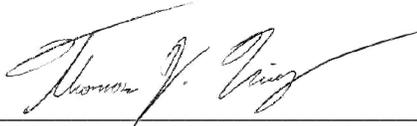


HYDE PARK LANDING, LTD.

ENVIRONMENTAL ASSESSMENT



New York State Governor's Office of Storm Recovery
April 26, 2016

HYDE PARK LANDING, LTD. - SMALL BUSINESS GRANT PROGRAM PROJECT #027-ED-32620-2013 ENVIRONMENTAL ASSESSMENT & ERR PROJECT SUMMARY	
Responsible Entity:	New York State Homes & Community Renewal – Housing Trust Fund Corporation Cooperating with the Governor’s Office of Storm Recovery (GOSR)
Certifying Officer:	Thomas J. King, Esq., Assistant General Counsel and Certifying Officer, Governor’s Office of Storm Recovery
Project Name:	Hyde Park Landing, LTD.
Funding Recipient:	Hyde Park Landing, LTD.
Federal Agency:	U.S. Department of Housing & Urban Development (HUD)
Project #:	027-ED-32620-2013
Project Sponsor:	New York State Housing Trust Fund Corporation
Program Name:	New York State Community Development Block Grant-Disaster Recovery Small Business Grant Program (April 2013)
Project Address:	6 Dock Street, Hyde Park, Dutchess County, New York
Project County:	Dutchess County
Estimated Project Cost:	\$10,113.17
Project Sponsor Address:	Governor’s Office of Storm Recovery 99 Washington Avenue, Suite 1224 Albany, NY 12231
Primary Contact/ Person To Direct Comments:	Thomas King, Esq., Assistant General Counsel and Certifying Officer, Governor’s Office of Storm Recovery
E-Mail address:	<i>Thomas.King@stormrecovery.ny.gov</i>
Telephone Number:	(518) 473-0015
Project NEPA Classification:	24 CFR 58.36
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.
	<p>The undersigned hereby certifies that New York State Housing Trust Fund Corporation 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.</p> <div style="text-align: center;">  <hr style="width: 20%; margin: auto;"/> </div> <p>NAME: Thomas J. King, Esq. Title/Agency: Assistant General Counsel & Certifying Officer - Governor’s Office of Storm Recovery Date: April 26, 2016</p>
Environmental Assessment Prepared By:	Tectonic Engineering & Surveying Consultants P.C. PO Box 37, 70 Pleasant Hill Road Mountainville, NY 10953

Introduction:

Hyde Park Landing, LTD. is a marina and vacation rental facility located at 6 Dock Street, within the Town of Hyde Park, Dutchess County, New York. This water-dependent business is a historic marina with seasonal and transient moorings, small boat and jet-ski docks, a boat launch ramp, and space for both winter and summer storage. Hyde Park Landing, LTD. is located at the inlet of Crum Elbow Creek at its confluence with the Hudson River. This business sustained damage as a result of Hurricane Irene and Tropical Storm Lee. These storms caused sediment and boulder deposition in the inlet, making the inlet too shallow for boats to launch. The floating dock in the inlet was attached to the concrete wall. The force of the water created erosion of the bank and under the concrete wall, compromising the integrity of the concrete wall. The blacktop apron along the sides of the concrete boat launch in the inlet was washed away from the surge of the Crum Elbow Creek. The floating dock on the Hudson River flipped over during the storm, damaging the anchors and pins that were attached to the wooden ramp. Additionally the storm surge damaged the bulkhead on the Hudson River.

On 11/18/2014, a Catex(a) review was completed for the applicant for a grant awarded of \$1,008.17 for reimbursed repairs to the floating dock on the Hudson River. The scope involved in-kind repair of existing buildings and water-use facilities such as docks, fixed piers, floats, and fixed or floating boat slips. These repairs were assumed to not encompass any ground disturbance outside of the previously existing footprint for buildings and structures that were in place prior to the storm event. Additionally, on 3/15/2016, a Catex(b) review was completed for future work funding \$10,275.00 for engineering services.

Description of the Proposal:

The U.S. Department of Housing and Urban Development (HUD) Community Development Block Grant – Disaster Recovery (CDBG-DR) funding is proposed for \$10,113.17 for reimbursement of the following completed construction activities: relocating sediment, rocks, and debris blocking the Crum Elbow Creek and inlet after the storm to areas outside the stream channel; trucking the debris off of the Subject Property; repairing the floating dock located on the Hudson River, including repairing the walkway ramp and replacing the anchoring system; and restoring disturbed areas of the parking lot and driveway with bluestone.

Completed in-water work was done under New York State Department of Environmental Conservation (NYSDEC) Permit Nos. 3-1332-00362/1, 3-1332-00362/2, 3-1332-00362/3, and 3-1332-00362/4. It is noted that these permits authorized additional work to be completed using funds other than the proposed funds described in the environmental review herein. Completed work not subject to the proposed funds described herein included: the Hudson River east bank was reinforced for approximately 500 linear feet, using embedded stone backfilled with soil, graded, and seeded, and stream bank stabilization in some areas. Additionally, the boat launch located at the inlet was repaired.

Existing Conditions and Trends:

The Town of Hyde Park is located on the western edge of Dutchess County. This business is located on the eastern bank of the Hudson River, where Crum Elbow Creek meets the Hudson River, northwest of River Road and south of Dock Street. The immediate surrounding area appears to be recreational land, and mixed residential and commercial properties. The area is also known for the historic sites and recreational trails associated with the Vanderbilt Mansion National Historic Site and Vanderbilt Loop Walkabout Trail located approximately 350 feet to the northeast. The Vanderbilt Loop Walkabout Trail connects to the Bard Rock Walkabout Trail, which traverses Dock Street and River Road. This business offers area residents and boaters access to and from waterways for recreation and fishing activities.

This marina service business is functionally dependent on a location on the waterway as it requires being able to launch boats in the water, as well as to seasonally or transiently dock boats. All work being funded is reimbursement, meaning the work has already been completed. The Subject Property is located within the 100-year floodplain and partially within the regulatory floodway of Crum Elbow Creek.

Statement of Purpose and Need for the Proposal:

This business was impacted by Hurricane Irene and Tropical Storm Lee, during which the business experienced flooding, power outages, and business interruption resulting in damage to marina infrastructure and function. Documentation of loss is supported by the insurance proof of loss documentation. Moreover, in the March 5, 2013 Federal Register Notice, HUD expressly recognized that “without the return of businesses and jobs to a disaster-impacted area, recovery may be impossible. Therefore, HUD strongly encourages grantees to envision economic revitalization as a cornerstone to a long-term recovery” (78 FR 14335).

ENVIRONMENTAL ASSESSMENT FACTORS/ SCREENING

[Environmental Review Guide HUD CPD 782, 24 CFR 58.40; Ref. 40 CFR 1508.8 & 1508.27]

Evaluate the significance of the effects of the proposal on the character, features and resources of the project area. Enter relevant base data and verifiable source documentation to support the finding. Then enter the appropriate impact code from the following list to make a determination of impact. **Impact Codes:** (1) - No impact anticipated; (2) - Potentially beneficial; (3) - Potentially adverse; (4) - Requires mitigation; (5) - Requires project modification. Note names, dates of contact, telephone numbers and page references. Attach additional material as appropriate. Note conditions or mitigation measures required.

Land Development	Code	Source or Documentation
Conformance with Comprehensive Plans and Zoning	1	<p>The project activities including the completed construction work performed to remove storm debris from the inlet, restore access to the Crum Elbow Creek, and repair docks conform to the existing "Comprehensive Plan for the Town of Hyde Park" (2005). The Plan calls for continuity of the community identity while maintaining and enhancing access to the area's natural resources.</p> <p>The completed work and future proposed permits allow for the continued enhancement of the community identity of Hyde Park by maintaining access to local historical sites and nearby recreational lands. This project helps sustain a working waterfront use. The development appears to fit within standards for the state and local permits needed for the completed work.</p>
Compatibility and Urban Impact	1	<p>The proposed project continued the land use at the project site and would be compatible with the existing land use on the project site and the surrounding area, which is mixed residential properties and recreational land use.</p>
Slope	1	<p>According to the United States Geological Survey (USGS) topographic map for the area, the Subject Property is located within the Crum Elbow Creek outwash plain, on the eastern riverbank of the Hudson River in Dutchess County, New York (Attachment 1). There was no change in slope to the Subject Property or the surrounding area as a result of the completed work.</p>
Erosion	2	<p>There is a small portion of the Subject Property located within a regulated floodway, which may be susceptible to erosion during high water events. The entire inlet area is in a floodway. There was limited erosion reported as a result of Hurricane Irene and Tropical Storm Lee. It appears that the New York State Department of Environmental Conservation (NYSDEC) issued permit Nos. 3-1332-00362/1, 3-1332-00362/2, 3-1332-00362/3, and 3-1332-00362/4 to the Subject Property owner to reinforce select bank areas to reduce potential for future erosion. This work is not part of the proposed funding for which this review is being completed.</p> <p>Portions of the parking lot were repaired, which would limit erosion of soils under the repaired surface.</p> <p>The Subject Property could experience some future inundation during severe high tides and major coastal storms. The completed construction work did not alter any new surface areas as the</p>

		construction was in-place restoration of parking lot, dock repair, and relocation of storm-accumulated debris and sediment. Thus, the reimbursed actions were consistent with NYSDEC permits that the applicant acquired prior to the work being performed (Attachment 8).
Soil Suitability	1	<p>The U.S. Department of Agriculture (USDA) Natural Resources Conservation Service (NRCS) provides mapped information regarding soil types and their properties that can influence the development of building sites. This information is intended for land use planning, evaluating land use alternatives, and for planning site investigations prior to design and construction.</p> <p>According to the USDA NRCS soils map data for "Shallow Soil Excavation," the Subject Property contains a mix of Hoosic gravelly loam and the Nassau-Cardigan complex (Attachment 2). Work performed was removing stone, soil, and debris which floodwaters had deposited into the inlet, so as to restore the inlet to the previously existing conditions. Additionally docks and the parking lot were repaired. All work performed in accordance with NYSDEC permits that the applicant acquired prior to the work being performed (Attachment 8). Thus, no potential impacts resulted from the completed work.</p>
Hazards and Nuisances including Site Safety	1	The funded activities did not involve actions that would involve potential recognized environmental conditions/ contamination. There are no known or suspected environmental issues known to have contaminated the Subject Property to affect the health and safety of occupants or to conflict with the intended utilization of the Subject Property. More details are provided in the Toxic/ Hazardous/ Radioactive Materials, Contamination, Chemicals, or Gases [24 CFR 58.5(i)(2)] section below, and its associated maps, and the U.S. Environmental Protection Agency (EPA) and NYSDEC reports provided in the Case 027-ED-32620-2013 HUD Environmental Standards Review Report (Attachment 3).
Energy Consumption	1	The completed project did not expand the existing business relative to conditions prior to Hurricane Irene and Tropical Storm Lee, and would not increase long-term energy consumption.

Noise - Contribution to Community Noise Levels	1	The completed project was not a noise-sensitive use. This project involves reimbursement for short-term storm repair activities already performed at an existing business.
Air Quality Effects of Ambient Air Quality on Project and Contribution to Community Pollution Levels	1	This project involved in-place repairs at an existing business and related economic development support, and did not involve physical work that would substantially affect the NYSDEC Air Quality State Implementation Plan (SIP). No significant impacts on air quality resulted from the work performed. Generally, it is recommended to conduct construction rehabilitation and business assistance to ensure acceptable air quality during these temporary activities, including through minimization of volatile organic compounds, nitrogen oxides emissions and fugitive dust. This includes operation of gas-powered construction equipment to avoid prolonged idling and fugitive dust management practices in rehabilitation. It is also desirable to source low-VOC materials and inventory and energy star efficient equipment

		purchases, as practicable.
Environmental Design Visual Quality - Coherence, Diversity, Compatible Use and Scale	1	The funded project involves reimbursed completed construction work at an existing business, specifically related to relocating debris and sediment from the creek inlet and repairing the parking lot and floating dock located on the Hudson River. Work was in-kind and in-place and did not involve new structures or significant changes to existing development. Thus, this project has no visual impact on the surrounding area.

Socioeconomic	Code	Source or Documentation
Demographic Character Changes	1	The project did not induce any change in the demographic character of the area.
Displacement	1	The project does not displace individuals or families, destroy jobs, local businesses or community facilities, or disproportionately affect particular populations.
Employment and Income Patterns	2	The project does not adversely affect employment opportunities or income patterns. Additionally, funding to support business continuity at this location will help ensure a diverse economic base, support maritime activities, and subsequently result in continued economic multipliers and the support that this business provides to surrounding businesses.

Community Facilities & Services	Code	Source or Documentation
Educational Facilities	1	The proposed project did not introduce any new populations that increased the student population of the area. As such, the project did not have an impact on educational facilities.
Commercial Facilities	1	The completed project did not introduce any new development that would require additional retail services or other commercial facilities.
Health Care	1	The completed project did not introduce any new development that would require the availability of routine or emergency health services.
Social Services	1	The completed project did not impact social services. Social services are provided by a range of non-profit and government agencies.
Solid Waste	1	The completed project did not introduce any new development that would generate solid wastes. Excavated material was retained to be used as backfill or bank stabilization, as needed while work was completed. Additionally, excavated materials and stone were trucked off-site. It is expected that any construction debris went to an appropriate legally compliant landfill designated for receipt of such materials.
Waste Water	1	The completed project did not introduce any new development that would generate waste water.
Storm Water	1	The completed project did not increase the area of impervious surfaces. Thus, it does not adversely affect storm water runoff.
Water Supply	1	The completed project did not introduce any new development that would increase the demand for water.
Public Safety - Police	1	The completed project did not introduce any new development that would generate additional demand for police services.
- Fire	1	The completed project did not introduce any new development that

		would generate additional demand for fire services.
- Emergency Medical	1	The completed project did not introduce any new development that would generate demand for additional emergency medical services.
Open Space and Recreation - Open Space	1	The completed project did not introduce any new development that would generate demand for open space resources.
- Recreation	1	The completed project involved relocating debris and sediment from the creek inlet and repairing the parking lot and floating dock located on the Hudson River at a pre-existing marina business. Thus, the project restored a business that offers area residents access to recreation via maritime uses. The completed project did not introduce any new development that would generate demand for recreational resources.
- Cultural Facilities	1	Section 106 approval was obtained. The New York State Historic Preservation Office (SHPO) determined that the project would have No Effect upon cultural resources in or eligible for inclusion in the National Register of Historic Places. No further action is required. See SHPO findings, annexed hereto as Attachment 4 . No further consultation with SHPO is required at this time. The funded work solely involved relocating storm-accumulated debris from the creek inlet and repairing the parking lot and floating dock located on the Hudson River. As such, project information was forwarded to the Tribal Historic Preservation Office of the Delaware Nation, Delaware Tribe, and the Stockbridge Munsee Community Band of Mohicans (Attachment 4). Responses have been received from the Delaware Nation, Delaware Tribe and the Stockbridge Munsee Community Band of Mohicans indicating each entity did not have a concern with the completed project (Attachment 4).
Transportation	1	The completed project did not introduce any new development that would generate demand for transportation services. Moreover, the existing parking areas at the facility are sufficient to handle employees and customers of the business.

Natural Features	Code	Source or Documentation
Water Resources	1	The project did not involve any new development that would generate demand for groundwater as water supply nor did the project introduce any new septic systems that may affect groundwater in the area. There is currently an existing septic system at the Subject Property. The project is not located in one of the 47 identified watersheds with watershed plans in New York State, available at http://www.dec.ny.gov/chemical/99985.html . Thus, compliance with watershed plan regulations is not applicable for this project.
Surface Water	1	The nearest surface water body is the Crum Elbow Creek running through the Subject Property and the Hudson River located west of the completed project location. The project does not generate demand for surface water resources, and all in water-work was done in compliance with permits for the work. Thus, this project did not impact surface waters and/ or temporary impacts during the debris removal were minor, and would not have adversely affected the

		surface water quality.
Unique Natural Features and Agricultural Lands	1	The Hudson River is located adjacent to the project location and the Crum Elbow Creek runs through the Subject Property. However, all work performed was in-kind and in-place repairs or restoration. Additionally, there are no agricultural lands within proximity to the Subject Property. This project does not adversely impact the surrounding unique natural features.
Vegetation and Wildlife	1	<p>According to information from the NYSDEC Environmental Resource Mapper (Attachment 5), the Subject Property is located within the NYSDEC's designated rare, threatened, or endangered species generalized review area per the NYSDEC's Natural Heritage Program (NHP) data. Tectonic submitted a formal request to the NHP program for records of threatened or endangered species in the project area. A response was received from the NHP on December 4, 2015, which is documented in Attachment 6. This response identified the Shortnose Sturgeon (endangered), Atlantic Sturgeon (endangered), Shining Bedstraw (endangered), and the Woodland Agrimony (threatened) within a 0.5 mile of the project location. Additionally, Oak-Tulip Tree Forest was identified as a significant natural community that occurs nearby.</p> <p>Shortnose Sturgeon and Atlantic Sturgeon are bottom feeders that frequent the rivers and estuaries. The Shining Bedstraw has been known to be found in deciduous woods and thickets. This project did not include newly disturbed areas, only relocation of storm-accumulated debris and sediment from a creek inlet to restore pre-storm conditions and also repairs to the dock and parking lot in an already developed marina. There appears to be undeveloped woodland north and southeast of the marina, but these were not encroached upon or disturbed as part of the completed project. Thus, this project had no effect on the Shortnose Sturgeon, Atlantic Sturgeon, Shining Bedstraw, Woodland Agrimony, or the significant natural communities nearby.</p> <p>Shortnose Sturgeon & Atlantic Sturgeon http://www.dec.ny.gov/animals/7025.html</p> <p>Shining Bedstraw http://www.acris.nynhp.org/guide.php?id=9327&part=2</p> <p>Woodland Agrimony http://www.acris.nynhp.org/guide.php?id=9287</p> <p>The United States Fish and Wildlife Service (USFWS) lists the Dwarf Wedgemussel (<i>Alasmidonta heterodon</i>), Indiana Bat (<i>Myotis sodalis</i>), and Northern Long-eared Bat (<i>Myotis septentrionalis</i>) as species that could occur in the area of the Subject Property. After a review of the project scope in relation to the aforementioned species' breeding, foraging, and habitat requirements, it was concluded that the project would have no effect on these species. The USFWS's acknowledgement of receipt of the "no effect" determination is included in Attachment 6.</p>

	<p>National Marine Fisheries Service (NMFS) maps for the Atlantic Coast indicate that the project occurs within the estimated range of Atlantic Sturgeon distinct population segments (DPSs) and the Shortnose Sturgeon DPSs. However, due to the scope of work to remove storm debris from the previously disturbed creek inlet within an already developed marina, it is concluded that this project had No Effect on these species. A copy of this determination is included in Attachment 6.</p> <p>NYSDEC's Environmental Resource Mapper http://www.dec.ny.gov/ismaps/ERM/viewer.htm</p>
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ENVIRONMENTAL ASSESSMENT WORKSHEET

Directions: *The Responsible Entity (RE) must make a determination as to whether the activities affiliated with the project will affect the resource under consideration and trigger formal compliance consultation procedures with the appropriate oversight agency and/or subsequent mitigation. You may consult guidance by clicking on links in each box below which also will take you to information from agency web sites. If the activity affects the resource, indicate (A) in the Status Determination Column below. Or indicate (B) in that column if the activity does not affect the resources under consideration.*

