefore, verify the need for permits if your project is delayed or postponed. This determination regarding the need for permits will remain effective for a maximum of one year unless you are otherwise notified. Applications may be downloaded from our website at www.dec.ny.gov under "Programs" then "Division of Environmental Permits."

Please contact this office if you have questions regarding the above information. Thank you.

Sincerely,



Sarah Pawliczak
Division of Environmental Permits
Region 3, Telephone No. 845-256-3050

cc: Josh Fisher, NYSDEC Bureau of Habitat
Lisa Masi, NYSDEC Bureau of Wildlife
May O'Malley NYSDEC Division of Environmental Permits
Shohreh Karimipour, NYSDEC Regional Water Engineer
Town of New Paltz

NOTE: Regarding erosion/sedimentation control requirements:

Stormwater discharges require a State Pollutant Discharge Elimination System (SPDES) Stormwater permit from this Department if they either:

- occur at industrial facilities and contain either toxic contaminants or priority pollutants OR
- result from construction projects involving the disturbance of 5000 square feet or more of land within the NYC Department of Environmental Protection East of Hudson Watershed or for proposed disturbance of 1 acre or more of land outside the NYC DEP Watershed

Your project may be covered by one of two Statewide General Permits or may require an individual permit. For information on stormwater and the general permits, see the DEC website at <http://www.dec.ny.gov/chemical/8468.html>.

For construction permits, if this site is within an MS4 area (Municipal Separate Storm Sewer System), the stormwater plan must be reviewed and accepted by the municipality and the MS-4 Acceptance Form must be submitted to the Department. If the site is not within an MS4 area and other DEC permits are required, please contact the regional Division of Environmental Permits.

NEW YORK STATE DEPARTMENT OF ENVIRONMENTAL CONSERVATION

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Department of
Environmental
Conservation

May 31, 2018

Lori A. Shirley
Governor's Office of Storm Recovery
NYS Homes & Community Renewal
38-40 State Street, Hampton Plaza
Albany, NY 12207

Re: New Paltz Emergency Operations Center East of the Wallkill River
Town of New Paltz, Ulster County
CH# 7654
SEQR Lead Agency Response and Comments on Jurisdiction

Dear Ms. Shirley,

The Department of Environmental Conservation (DEC or Department) has reviewed your State Environmental Quality Review Act (SEQR) Lead Agency Coordination Letter for the above-referenced project, which involves demolition of an existing fire station and construction of a new 14,290 square-foot fire station and parking improvements located at 117 Henry W. DuBois Drive.

The submitted materials indicate that the Village of New Paltz is the applicant/sponsor. However, the project site is located within the Town of New Paltz and Ulster County Tax Parcel data indicates that the site is owned by the "New Paltz Fire Dept. Inc.". If the New Paltz Fire Department, Inc. is the owner of the parcel, then an authorized individual in the corporation must sign the application as owner.

The Department has no objection to the Governor's Office of Storm Recovery serving as SEQR Lead Agency for this project.

Based upon our review of your above-referenced letter dated May 22, 2018 we offer the following comments:

PROTECTION OF WATERS

The following stream is located within or near the site you indicated:

Name	Class	DEC Water Index Number	Status
<u>Tributary of Wallkill River</u>	<u>C</u>	<u>H-139-13-13-4</u>	<u>Non-Protected</u>

A Protection of Waters permit is required to physically disturb the bed or banks (up to 50 feet from stream) of a stream identified above as "protected." A permit is not required to disturb the bed or banks of "non-protected" streams.



Department of
Environmental
Conservation

May 31, 2018

If a permit is not required, please note, however, you are still responsible for ensuring that work shall not pollute any stream or waterbody. Care shall be taken to stabilize any disturbed areas promptly after construction, and all necessary precautions shall be taken to prevent contamination of the stream or waterbody by silt, sediment, fuels, solvents, lubricants, or any other pollutant associated with the project.

FRESHWATER WETLANDS

Freshwater Wetland CD-39, Class 3, is mapped on about half the area of the tax parcel located at the above-referenced address, which would leave much of the remaining area of the parcel located within the 100-foot wetland adjacent area. A Freshwater Wetlands permit is required for any physical disturbance within these boundaries and/or within the 100-foot adjacent area. Mapped boundaries are approximate and a delineation and validation by DEC staff is required to determine the final boundary. To have the boundary delineated and validated, please contact Josh Fisher in the Region 3 Bureau of Habitat at (845) 256-3113.

WATER QUALITY CERTIFICATION

This site may contain federal wetlands under the jurisdiction of the Army Corps of Engineers (ACOE). If the ACOE requires a permit pursuant to Section 404 of the Clean Water Act, then a Section 401 Water Quality Certification will be required. Issuance of these certifications is delegated in New York State to DEC. If the project qualifies for a Nationwide Permit, it may be eligible for coverage under DEC's Blanket Water Quality Certification. Coverage under the blanket requires compliance with all conditions in the blanket for the corresponding Nationwide Permit. A copy of the current blanket for the 2017 Nationwide Permits is available on the DEC website at: http://www.dec.ny.gov/docs/permits_ej_operations_pdf/wqcnwp2017.pdf.

STATE-LISTED SPECIES

DEC has reviewed the State's Natural Heritage records. We have determined that the site is located within or near record(s) of the following state-listed species:

Name	Status
<u>Sage Wren (<i>Cistothorus plantensis</i>)</u>	<u>Threatened</u>

A permit is required for the incidental taking of any species listed as "endangered" or "threatened", which can include removal of habitat. However, staff have determined that the proposed project is not likely to result in a take of this state-listed species, and an Incidental Take Permit pursuant to 6 NYCRR Part 182 would not be required.