<p>Statutes, Executive Orders, and Regulations listed at 24 CFR Sec. 58.5 and 58.6</p>	<p>Status Determination (A or B)</p>	<p>Compliance Documentation</p>
<p>Wetland Protection [Executive Order 11990]</p>	<p>A</p>	<p>There are mapped wetlands based on the USFWS National Wetlands Inventory maps on or immediately adjacent to the Subject Property (Attachment 5). As the work included removing storm debris from the existing marina basin, repairing a parking lot, and repairing docks, to return the marina to pre-storm conditions, the work complied with U.S. Army Corps Nationwide Permit #3 (Maintenance), and no preconstruction notification is necessary. Additionally, the NYSDEC issued General Permit GP-0-11-007 for the completed work. Permits obtained for this project are included in Attachment 8.</p> <p>There is completed work involving the removal of storm debris from in wetlands and also dock repair and parking lot repair. The debris removal was performed to return the Crum Elbow Creek inlet to pre-storm conditions, and dock work was on pre-existing docks. There was not new construction in wetlands. Thus, per 24 CFR part 55, the decision-making process in part 55.20 only applies to Federal assistance for new construction in wetland. Therefore, there is compliance with this section and no further action is required.</p>
<p>Coastal Zone Management [Coastal Zone Management Act, 1972, sec. 307 (c) and (d)]</p>	<p>B</p>	<p>Proposed actions are consistent with the New York State Coastal Management Program. See the New York State Department of State (DOS) No Objection findings documented in Attachment 9.</p>
<p>Historic Preservation [36 CFR Part 800]</p>	<p>B</p>	<p>Section 106 approval was obtained. The NY SHPO determined that the project would have No Effect upon cultural resources in or eligible for inclusion in the National Register of Historic Places. No further action is required. See SHPO findings, annexed hereto as Attachment 4.</p>

		The funded work solely involved storm-accumulated debris and sediment removal from the creek inlet and repairs to the parking lot and floating dock located on the Hudson River. As such, consultation with the Tribal Historic Preservation Office of the Delaware Nation, Delaware Tribe, and the Stockbridge Munsee Community Band of Mohicans has been performed (Attachment 4). A response has been received from the Delaware Nation, Delaware Tribe, and the Stockbridge Munsee Community Band of Mohicans indicating each entity did not have a concern with the completed project (Attachment 4).
Floodplain Management [Executive Order 11988; 24 CFR Part 55]	A	The project is located within a 100-year floodplain and floodway. See the attached FEMA Firmette Map Number 36027C0262E, annexed hereto as Attachment 5 . There is compliance with this section. See the Floodplain Determination (EO11988), annexed hereto as Attachment 7 .
Sole Source Aquifers [40 CFR 149]	B	The project does not occur within the surficial bounds of a designated sole source aquifer. See the attached map of EPA-designated sole source aquifers in New York State (Attachment 10).
Endangered Species Act [50 CFR 402]	B	<p>According to information reviews of the NYSDEC Environmental Resource Mapper (Attachment 5), the Subject Property is located within the NYSDEC's designated rare, threatened, or endangered species generalized review area per the NYSDEC's NHP data. Tectonic submitted a formal request to the NHP program for records of threatened or endangered species in the project area. A response was received from the NHP on December 4, 2015, which is documented in Attachment 6. This response identified the Shortnose Sturgeon (endangered), Atlantic Sturgeon (endangered), Shining Bedstraw (endangered), and the Woodland Agrimony (threatened) within a 0.5 mile of the project location. Additionally, Oak-Tulip tree forest was identified as a significant natural community that occurs nearby.</p> <p>Shortnose Sturgeon and Atlantic Sturgeon are bottom feeders that frequent the rivers and estuaries. The Shining Bedstraw have been known to be found in deciduous woods and thickets. This project did not include newly disturbed areas, only relocation of storm-accumulated debris and sediment from a creek inlet to restore pre-storm conditions and also repairs to the dock and parking lot in an already developed marina. There appears to be undeveloped woodland north and southeast of the marina, but these were not encroached upon or disturbed as part</p>

		<p>of the completed project. Thus, this project will have no effect on the Shortnose Sturgeon, Atlantic Sturgeon, Shining Bedstraw, Woodland Agrimony, or the significant natural communities nearby.</p> <p>Shortnose Sturgeon & Atlantic Sturgeon http://www.dec.ny.gov/animals/7025.html</p> <p>Shining Bedstraw http://www.acris.nynhp.org/guide.php?id=9327&part=2</p> <p>Woodland Agrimony http://www.acris.nynhp.org/guide.php?id=9287</p> <p>The USFWS lists the Dwarf Wedgemussel (<i>Alasmidonta heterodon</i>), Indiana Bat (<i>Myotis sodalis</i>), and Northern Long-eared Bat (<i>Myotis septentrionalis</i>) as species that could occur in the area of the project. After a review of the project scope in relation to the aforementioned species' breeding, foraging, and habitat requirements, it was concluded that the project had no effect on these species. The USFWS's acknowledgement of receipt of the "no effect" determination is included in Attachment 6.</p> <p>NMFS maps for the Atlantic Coast indicate that the Subject Property occurs within the estimated range of Atlantic sturgeon DPSs and the Shortnose Sturgeon DPSs. However, since the scope of work removed storm-accumulated debris from the previously disturbed creek inlet within an already developed marina, it is concluded that this project did not affect these species. A copy of this determination is included in Attachment 6.</p>
Wild and Scenic Rivers [16 U.S.C. 1271, Sec. 7(b), (c)]	B	The project area is not located adjacent to any designated wild or scenic rivers or National River Inventory river sections. Thus, there is compliance with this section and further assessment is not required.
Clean Air Act [40 CFR Parts 6, 51, 93]	B	The project is not located in a non-attainment area as documented by the EPA's Green Book Nonattainment Areas for Criteria Pollutants. http://www.epa.gov/oaqps001/greenbk/ancl.html
Farmland Policy Act [7 CFR Part 658]	B	The project involved work within the footprint of an already developed marina. The scope of work did not involve farmland, and did not involve the conversion of farmland to nonagricultural use. Thus, the project is in compliance with this Act.
Environmental Justice	B	This rehabilitation and economic development

[Executive Order 12898]		<p>project does not occur in a State-identified Environmental Justice (EJ) area as shown in the map included in Attachment 11.</p> <p>http://www.dec.ny.gov/docs/permits_ej_operations_pdf/dutchessej.pdf</p> <p>Moreover, this project is intended to provide in-kind repair at a damaged business and support business continuity. The project does not contribute to or promote environmental injustice.</p>
Noise Abatement and Control [24 CFR Part 51, Subpart B]	B	<p>The use is not a noise-sensitive use. This project involved repair and restoration work at an existing business and did not generate excessive noise during the short-term period of physical work. The work restored the business to a pre-existing use.</p>
Toxic/Hazardous/ Radioactive Materials, Contamination, Chemicals, or Gases [24 CFR 58.5(i)(2)]	B	<p><i>Subject Property:</i> The Subject Property is not located within 3,000 feet of a toxic or solid waste landfill site. The Subject Property is not listed on an EPA Superfund National Priorities or CERCLA list or equivalent State list. A review of the EPA Resource Conservation and Recovery (RCRA) Database provides no indication of past uses of the Subject Property that could have contaminated the Subject Property, or potentially adversely affect the occupants of the Subject Property.</p> <p>The Subject Property is not listed on NYSDEC's Environmental Remediation Database. The Subject Property is not listed as an environmental remediation site and has no petroleum bulk storage tanks registered to the address. The NYSDEC Spill Incident Database indicates that no spills were reported on the Subject Property. A site visit was performed on 2/12/14 during which no tanks were observed on-site (NEPA site inspection documentation is included in Attachment 3).</p> <p><i>Surrounding Properties:</i> There are four EPA-listed RCRA facilities located within 3,000 feet of the Subject Property. The facilities are not considered a hazard that could affect the health and safety of occupants or conflict with the intended utilization of the Subject Property because there are no violations reported at any of the facilities. There are no environmental remediation sites or bulk storage sites located within 3,000 feet of the Subject Property. There are several minor spills reported for surrounding properties involving unknown amounts of petroleum and # 2 fuel oil. Due to all spills in the area being closed by the NYSDEC, these spills are not expected to affect the Subject Property. A spill</p>

		<p>being closed means that the records and data submitted indicate that the necessary cleanup and removal actions have been completed and no further remedial activities are necessary or the case was closed for administrative reasons (e.g., multiple reports of a single spill consolidated into a single spill number).</p> <p><i>Summary:</i> Based on the project description, the scope of work for the Subject Property did involve ground disturbance. However, it is not likely that the soils or groundwater were contaminated. As a result, the funded activities did not involve actions that would have involved potential recognized environmental conditions/contamination. Therefore, a Phase I Environmental Site Assessment (ESA) or Phase II Investigation is not warranted. As such, no further action is required at this time. Maps and NYSDEC and EPA reports are provided in the Case 027-ED-32629-2013 HUD Environmental Standards Review Report, annexed hereto as Attachment 3.</p> <p>Building or structures to be rehabilitated must conform to 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 pertaining to demolition and renovation in 40 CFR 61.145, and the National Emission Standard for Asbestos pertaining to waste disposal for manufacturing, fabricating, demolition, and spraying operations in 40 CFR 61.150.</p> <p>If applicable, applicant shall provide documentation showing compliance with applicable asbestos rules. In the alternative, the applicant shall schedule an asbestos clearance inspection.</p> <p>The project activities were all performed to outdoor structures and areas at a pre-existing marina, thus, radon level evaluation was not required.</p>
<p>Explosive and Flammable Operations [24 CFR Part 51 C]</p>	<p>B</p>	<p>The threshold for HUD-assisted projects in 24 CFR Part 51 is predicated on whether the project increases the number of people exposed to hazardous operations. This project does not increase residential or commercial densities and the proposed action does not involve a hazardous facility. Thus, the proposed action is in compliance with 24 CFR Part 51 Subpart C.</p>

Airport Clear Zones and Accident Potential Zones [24 CFR Part 51 Subpart D]	B	The project did not involve the purchase or acquisition of property, and is not located within a Runway Clear Zone or Accident Potential Zone. Therefore, this standard is not applicable.
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Flood Disaster Protection Act [Flood Insurance] [§58.6(a)]	A	The project activities occurred in a community that is in the Regular Program of the National Flood Insurance Program (NFIP), and the community is currently in good standing. Based on the applicable Flood Insurance Rate Map shown in Attachment 5 , the Subject Property is located within a Special Flood Hazard Area (100-year floodplain). The scope of work did not involve buildings, only dock repair, parking lot repair, and debris and sediment removal from a marina area. The funded work is not eligible for flood insurance.
Coastal Barrier Resources Act/ Coastal Barrier Improvement Act [§58.6(c)]	B	The project location does not fall within or near a Coastal Barrier Resource System unit as depicted in the U.S. Coastal Barrier Resources System Mapper image in Attachment 5 . Therefore, there is compliance with this section and no further review is required.
Airport Runway Clear Zone or Clear Zone Disclosure [§58.6(d)]	B	The project did not involve the purchase or acquisition of property, and it is not located within a Runway Clear Zone or Accident Potential Zone. Therefore, this standard is not applicable.

Summary of Findings and Conclusions

The HUD CDBG-DR funding would provide reimbursement for a completed project which involved removing storm-accumulated debris and sediment from the existing marina; repairing the floating dock located on the Hudson River including repairing the walkway ramp and replacing the anchoring system; and restoring disturbed areas of the parking lot and driveway with bluestone. Funding this completed work will enable the applicant to continue operating a business at this location. Impacts from future floods can be minimized at this rehabilitated location as the creek inlet will not be choked with debris and sediment. The preceding Statutory Checklist and Environmental Assessment Checklist and the discussion below document that the proposed work will comply with regulations in 24 CFR part 58.5 and 58.6 and that there are no direct or cumulative adverse environmental impacts anticipated as a result of the proposed action.

ALTERNATIVES TO THE PROPOSED ACTION

Alternatives and Project Modifications Considered

One alternative that is considered is to relocate the business outside of the 100-year floodplain. Due to the functional reliance this business has upon water access, the relocation alternative is not practicable. A move to an area outside flood zone is impracticable in terms of the business's basic requirements to achieve an acceptable level of service as a marina service business. Furthermore, other locations partially situated within the flood zone are already occupied, and/ or already serve important purposes such as forestry, agriculture, open space, or recreation.

An additional alternative is to promote a buyout of the business. This plan does not support business continuity at this location and may not support recreational access to the local waterfront. If this business were bought out and converted to open space, this constituent business of the locally important maritime sector will no longer be part of the local economic base. A buyout of this business would be undesirable because it would remove a functionally dependent business from the area, which could have adverse economic multipliers on surrounding businesses. Moreover, a buyout of this business would result in a vacant parcel in a developed area, which could lead to neighborhood blight.

No Action Alternative

The "no action" alternative would mean reimbursement support would not be provided for completed construction activities. Without support, the applicant could struggle to restore business and revenue streams due to the money lost when the business was out of service and their recovery would be impaired. Without support, business resources could degrade and there could be an undesirable change in the working waterfront economic base of the neighborhood. Moreover, in the March 5, 2013 Federal Register Notice, HUD expressly recognized that "without the return of businesses and jobs to a disaster-impacted area, recovery may be impossible. Therefore, HUD strongly encourages grantees to envision economic revitalization as a cornerstone to a long-term recovery" (78 FR 14335). Thus, alternatives preventing or impeding small business recovery are not considered reasonable alternatives, and the no action alternative is not considered a reasonable alternative.

Mitigation Measures Recommended [24 CFR 58.40(d), 40 CFR 1508.20]

Part of the work performed included removing storm-related debris and sediment from the Crum Elbow Creek Inlet. This action restored waterway navigability to the marina basin. Work was performed under NYSDEC Protection Permits which required in-water work to be performed during low-flow to limit any impacts.

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 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.

Additional Studies Performed &/or List of Sources, Agencies, and Persons Consulted [40 CFR 1508.9(b)] (With studies or summaries attached)

No Additional Studies Were Performed.

Attachments:

- Attachment 1: Location Maps (Street Map, Topographic Map, and Aerial Photograph)
- Attachment 2: NRCS Soils Resource Map
- Attachment 3: HUD Environmental Standards Review
- Attachment 4: SHPO and THPO Historic Review
- Attachment 5: NYSDEC Environmental Resource Map, NWI Wetlands Map, NYS Coastal Boundary Map, USFWS Coastal Barrier Map, and FEMA FIRMette Map
- Attachment 6: NHP Information, NMFS Determination, USFWS No Effect Determination Acknowledgement, USFWS Determination including Official Species List
- Attachment 7: Floodplain Determination (EO11988)
- Attachment 8: NYSDEC Permits
- Attachment 9: Coastal Consistency Documentation
- Attachment 10: Sole Source Aquifer Map
- Attachment 11: Potential Environmental Justice Areas Map

List of Sources that are Additional to the Attachments:

Current Nonattainment Counties for All Criteria Air Pollutants
<http://www.epa.gov/oaqps001/greenbk/ancl.html>

Freshwater Fishes of New York Shortnose Sturgeon & Atlantic Sturgeon
<http://www.dec.ny.gov/animals/7025.html>

New York State Environmental Resource Mapper
<http://www.dec.ny.gov/imsmaps/ERM/viewer.htm>

New York Natural Heritage Program – Shining Bedstraw
<http://www.acris.nynhp.org/guide.php?id=9327&part=2>

New York Natural Heritage Program – Woodland Agrimony
<http://www.acris.nynhp.org/guide.php?id=9287>

Potential Environmental Justice Areas in Dutchess County, New York
http://www.dec.ny.gov/docs/permits_ej_operations_pdf/dutchessej.pdf

Watershed Plans in New York State
<http://www.dec.ny.gov/chemical/99985.html>.

Determination: The preparers have complied with all provisions of 24 CFR Part 58, Subpart E—Environmental Review Process: Environmental Assessments, examining alternatives to the project itself, feasible ways to modify the project to eliminate or minimize adverse impacts, and based on steps (a) through (f) found in the regulations, determined:

(1) Finding of No Significant Impact (FONSI), whereby the Responsible Entity may proceed to Dissemination and publication of the FONSI, per regulations found at 24 CFR Part 58, sec. 58.43(a).

Preparer Signature: Andrea Givens Date: 4/26/2016

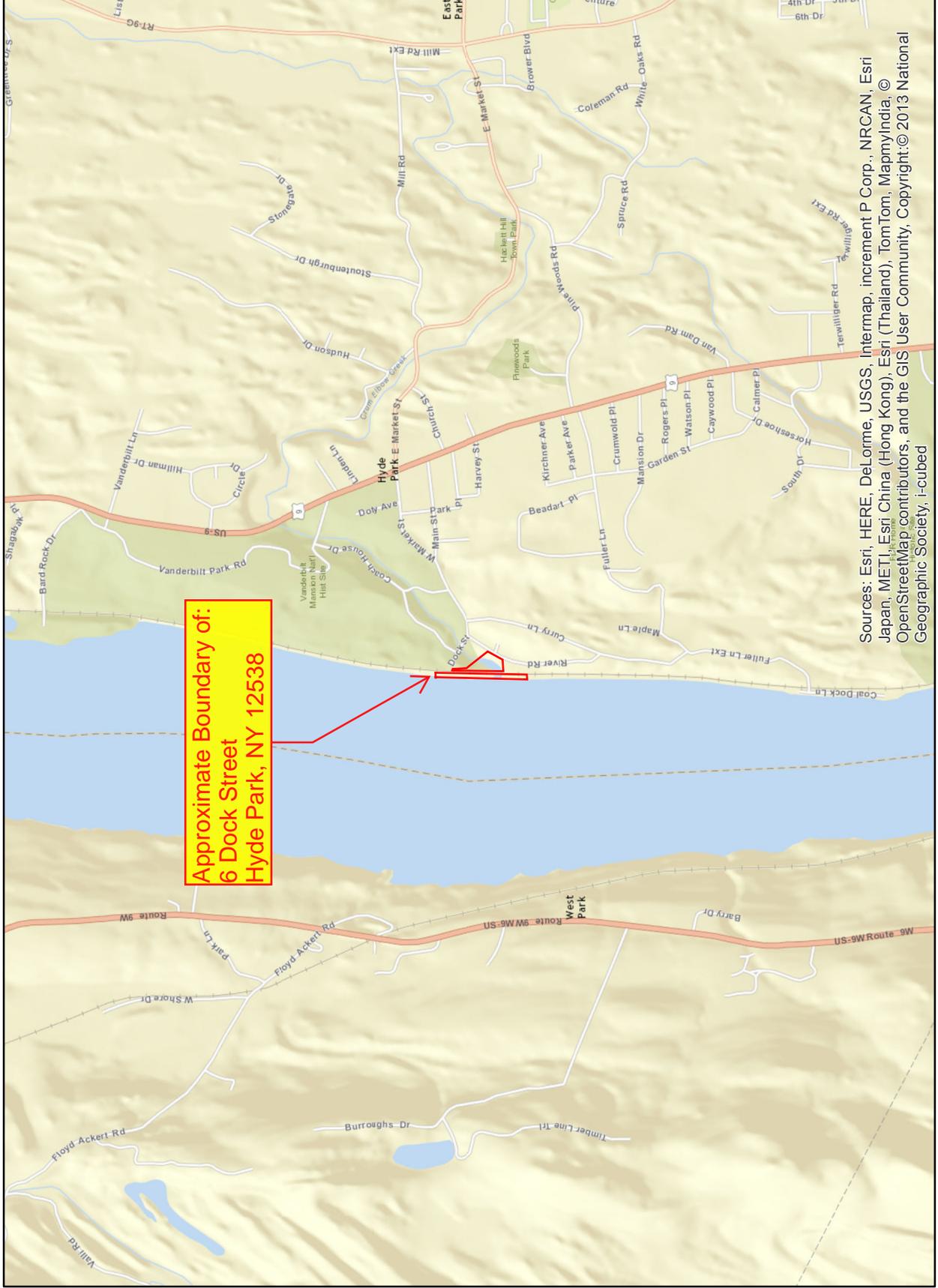
Name/Title/Organization: Tectonic Engineering & Surveying Consultants, P.C.

Certifying Officer Signature: Thomas J. King Date: 4/26/2016

Name/Title: Thomas J. King, Assistant General Counsel & Certifying Officer

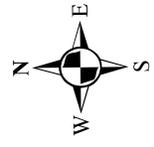
Attachment 1

Location Maps (Street Map,
Topographic Map, and Aerial
Photograph)



Approximate Boundary of:
 6 Dock Street
 Hyde Park, NY 12538

Sources: Esri, HERE, DeLorme, USGS, Intermap, increment P Corp., NRCAN, Esri Japan, METI, Esri China (Hong Kong), Esri (Thailand), TomTom, MapmyIndia, © OpenStreetMap contributors, and the GIS User Community, Copyright: © 2013 National Geographic Society, i-cubed



Street Map
 Hyde Park Landing, Ltd.
 6 Dock Street
 Hyde Park, NY 12538
 Dutchess County





Copyright © 2013 National Geographic Society. Licensed

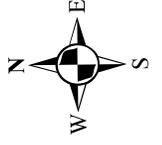
Topographic Map
 Hyde Park Landing, Ltd.
 6 Dock Street
 Hyde Park, NY 12538
 Dutchess County



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Source: Esri, DigitalGlobe, GeoEye, i-cubed, Earthstar Geographics, CNES/Airbus DS, USDA, USGS, AEX, Getmapping, Aerogrid, IGN, IGP, swisstopo, and the GIS User Community



Aerial Map
Hyde Park Landing, Ltd.
6 Dock Street
Hyde Park, NY 12538
Dutchess County

1:10,000

Attachment 2

NRCS Soils Resource Map

Custom Soil Resource Report for **Dutchess County, New York**



Preface

Soil surveys contain information that affects land use planning in survey areas. They highlight soil limitations that affect various land uses and provide information about the properties of the soils in the survey areas. Soil surveys are designed for many different users, including farmers, ranchers, foresters, agronomists, urban planners, community officials, engineers, developers, builders, and home buyers. Also, conservationists, teachers, students, and specialists in recreation, waste disposal, and pollution control can use the surveys to help them understand, protect, or enhance the environment.

Various land use regulations of Federal, State, and local governments may impose special restrictions on land use or land treatment. Soil surveys identify soil properties that are used in making various land use or land treatment decisions. The information is intended to help the land users identify and reduce the effects of soil limitations on various land uses. The landowner or user is responsible for identifying and complying with existing laws and regulations.

Although soil survey information can be used for general farm, local, and wider area planning, onsite investigation is needed to supplement this information in some cases. Examples include soil quality assessments (<http://www.nrcs.usda.gov/wps/portal/nrcs/main/soils/health/>) and certain conservation and engineering applications. For more detailed information, contact your local USDA Service Center (<http://offices.sc.egov.usda.gov/locator/app?agency=nrcs>) or your NRCS State Soil Scientist (http://www.nrcs.usda.gov/wps/portal/nrcs/detail/soils/contactus/?cid=nrcs142p2_053951).

Great differences in soil properties can occur within short distances. Some soils are seasonally wet or subject to flooding. Some are too unstable to be used as a foundation for buildings or roads. Clayey or wet soils are poorly suited to use as septic tank absorption fields. A high water table makes a soil poorly suited to basements or underground installations.

The National Cooperative Soil Survey is a joint effort of the United States Department of Agriculture and other Federal agencies, State agencies including the Agricultural Experiment Stations, and local agencies. The Natural Resources Conservation Service (NRCS) has leadership for the Federal part of the National Cooperative Soil Survey.

Information about soils is updated periodically. Updated information is available through the NRCS Web Soil Survey, the site for official soil survey information.

The U.S. Department of Agriculture (USDA) prohibits discrimination in all its programs and activities on the basis of race, color, national origin, age, disability, and where applicable, sex, marital status, familial status, parental status, religion, sexual orientation, genetic information, political beliefs, reprisal, or because all or a part of an individual's income is derived from any public assistance program. (Not all prohibited bases apply to all programs.) Persons with disabilities who require alternative means

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Soil Map

The soil map section includes the soil map for the defined area of interest, a list of soil map units on the map and extent of each map unit, and cartographic symbols displayed on the map. Also presented are various metadata about data used to produce the map, and a description of each soil map unit.

Custom Soil Resource Report Soil Map



Map Scale: 1:1,380 if printed on A portrait (8.5" x 11") sheet.



Map projection: Web Mercator Corner coordinates: WGS84 Edge tics: UTM Zone 18N WGS84

MAP INFORMATION

The soil surveys that comprise your AOI were mapped at 1:24,000.

Warning: Soil Map may not be valid at this scale.

Enlargement of maps beyond the scale of mapping can cause misunderstanding of the detail of mapping and accuracy of soil line placement. The maps do not show the small areas of contrasting soils that could have been shown at a more detailed scale.

Please rely on the bar scale on each map sheet for map measurements.

Source of Map: Natural Resources Conservation Service
 Web Soil Survey URL: <http://websoilsurvey.nrcs.usda.gov>
 Coordinate System: Web Mercator (EPSG:3857)

Maps from the Web Soil Survey are based on the Web Mercator projection, which preserves direction and shape but distorts distance and area. A projection that preserves area, such as the Albers equal-area conic projection, should be used if more accurate calculations of distance or area are required.

This product is generated from the USDA-NRCS certified data as of the version date(s) listed below.

Soil Survey Area: Dutchess County, New York
 Survey Area Data: Version 12, Sep 23, 2015

Soil map units are labeled (as space allows) for map scales 1:50,000 or larger.

Date(s) aerial images were photographed: Mar 26, 2011—Apr 16, 2012

The orthophoto or other base map on which the soil lines were compiled and digitized probably differs from the background imagery displayed on these maps. As a result, some minor shifting of map-unit boundaries may be evident.

MAP LEGEND

 Area of Interest (AOI)	 Spoil Area
 Soil Map Unit Polygons	 Stony Spot
 Soil Map Unit Lines	 Very Stony Spot
 Soil Map Unit Points	 Wet Spot
 Special Point Features	 Other
 Blowout	 Special Line Features
 Borrow Pit	Water Features
 Clay Spot	 Streams and Canals
 Closed Depression	Transportation
 Gravel Pit	 Rails
 Gravelly Spot	 Interstate Highways
 Landfill	 US Routes
 Lava Flow	 Major Roads
 Marsh or swamp	 Local Roads
 Mine or Quarry	Background
 Miscellaneous Water	 Aerial Photography
 Perennial Water	
 Rock Outcrop	
 Saline Spot	
 Sandy Spot	
 Severely Eroded Spot	
 Sinkhole	
 Slide or Slip	
 Sodic Spot	

Map Unit Legend

Dutchess County, New York (NY027)			
Map Unit Symbol	Map Unit Name	Acres in AOI	Percent of AOI
HsA	Hoosic gravelly loam, nearly level	2.9	45.4%
NwD	Nassau-Cardigan complex, hilly, very rocky	2.1	33.0%
W	Water	1.4	21.5%
Totals for Area of Interest		6.4	100.0%

Map Unit Descriptions

The map units delineated on the detailed soil maps in a soil survey represent the soils or miscellaneous areas in the survey area. The map unit descriptions, along with the maps, can be used to determine the composition and properties of a unit.

A map unit delineation on a soil map represents an area dominated by one or more major kinds of soil or miscellaneous areas. A map unit is identified and named according to the taxonomic classification of the dominant soils. Within a taxonomic class there are precisely defined limits for the properties of the soils. On the landscape, however, the soils are natural phenomena, and they have the characteristic variability of all natural phenomena. Thus, the range of some observed properties may extend beyond the limits defined for a taxonomic class. Areas of soils of a single taxonomic class rarely, if ever, can be mapped without including areas of other taxonomic classes. Consequently, every map unit is made up of the soils or miscellaneous areas for which it is named and some minor components that belong to taxonomic classes other than those of the major soils.

Most minor soils have properties similar to those of the dominant soil or soils in the map unit, and thus they do not affect use and management. These are called noncontrasting, or similar, components. They may or may not be mentioned in a particular map unit description. Other minor components, however, have properties and behavioral characteristics divergent enough to affect use or to require different management. These are called contrasting, or dissimilar, components. They generally are in small areas and could not be mapped separately because of the scale used. Some small areas of strongly contrasting soils or miscellaneous areas are identified by a special symbol on the maps. If included in the database for a given area, the contrasting minor components are identified in the map unit descriptions along with some characteristics of each. A few areas of minor components may not have been observed, and consequently they are not mentioned in the descriptions, especially where the pattern was so complex that it was impractical to make enough observations to identify all the soils and miscellaneous areas on the landscape.

The presence of minor components in a map unit in no way diminishes the usefulness or accuracy of the data. The objective of mapping is not to delineate pure taxonomic classes but rather to separate the landscape into landforms or landform segments that have similar use and management requirements. The delineation of such segments on the map provides sufficient information for the development of resource plans. If

Custom Soil Resource Report

intensive use of small areas is planned, however, onsite investigation is needed to define and locate the soils and miscellaneous areas.

An identifying symbol precedes the map unit name in the map unit descriptions. Each description includes general facts about the unit and gives important soil properties and qualities.

Soils that have profiles that are almost alike make up a *soil series*. Except for differences in texture of the surface layer, all the soils of a series have major horizons that are similar in composition, thickness, and arrangement.

Soils of one series can differ in texture of the surface layer, slope, stoniness, salinity, degree of erosion, and other characteristics that affect their use. On the basis of such differences, a soil series is divided into *soil phases*. Most of the areas shown on the detailed soil maps are phases of soil series. The name of a soil phase commonly indicates a feature that affects use or management. For example, Alpha silt loam, 0 to 2 percent slopes, is a phase of the Alpha series.

Some map units are made up of two or more major soils or miscellaneous areas. These map units are complexes, associations, or undifferentiated groups.

A *complex* consists of two or more soils or miscellaneous areas in such an intricate pattern or in such small areas that they cannot be shown separately on the maps. The pattern and proportion of the soils or miscellaneous areas are somewhat similar in all areas. Alpha-Beta complex, 0 to 6 percent slopes, is an example.

An *association* is made up of two or more geographically associated soils or miscellaneous areas that are shown as one unit on the maps. Because of present or anticipated uses of the map units in the survey area, it was not considered practical or necessary to map the soils or miscellaneous areas separately. The pattern and relative proportion of the soils or miscellaneous areas are somewhat similar. Alpha-Beta association, 0 to 2 percent slopes, is an example.

An *undifferentiated group* is made up of two or more soils or miscellaneous areas that could be mapped individually but are mapped as one unit because similar interpretations can be made for use and management. The pattern and proportion of the soils or miscellaneous areas in a mapped area are not uniform. An area can be made up of only one of the major soils or miscellaneous areas, or it can be made up of all of them. Alpha and Beta soils, 0 to 2 percent slopes, is an example.

Some surveys include *miscellaneous areas*. Such areas have little or no soil material and support little or no vegetation. Rock outcrop is an example.

Dutchess County, New York

HsA—Hoosic gravelly loam, nearly level

Map Unit Setting

National map unit symbol: 9rgj
Elevation: 100 to 1,100 feet
Mean annual precipitation: 41 to 47 inches
Mean annual air temperature: 45 to 50 degrees F
Frost-free period: 115 to 195 days
Farmland classification: Farmland of statewide importance

Map Unit Composition

Hoosic and similar soils: 80 percent
Minor components: 20 percent
Estimates are based on observations, descriptions, and transects of the mapunit.

Description of Hoosic

Setting

Landform: Deltas, outwash plains, terraces
Landform position (two-dimensional): Summit
Landform position (three-dimensional): Tread
Down-slope shape: Convex
Across-slope shape: Convex
Parent material: Sandy and gravelly glaciofluvial deposits

Typical profile

H1 - 0 to 9 inches: gravelly loam
H2 - 9 to 24 inches: very gravelly sandy loam
H3 - 24 to 70 inches: extremely gravelly loamy sand

Properties and qualities

Slope: 0 to 3 percent
Depth to restrictive feature: More than 80 inches
Natural drainage class: Somewhat excessively drained
Capacity of the most limiting layer to transmit water (Ksat): High to very high (1.98 to 19.98 in/hr)
Depth to water table: More than 80 inches
Frequency of flooding: None
Frequency of ponding: None
Available water storage in profile: Low (about 3.1 inches)

Interpretive groups

Land capability classification (irrigated): None specified
Land capability classification (nonirrigated): 3s
Hydrologic Soil Group: A

Minor Components

Copake

Percent of map unit: 5 percent

Haven

Percent of map unit: 5 percent

Knickerbocker

Percent of map unit: 5 percent

Fredon

Percent of map unit: 4 percent

Landform: Depressions

Halsey

Percent of map unit: 1 percent

Landform: Depressions

NwD—Nassau-Cardigan complex, hilly, very rocky

Map Unit Setting

National map unit symbol: 9rhf

Elevation: 600 to 1,800 feet

Mean annual precipitation: 41 to 47 inches

Mean annual air temperature: 45 to 50 degrees F

Frost-free period: 115 to 195 days

Farmland classification: Not prime farmland

Map Unit Composition

Nassau and similar soils: 45 percent

Cardigan and similar soils: 30 percent

Minor components: 25 percent

Estimates are based on observations, descriptions, and transects of the mapunit.

Description of Nassau

Setting

Landform: Benches, ridges, till plains

Landform position (two-dimensional): Backslope

Landform position (three-dimensional): Side slope

Down-slope shape: Convex

Across-slope shape: Convex

Parent material: Channery loamy till derived mainly from local slate or shale

Typical profile

H1 - 0 to 5 inches: channery silt loam

H2 - 5 to 16 inches: very channery silt loam

H3 - 16 to 20 inches: unweathered bedrock

Properties and qualities

Slope: 15 to 30 percent

Depth to restrictive feature: 10 to 20 inches to lithic bedrock

Natural drainage class: Somewhat excessively drained

*Capacity of the most limiting layer to transmit water (Ksat): Low to moderately low
(0.00 to 0.06 in/hr)*

Depth to water table: More than 80 inches

Frequency of flooding: None

Frequency of ponding: None

Custom Soil Resource Report

Available water storage in profile: Very low (about 1.7 inches)

Interpretive groups

Land capability classification (irrigated): None specified

Land capability classification (nonirrigated): 7s

Hydrologic Soil Group: D

Description of Cardigan

Setting

Landform: Hills, ridges

Landform position (two-dimensional): Backslope

Landform position (three-dimensional): Side slope

Down-slope shape: Convex

Across-slope shape: Convex

Parent material: Loamy till or colluvium derived from phyllite, slate, shale, and schist

Typical profile

H1 - 0 to 8 inches: channery silt loam

H2 - 8 to 20 inches: channery loam

H3 - 20 to 30 inches: channery silt loam

H4 - 30 to 34 inches: unweathered bedrock

Properties and qualities

Slope: 15 to 30 percent

Depth to restrictive feature: 20 to 40 inches to lithic bedrock

Natural drainage class: Well drained

Capacity of the most limiting layer to transmit water (Ksat): Low to moderately low
(0.00 to 0.06 in/hr)

Depth to water table: More than 80 inches

Frequency of flooding: None

Frequency of ponding: None

Available water storage in profile: Low (about 4.1 inches)

Interpretive groups

Land capability classification (irrigated): None specified

Land capability classification (nonirrigated): 7s

Hydrologic Soil Group: C

Minor Components

Dutchess

Percent of map unit: 10 percent

Sun

Percent of map unit: 10 percent

Landform: Depressions

Rock outcrop

Percent of map unit: 5 percent

W—Water

Map Unit Setting

National map unit symbol: 9rjc

Mean annual precipitation: 41 to 47 inches

Mean annual air temperature: 45 to 50 degrees F

Frost-free period: 115 to 195 days

Farmland classification: Not prime farmland

Map Unit Composition

Water: 100 percent

Estimates are based on observations, descriptions, and transects of the mapunit.

Attachment 3

HUD Environmental Standards Review

Case 027-ED-32620-2013 HUD Environmental Standards Review

Subject Property Address: 6 Dock Street, Hyde Park, New York 12538

Introduction

The purpose of this review is to ensure that the project complies with U.S. Department of Housing and Urban Development (HUD) environmental standards in relation to 24 CFR Part 58.5. Properties that are proposed for use in HUD programs “must be free of hazardous materials, contamination, toxic chemicals and gases, and radioactive substances, where a hazard could affect the health and safety of occupants or conflict with the intended utilization of the property.”

A desktop review was performed to identify whether the Subject Property referenced in the title of this document complies with the following criteria:

- (i) is not Listed on an U.S. Environmental Protection Agency (EPA) Superfund National Priorities or Comprehensive Environmental Response Superfund National Priorities or Comprehensive Environmental Response, Compensation, and Liability Act (CERCLA) List, or equivalent State list;
- (ii) is not located within 3,000 feet of a toxic or solid waste landfill site;
- (iii) does not have an underground storage tank;
- (iv) is not known or suspected to be contaminated by toxic chemicals or radioactive materials.

Summary of Findings

Records Review for the Subject Property

County Records: The Subject Property is not located within 3,000 feet of a toxic or solid waste landfill site.

EPA Records: The Subject Property is not listed on an EPA Superfund National Priorities or CERCLA list or equivalent State list. A review of the EPA Resource Conservation and Recovery (RCRA) Database provides no indication of past uses of the Subject Property that could have contaminated the Subject Property, or potentially adversely affect the occupants of the Subject Property.

New York State Department of Environmental Conservation (NYSDEC) Records: The Subject Property is not listed on NYSDEC’s Environmental Remediation Database. The Subject Property is not listed as an environmental remediation site and has no petroleum bulk storage tanks registered to the address. The NYSDEC Spill Incident Database indicates that no spills were reported on the Subject Property. A site visit was performed and the NEPA site inspection documentation is included at the end of this report.

Records Review for the Surrounding Properties

EPA Records: There are four EPA-listed RCRA facilities located within 3,000 feet of the Subject Property. The facilities are not considered a hazard that could affect the health and

safety of occupants or conflict with the intended utilization of the Subject Property as there are no violations or spills reported at any of the four RCRA facilities.

NYSDEC Records: There are no environmental remediation sites or bulk storage sites located within 3,000 feet of the Subject Property. There are several minor spills reported for surrounding properties involving unknown amounts of petroleum and # 2 fuel oil. Due to all spills in the area being closed by the NYSDEC, these spills are not expected to affect the Subject Property. A spill being closed means that the records and data submitted indicate that the necessary cleanup and removal actions have been completed and no further remedial activities are necessary or the case was closed for administrative reasons (e.g., multiple reports of a single spill consolidated into a single spill number).

In Summary: Based on the project description, the scope of work for the Subject Property did involve ground disturbance. However, it is not likely that the soils or groundwater were contaminated. As a result, the funded activities did not involve actions that would have involved potential recognized environmental conditions/contamination. Therefore, a Phase I Environmental Site Assessment (ESA) or Phase II Environmental Site Assessment is not warranted. As such, no further action is required at this time. Maps and NYSDEC and EPA reports are provided at the end of this report.

Data Sources: Tectonic has reviewed the following sources to make the above determinations: Hazardous Waste records contained in the RCRA, the Comprehensive Environmental Response, Compensation, and Liability Information System (CERCLIS) for sites listed under the CERCLA (otherwise known as Superfund), EPA's Toxic Release Inventory Database (TRI), and the EPA Radiation Information Database (RADInfo).

Tectonic reviewed the NYSDEC Remedial Site Database to assess whether the site is registered as a NYS Superfund or Environmental Restoration site. The NYSDEC Environmental Remediation Database includes records of sites that are part of the NYS Superfund, Brownfield Cleanup, Environmental Restoration, and Voluntary Cleanup Programs. The Database also includes a Registry of Inactive Hazardous Waste Disposal Sites.

The NYSDEC Bulk Storage Database was reviewed for records of facilities that are or have been regulated according to one of the Bulk Storage Programs - Chemical Bulk Storage or Major Oil Facility. The NYSDEC Spill Incident Database was used to determine the potential effects of spills on or near the Subject Property. A desktop review of Google Earth was used in conjunction with a map of active municipal landfills (provided by the NYSDEC) in determining whether there was a landfill within 3,000 feet of the Subject Property.