The absence of data does not necessarily mean that other rare or state-listed species, natural communities or significant habitats do not exist on or adjacent to the proposed site. Rather, our files currently do not contain information which indicates their presence. For most sites, comprehensive field surveys have not been conducted. We cannot provide a definitive statement on the presence or absence of all rare or state-listed species or significant natural communities. Depending on the nature of the project and the conditions at the project site, further information from on-site surveys or other sources may be required to fully assess impacts on biological resources.

May 31, 2018

OTHER

Other permits from this Department or other agencies may be required for projects conducted on this property now or in the future. Also, regulations applicable to the location subject to this determination occasionally are revised and you should, therefore, verify the need for permits if your project is delayed or postponed. This determination regarding the need for permits will remain effective for a maximum of one year unless you are otherwise notified. More information about DEC permits may be found at our website, www.dec.ny.gov, under "Regulatory" then "Permits and Licenses." Application forms may be downloaded at <http://www.dec.ny.gov/permits/6081.html>.

Please contact this office if you have questions regarding the above information. Thank you.

Sincerely,



Chris Lang
Division of Environmental Permits
Region 3, Telephone No. (845) 256-3096

ecc: Town of New Paltz
Village of New Paltz
May O'Malley, DEC Permits
Josh Fisher, DEC Bureau of Habitat
DEC R3 Bureau of Wildlife

NOTE: Regarding erosion/sedimentation control requirements:

Stormwater discharges require a State Pollutant Discharge Elimination System (SPDES) Stormwater permit from this Department if they either:

- occur at industrial facilities and contain either toxic contaminants or priority pollutants OR
- result from construction projects involving the disturbance of 5000 square feet or more of land within the NYC Department of Environmental Protection East of Hudson Watershed or for proposed disturbance of 1 acre or more of land outside the NYC DEP Watershed

Your project may be covered by one of two Statewide General Permits or may require an individual permit. For information on stormwater and the general permits, see the DEC website at <http://www.dec.ny.gov/chemical/8468.html>.

For construction permits, if this site is within an MS4 area (Municipal Separate Storm Sewer System), the stormwater plan must be reviewed and accepted by the municipality and the MS-4 Acceptance Form must be submitted to the Department. If the site is not within an MS4 area and other DEC permits are required, please contact the regional Division of Environmental Permits.

MEMORANDUM

To: Roger Keating, P.E.

From: Barbara Beall, PWS, LEED® AP

Date: May 4, 2018

Re: Aquatic Resource Delineation
New Paltz Fire Station Property
NW corner of N. Putt Corners Road and Henry W Dubois Drive

Job #: 91752.00

The New Paltz Fire Department property, located at 117 Henry W. Dubois Drive (Tax Map ID 86.8-5-36.200) (the "Property") is located at the northwest corner of Henry W. Dubois Drive and North Putts Corner Road in the Town of New Paltz, Ulster County, NY. The project area is approximately 4.5 acres containing mowed lawn, successional northern hardwoods and a stream and riparian corridor. The Property was investigated on Monday, April 30, 2018 by Chazen scientist Barbara Beall for the presence of wetlands and streams. In addition, wetlands and waters along Henry W. Dubois Drive westward to Wagner Lane/Meadowbrook Circle were also reviewed. This memorandum summarizes the findings of that delineation and potential regulatory implications associated with development of an enlarged Fire Station. See Figure 1, Tax Map Parcel Data from Ulster County Parcel Viewer.

Summary of Potential Restrictions:

- A stream and a narrow riparian zone was delineated along the northern property boundary. This stream is mapped as Class C, so not regulated by the NYSDEC under Article 15, Protection of Waters. The stream is regulated by the Corps of Engineers as a Water of the United States as it is perennial and part of the interstate tributary system.
- A small wetland pocket was delineated within the western hedgerow.
- Wetlands and a stream were delineated north and south of Henry W. Dubois Drive to the west of the property.
- The NYSDEC maps a state-regulated wetland running north to south along the western portion half of the site. However, this does not appear to be an accurate assessment of the current condition (nor conditions since at least 1984). While there is a small wetland pocket in the wooded hedgerow, the hedgerow does not appear to be consistently wet.
- The National Wetland Inventory Mapping does not identify a wetland running in the hedgerow.
- A wetland system is located west of the site to the north and south of Henry W. Dubois Drive.
- The Town of New Paltz has adopted its own wetland protection law.

WETLANDS - MAPPING RESOURCES

New York State Department of Environmental Conservation (NYSDEC):

- There are no NYSDEC regulated streams on the site. A NYSDEC mapped stream, Number 855.5-26, a tributary to the Wallkill River, is located off-site to the north. This is a Class C stream, and thus not regulated by the NYSDEC. See Figures 1 and 2.
- A NYSDEC Wetland, CD-39, Class 3 is mapped along the property's western third, running north to south. This mapping takes up a portion of the existing mowed field. The entire property lies within the 500-foot check zone of this wetland. See Figures 3 and 4. It is noted that the mowed lawn character of this site has been present since at least 1994. See Figure 5. It is also noted that the National Wetland Inventory mapping is not contiguous with the NYSDEC mapping and does not extend along this western property boundary. See Figures 6 and 7.