Maps

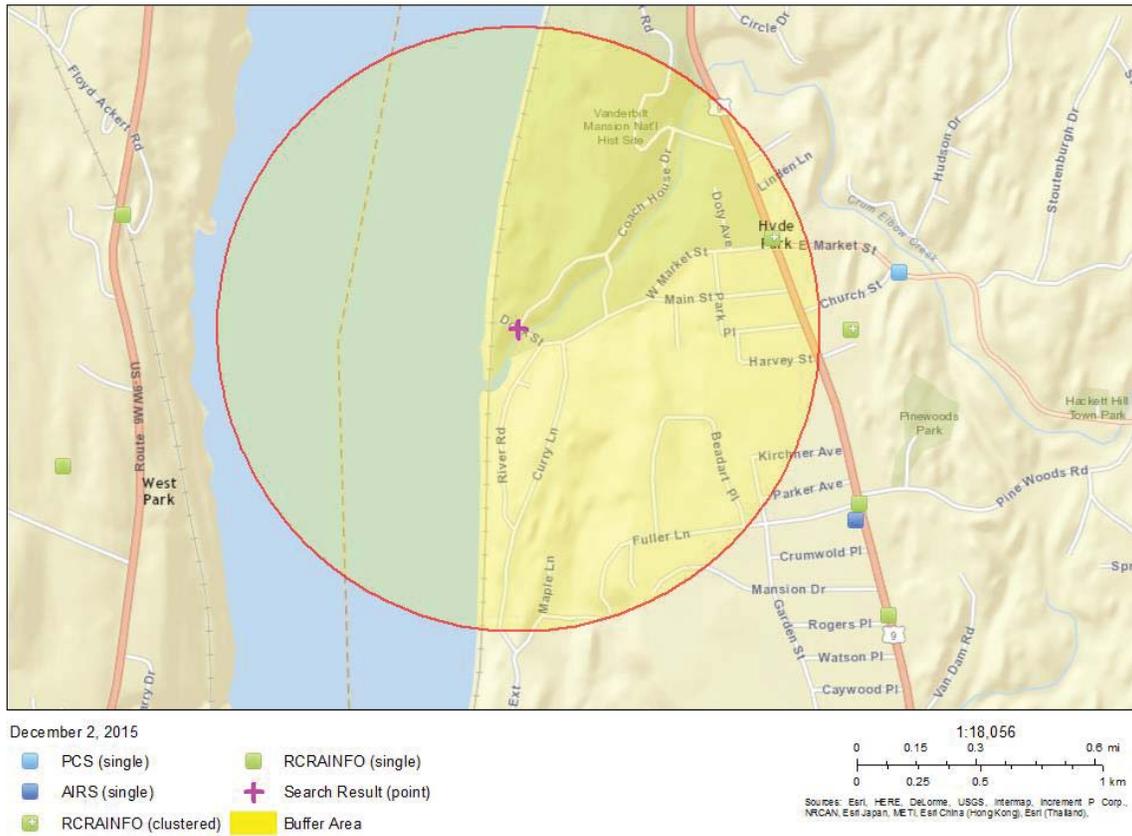


Figure 2: Hazardous waste sites and handlers (green marker), toxic release sites (blue marker), Superfund and brownfield sites (orange markers), and facilities regulated by the U.S. EPA for radiation and radioactivity (pink marker). The Subject Property is indicated by a purple cross symbol, and a 3,000 foot buffer around the Subject Property is represented by the red circle.



Figure 3: Environmental remediation sites listed in the NYSDEC Environmental Remediation Database. Brownfield cleanups are depicted by dark red symbols, Environmental Restoration Programs by yellow symbols, State Superfund sites by black symbols, RCRA sites by white symbols, and Voluntary Cleanup sites by gray symbols.



Figure 4: Properties listed on the NYSDEC Bulk Storage Database. Petroleum Bulk Storage is represented by green markers, Chemical Bulk Storage by purple markers, and Major Oil Storage Facilities by red markers.

NYSDEC Spill Records

Spill Incidents Database Search Details

Spill Record

Administrative Information

DEC Region: 3

Spill Number: 8708865

Spill Date/Time

Spill Date: 01/17/1988 **Spill Time:** 06:38:00 PM

Call Received Date: 01/17/1988 **Call Received Time:** 06:38:00 PM

Location

Spill Name: OLD GRAINERY

Address: RIVER RD.

City: HYDE PARK **County:** Dutchess

Spill Description

Material Spilled	Amount Spilled	Resource Affected
unknown petroleum	UNKNOWN	Soil

Cause: Abandoned Drums

Source: Commercial/Industrial

Waterbody: NEAR TRIB. HUDSON R.

Record Close

Date Spill Closed: 01/19/1988

"Date Spill Closed" means the date the spill case was closed by the case manager in the Department of Environmental Conservation (the Department). The spill case was closed because either; a) the records and data submitted indicate that the necessary cleanup and removal actions have been completed and no further remedial activities are necessary, or b) the case was closed for administrative reasons (e.g., multiple reports of a single spill consolidated into a single spill number). The Department however reserves the right to require additional remedial work in relation to the spill, if in the future it determines that further action is necessary.

If you have questions about this reported incident, please contact the [Regional Office](#) where the incident occurred.

Spill Incidents Database Search Details

Spill Record

Administrative Information

DEC Region: 3

Spill Number: 9500264

Spill Date/Time

Spill Date: 04/07/1995 **Spill Time:** 08:10:00 AM

Call Received Date: 04/07/1995 **Call Received Time:** 08:59:00 AM

Location

Spill Name: HUDSON RIVER

Address: 60 RIVER ROAD

City: HYDE PARK **County:** Dutchess

Spill Description

Material Spilled	Amount Spilled	Resource Affected
unknown petroleum	UNKNOWN	Surface Water

Cause: Unknown

Source: Unknown

Waterbody: HUDSON RIVER

Record Close

Date Spill Closed: 04/18/1995

"Date Spill Closed" means the date the spill case was closed by the case manager in the Department of Environmental Conservation (the Department). The spill case was closed because either; a) the records and data submitted indicate that the necessary cleanup and removal actions have been completed and no further remedial activities are necessary, or b) the case was closed for administrative reasons (e.g., multiple reports of a single spill consolidated into a single spill number). The Department however reserves the right to require additional remedial work in relation to the spill, if in the future it determines that further action is necessary.

If you have questions about this reported incident, please contact the [Regional Office](#) where the incident occurred.

Spill Incidents Database Search Details

Spill Record

Administrative Information

DEC Region: 3

Spill Number: 9501562

Spill Date/Time

Spill Date: 05/08/1995 **Spill Time:** 08:00:00 AM

Call Received Date: 05/08/1995 **Call Received Time:** 08:37:00 AM

Location

Spill Name: HUDSON RIVER

Address: 60 RIVER ROAD

City: HYDE PARK **County:** Dutchess

Spill Description

Material Spilled	Amount Spilled	Resource Affected
unknown petroleum	UNKNOWN	Surface Water

Cause: Unknown

Source: Unknown

Waterbody: HUDSON RIVER

Record Close

Date Spill Closed: 06/07/1995

"Date Spill Closed" means the date the spill case was closed by the case manager in the Department of Environmental Conservation (the Department). The spill case was closed because either; a) the records and data submitted indicate that the necessary cleanup and removal actions have been completed and no further remedial activities are necessary, or b) the case was closed for administrative reasons (e.g., multiple reports of a single spill consolidated into a single spill number). The Department however reserves the right to require additional remedial work in relation to the spill, if in the future it determines that further action is necessary.

If you have questions about this reported incident, please contact the [Regional Office](#) where the incident occurred.

Spill Incidents Database Search Details

Spill Record

Administrative Information

DEC Region: 3

Spill Number: 9509031

Spill Date/Time

Spill Date: 10/22/1995 **Spill Time:** 06:50:00 PM

Call Received Date: 10/22/1995 **Call Received Time:** 07:03:00 PM

Location

Spill Name: BASEMENT (RES.)

Address: 40 OLD POST RD / RIVER RD

City: HYDE PARK **County:** Dutchess

Spill Description

Material Spilled	Amount Spilled	Resource Affected
#2 fuel oil	5 Gal.	Soil

Cause: Tank Failure

Source: Private Dwelling

Waterbody:

Record Close

Date Spill Closed: 11/22/1995

"Date Spill Closed" means the date the spill case was closed by the case manager in the Department of Environmental Conservation (the Department). The spill case was closed because either; a) the records and data submitted indicate that the necessary cleanup and removal actions have been completed and no further remedial activities are necessary, or b) the case was closed for administrative reasons (e.g., multiple reports of a single spill consolidated into a single spill number). The Department however reserves the right to require additional remedial work in relation to the spill, if in the future it determines that further action is necessary.

If you have questions about this reported incident, please contact the [Regional Office](#) where the incident occurred.

Spill Incidents Database Search Details

Spill Record

Administrative Information

DEC Region: 3

Spill Number: 0211257

Spill Date/Time

Spill Date: 02/09/2003 **Spill Time:** 11:42:00 PM

Call Received Date: 02/09/2003 **Call Received Time:** 03:24:00 PM

Location

Spill Name: LEDOUX

Address: 33 RIVER ROAD

City: HYDE PARK **County:** Dutchess

Spill Description

Material Spilled	Amount Spilled	Resource Affected
#2 fuel oil	15 Gal.	Soil

Cause: Equipment Failure

Source: Private Dwelling

Waterbody:

Record Close

Date Spill Closed: 02/14/2003

"Date Spill Closed" means the date the spill case was closed by the case manager in the Department of Environmental Conservation (the Department). The spill case was closed because either; a) the records and data submitted indicate that the necessary cleanup and removal actions have been completed and no further remedial activities are necessary, or b) the case was closed for administrative reasons (e.g., multiple reports of a single spill consolidated into a single spill number). The Department however reserves the right to require additional remedial work in relation to the spill, if in the future it determines that further action is necessary.

If you have questions about this reported incident, please contact the [Regional Office](#) where the incident occurred.

Spill Incidents Database Search Details

Spill Record

Administrative Information

DEC Region: 3

Spill Number: 0604172

Spill Date/Time

Spill Date: 07/14/2006 **Spill Time:** 03:30:00 PM

Call Received Date: 07/14/2006 **Call Received Time:** 04:21:00 PM

Location

Spill Name: SCILEPPI RESIDENCE

Address: 1 RIVER ROAD

City: HYDE PARK **County:** Dutchess

Spill Description

Material Spilled	Amount Spilled	Resource Affected
#2 fuel oil	UNKNOWN	Soil

Cause: Tank Failure

Source: Private Dwelling

Waterbody: ADJACENT STREAMS

Record Close

Date Spill Closed: 09/15/2006

"Date Spill Closed" means the date the spill case was closed by the case manager in the Department of Environmental Conservation (the Department). The spill case was closed because either; a) the records and data submitted indicate that the necessary cleanup and removal actions have been completed and no further remedial activities are necessary, or b) the case was closed for administrative reasons (e.g., multiple reports of a single spill consolidated into a single spill number). The Department however reserves the right to require additional remedial work in relation to the spill, if in the future it determines that further action is necessary.

If you have questions about this reported incident, please contact the [Regional Office](#) where the incident occurred.

U.S. EPA Reports for the Subject
Property and Properties
Contiguous to the Subject
Property

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Detailed Facility Report

Facility Summary

TNT FURNITURE STRIPPERS
HYDE PARK, NY 12538 ⓘ

TNT FURNITURE STRIPPERS
637 ALBANY POST RD, HYDE PARK, NY 12538 ⓘ

FRS ID: 110004374249
 EPA Region: 02
 Latitude: 41.791704
 Longitude: -73.936409
 Locational Data Source: FRS
 Industry: No description found
 Indian Country: N



Enforcement and Compliance Summary ⓘ

Statute	Insp (5 Years)	Date of Last Inspection	Current Compliance Status	Qtrs in NC (of 12)	Qtrs in Significant Violation	Infomal Enforcement Actions (5 years)	Formal Enforcement Actions (5 years)	Penalties from Formal Enforcement Actions (5 years)	EPA Cases (5 years)	Penalties from EPA Cases (5 years)
RCRA--	--	12/04/2000	No Violation	0	0	--	--	--	--	--

Regulatory Information

Clean Air Act: No Information
 Clean Water Act: No Information
 Resource Conservation and Recovery Act: Inactive () Other (NYD091894667)
 Safe Drinking Water Act: No Information

Other Regulatory Reports

Air Emissions Inventory (EIS): No Information
 Greenhouse Gas Emissions (eGGRT): No Information
 Toxic Releases (TRI): No Information

Facility/System Characteristics

Facility/System Characteristics

System	Statute	Identifier	Universe	Status	Areas	Permit Expiration Date	Indian Country	Latitude	Longitude
FRS		110004374249					N	41.791704	-73.936409
RCR	RCRA	NYD091894667	Other	Inactive ()			N	41.79184	-73.936495

Facility Address

System	Statute	Identifier	Facility Name	Facility Address
FRS		110004374249	TNT FURNITURE STRIPPERS	637 ALBANY POST RD, HYDE PARK, NY 12538
RCR	RCRA	NYD091894667	T N T FURNITURE STRIPPERS INC	637 ALBANY POST RD, HYDE PARK, NY 12538

Facility SIC Codes

System	Identifier	SIC Code	SIC Desc
No data records returned			

Facility NAICS Codes

System	Identifier	NAICS Code	NAICS Desc
No data records returned			

Facility Tribe Information

Tribal Name	EPA Tribal ID	Distance to Tribe (miles)
No data records returned		

Enforcement and Compliance

Compliance Monitoring History (5 years)

Statute	Source ID	System	Inspection Type	Lead Agency	Date	Finding
No data records returned						

Entries in italics are not considered inspections in official counts.

Compliance Summary Data

Statute	Source ID	Current SNC/HPV	Description	Current As Of	Qtrs in NC (of 12)
RCRA	NYD091894667	No		11/14/2015	0

Three Year Compliance Status by Quarter

Statute	Program/Pollutant/Violation Type	QTR 1	QTR 2	QTR 3	QTR 4	QTR 5	QTR 6	QTR 7	QTR 8	QTR 9	QTR 10	QTR 11	QTR 12
	RCRA (Source ID: NYD091894667)	01/01-03/31 2013	04/01-06/30 2013	07/01-09/30 2013	10/01-12/31 2013	01/01-03/31 2014	04/01-06/30 2014	07/01-09/30 2014	10/01-12/31 2014	01/01-03/31 2015	04/01-06/30 2015	07/01-09/30 2015	10/01-12/31 2015
RCRA Facility-Level Status													

Informal Enforcement Actions (5 Years)

Statute	Source ID	Type of Action	Lead Agency	Date
No data records returned				

Formal Enforcement Actions (5 Years)

Statute	Source ID	Type of Action	Lead Agency	Date	Penalty	Penalty Description
No data records returned						

ICIS Case History (5 years)

Primary Law/Section	Case No.	Case Type	Lead Agency	Case Name	Issued/Filed Date	Settlement Date	Federal Penalty	State/Local Penalty	SEP Cost	Comp Action Cost
No data records returned										

Environmental Conditions

Water Quality

Permit ID	Combined Sewer System?	Number of CSO Outfalls	Watershed (HUC 8)	Watershed Name (HUC 8)	Watershed (HUC 12)	Watershed Name (HUC 12)	Receiving Waters	Impaired Waters	Impaired Class	Causes of Impairment(s) by Group(s)	Watershed with ESA-listed Aquatic Species?
No data records returned											

Waterbody Designated Uses

REACH Code	Waterbody Name	Exceptional Use	Recreational Use	Aquatic Life Use	Shellfish Use	Beach Closure Within Last Year	Beach Closure Within Last Two Years
No data records returned							

Air Quality

	Non-Attainment Area?	Pollutant(s)
Yes		Ozone
No		Lead
No		Particulate Matter

Pollutants

TRI History of Reported Chemicals Released in Pounds per Year at Site ⓘ

TRI Facility ID	Year	Total Air Emissions	Surface Water Discharges	Off-Site Transfers to POTWs	Underground Injections	Releases to Land	Total On-site Releases	Total Off-site Releases
No data records returned								

TRI Total Releases and Transfers in Pounds by Chemical and Year

Chemical Name
No data records returned

Demographic Profile

Demographic Profile of Surrounding Area (3 Miles)

This section provides demographic information regarding the community surrounding the facility. ECHO compliance data alone are not sufficient to determine whether violations at a particular facility had negative impacts on public health or the environment. Statistics are based upon the 2010 US Census and American Community Survey data, and are accurate to the extent that the facility latitude and longitude listed below are correct. The latitude and longitude are obtained from the EPA Locational Reference Table (LRT) when available.

Radius of Area:	3	Land Area:	88%	Households in Area:	4,786
Center Latitude:	41.791704	Water Area:	12%	Housing Units in Area:	5,166
Center Longitude:	-73.936409	Population Density:	494/sq.mi.	Households on Public Assistance:	122
Total Persons:	12,287	Percent Minority:	16%	Persons Below Poverty Level:	2,448
Race Breakdown		Persons (%)		Age Breakdown	
White:	10,702 (87.1%)	Child 5 years and younger:	520 (4.23%)	Persons (%)	
African-American:	774 (6.3%)	Minors 17 years and younger:	2,393 (19.48%)		
Hispanic-Origin:	692 (5.63%)	Adults 18 years and older:	9,895 (80.53%)		
Asian/Pacific Islander:	270 (2.2%)	Seniors 65 years and older:	2,163 (17.6%)		
American Indian:	16 (.13%)				
Other/Multiracial:	526 (4.28%)				
Education Level (Persons 25 & older)		Persons (%)		Income Breakdown	
Less than 9th Grade:	199 (2.36%)	Less than \$15,000:	361 (7.68%)		
9th through 12th Grade:	497 (5.9%)	\$15,000 - \$25,000:	444 (9.44%)		
High School Diploma:	2,604 (30.94%)	\$25,000 - \$50,000:	1,166 (24.79%)		
Some College/2-yr:	2,640 (31.37%)	\$50,000 - \$75,000:	913 (19.41%)		
B.S./B.A. or More:	2,477 (29.43%)	Greater than \$75,000:	1,819 (38.68%)		

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Detailed Facility Report

Facility Summary

HYDE PARK MOTOR CO INC
HYDE PARK, NY 12538 ⓘ

HYDE PARK MOTOR CO INC
630 ALBANY POST RD, HYDE PARK, NY 12538 ⓘ

FRS ID: 110004345138
 EPA Region: 02
 Latitude: 41.79149
 Longitude: -73.9363
 Locational Data Source: FRS
 Industry: Repair and Maintenance
 Indian Country: N



Enforcement and Compliance Summary ⓘ

Statute	Insp (5 Years)	Date of Last Inspection	Current Compliance Status	Qtrs in NC (of 12)	Qtrs in Significant Violation	Informal Enforcement Actions (5 years)	Formal Enforcement Actions (5 years)	Penalties from Formal Enforcement Actions (5 years)	EPA Cases (5 years)	Penalties from EPA Cases (5 years)
RCRA	--	--	No Violation	0	0	--	--	--	--	--

Regulatory Information

Clean Air Act: No Information
 Clean Water Act: No Information
 Resource Conservation and Recovery Act: Inactive () Other (NYD012760963)
 Safe Drinking Water Act: No Information

Other Regulatory Reports

Air Emissions Inventory (EIS): No Information
 Greenhouse Gas Emissions (eGGRT): No Information
 Toxic Releases (TRI): No Information

Facility/System Characteristics

Facility/System Characteristics

System	Statute	Identifier	Universe	Status	Areas	Permit Expiration Date	Indian Country	Latitude	Longitude
FRS		110004345138					N	41.79149	-73.9363
RCR	RCRA	NYD012760963	Other	Inactive ()			N	41.791297	-73.935892

Facility Address

System	Statute	Identifier	Facility Name	Facility Address
FRS		110004345138	HYDE PARK MOTOR CO INC	630 ALBANY POST RD, HYDE PARK, NY 12538
RCR	RCRA	NYD012760963	HYDE PARK MOTOR CO INC	630 ALBANY POST RD, HYDE PARK, NY 125381633

Facility SIC Codes

System	Identifier	SIC Code	SIC Desc
No data records returned			

Facility NAICS Codes

System	Identifier	NAICS Code	NAICS Desc
RCR	NYD012760963	811118	Other Automotive Mechanical And Electrical Repair And Maintenance

Facility Tribe Information

Tribal Name	EPA Tribal ID	Distance to Tribe (miles)
No data records returned		

Enforcement and Compliance

Compliance Monitoring History (5 years)

Statute	Source ID	System	Inspection Type	Lead Agency	Date	Finding
No data records returned						

Entries in italics are not considered inspections in official counts.