Additionally, mapping does not show hydric soils extending onto the property except in the northwest corner, where LY – Lyons-Atherton complex, very stony, a 100% hydric soil crosses the northwest corner of the Property. See Figure 8. The open field does not appear to be artificially created by fill; the Ulster County Soil Survey maps the remainder of the site as MgB (Mardin-Nassau complex 3 to 8 percent slopes) and the eastern part mapped as VoA (Volusia gravelly silt loam, 8 to 15 percent slopes). Mardin has 0% hydric soil rating, and VoA has a 5% hydric soil rating. See Figure 9.

US Army Corps of Engineers (Corps): The National Wetland Inventory shows no wetlands on the property. The same stream noted above is shown north of the Property on NWI mapping. This is a tributary to the Wallkill River. The Wallkill River is a tributary to the Hudson River, a Traditionally Navigable Water. The Corps regulates wetlands and waters (with a significant nexus to a Traditionally Navigable Water) under Section 404 of the Clean Water Act, and specifically regulate the discharge of dredged or fill material into such waters. The Corps does not regulate a buffer around these aquatic resources. The stream, its riparian wetlands, and likely the wetland noted in the hedgerow would be regulated by the Corps. See figures described above.

Town of New Paltz: The Town of New Paltz has adopted a local wetland law (aka "Wetlands and Watercourse Protection") at §139 of their Town Code. The stream to the north of the property would be defined as a Perennial Watercourse (see §139-4, Definitions), and the regulated buffer area would be 100-feet, measured horizontally (see §139-5(C)). The small wetland within the hedgerow is not a vernal pool, and appears smaller than 0.1 acre, and so may not be regulated by the Town of New Paltz (see §139-4, "Wetland or Freshwater Wetland").

WETLANDS – FIELD INSPECTION

Figure 10 illustrates the wetlands/watercourses that were delineated on and off-site on April 30, 2018.

The mowed open field area was dominated by FACU herbaceous plants including wild chives (*Allium schoenoprasum*)(FACU); white bedstraw (*Galium mollugo*)(FACU); white clover (*Trifolium repens*)(FACU);

groundivy (*Glechoma hederacea*)(FACU); wild thyme (*Thymus serpyllum*)(Not Listed); English plantain (*Plantago lanceolata*) (FACU); and common dandelion (*Taraxacum officinale*)(FACU). The mowed open field did not have evidence of hydrophytic vegetation such as the presence of sedges or rushes such as soft rush, which would be common in field such as this with a wetness condition. Despite a day of rain the Sunday before the site visit, the field did not have standing water, although it was somewhat wet. Soils were loamy, generally with colors of 10YR 5/2 or 10YR 4/3 without redox features. Except for the small area delineated along the western hedgerow, this field was identified as an upland area.

Wetland A (Flags A1 to A6) is on the western side of the old field, approximately halfway between the north and southern property lines. The area delineates a small wet pocket that receives runoff from the mowed lawn. The area was dominated by silky dogwood, and had a dark thick soil surface layer. The area had water stained leaves and standing water approximately 5 inches deep. The uplands were similar to uplands for the B line.

- This wetland is likely regulated by the Corps due to its close proximity to Wetland B.
- This wetland should not be regulated by the NYSDEC, but it could be.
- This wetland should not be regulated by the Town of New Paltz due to its small size and lack of vernal pool characteristics.

Watercourse/Wetland B (Flags B1 to B17). This is associated with the southern limits of the stream flowing along the northern limits of the property, and its riparian wetland edge. Wetland B-1 is located in the northwest corner of the Property. The wetland line heads south, then north, to include the area of hydric soils and wetlands in the northwest corner of the property. The wetlands here included Pin oak (*Quercus palustris*)(FACU) and red maple (*Acer rubrum*)(FAC) in the overstory; spicebush (*Lindera benzoin*)(FACW) and Morrow's honeysuckle (*Lonicera morrowii*)(FACU) in the understory, with trout lily (*Erythronium americanum*)(not listed, but should be FAC); Geranium sp. (FACU); sedge (OBL), skunk cabbage (*Symplocarpus foetidus*)(OBL) and American false hellebore (*Veratrum viride*)(FACW) in the herbaceous layer. Soils were 10YR 3/1 up to 8 to 10 inches thick, mucky, qualifying as a thick dark surface. The area had water stained leaves and water was 6" in the soil sample hole. The uplands contained northern white oak (*Quercus alba*) (FACU), cherry (*Prunus* sp.)(FACU); Morrow's honeysuckle (FACU), Rambler rose (*Rosa multiflora*)(FACU), trout lily (not listed but should be FAC); bloodroot (*Sanguinaria canadensis*)(FACU), and wild chives (FACU) in the herbaceous. Soils were 10YR 3/3 with no mottles. There were no hydrology indicators. Except for the area wetlands in the northwest corner, the riparian edge along this stream was narrow and confined, mainly dominated by red maple and skunk cabbage. The stream was about four feet wide and 6 inches to one foot deep with a rocky bottom.

- This watercourse and wetland is regulated by the Corps due to its connectivity to the Walkkill.
- This stream is not regulated by the NYSDEC, as it is Class C.
- This perennial watercourse is regulated by the Town of New Paltz along with a 100-foot buffer.

Off-Site Wetland C (Flags C1 to C6). This is the mapped NYSDEC wetland on the north side of Henry W. Dubois Road. Its eastern limit is the driveway into the storage shed property, and the western limit is a rise near the property's western boundary. This is a Palustrine Forested/Shrub Scrub wetland. The north/south stream is located within a culvert at Flags C3/C4. The area to the west of C-6 is upland woods which connects to upland mowed lawns associated with homes east of Wagner Lane.