Compliance Summary Data

Statute	Source ID	Current SNC/HPV	Description	Current As Of	Qtrs in NC (of 12)
RCRA	NYD012760963	No		11/14/2015	0

Three Year Compliance Status by Quarter

Statute	Program/Pollutant/Violation Type	QTR 1	QTR 2	QTR 3	QTR 4	QTR 5	QTR 6	QTR 7	QTR 8	QTR 9	QTR 10	QTR 11	QTR 12
	RCRA (Source ID: NYD012760963)	01/01-03/31 2013	04/01-06/30 2013	07/01-09/30 2013	10/01-12/31 2013	01/01-03/31 2014	04/01-06/30 2014	07/01-09/30 2014	10/01-12/31 2014	01/01-03/31 2015	04/01-06/30 2015	07/01-09/30 2015	10/01-12/31 2015
RCRA Facility-Level Status													

Informal Enforcement Actions (5 Years)

Statute	Source ID	Type of Action	Lead Agency	Date
No data records returned				

Formal Enforcement Actions (5 Years)

Statute	Source ID	Type of Action	Lead Agency	Date	Penalty	Penalty Description
No data records returned						

ICIS Case History (5 years)

Primary Law/Section	Case No.	Case Type	Lead Agency	Case Name	Issued/Filed Date	Settlement Date	Federal Penalty	State/Local Penalty	SEP Cost	Comp Action Cost
No data records returned										

Environmental Conditions

Water Quality

Permit ID	Combined Sewer System?	Number of CSO Outfalls	Watershed (HUC 8)	Watershed Name (HUC 8)	Watershed (HUC 12)	Watershed Name (HUC 12)	Receiving Waters	Impaired Waters	Impaired Class	Causes of Impairment(s) by Group(s)	Watershed with ESA-listed Aquatic Species?
No data records returned											

Waterbody Designated Uses

REACH Code	Waterbody Name	Exceptional Use	Recreational Use	Aquatic Life Use	Shellfish Use	Beach Closure Within Last Year	Beach Closure Within Last Two Years
No data records returned							

Air Quality

	Non-Attainment Area?	Pollutant(s)
Yes		Ozone
No		Lead
No		Particulate Matter

Pollutants

TRI History of Reported Chemicals Released in Pounds per Year at Site ⓘ

TRI Facility ID	Year	Total Air Emissions	Surface Water Discharges	Off-Site Transfers to POTWs	Underground Injections	Releases to Land	Total On-site Releases	Total Off-site Releases
No data records returned								

TRI Total Releases and Transfers in Pounds by Chemical and Year

Chemical Name
No data records returned

Demographic Profile

Demographic Profile of Surrounding Area (3 Miles)

This section provides demographic information regarding the community surrounding the facility. ECHO compliance data alone are not sufficient to determine whether violations at a particular facility had negative impacts on public health or the environment. Statistics are based upon the 2010 US Census and American Community Survey data, and are accurate to the extent that the facility latitude and longitude listed below are correct. The latitude and longitude are obtained from the EPA Locational Reference Table (LRT) when available.

Radius of Area:	3	Land Area:	88%	Households in Area:	4,798
Center latitude:	41.79149	Water Area:	12%	Housing Units in Area:	5,178
Center Longitude:	-73.9363	Population Density:	497/sq.mi.	Households on Public Assistance:	122
Total Persons:	12,312	Percent Minority:	16%	Persons Below Poverty Level:	2,449
Race Breakdown		Persons (%)		Age Breakdown	
White:	10,722 (87.09%)	Child 5 years and younger:	521 (4.23%)	Minors 17 years and younger:	2,397 (19.47%)
African-American:	777 (6.31%)	Adults 18 years and older:	9,915 (80.53%)	Seniors 65 years and older:	2,169 (17.62%)
Hispanic-Origin:	693 (5.63%)				
Asian/Pacific Islander:	271 (2.2%)				
American Indian:	16 (.13%)				
Other/Multiracial:	526 (4.27%)				
Education Level (Persons 25 & older)		Persons (%)		Income Breakdown	
Less than 9th Grade:	200 (2.37%)	Less than \$15,000:	361 (7.66%)	\$15,000 - \$25,000:	444 (9.42%)
9th through 12th Grade:	498 (5.9%)	\$25,000 - \$50,000:	1,169 (24.8%)	\$50,000 - \$75,000:	915 (19.41%)
High School Diploma:	2,606 (30.9%)	Greater than \$75,000:	1,824 (38.7%)		
Some College/2-yr:	2,646 (31.37%)				
B.S./B.A. or More:	2,485 (29.46%)				

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Detailed Facility Report

Facility Summary

CAMO LABORATORIES
HYDE PARK, NY 12538 ⓘ

CAMO LABORATORIES
25 ALBANY POST RD, HYDE PARK, NY 12538 ⓘ

FRS ID: 110024185754
 EPA Region: 02
 Latitude: 41.791229
 Longitude: -73.936285
 Locational Data Source: RCRAINFO
 Industry: Professional, Scientific, and Technical Services
 Indian Country: N



Enforcement and Compliance Summary ⓘ

Statute	Insp (5 Years)	Date of Last Inspection	Current Compliance Status	Qtrs in NC (of 12)	Qtrs in Significant Violation	Infomal Enforcement Actions (5 years)	Formal Enforcement Actions (5 years)	Penalties from Formal Enforcement Actions (5 years)	EPA Cases (5 years)	Penalties from EPA Cases (5 years)
RCRA--	--	05/12/1995	No Violation	0	0	--	--	--	--	--

Regulatory Information

Clean Air Act: No Information
 Clean Water Act: No Information
 Resource Conservation and Recovery Act: Inactive () Other (NYD063784300)
 Safe Drinking Water Act: No Information

Other Regulatory Reports

Air Emissions Inventory (EIS): No Information
 Greenhouse Gas Emissions (eGGRT): No Information
 Toxic Releases (TRI): No Information

Facility/System Characteristics

Facility/System Characteristics

System	Statute	Identifier	Universe	Status	Areas	Permit Expiration Date	Indian Country	Latitude	Longitude
FRS		110024185754					N	41.791229	-73.936285
RCR	RCRA	NYD063784300	Other	Inactive ()			N	41.791229	-73.936285

Facility Address

System	Statute	Identifier	Facility Name	Facility Address
FRS		110024185754	CAMO LABORATORIES	25 ALBANY POST RD, HYDE PARK, NY 12538
RCR	RCRA	NYD063784300	CAMO LABORATORIES	25 ALBANY POST RD, HYDE PARK, NY 12538

Facility SIC Codes

System	Identifier	SIC Code	SIC Desc
No data records returned			

Facility NAICS Codes

System	Identifier	NAICS Code	NAICS Desc
RCR	NYD063784300	54138	

Facility Tribe Information

Tribal Name	EPA Tribal ID	Distance to Tribe (miles)
No data records returned		

Enforcement and Compliance

Compliance Monitoring History (5 years)

Statute	Source ID	System	Inspection Type	Lead Agency	Date	Finding
No data records returned						

Entries in italics are not considered inspections in official counts.

Compliance Summary Data

Statute	Source ID	Current SNC/HPV	Description	Current As Of	Qtrs in NC (of 12)
RCRA	NYD063784300	No		11/14/2015	0

Three Year Compliance Status by Quarter

Statute	Program/Pollutant/Violation Type	QTR 1	QTR 2	QTR 3	QTR 4	QTR 5	QTR 6	QTR 7	QTR 8	QTR 9	QTR 10	QTR 11	QTR 12
	RCRA (Source ID: NYD063784300)	01/01-03/31 2013	04/01-06/30 2013	07/01-09/30 2013	10/01-12/31 2013	01/01-03/31 2014	04/01-06/30 2014	07/01-09/30 2014	10/01-12/31 2014	01/01-03/31 2015	04/01-06/30 2015	07/01-09/30 2015	10/01-12/31 2015
RCRA Facility-Level Status													

Informal Enforcement Actions (5 Years)

Statute	Source ID	Type of Action	Lead Agency	Date
No data records returned				

Formal Enforcement Actions (5 Years)

Statute	Source ID	Type of Action	Lead Agency	Date	Penalty	Penalty Description
No data records returned						

ICIS Case History (5 years)

Primary Law/Section	Case No.	Case Type	Lead Agency	Case Name	Issued/Filed Date	Settlement Date	Federal Penalty	State/Local Penalty	SEP Cost	Comp Action Cost
No data records returned										

Environmental Conditions

Water Quality

Permit ID	Combined Sewer System?	Number of CSO Outfalls	Watershed (HUC 8)	Watershed Name (HUC 8)	Watershed (HUC 12)	Watershed Name (HUC 12)	Receiving Waters	Impaired Waters	Impaired Class	Causes of Impairment(s) by Group(s)	Watershed with ESA-listed Aquatic Species?
No data records returned											

Waterbody Designated Uses

REACH Code	Waterbody Name	Exceptional Use	Recreational Use	Aquatic Life Use	Shellfish Use	Beach Closure Within Last Year	Beach Closure Within Last Two Years
No data records returned							

Air Quality

Non-Attainment Area?	Pollutant(s)
Yes	Ozone
No	Lead
No	Particulate Matter

Pollutants

TRI History of Reported Chemicals Released in Pounds per Year at Site ⓘ

TRI Facility ID	Year	Total Air Emissions	Surface Water Discharges	Off-Site Transfers to POTWs	Underground Injections	Releases to Land	Total On-site Releases	Total Off-site Releases
No data records returned								

TRI Total Releases and Transfers in Pounds by Chemical and Year

Chemical Name
No data records returned

Demographic Profile

Demographic Profile of Surrounding Area (3 Miles)

This section provides demographic information regarding the community surrounding the facility. ECHO compliance data alone are not sufficient to determine whether violations at a particular facility had negative impacts on public health or the environment. Statistics are based upon the 2010 US Census and American Community Survey data, and are accurate to the extent that the facility latitude and longitude listed below are correct. The latitude and longitude are obtained from the EPA Locational Reference Table (LRT) when available.

Radius of Area:	3	Land Area:	88%	Households in Area:	4,806
Center Latitude:	41.791229	Water Area:	12%	Housing Units in Area:	5,186
Center Longitude:	-73.936285	Population Density:	498/sq.mi.	Households on Public Assistance:	123
Total Persons:	12,316	Percent Minority:	16%	Persons Below Poverty Level:	2,449
Race Breakdown		Persons (%)		Age Breakdown	
White:	10,722 (87.06%)	Child 5 years and younger:	521 (4.23%)	Minors 17 years and younger:	2,392 (19.42%)
African-American:	777 (6.31%)	Adults 18 years and older:	9,924 (80.58%)	Seniors 65 years and older:	2,174 (17.65%)
Hispanic-Origin:	694 (5.63%)				
Asian/Pacific Islander:	275 (2.23%)				
American Indian:	16 (.13%)				
Other/Multiracial:	527 (4.28%)				
Education Level (Persons 25 & older)		Persons (%)		Income Breakdown	
Less than 9th Grade:	201 (2.38%)	Less than \$15,000:	364 (7.72%)	\$15,000 - \$25,000:	444 (9.41%)
9th through 12th Grade:	499 (5.91%)	\$25,000 - \$50,000:	1,170 (24.8%)	\$50,000 - \$75,000:	917 (19.44%)
High School Diploma:	2,608 (30.9%)	Greater than \$75,000:	1,823 (38.64%)		
Some College/2-yr:	2,644 (31.32%)				
B.S./B.A. or More:	2,489 (29.49%)				

The URL you requested has changed. You have been redirected to the new URL. Please update your bookmarks.



Detailed Facility Report

Facility Summary

GETTY REALTY CORP 58721
HYDE PARK, NY 12538 ⓘ

GETTY REALTY CORP 58721
RTE 9 & ALBERTSON, HYDE PARK, NY 12538 ⓘ

FRS ID: 110008104862
 EPA Region: 02
 Latitude: 41.789028
 Longitude: -73.935692
 Locational Data Source: RCRAINFO
 Industry: No description found
 Indian Country: N



Enforcement and Compliance Summary ⓘ

Statute	Insp (5 Years)	Date of Last Inspection	Current Compliance Status	Qtrs in NC (of 12)	Qtrs in Significant Violation	Informal Enforcement Actions (5 years)	Formal Enforcement Actions (5 years)	Penalties from Formal Enforcement Actions (5 years)	EPA Cases (5 years)	Penalties from EPA Cases (5 years)
RCRA	--	--	No Violation	0	0	--	--	--	--	--

Regulatory Information

Clean Air Act: No Information
 Clean Water Act: No Information
 Resource Conservation and Recovery Act: Inactive () Other (NYR000059899)
 Safe Drinking Water Act: No Information

Other Regulatory Reports

Air Emissions Inventory (EIS): No Information
 Greenhouse Gas Emissions (eGGRT): No Information
 Toxic Releases (TRI): No Information

Facility/System Characteristics

Facility/System Characteristics

System	Statute	Identifier	Universe	Status	Areas	Permit Expiration Date	Indian Country	Latitude	Longitude
FRS		110008104862					N	41.789028	-73.935692
RCR	RCRA	NYR000059899	Other	Inactive ()			N	41.789028	-73.935692

Facility Address

System	Statute	Identifier	Facility Name	Facility Address
FRS		110008104862	GETTY REALTY CORP 58721	RTE 9 & ALBERTSON, HYDE PARK, NY 12538
RCR	RCRA	NYR000059899	GETTY REALTY CORP 58721	RTE 9 & ALBERTSON, HYDE PARK, NY 12538

Facility SIC Codes

System	Identifier	SIC Code	SIC Desc
No data records returned			

Facility NAICS Codes

System	Identifier	NAICS Code	NAICS Desc
No data records returned			

Facility Tribe Information

Tribal Name	EPA Tribal ID	Distance to Tribe (miles)
No data records returned		

Enforcement and Compliance

Compliance Monitoring History (5 years)

Statute	Source ID	System	Inspection Type	Lead Agency	Date	Finding
No data records returned						

Entries in italics are not considered inspections in official counts.

Compliance Summary Data

Statute	Source ID	Current SNC/HPV	Description	Current As Of	Qtrs in NC (of 12)
RCRA	NYR000059899	No		11/14/2015	0

Three Year Compliance Status by Quarter

Statute	Program/Pollutant/Violation Type	QTR 1	QTR 2	QTR 3	QTR 4	QTR 5	QTR 6	QTR 7	QTR 8	QTR 9	QTR 10	QTR 11	QTR 12
	RCRA (Source ID: NYR000059899)	01/01-03/31 2013	04/01-06/30 2013	07/01-09/30 2013	10/01-12/31 2013	01/01-03/31 2014	04/01-06/30 2014	07/01-09/30 2014	10/01-12/31 2014	01/01-03/31 2015	04/01-06/30 2015	07/01-09/30 2015	10/01-12/31 2015
RCRA Facility-Level Status													

Informal Enforcement Actions (5 Years)

Statute	Source ID	Type of Action	Lead Agency	Date
No data records returned				

Formal Enforcement Actions (5 Years)

Statute	Source ID	Type of Action	Lead Agency	Date	Penalty	Penalty Description
No data records returned						

ICIS Case History (5 years)

Primary Law/Section	Case No.	Case Type	Lead Agency	Case Name	Issued/Filed Date	Settlement Date	Federal Penalty	State/Local Penalty	SEP Cost	Comp Action Cost
No data records returned										

Environmental Conditions

Water Quality

Permit ID	Combined Sewer System?	Number of CSO Outfalls	Watershed (HUC 8)	Watershed Name (HUC 8)	Watershed (HUC 12)	Watershed Name (HUC 12)	Receiving Waters	Impaired Waters	Impaired Class	Causes of Impairment(s) by Group(s)	Watershed with ESA-listed Aquatic Species?
No data records returned											

Waterbody Designated Uses

REACH Code	Waterbody Name	Exceptional Use	Recreational Use	Aquatic Life Use	Shellfish Use	Beach Closure Within Last Year	Beach Closure Within Last Two Years
No data records returned							

Air Quality

Non-Attainment Area?	Pollutant(s)
Yes	Ozone
No	Lead
No	Particulate Matter

Pollutants

TRI History of Reported Chemicals Released in Pounds per Year at Site ⓘ

TRI Facility ID	Year	Total Air Emissions	Surface Water Discharges	Off-Site Transfers to POTWs	Underground Injections	Releases to Land	Total On-site Releases	Total Off-site Releases
No data records returned								

TRI Total Releases and Transfers in Pounds by Chemical and Year

Chemical Name
No data records returned

Demographic Profile

Demographic Profile of Surrounding Area (3 Miles)

This section provides demographic information regarding the community surrounding the facility. ECHO compliance data alone are not sufficient to determine whether violations at a particular facility had negative impacts on public health or the environment. Statistics are based upon the 2010 US Census and American Community Survey data, and are accurate to the extent that the facility latitude and longitude listed below are correct. The latitude and longitude are obtained from the EPA Locational Reference Table (LRT) when available.

Radius of Area:	3	Land Area:	89%	Households in Area:	4,881
Center Latitude:	41.789028	Water Area:	11%	Housing Units in Area:	5,264
Center Longitude:	-73.935692	Population Density:	527/sq.mi.	Households on Public Assistance:	124
Total Persons:	13,127	Percent Minority:	17%	Persons Below Poverty Level:	2,456
Race Breakdown		Persons (%)		Age Breakdown	
White:	11,350 (86.46%)	Child 5 years and younger:	529 (4.03%)	Minors 17 years and younger:	2,424 (18.47%)
African-American:	829 (6.32%)	Adults 18 years and older:	10,704 (81.54%)	Seniors 65 years and older:	2,187 (16.66%)
Hispanic-Origin:	774 (5.9%)				
Asian/Pacific Islander:	348 (2.65%)				
American Indian:	18 (.14%)				
Other/Multiracial:	583 (4.44%)				
Education Level (Persons 25 & older)		Persons (%)		Income Breakdown	
Less than 9th Grade:	208 (2.43%)	Less than \$15,000:	370 (7.74%)	\$15,000 - \$25,000:	445 (9.31%)
9th through 12th Grade:	509 (5.93%)	\$25,000 - \$50,000:	1,186 (24.8%)	\$50,000 - \$75,000:	933 (19.51%)
High School Diploma:	2,638 (30.76%)	Greater than \$75,000:	1,848 (38.64%)		
Some College/2-yr:	2,685 (31.3%)				
B.S./B.A. or More:	2,537 (29.58%)				

**NYS Community Development Block Grant Disaster Recovery (CDBG-DR)
Recreate NY Smart Home Programs**
This is a confidential internal document and is not for distribution



Assessor's Checklist

The assessor assigned to each property shall ensure the following items are completed prior to leaving the subject property:

- | | | |
|-----|--|-------------------------------------|
| 1 . | Right of Entry Form | <input checked="" type="checkbox"/> |
| 2 . | Form 1 ISA – Recommendation for Reconstruction | <input checked="" type="checkbox"/> |
| 3 . | Sketches | <input checked="" type="checkbox"/> |
| 4 . | Mold Investigation Form | <input checked="" type="checkbox"/> |
| 5 . | Universal/Household Waste Inventory Sheet | <input checked="" type="checkbox"/> |
| 6 . | Environmental Questionnaire | <input checked="" type="checkbox"/> |



Date	Revision #	Revised By	Comments
7/24/13	0	Michael Baranello	Document Created
9/5/13	1	Michael Baranello	
9/8/13	2	Michael Baranello	Streamlined Inspection Record
9/9/13	3	Michael Baranello	Removed HQS Checklist
9/10/13	4	Michael Baranello	Added Hazmat Assessment Checklist
9/12/13	4.2	Michael Baranello	Updated Environmental Questionnaire
9/14/13	4.3	Michael Baranello	General Revisions

N/A

NYS Community Development Block Grant Disaster Recovery (CDBG-DR)
Recreate NY Smart Home Programs

This is a confidential internal document and is not for distribution

INITIAL SITE ASSESSMENT
RECOMMENDATION FOR RECONSTRUCTION

Upon arrival at the subject property the assessor shall make a determination as to whether the structure should be reconstructed based on a condition evaluation as follows:

- If the house has already been demolished.
- If the local municipality has determined the structure is either unsafe to enter or has determined that demolition is required, and has labelled the house as such.
- If, in the assessor's opinion, the structure is not safe to enter due to damage.
- If, in the assessor's opinion, the structural integrity of the structure has been compromised.
- If, in the assessor's opinion, there is a threat of imminent danger.