- This wetland is regulated by the Corps due to its connectivity to the Wallkill.
- This wetland, and a 100-foot adjacent area is regulated by the NYSDEC, Class 3.
- This wetland, and a 100-foot adjacent area, is regulated by the Town of New Paltz.

Off-Site Wetland D (Flags D1 to D9). This is the mapped NYSDEC wetland on the south side of Henry W. Dubois Road. Its western limit is the east side of the unnamed roadway leading to the David N. Mesches, MD Health Campus, and the eastern limit is uplands. Mowed lawns/upland woods are located at the eastern and western ends of this wetland.

- This wetland is regulated by the Corps due to its connectivity to the Wallkill.
- This wetland, and a 100-foot adjacent area is regulated by the NYSDEC, Class 3.
- This wetland, and a 100-foot adjacent area, is regulated by the Town of New Paltz.

Photos of the various aquatic resources are found at the end of this memo.

PROPOSED ACTIVITY AND AUTHORIZATIONS

Corps of Engineers: The Corps regulates the discharge of dredged or fill materials into Waters of the United States. This means that the Corps regulates moving soil around in a Water of the United States, as well as placing fill material, in any form, within a Water of the United States in a manner which changes the bottom elevation of that water or replaces a natural substrate with a different substrate. The Corp has a set of Nationwide Permits to authorize minor impacts associated with dredging or filling in Waters of the United States (streams, wetlands with a significant nexus to off-site waters). The Corps does not regulate any adjacent area.

If there are no impacts to the Corps regulated wetlands or waters, no permits are needed. If impacts are proposed, then permits will be needed, and review of compliance with other associated regulations would be required.

Other Associated Regulations: Use of federal Nationwide Permits (or individual permits) triggers other reviews by the Corps including compliance with the federal Endangered Species Act, and Section 401 of the Clean Water Act – Water Quality Certification (WQC). The NYSDEC has reviewed the Nationwide Permits to determine if their use will have an adverse impact on water quality; in some cases, a blanket (i.e., pre-authorized) Section 401 WQC has been issued, and in other cases an individual WQC is required; in general impacts must be less than 0.25 acre and other conditions, such as culverts with aquatic resource connectivity, must be met to qualify for a blanket WQC. The involvement of the NYSDEC also requires SEQRA review.

NYSDEC Wetland Regulations: Work within 100-feet (or within the wetlands themselves) of Wetlands A, C, or D will be regulated by the NYSDEC under the state's Freshwater Wetlands Act. Under these regulations, the NYSDEC regulates most activities in both the wetland and adjacent area. The Applicant is required to demonstrate that:

- The activity is compatible with the public health and welfare,
- The activity is the only practical alternative that could accomplish the applicant's objectives and have no practicable alternative on a site that is not a freshwater wetland or adjacent area.

- The project minimizes degradation to, or loss of, any part of the wetland or is adjacent area and must minimize any adverse impacts on the functions and benefits that the wetland provides.
- Class III wetlands Class III wetlands supply wetland benefits, the loss of which is acceptable only after the exercise of caution and discernment. A permit shall be issued only if it is determined that the proposed activity satisfies an economic or social need that outweighs the loss of or detriment to the benefit(s) of the Class III wetland

Given that the project is construction of a fire station expansion, and that impacts are likely to be limited to installation of a waterline within a road right-of-way, these permitting standards should be met.

Town of New Paltz Regulations: The Town of New Paltz regulates within the wetlands and buffers defined above. Given that this project is for a fire station, with significant public interest benefit, and given that the purpose of the New Paltz wetland regulations is to protect wetlands and their biodiversity, if the work is limited to either the mowed lawn or the road right-of-way, the Town of New Paltz should be able to find that the project is in the public interest for permit issuance.

NEXT STEPS

We recommend the following next steps:

- A review of the project versus the delineation to determine if the project will impact wetlands or any buffers as currently delineated.
- A meeting with the NYSDEC on-site to discuss the proposed project and the limits of the Department's jurisdiction, given site conditions and mapping discrepancies regarding soils etc.
- A meeting with the Town of New Paltz to discuss regulation of this project.
- Working to avoid and minimize wetland impacts to the maximum extent practicable and then moving forward with necessary permitting. It is our opinion that if the project is located within the lawn area, and maintains a 100-foot set back from the stream to the north, it should be permissible.