According to the U.S. Occupational Safety & Health Administration the term ***imminent danger*** means any conditions or practices which are such that a danger exists which could reasonably be expected to cause death or serious physical harm immediately or before the imminence of such danger can be eliminated through normal procedures.

If any of these conditions exist the assessor shall not enter the structure; the assessor shall notify their supervisor immediately; and the assessor shall fully complete the attached Form 1 – Initial Site Assessment Recommendation for Reconstruction.

Imminent danger due to environmental circumstances does not necessarily require reconstruction. However, the assessor shall use all precautions and personal protective equipment required for the nature of the environmental circumstances encountered.

N/A

NYS Community Development Block Grant Disaster Recovery (CDBG-DR)
Recreate NY Smart Home Programs

This is a confidential internal document and is not for distribution

DC#: Draft - Recommendation for Reconstruction Procedure | Document Control: Origination Date : August 2, 2013

FORM 1: INITIAL SITE ASSESSMENT
RECOMMENDATION FOR RECONSTRUCTION

Inspector Name: Tracy McKinley	Inspection Date: 02-12-2014
--------------------------------	-----------------------------

Damaged Property Information

Applicant Name: Hyde Park Landing Ltd.
Applicant Address: 2 Dock Street, Hyde Park, NY 12538
Applicant ID Number: 027-ED-32620-2013
GPS Coordinates:

Total Loss Evaluation: (check all that apply)

<input type="checkbox"/>	Structure Not Present
<input type="checkbox"/>	Structure Tagged for Demolition by city/county
<input type="checkbox"/>	Structure Unsafe to Enter
<input type="checkbox"/>	Structure Type is MHU with apparent Sandy damage
<input type="checkbox"/>	Major structural deterioration beyond repair
<input type="checkbox"/>	Moisture damage/mold/toxicity
<input type="checkbox"/>	Extensive damage to roofing, floor, sub-floor, or electrical/plumbing systems
<input type="checkbox"/>	

Inspector Must Document Condition with Photos and Provide Details below:

--

Hurricane Sandy Damage Verification:

I observed that the identified damages are consistent with damages caused by flooding and/or high winds commonly seen in the aftermath of Hurricane Sandy.
Inspector Name: Tracy McKinley
Inspector Signature: <i>Tracy McKinley</i>
Date: 02-12-2014

N/A

NYS Community Development Block Grant Disaster Recovery (CDBG-DR)
Recreate NY Smart Home Programs

Mold Investigation Form

Site Address: 2 Dock Street, NY 12538

Inspector: Tracy McKinley Date: 02-12-2014

LiRo Project No.: 027-ED-32620-2013 Client Contract No.: _____

Use the chart below to rate the surfaces of the room for water/mold related damage. Under condition, use the following scale of 0 to 4:

- 0 = No visible signs of water/mold damage, intact
- 1 = Visible water stains only
- 2 = Visible mold, with or without water stains
- 3 = Visible mold (with or without water stains) and some damage to the base material (peeling wallpaper, warped wood, etc.)
- 4 = Mold and water damage so extensive that it affects the structural integrity of the surface

Room Code #	Rating: at Worst Area of Mold	Total Square Feet Affected at Worst Mold Area
0	0	0

Room Codes:

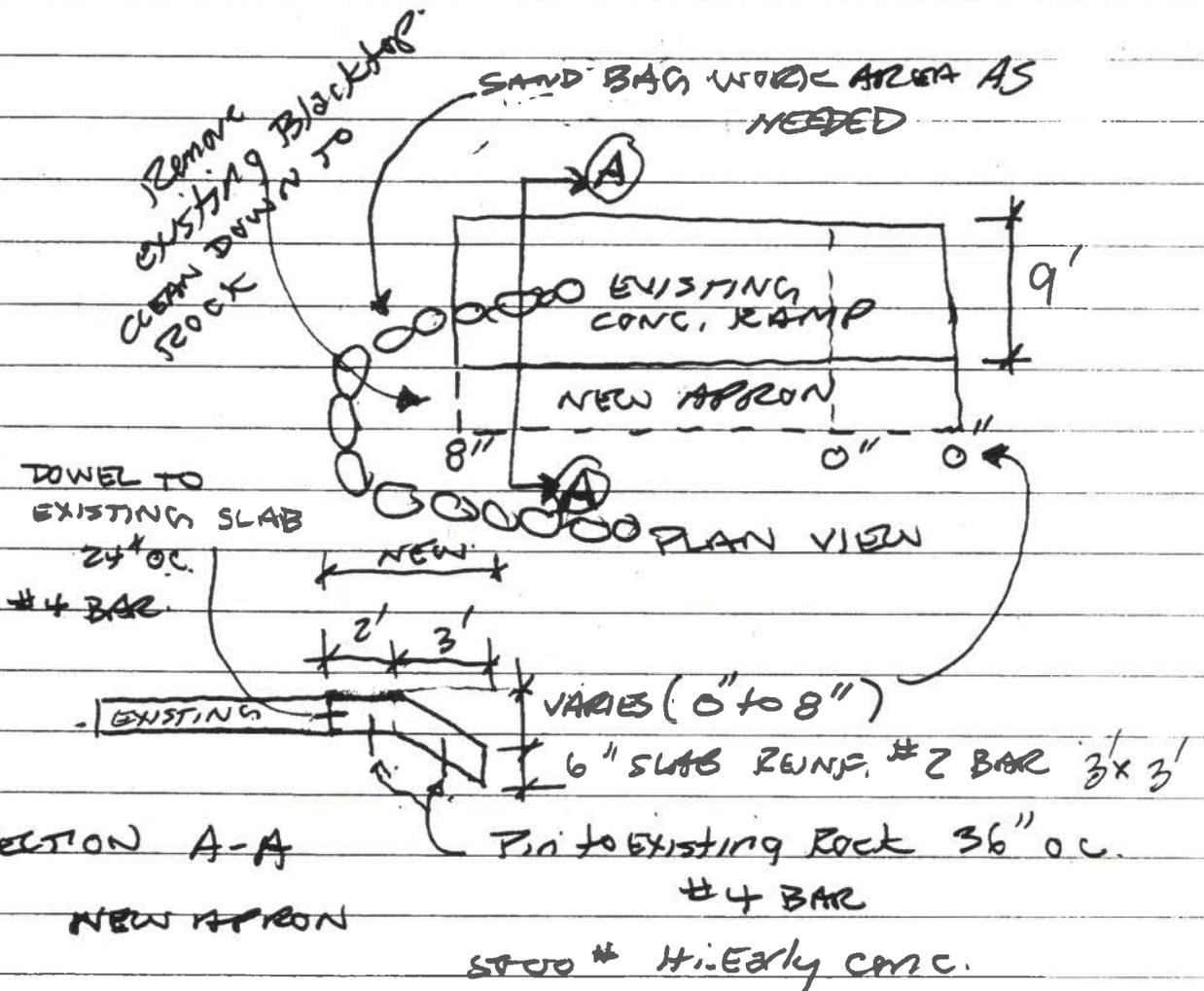
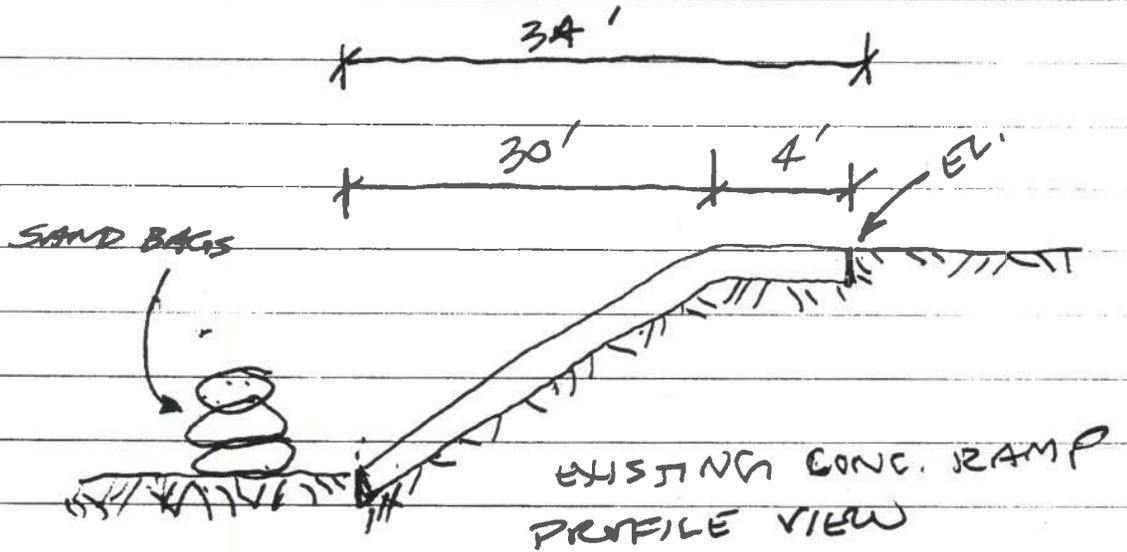
- | | |
|--------------------|----------------------------|
| 1. Living Room | 7. 2 nd Bedroom |
| 2. Dining Room | 8. 3 rd Bedroom |
| 3. Kitchen | 9. 4 th Bedroom |
| 4. First Bathroom | 10. Hallway |
| 5. Second Bathroom | 11. Basement |
| 6. Master Bedroom | 12. Asthmatic Bedroom |

In the second column, note the number of square feet of the surface affected by the condition coded in the first column.

32620 Hyde Park Landing

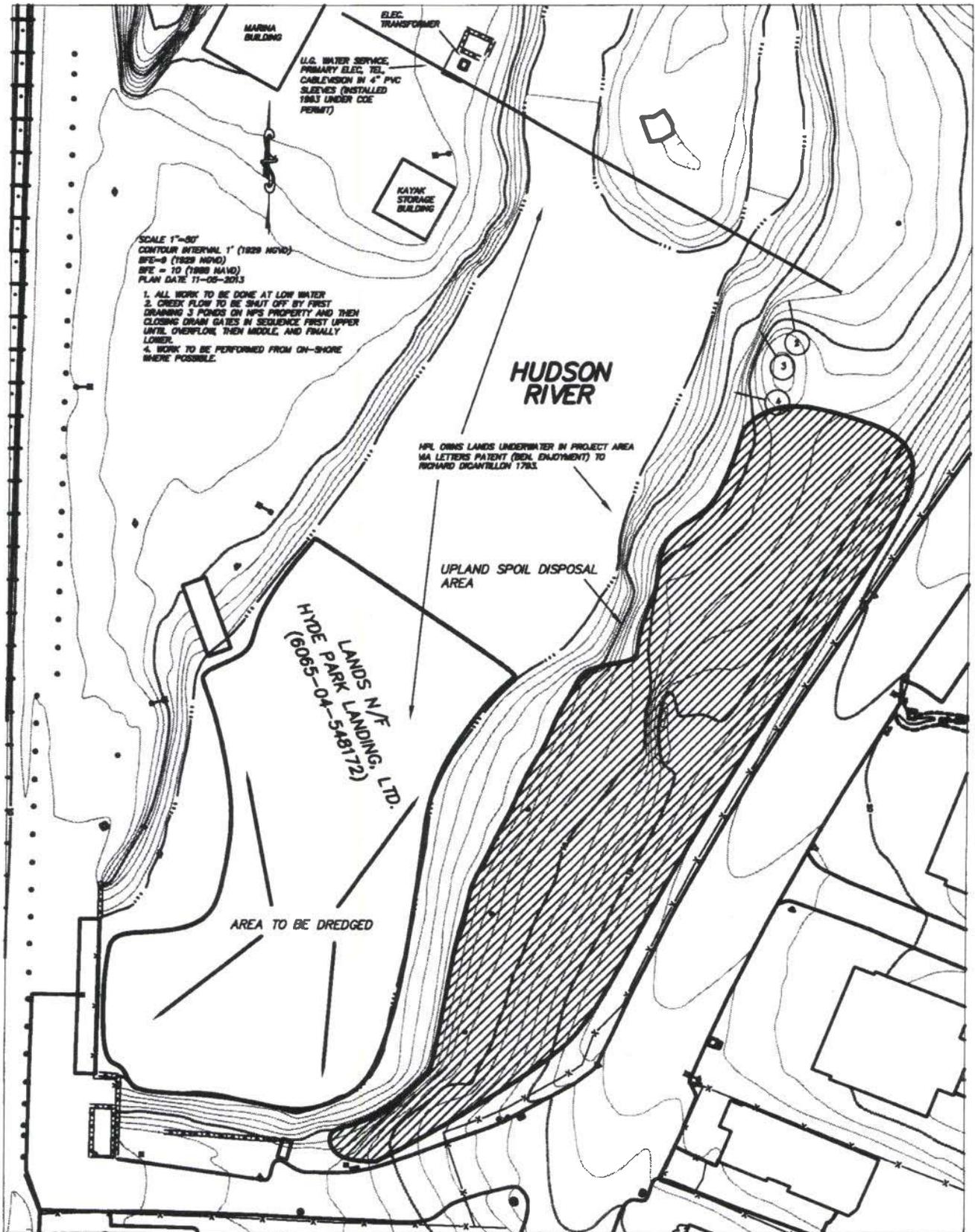
HYDE PARK LANDING
LAUNCH RAMP REPAIR

11-13



32620-Hyde Park Landing

Scale
1 inch equals 50ft



Department of Housing and Urban Development Appropriation Act, 2013

The Community Development Block Grant Program Disaster Recovery Program –
Housing Assistance Programs – 1-4 Units

**NY RISING RECREATE NY SMART HOME PROGRAM
SUPPLEMENTAL ENVIRONMENTAL CHECKLIST**

Property address: 2 Dock Street

Hyde Park, NY 12538

Application #: 027-ED-32620-2013

Date of Inspection: 02-12-2014

**TO BE COMPLETED BY THE FIELD INSPECTOR; ATTACH ANY SPECIFIC NOTES, PHOTOS, AND
ADDITIONAL MATERIAL:**

	Yes	No	Compliance Data Attach Supporting Material
1	<input type="checkbox"/>	<input checked="" type="checkbox"/>	Based on your observations from the Property, is there any visible apparent evidence of explosive or fire-prone materials such as liquid propane, gasoline, or other storage tanks on, adjacent to or visible from the Property? If yes, provide details.
2	<input checked="" type="checkbox"/>	<input type="checkbox"/>	Based on your observations from the Property, is there any visible apparent evidence that the project site is near a commercial or industrial property? If yes, which company and the approximate distance. <i>Railroad tracks</i>
3	<input checked="" type="checkbox"/>	<input type="checkbox"/>	Based on your observations from the Property, is there any visible apparent evidence of foundations cracking or settling, basement flooding, etc. in the area of the site? If yes, specify. <i>To the bulkhead and concrete wall</i>
4	<input checked="" type="checkbox"/>	<input type="checkbox"/>	Based on your observations from the Property, there any visible apparent evidence of any natural areas or parks, or are there any ponds or parks adjacent to the site? If yes, specify. <i>The Hudson River & creek</i>
5	<input type="checkbox"/>	<input checked="" type="checkbox"/>	Is there any visible apparent indication of any of the following on the Property (check all that apply): <input type="checkbox"/> distressed vegetation <input type="checkbox"/> oil/chemical spills <input type="checkbox"/> waste material/containers <input type="checkbox"/> loose/empty drums, barrels <input type="checkbox"/> soil staining, pools of liquid <input type="checkbox"/> abandoned machinery, cars, refrigerators, <input type="checkbox"/> transformers, fill/vent pipes, etc. pipelines, drainage structures If yes, attach photos and note where on the Property these
6	<input type="checkbox"/>	<input checked="" type="checkbox"/>	Is there any visible apparent evidence of an underground or above-ground storage tank on the Property? If yes, specify which one and the location. Also specify the tank contents if possible. Please take a photograph of any tank(s).
7	<input checked="" type="checkbox"/>	<input type="checkbox"/>	Are there active rills and gullies on the Property? If yes, provide photographs. <i>creek on property</i>

**NY RISING RECREATE NY SMART HOME PROGRAM
SUPPLEMENTAL ENVIRONMENTAL CHECKLIST**

	Yes	No	Compliance Data Attach Supporting Material
8	<input type="checkbox"/>	<input checked="" type="checkbox"/>	Is there any visible apparent indication of mold on the Property? If yes, describe location and extent.
9	<input type="checkbox"/>	<input checked="" type="checkbox"/>	Is there any visible apparent evidence of asbestos, lead-based paint, or hazardous materials present in the structure? If yes, specify. Are removal plans or third-party clearance reports or operations and maintenance plans available from the property owner? If yes, attach copies.
10	<input type="checkbox"/>	<input checked="" type="checkbox"/>	Are there other unusual conditions visibly apparent on Property? Explain and attach supporting material. Please take photographs,

Inspector's Signature: By signing this document I agree that I performed, or am familiar with, the site inspection(s) that are described above and certify that, to the best of my knowledge, the information provided is true and correct.

Printed Name: Tracy McKinley

Firm: Worley Catastrophe

Signature: Tracy McKinley

Date: 02-12-2014

Property address: 2 Dock Street

Hyde Park, NY 12538

Application #: 027-ED-32620-2013

Attachment 4

New York State Historic Preservation Office (SHPO)

and

Tribal Historic Preservation Office (THPO)

Historic Review



Andrew M. Cuomo
Governor

Rose Harvey
Commissioner

New York State Office of Parks, Recreation and Historic Preservation

Division for Historic Preservation
Peebles Island, PO Box 189, Waterford, New York 12188-0189
518-237-8643
www.nysparks.com

September 24, 2014

Mr. Thomas J. King
Certifying Environmental Officer
Governor's Office of Storm Recovery
99 Washington Avenue, Suite 1010
Albany, NY 12231

Re: GOSR, CDBG-DR
NYS Small Business Recovery Program/12 Projects
See Attached List

Dear Mr. King:

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

The New York State Historic Preservation Office has reviewed each of the undertakings submitted and our comments are outlined in the attached findings sheet.

If I can be of any further assistance do not hesitate to contact me at (518) 237-8643, ext. 3263.

Sincerely,

John A. Bonafide
Director,
Technical Preservation Services Bureau

enc: Findings Attachment

Findings Attachment

Applicant ID	Address	Business Name	County	SHPO Number	SHPO Finding
111-ED-31981-2013	1348 Route 9W, Marlboro NY	Falcon Music & Art Productions Inc., dba The Falcon	Ulster	14PR04015	No Historic Properties Affected
103-ED-31928-2013	200 East Mill Road, Southold, NY	Mark King dba King's Dock	Suffolk	14PR04018	No Historic Properties Affected
027-ED-32620-2013	2 Dock Street, Hyde Park, NY	Hyde Park Landing, Ltd.	Dutchess	14PR04019	No Historic Properties Affected
095-ED-33052-2013	323 Main St, Schoharie, NY	Century 21 Rural Estates Inc.	Schoharie	14PR04020	No Historic Properties Affected
065-ED-32649-2013	157 Genesee St. Utica, NY	Human Electronics, Inc.	Oneida	14PR04021	No Historic Properties Affected
039-ED-32329-2013	7 Main St. Catskill, NY	Water Point Inc.	Greene	14PR04031	No Adverse Effect
031-ED-32330-2013	14 Artos Way, Jay, NY	Adirondack Mountain Coffee, LLC	Essex	14PR04032	No Historic Properties Affected
107-ED-32642-2013	22-24 North Main St. Spencer, NY	WDR Enterprises	Tioga	14PR04033	No Historic Properties Affected
007-31964-2013	735 Main Street, Town of Union NY	Jones Enterprises	Broom	14PR04034	No Historic Properties Affected
077-32463-2013	9 County Club Drive, Oneonta, NY	Oneonta County Club	Otsego	14PR01437	No Historic Properties Affected
025-ED-908-13	42565 State Hwy 28, Margaretville, NY	Sisu Enterprises, Inc. dba The Meadows Golf Center	Delaware	14PR04046	No Historic Properties Affected
071-ED-32368-2013	21 Clove Furnace Drive, Arden, NY	Orange County Historical Society	Orange	14PR04043	No Adverse Effect



Parks, Recreation, and Historic Preservation

ANDREW M. CUOMO
Governor

ROSE HARVEY
Commissioner

February 01, 2016

Mr. Josh Gomez
Tectonic Engineering
36 British American Blvd.
Latham, NY 12110

Re: GOSR
Hyde Park Landing - NY Rising Storm Recovery Program
2 Dock Street, Hyde Park, NY
14PR04019

Dear Mr. Gomez:

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 of the National Historic Preservation Act of 1966. These comments are those of the SHPO and 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 State Environmental Conservation Law Article 8).