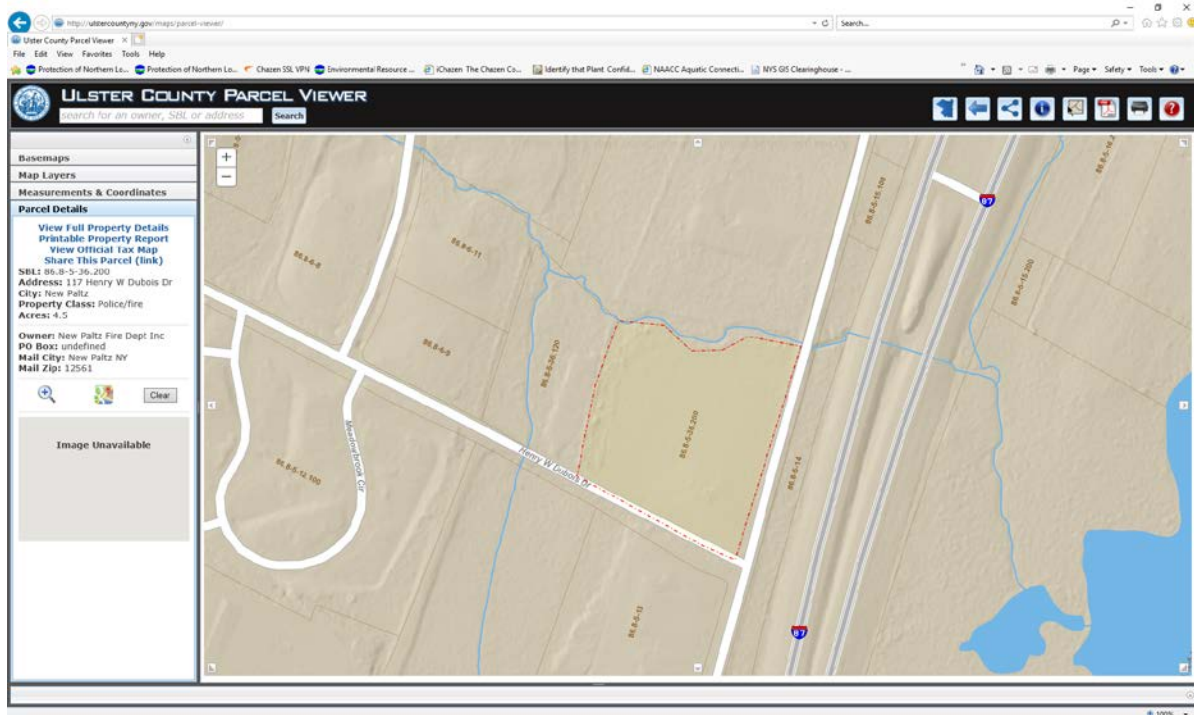


Figure 1. Tax Map data from Ulster County Parcel Viewer

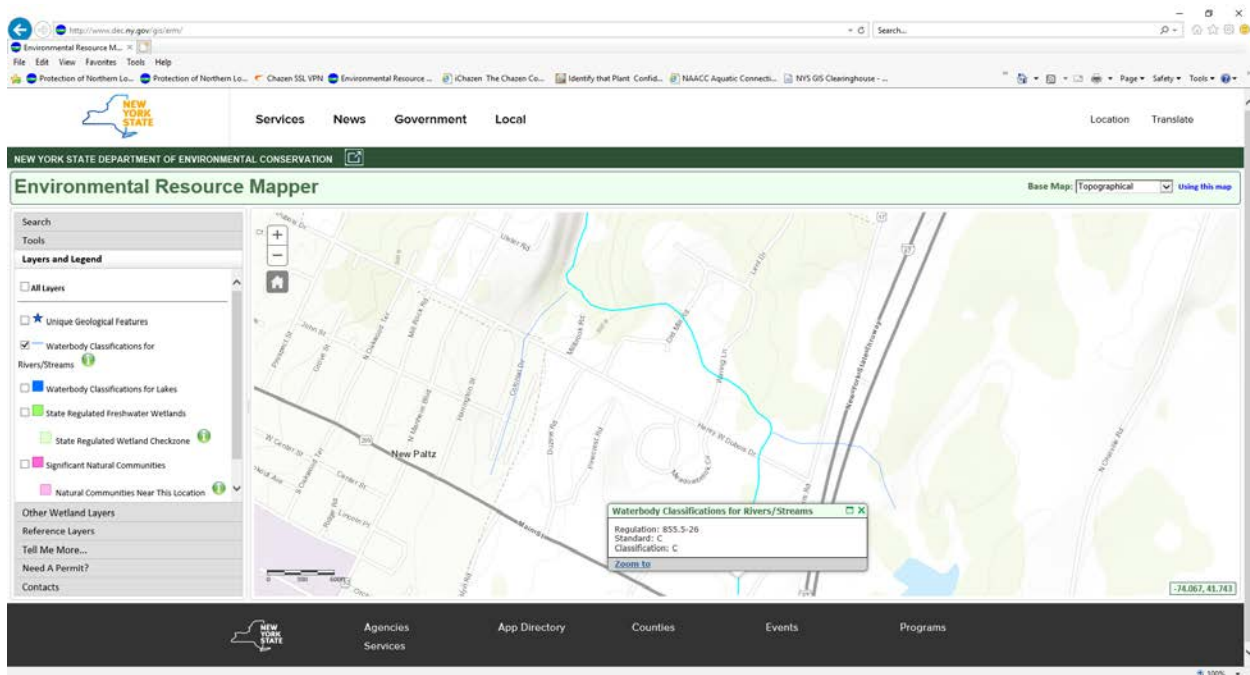


Figure 2. NYSDEC Environmental Resource Mapper illustrating stream mapping. Both sections of stream are Class C.