We have reviewed the materials recently submitted regarding the modifications to the work scope. SHPO continues to recommend that the project will have No Effect upon cultural resources in or eligible for inclusion in the National Registers of Historic Places.

If further correspondence is required regarding this project, please refer to the OPRHP Project Review (PR) number noted above. If you have any questions I can be reached at 518-268-2186.

Sincerely,

Tim Lloyd, Ph.D., RPA
Scientist - Archaeology
timothy.lloyd@parks.ny.gov

via e-mail only

Division for Historic Preservation

P.O. Box 189, Waterford, New York 12188-0189 • (518) 237-8643 • www.nysparks.com

Peoples, Dina

From: Gievers, Andrea
Sent: Thursday, January 28, 2016 4:07 PM
To: Larson, Kaitlin
Subject: FW: Section 106 Compliance for Small Business Program, Hyde Park Landing, Ltd., Town of Hyde Park, Dutchess County, NY
Attachments: Hyde Park THPO Consultation Delaware Nation.pdf

From: Barthelme, Mary (STORMRECOVERY) [mailto:Mary.Barthelme@stormrecovery.ny.gov]
Sent: Thursday, January 28, 2016 3:22 PM
To: nalligood@delawarenation.com
Cc: King, Thomas J (STORMRECOVERY) <Thomas.King@stormrecovery.ny.gov>; Gievers, Andrea <AGievers@tectonicengineering.com>; jross@delawarenation.com; csmith@delawarenation.com
Subject: Section 106 Compliance for Small Business Program, Hyde Park Landing, Ltd., Town of Hyde Park, Dutchess County, NY

Dear Nekole,

Please see the attached consultation for the above-mentioned project.

A hard copy is being sent today by mail. Please let me know if you have any questions.

Thank you,

Mary Barthelme

Mary Barthelme

Program Assistant
Bureau of Environmental Review and Assessment
Governor's Office of Storm Recovery
99 Washington Avenue Suite 1224
Albany, New York 12260
Office: (518) 473-0154
Mary.Barthelme@stormrecovery.ny.gov

Peoples, Dina

From: Gievers, Andrea
Sent: Thursday, January 28, 2016 4:06 PM
To: Larson, Kaitlin
Subject: FW: Section 106 Compliance for Small Business Program, Hyde Park Landing, Ltd., Town of Hyde Park, Dutchess County, NY
Attachments: Hyde Park THPO Consultation Delaware Tribe.pdf

From: Barthelme, Mary (STORMRECOVERY) [mailto:Mary.Barthelme@stormrecovery.ny.gov]
Sent: Thursday, January 28, 2016 3:24 PM
To: temple@delawaretribe.org
Cc: King, Thomas J (STORMRECOVERY) <Thomas.King@stormrecovery.ny.gov>; Gievers, Andrea <AGievers@tectonicengineering.com>
Subject: Section 106 Compliance for Small Business Program, Hyde Park Landing, Ltd., Town of Hyde Park, Dutchess County, NY

Dear Susan,

Please see the attached consultation for the above-mentioned project.

A hard copy is being sent today by mail. Please let me know if you have any questions.

Thank you,

Mary Barthelme

Mary Barthelme
Program Assistant
Bureau of Environmental Review and Assessment
Governor's Office of Storm Recovery
99 Washington Avenue Suite 1224
Albany, New York 12260
Office: (518) 473-0154
Mary.Barthelme@stormrecovery.ny.gov

Peoples, Dina

From: Gievers, Andrea
Sent: Thursday, January 28, 2016 4:06 PM
To: Larson, Kaitlin
Subject: FW: Section 106 Compliance for Small Business Program, Hyde Park Landing, Ltd., Town of Hyde Park, Dutchess County, NY
Attachments: Hyde Park THPO Consultation Stockbridge-Munsee Community Band of Mohicans.pdf

From: Barthelme, Mary (STORMRECOVERY) [mailto:Mary.Barthelme@stormrecovery.ny.gov]
Sent: Thursday, January 28, 2016 3:26 PM
To: Bonney.hartley@mohican-nsn.gov
Cc: King, Thomas J (STORMRECOVERY) <Thomas.King@stormrecovery.ny.gov>; Gievers, Andrea <AGievers@tectonicengineering.com>
Subject: Section 106 Compliance for Small Business Program, Hyde Park Landing, Ltd., Town of Hyde Park, Dutchess County, NY

Dear Bonney,

Please see the attached consultation for the above-mentioned project.

A hard copy is being sent today by mail. Please let me know if you have any questions.

Thank you,

Mary Barthelme

Mary Barthelme

Program Assistant
Bureau of Environmental Review and Assessment
Governor's Office of Storm Recovery
99 Washington Avenue Suite 1224
Albany, New York 12260
Office: (518) 473-0154
Mary.Barthelme@stormrecovery.ny.gov

Larson, Kaitlin

Subject: FW: CDBG-DR, NY Rising Small Business Program 027-ED-32620-2013 Hyde Park Landing Ltd.

From: Nekole Alligood [<mailto:NAlligood@delawarenation.com>]
Sent: Thursday, March 10, 2016 11:49 AM
To: King, Thomas J (STORMRECOVERY) <Thomas.King@stormrecovery.ny.gov>
Cc: Corey Smith <CSmith@delawarenation.com>
Subject: CDBG-DR, NY Rising Small Business Program 027-ED-32620-2013 Hyde Park Landing Ltd.

Good morning, I hope this message finds you well.

I have reviewed your letter of January 27, 2016 regarding the above mentioned project and on behalf of the Delaware Nation can find no concerns; you may proceed as planned.

Please keep in mind, during the course of construction should any archaeological sites or artifacts be inadvertently discovered, all work should cease until the appropriate agencies (including this office) have been contacted and an archaeological assessment has been made.

I hope this message will suffice for your records, if not please advise and a letter will be sent along to you.

Thank you.

*Nekole Alligood
Director of Cultural Preservation
Delaware Nation
31064 HWY 281
PO Box 281
Anadarko, OK 73005
Phone: 405-247-2448
Fax: 405-247-8905*

Larson, Kaitlin

Subject: FW: Section 106 Compliance for Small Business Program, Hyde Park Landing, Ltd., Town of Hyde Park, Dutchess County, NY

From: Temple University Archaeology [<mailto:temple@delawaretribe.org>]

Sent: Tuesday, March 01, 2016 4:36 PM

To: Barthelme, Mary (STORMRECOVERY)

Subject: Re: Section 106 Compliance for Small Business Program, Hyde Park Landing, Ltd., Town of Hyde Park, Dutchess County, NY

Mary,

Thank you for informing the Delaware Tribe of the proposed project. We have no objections to this project.

Susan

Delaware Tribe Historic Preservation Representative

P.O. Box 64

Pocono Lake, PA 18347

temple@delawaretribe.org

***Please note that effective immediately our address has changed.**

This electronic message contains information from the Delaware Tribe of Indians that may be confidential, privileged or proprietary in nature. The information is intended solely for the specific use of the individual or entity to which this is addressed. If you are not the intended recipient of this message, you are notified that any use, distribution, copying, or disclosure of this communication is strictly prohibited. If you received this message in error, please notify the sender then delete this message.

From: "Barthelme, Mary (STORMRECOVERY)" <Mary.Barthelme@stormrecovery.ny.gov>

To: "temple@delawaretribe.org" <temple@delawaretribe.org>

Cc: "King, Thomas J (STORMRECOVERY)" <Thomas.King@stormrecovery.ny.gov>, "Gievers, Andrea" <AGievers@tectonicengineering.com>

Sent: 1/28/2016 2:24 PM

Subject: Section 106 Compliance for Small Business Program, Hyde Park Landing, Ltd., Town of Hyde Park, Dutchess County, NY

Dear Susan,

Please see the attached consultation for the above-mentioned project.

A hard copy is being sent today by mail. Please let me know if you have any questions.

Thank you,

Mary Barthelme

Mary Barthelme

Program Assistant

Bureau of Environmental Review and Assessment

Governor's Office of Storm Recovery

99 Washington Avenue Suite 1224

Albany, New York 12260

Office: (518) 473-0154

Mary.Barthelme@stormrecovery.ny.gov

Larson, Kaitlin

Subject: FW: Update on Section 106 Compliance for Small Business Program, Hyde Park Landing, Ltd., Town of Hyde Park, Dutchess County, NY

From: Bonney Hartley [<mailto:Bonney.Hartley@mohican-nsn.gov>]

Sent: Monday, February 29, 2016 4:41 PM

To: Barthelme, Mary (STORMRECOVERY)

Subject: RE: Update on Section 106 Compliance for Small Business Program, Hyde Park Landing, Ltd., Town of Hyde Park, Dutchess County, NY

Hi Mary,

Thank you for the revised consultation letter for the Hyde Park Landing project.

I understand the work has already taken place. We do not have a significant cause for concern for why reimbursement funding should not be given to the project.

Thank you,
Bonney

Bonney Hartley

Tribal Historic Preservation Officer

Stockbridge-Munsee Mohican Tribal Historic Preservation

New York Office

65 1st Street

Troy, NY 12180

(518) 244-3164

Bonney.Hartley@mohican-nsn.gov

www.mohican-nsn.gov

Physical Address: 37 1st Street

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

Sent: Friday, February 26, 2016 1:28 PM

To: Bonney Hartley

Cc: King, Thomas J (STORMRECOVERY); Gievers, Andrea

Subject: Update on Section 106 Compliance for Small Business Program, Hyde Park Landing, Ltd., Town of Hyde Park, Dutchess County, NY

Dear Bonney,

Please see the attached updated consultation for the above-mentioned project.

A hard copy is being sent today by mail. Please let me know if you have any questions.

Thank you,

Mary Barthelme

Mary Barthelme

Environmental and Historic Preservation Specialist
Bureau of Environmental Review and Assessment
Governor's Office of Storm Recovery
99 Washington Avenue Suite 1224
Albany, New York 12260
Office: (518) 473-0154
Mary.Barthelme@stormrecovery.ny.gov

Attachment 5

NYSDEC Environmental Resource Map

NWI Wetlands Map

NYS Coastal Boundary Map

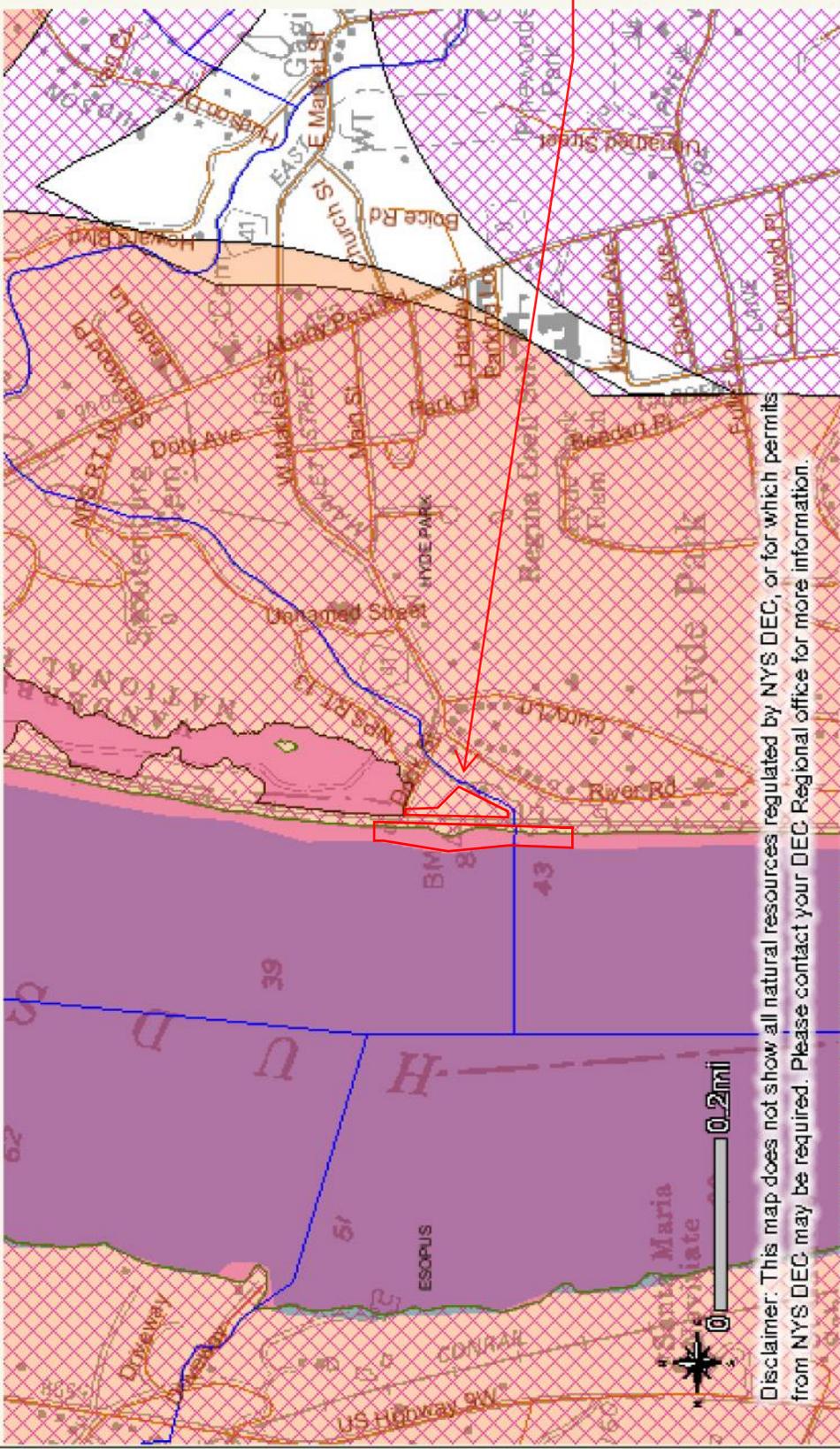
USFWS Coastal Barrier Map

FEMA FIRMette Map

Visible Layers

-  Classified Streams
-  Classified Ponds
-  State-Regulated Freshwater Wetlands
-  Wetland Checkzone
-  State-Regulated Freshwater Wetlands
-  Rare Plants and Rare Animals
-  Significant Natural Communities Nearby
-  Significant Natural Communities
-  Interstate Highways
-  Adirondack Park Boundary
-  Counties

Approximate Boundary of:
6 Dock St
Hyde Park, NY



Disclaimer: This map does not show all natural resources regulated by NYS DEC, or for which permits from NYS DEC may be required. Please contact your DEC Regional office for more information.

MinX: 586373, MaxX: 589012, MinY: 4627571, MaxY: 4626253



U.S. Fish and Wildlife Service

National Wetlands Inventory

Fed_Wet_027-ED-3
2620-2013_6 Dock
St

Jul 1, 2014



Wetlands

- Freshwater Emergent
- Freshwater Forested/Shrub
- Estuarine and Marine Deepwater
- Estuarine and Marine
- Freshwater Pond
- Lake
- Riverine
- Other

Riparian

- Herbaceous
- Forested/Shrub

Riparian Status

- Digital Data

Approximate Boundary of:
6 Dock St
Hyde Park, NY

This map is for general reference only. The US Fish and Wildlife Service is not responsible for the accuracy or currentness of the base data shown on this map. All wetlands related data should be used in accordance with the layer metadata found on the Wetlands Mapper web site.

User Remarks:



DEPARTMENT OF STATE OFFICE OF COMMUNITIES & WATERFRONTS
 ANDREW M. CUOMO, GOVERNOR | CÉSAR A. FERRALES, SECRETARY OF STATE

Welcome to the NYS Coastal Boundary Map



Search



Help

Address:

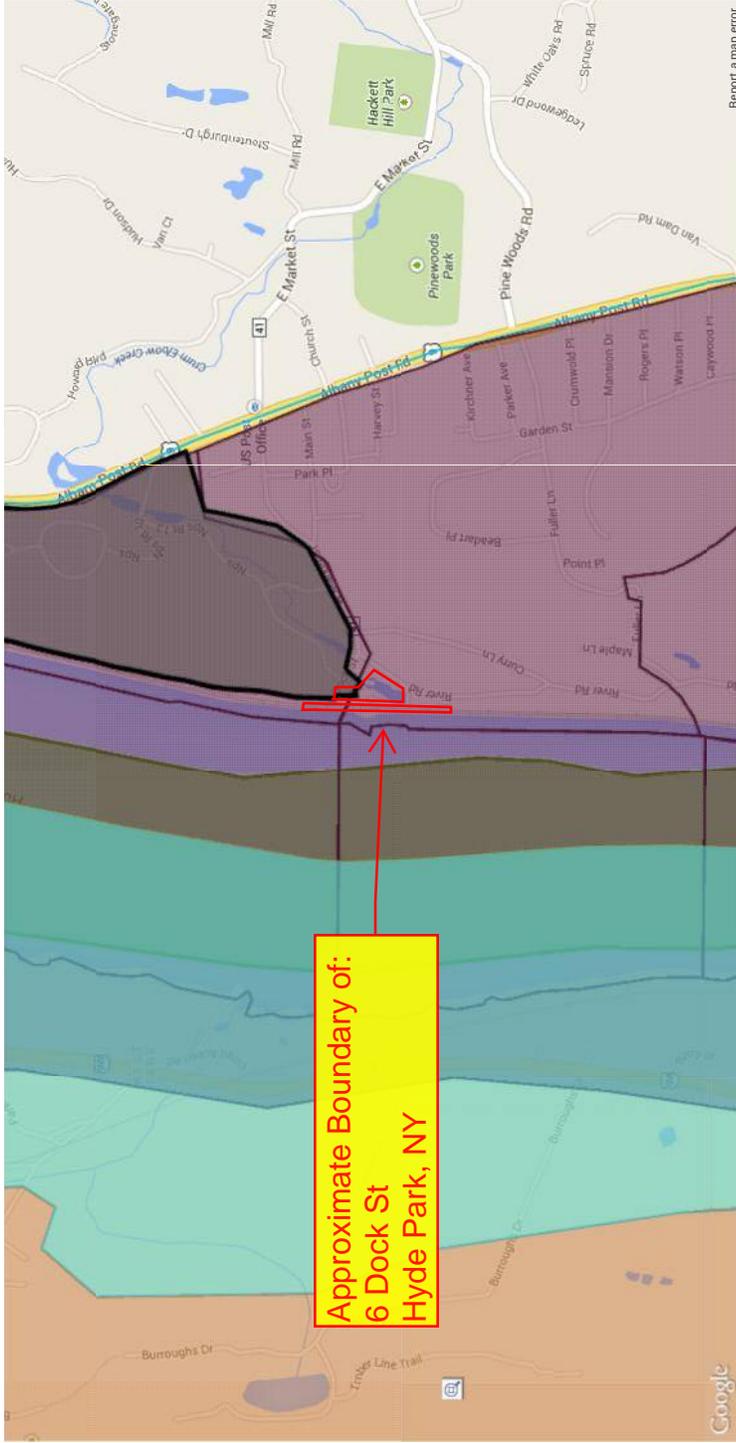
Enter Address Here

Find Address

Please note that the address marker is automatically placed along the street while certain activities may take place along the waterfront property boundary. Please make sure to click and drag the marker to the exact location of the proposed activity for an accurate assessment of whether or not the activity would be located within any DOS Special Management Areas.