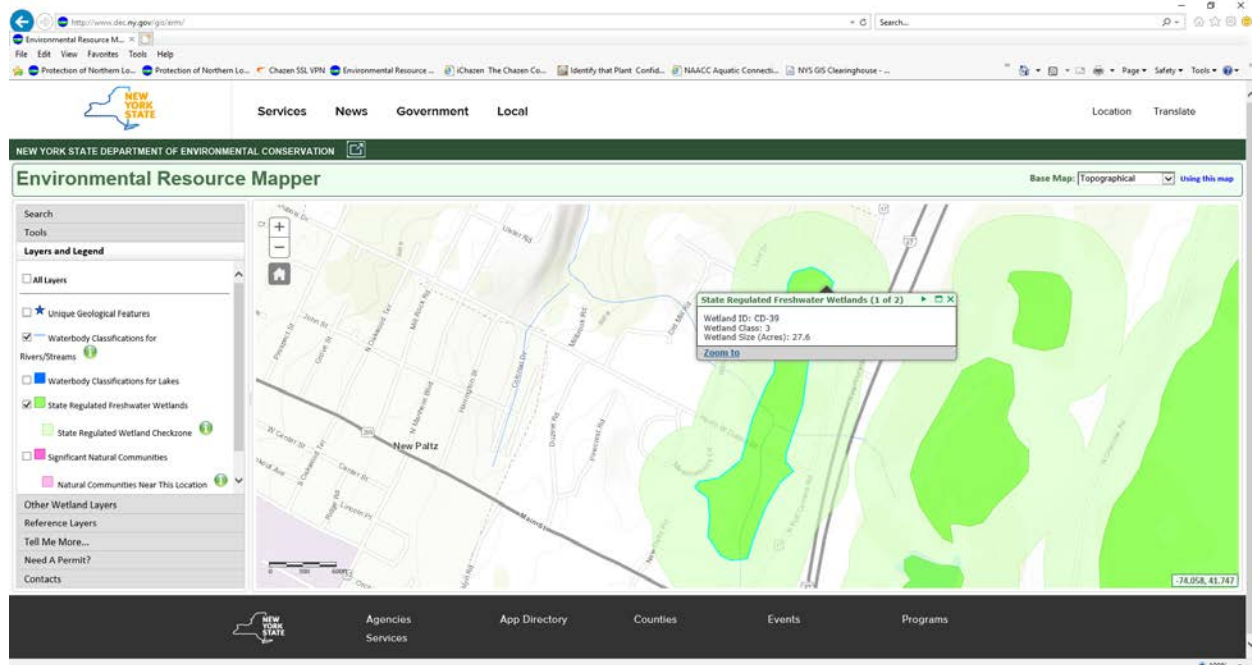


Figure 3. NYSDEC Environmental Resource Mapper illustrating limits of NYSDEC Wetland CD-39, (dark green) a Class 3 wetland in the vicinity of the Site, along with its 500-foot check zone.

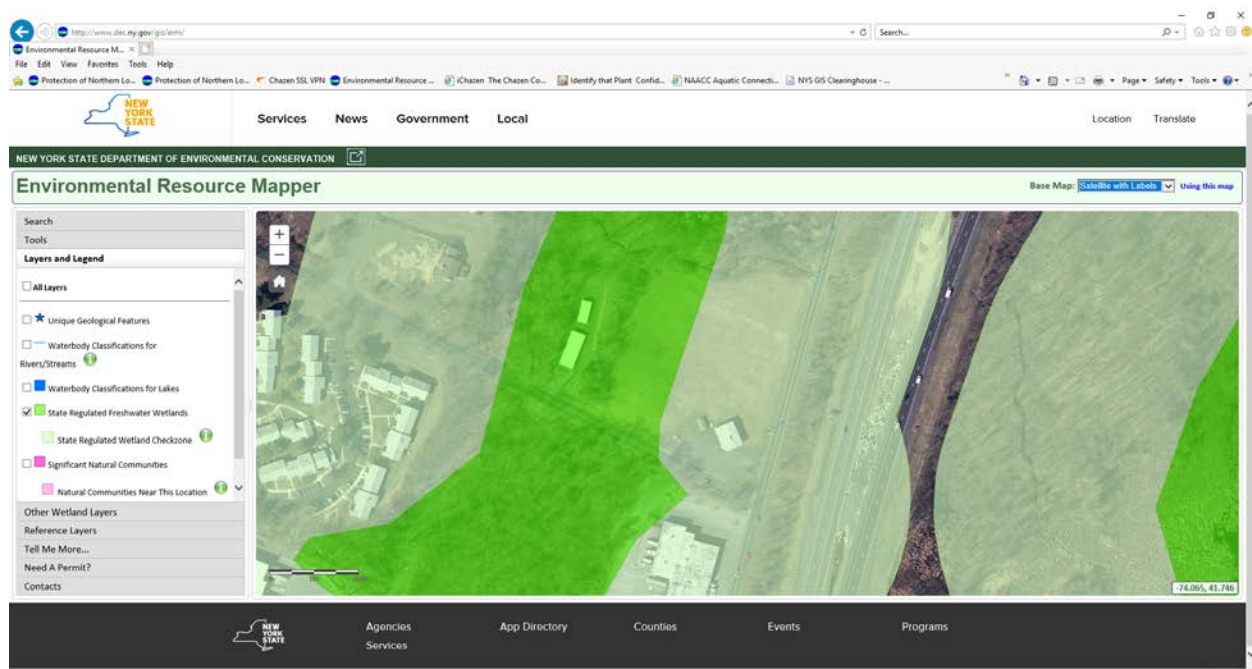


Figure 4. NYSDEC Environmental Resource Mapper illustrating limits of NYSDEC Wetland CD-39, (dark green) a Class 3 wetland in the vicinity of the Site, along with its 500-foot check zone overlain on an orthophoto.



Figure 5. Google Earth Historical Map from 1994, illustrating open field on the site since 1994. Yellow pins and white lines are estimated locations of wetlands delineated.

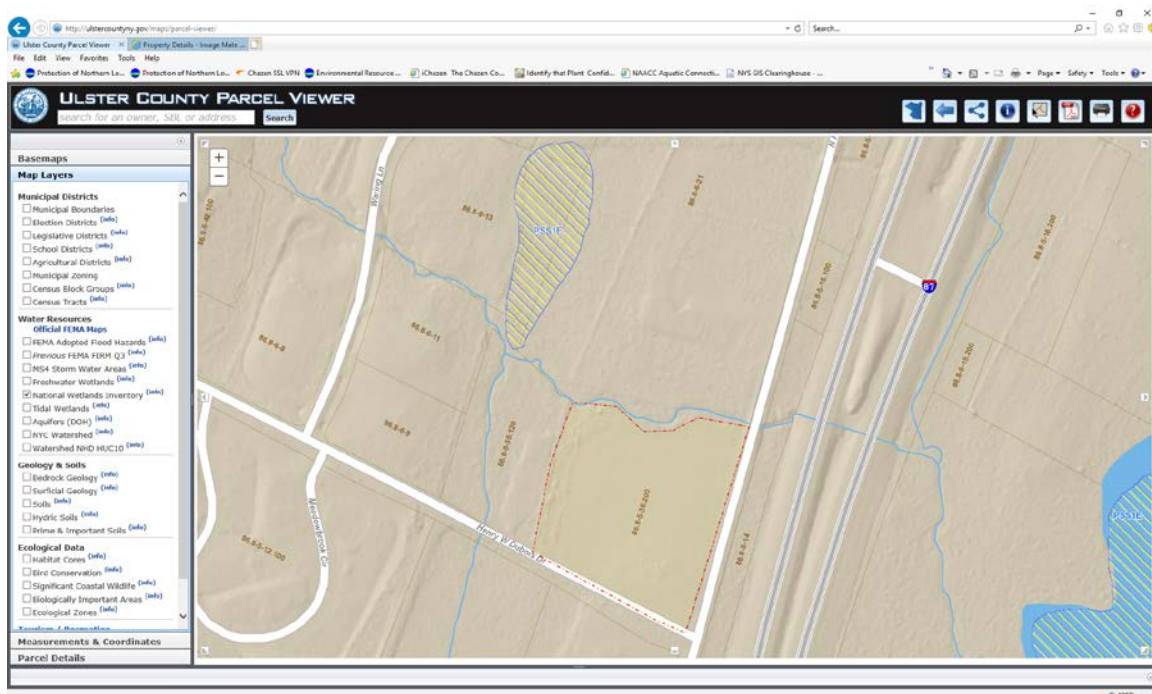


Figure 6. Limits of National Wetland Inventory Mapping (NWI) overlain on Ulster County Parcel Viewer. The NWI mapping is not contiguous with the NYSDEC wetland mapping.

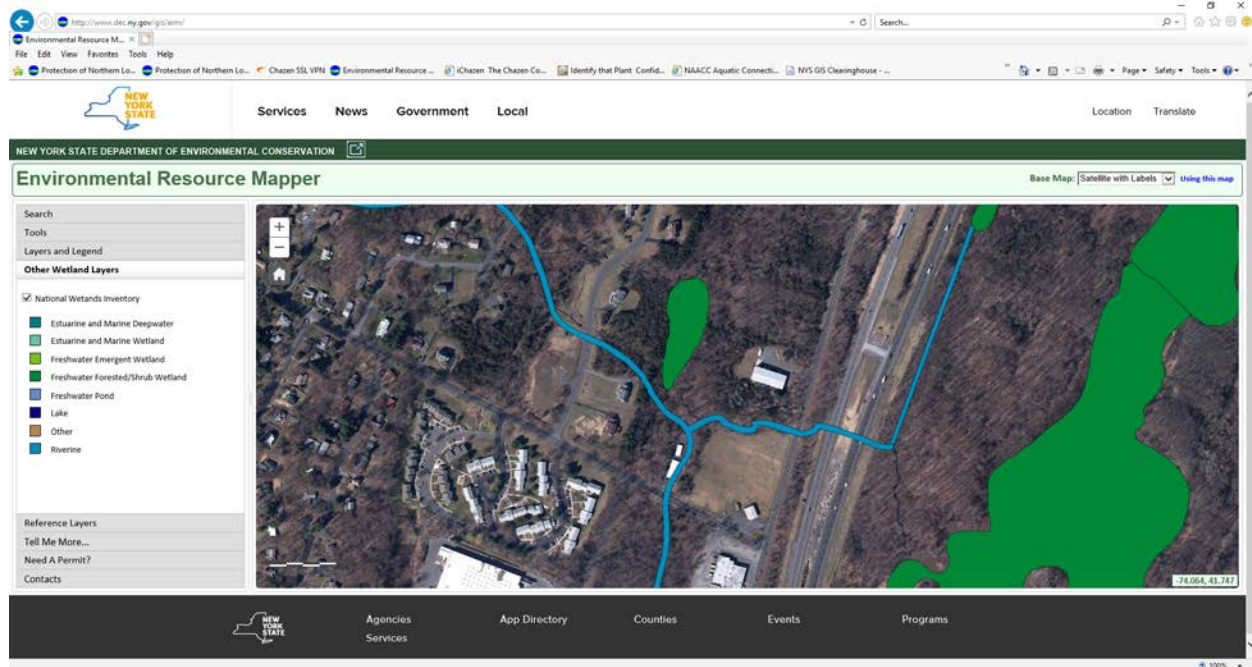


Figure 7. Limits of National Wetland Inventory Mapping (NWI) overlain on orthophoto within the NYSDEC Environmental Resource Mapper.

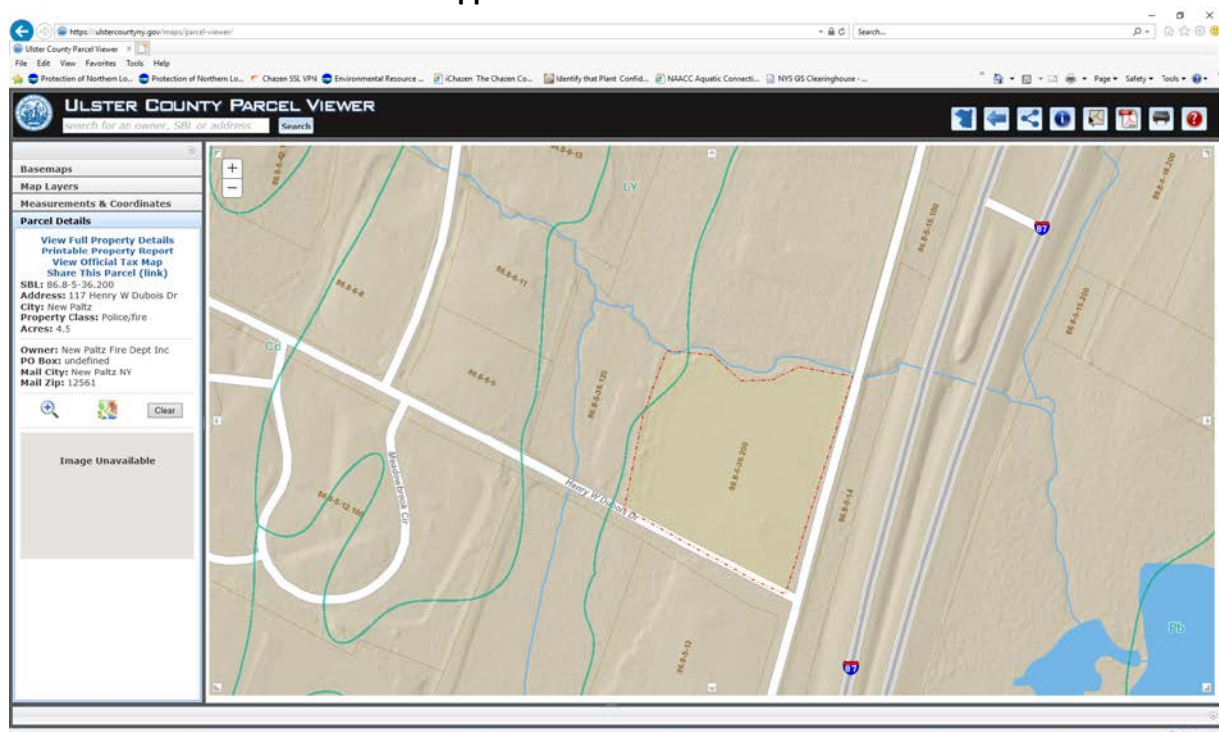


Figure 8. Limits of hydric soil mapping (see green line) (LY – Lyons-Atherton complex, very stony) relative to Property boundaries.

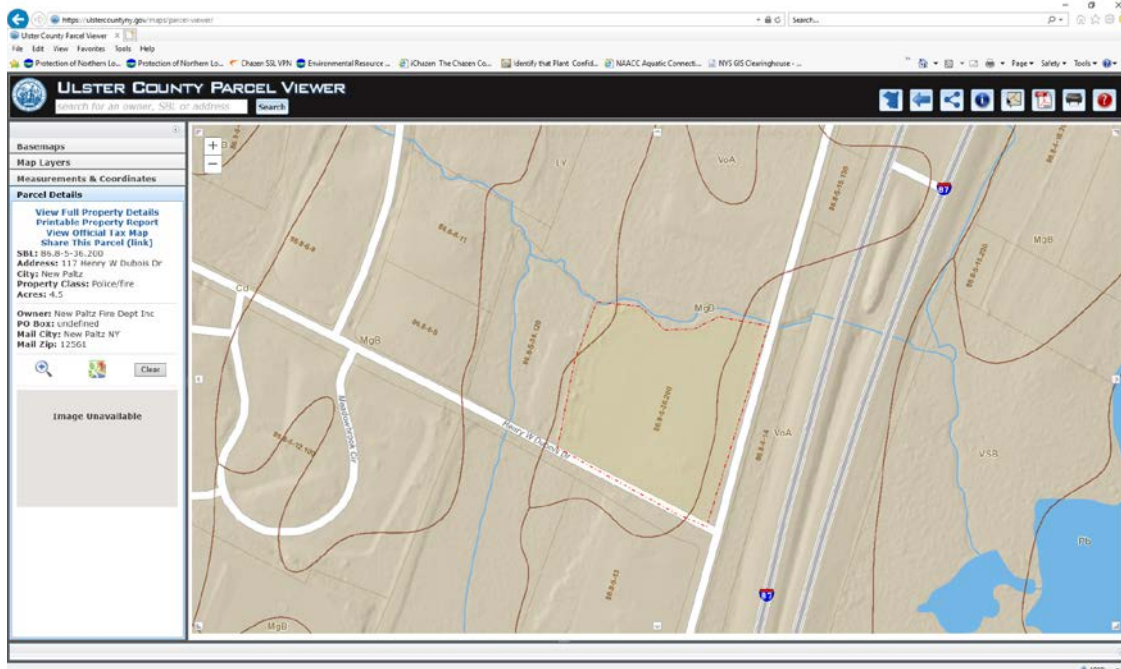


Figure 9. Soil mapping overlain on Ulster County Parcel Viewer indicates that much of the Property is mapped as MgB (Mardin-Nassau complex 3 to 8 percent slopes) and the eastern part mapped as VoA (Volusia gravelly silt loam, 8 to 15 percent slopes), and only a small part, in the northwest corner mapped as LY – Lyons-Atherton complex, very stony...100% hydric.)



Figure 10. Approximate limits of wetlands/watercourses delineated on April 30, 2018.