- Layers
- Landward Coastal Boundary
- Scenic Areas *
- Local Waterfront Revitalization Areas
- Local Waterfront Revitalization Program Communities
- Significant Coastal Fish and Wildlife Habitats
- DOS Identified Canals
- Long Island Sound CMP (excludes LWRP communities)
- Federally Owned Lands
- Native American Lands

* GIS coverage is currently unavailable for the Scenic Areas designated in the Town of East Hampton. Please click [here](#) for information pertaining to these areas.



Latitude: 42.803 Longitude: -75.399
 Report a map error

The New York State Department of State makes every effort to post accurate and reliable information on this website. The Department of State does not guarantee or warrant that the information on this web site is complete, accurate or current. The information on this website is intended solely for the purpose of electronically providing the public with general coastal consistency-related information and convenient access to data resources. The Department of State neither assumes responsibility for the use or application of any material posted on this website nor responsibility for any error, omission or other discrepancy between the electronic and printed versions of documents.

[DOS Home](#) | [A to Z Index](#) | [Applications](#) | [Accessibility](#) | [Privacy Policy](#) | [Disclaimer](#) | [Contact Us](#)



U.S. Fish and Wildlife Service Coastal Barrier Resources System Mapper

Zoom History

← →

+

0

Measure

Streets

Imagery/Labels

Topo

USGS Topo

Street, Hyde Park, NY

Find Location

CBRS

Enter CBRS unit number(e.g., Q01P)

Find CBRS

Available Layers

CBRS Buffer Zones ?

CBRS Units ?

CBRS Units

- Otherwise Protected Area
- System Unit

CBRS Buffer Zone

CBRS Buffer Zone



Approximate Boundary of:
6 Dock Street
Hyde Park, NY

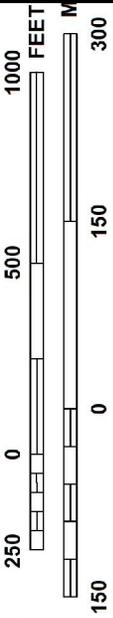
Map Scale: 1:18056

Lat: 41.7871, Lng: -73.9205





MAP SCALE 1" = 500'



NATIONAL FLOOD INSURANCE PROGRAM

PANEL 0262E

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

CONTAINS:
COMMUNITY NUMBER
HYDE PARK, TOWN OF **361338**

PANEL 262 OF 602
MAP SUFFIX: E
(SEE MAP INDEX FOR FIRM PANEL LAYOUT)

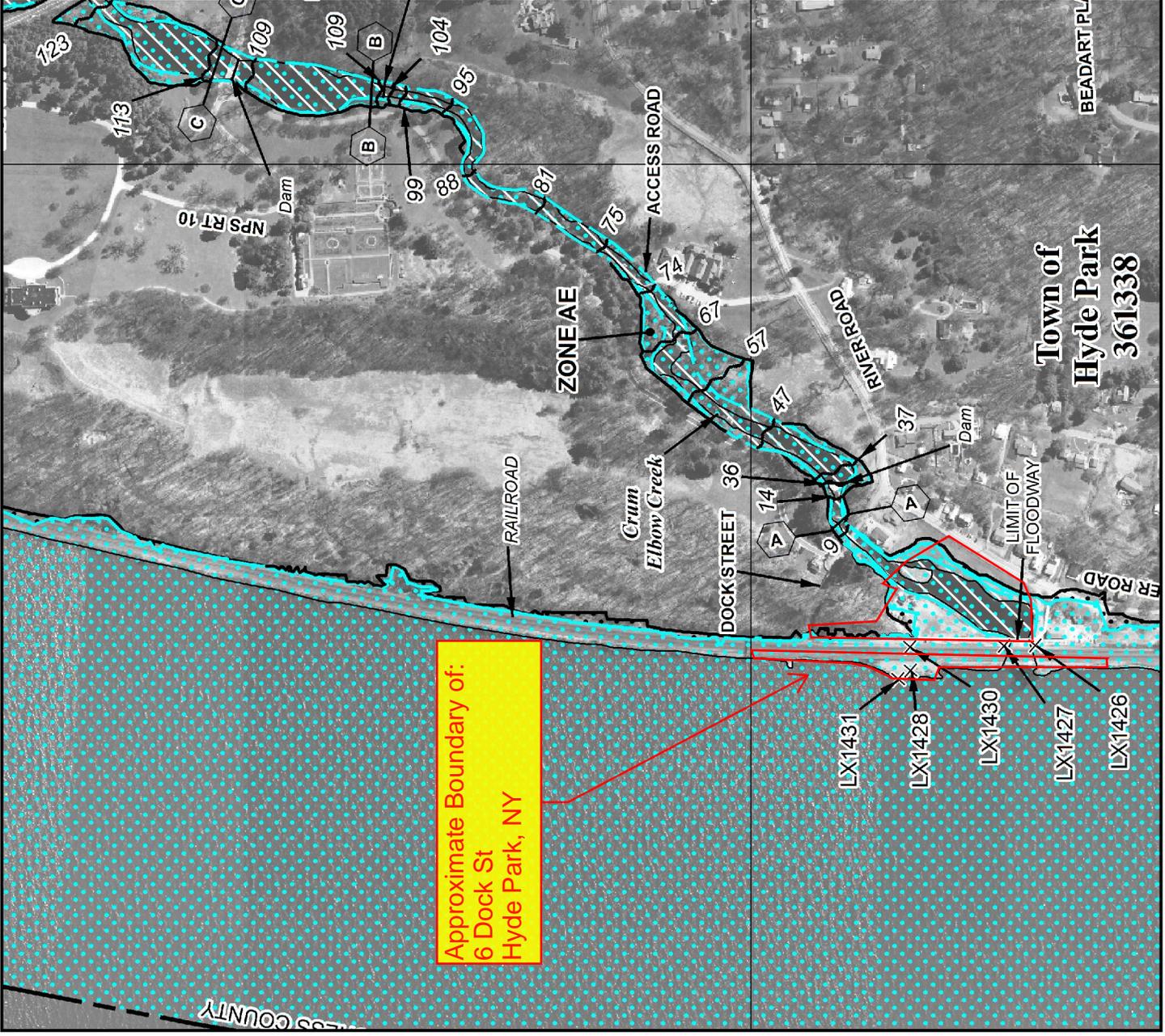
Notice to User: The Map Number shown below should be used when placing map orders; the Community Number shown above should be used on insurance applications for the subject community.

 **MAP NUMBER**
36027C0262E

EFFECTIVE DATE
MAY 2, 2012

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



Attachment 6

Section 7 Documents:

NHP Information

NMFS Determination

USFWS No Effect Determination Acknowledgement

USFWS Determination including Official Species List

NEW YORK STATE DEPARTMENT OF ENVIRONMENTAL CONSERVATION
Division of Fish, Wildlife and Marine Resources
New York Natural Heritage Program
625 Broadway, 5th Floor, Albany, New York 12233-4757
Phone: (518) 402-8935 • Fax: (518) 402-8925
Website: www.dec.ny.gov



December 04, 2015

Joshua Gomez
Tectonic
PO Box 37, 70 Pleasant Hill Road
Mountainville, NY 10953

Re: Small Business Grant Program Proposed Project 027-ED-32620-2013 - Hyde Park Landing, Ltd.,
6 Dock Street, Hyde Park
Town/City: Hyde Park. County: Dutchess.

Dear Joshua Gomez:

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

Enclosed is a report of rare or state-listed animals and plants, and significant natural communities that our database indicates occur, or may occur, on your site or in the immediate vicinity of your site.

For most sites, comprehensive field surveys have not been conducted; the enclosed report only includes records from our database. We cannot provide a definitive statement as to 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.

Our database is continually growing as records are added and updated. If this proposed project is still under development one year from now, we recommend that you contact us again so that we may update this response with the most current information.

The presence of the plants and animals identified in the enclosed report may result in this project requiring additional review or permit conditions. For further guidance, and for information regarding other permits that may be required under state law for regulated areas or activities (e.g., regulated wetlands), please contact the appropriate NYS DEC Regional Office, Division of Environmental Permits, as listed at www.dec.ny.gov/about/39381.html.

Sincerely,

Andrea Chaloux
Environmental Review Specialist
New York Natural Heritage Program



**The following state-listed animals have been documented
in the vicinity of your project site.**

The following list includes animals that are listed by NYS as Endangered, Threatened, or Special Concern; and/or that are federally listed or are candidates for federal listing.

For information about any permit considerations for your project, contact the Permits staff at the NYSDEC Region 3 Office, dep.R3@dec.ny.gov. For information about potential impacts of your project on these species, and how to avoid, minimize, or mitigate any impacts, contact the Hudson River Fisheries Unit, 21 South Putt Corners Road, New Paltz, NY 12561, 845-256-3071, HudsonRiverFish@dec.ny.gov.

A listing of Regional Offices is at <http://www.dec.ny.gov/about/558.html>.

The following species have been documented near the project site, generally within 0.5 mile. Potential onsite and offsite impacts from the project may need to be addressed.

<i>COMMON NAME</i>	<i>SCIENTIFIC NAME</i>	<i>NY STATE LISTING</i>	<i>FEDERAL LISTING</i>	
Fish				
Shortnose Sturgeon	<i>Acipenser brevirostrum</i>	Endangered	Endangered	1091
Atlantic Sturgeon	<i>Acipenser oxyrinchus</i>	No Open Season	Endangered	11464

This report only includes records from the NY Natural Heritage database. For most sites, comprehensive field surveys have not been conducted, and we cannot provide a definitive statement as to the presence or absence of all rare or state-listed species. 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.

If any rare plants or animals are documented during site visits, we request that information on the observations be provided to the New York Natural Heritage Program so that we may update our database.

Information about many of the listed animals in New York, including habitat, biology, identification, conservation, and management, are available online in Natural Heritage's Conservation Guides at www.guides.nynhp.org, and from NYSDEC at www.dec.ny.gov/animals/7494.html.



The following rare plants, rare animals, and significant natural communities have been documented at your project site, or in its vicinity.

We recommend that potential onsite and offsite impacts of the proposed project on these species or communities be addressed as part of any environmental assessment or review conducted as part of the planning, permitting and approval process, such as reviews conducted under SEQR. Field surveys of the project site may be necessary to determine the status of a species at the site, particularly for sites that are currently undeveloped and may still contain suitable habitat. Final requirements of the project to avoid, minimize, or mitigate potential impacts are determined by the lead permitting agency or the government body approving the project.

The following significant natural communities are considered significant from a statewide perspective by the NY Natural Heritage Program. They are either occurrences of a community type that is rare in the state, or a high-quality example of a more common community type. By meeting specific, documented criteria, the NY Natural Heritage Program considers these community occurrences to have high ecological and conservation value.

<i>COMMON NAME</i>	<i>SCIENTIFIC NAME</i>	<i>NY STATE LISTING</i>	<i>HERITAGE CONSERVATION STATUS</i>
--------------------	------------------------	-------------------------	-------------------------------------

Upland/Terrestrial Communities

Oak-Tulip Tree Forest

High-quality Occurrence of Rare Community Type

Vanderbilt Mansion: This small oak-tulip tree forest patch contains portions in very mature (and possibly old growth) condition. It is moderately diverse and contains one invasive species. The forest is nearly completely surrounded by cultural communities or very disturbed, but restorable natural communities.

11537

The following plants are listed as Endangered or Threatened by New York State, and/or are considered rare by the New York Natural Heritage Program, and so are a vulnerable natural resource of conservation concern.

<i>COMMON NAME</i>	<i>SCIENTIFIC NAME</i>	<i>NY STATE LISTING</i>	<i>HERITAGE CONSERVATION STATUS</i>
--------------------	------------------------	-------------------------	-------------------------------------

Vascular Plants

Shining Bedstraw

Galium concinnum

Endangered

Critically Imperiled in NYS

Vanderbilt Mansion Meadow, 1995-10-03: A meadow along a river.

8414

This report only includes records from the NY Natural Heritage database. For most sites, comprehensive field surveys have not been conducted, and we cannot provide a definitive statement as to the presence or absence of all rare or state-listed species. 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.

If any rare plants or animals are documented during site visits, we request that information on the observations be provided to the New York Natural Heritage Program so that we may update our database.

Information about many of the rare animals and plants in New York, including habitat, biology, identification, conservation, and management, are available online in Natural Heritage's Conservation Guides at www.guides.nynhp.org, from NatureServe Explorer at www.natureserve.org/explorer, and from USDA's Plants Database at <http://plants.usda.gov/index.html> (for plants).

Information about many of the natural community types in New York, including identification, dominant and characteristic vegetation, distribution, conservation, and management, is available online in Natural Heritage's Conservation Guides at www.guides.nynhp.org. For descriptions of all community types, go to www.dec.ny.gov/animals/97703.html for Ecological Communities of New York State.



**The following rare plants and rare animals have
historical records
at your project site, or in its vicinity.**

The following rare plants and animals were documented in the vicinity of the project site at one time, but have not been documented there since 1979 or earlier, and/or there is uncertainty regarding their continued presence. There is no recent information on these plants and animals in the vicinity of the project site and their current status there is unknown. In most cases the precise location of the plant or animal in this vicinity at the time it was last documented is also unknown.

If suitable habitat for these plants or animals is present in the vicinity of the project site, it is possible that they may still occur there. We recommend that any field surveys to the site include a search for these species, particularly at sites that are currently undeveloped and may still contain suitable habitat.

<i>COMMON NAME</i>	<i>SCIENTIFIC NAME</i>	<i>NYS LISTING</i>	<i>HERITAGE CONSERVATION STATUS</i>
Woodland Agrimony	<i>Agrimonia rostellata</i>	Threatened	Imperiled in NYS

1949-08-24: East Hyde Park. Specimen label: Rocky woodland and wooded pasture.

1347

This report only includes records from the NY Natural Heritage database. For most sites, comprehensive field surveys have not been conducted, and we cannot provide a definitive statement as to the presence or absence of all rare or state-listed species. 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.

If any rare plants or animals are documented during site visits, we request that information on the observations be provided to the New York Natural Heritage Program so that we may update our database.

Information about many of the rare animals and plants in New York, including habitat, biology, identification, conservation, and management, are available online in Natural Heritage's Conservation Guides at www.guides.nynhp.org, from NatureServe Explorer at www.natureserve.org/explorer, and from USDA's Plants Database at <http://plants.usda.gov/index.html> (for plants).



Governor's Office of Storm Recovery



Andrew M. Cuomo
Governor

Lisa Bova-Hiatt
Executive Director

December 18, 2015

Mr. Daniel Marrone
Protected Resources Division
NMFS Greater Atlantic Regional Fisheries Office
55 Great Republic Drive
Gloucester, MA 01930

VIA EMAIL: daniel.marrone@noaa.gov

Re: Notice of No Effect Determination
Hyde Park Landing Ltd.
6 Dock Street, Town of Hyde Park, Dutchess County, New York
Applicant ID #027-ED-32620-2013

Dear Mr. Marrone:

The Governor's Office of Storm Recovery (GOSR), operating under the auspices of the New York State Homes and Community Renewal's (NYSHCR) Housing Trust Fund Corporation, was established to aid the statewide recovery of disaster-affected communities in New York State. GOSR is administering a U.S. Department of Housing and Urban Development (HUD) Community Development Block Grant for Disaster Recovery (CDBG-DR), including the Economic Development - Small Business Grant Program. This letter requests acknowledgement from the National Oceanic and Atmospheric Administration – National Marine Fisheries Service (NMFS), pursuant to Section 7 of the Endangered Species Act (ESA) of 1973 (87 Stat. 884, as amended; 16 U.S.C. 1531 *et seq.*) and the Marine Mammal Protection Act (MMPA), for a single project proposed to receive CDBG-DR assistance. The environmental review for projects funded under the Small Business Grant Program are processed on a case-by-case basis in accordance with the NMFS Greater Atlantic Region Section 7 Program Guidance.

We have reviewed the above-referenced project according to NMFS procedures. We completed our review on 12/18/2015 and are submitting our project review package to request concurrence of the determination for a proposed project pursuant to Section 7 of the ESA. We are submitting case materials so that NMFS can indicate concurrence with

the determination that the proposed project has "No Effect" on endangered and/or threatened species or critical habitat for marine species under NMFS jurisdiction.

Species Data

An information request to the NYSDEC New York Natural Heritage Program (NHP) was made on November 5, 2015 and a response from the NHP was received on December 4, 2015. The NHP indicated that the Shortnose Sturgeon (*Acipenser brevirostrum*), the Atlantic Sturgeon (*Acipenser oxyrinchus*) as aquatic species that have been documented in the vicinity of the project site.

NMFS Endangered Species Maps for the Atlantic Coast indicate that the project site is located within the estimated range of Atlantic Sturgeon (Endangered) Distinct Population Segments (DPSs) and Shortnose Sturgeon (Endangered) within the Hudson River. The NMFS Endangered Species Maps are located in **Attachment 1**.

Project

Hyde Park Landing Ltd. (Applicant) is a marina and vacation rental operation located at 6 Dock Street, Town of Hyde Park, Dutchess County, New York (Subject Property). Based on Dutchess County Assessment data, this commercial property is identified as Parcel #133200-6065-04-548172-0000. The project site is identified on the enclosed street map and USGS topographic map in **Attachment 2**.

As a result of Tropical Storm Lee and Hurricane Irene, the business experienced damages from flooding. Crum Elbow Creek overflowed the inlet and caused silt and boulder build-up in the inlet, making the inlet too shallow for boats to launch. The floating docks in the inlet were attached to the concrete wall. The force of the water created erosion of the bank and underneath the concrete wall, therefore, compromising the integrity of the concrete wall. The blacktop apron along the sides of the concrete boat launch in the inlet was washed away due to the surge of the Crum Elbow Creek. The floating dock on the Hudson River flipped over during the storm creating damage to the anchors and pins which attach to the wooden ramp. Storm surge damaged the bulkhead on the Hudson River. Under NYS Department of Environmental Conservation (NYSDEC) Permit Nos. 3-1332-00362/1, 3-1332-00362/2, 3-1332-00362/3 and 3-1332-00362/4, debris was removed and sediment was dredged from the Creek. Work completed to the Subject Property also included excavation of the sediment in the northwest portion of the Crum Elbow Creek, adjacent to the structure. A total of 5,000 cubic yards of sediment was removed from the Creek. Sediment was also removed from the northeast portion of the creek up to a footbridge. Additionally dock repair (outside planks only) were undertaken. The locations of project activities are included in **Attachment 3**. Storm surge damaged the bulkhead on the Hudson River.

The completed project activities being evaluated were performed at the Subject Property on or about October 4, 2011, on several occasions in the month of January 2012, and on or about May 18, 2012, October 26, 2013, and November 12, 2013. There is also proposed funding for future work which will be for acquiring future permits. The following is an analysis of the potential for the Atlantic Sturgeon and Shortnose Sturgeon to have been affected by the completed activities described above:

Atlantic Sturgeon

Atlantic Sturgeon is an anadromous fish. They are benthic feeders (bottom of a body of water) and typically forage on benthic invertebrates. It spends most of its life in brackish water and migrates into freshwater to spawn. Spawning adults migrate upriver in spring from April to May. In some areas, a small spawning may also occur in the fall. According to the USFWS Status Review, spawning occurs in flowing water between the salt front and fall line of large rivers. Essentially, that salt front occurs from Hyde Park to Catskill. Sturgeon eggs, which are highly adhesive, are deposited on the bottom, usually on hard surfaces.

Shortnose Sturgeon

The Shortnose Sturgeon lives mainly in slow-moving riverine areas and spawn in faster moving fresh water areas. In New York State, the Shortnose Sturgeon is only found in the lower portion of the Hudson River from the southern tip of Manhattan (river mile 0) upriver to the Federal Dam at Troy (river mile 152). The Shortnose Sturgeon's overwinter area is in the mid-Hudson. The Subject Property is in the vicinity of river mile 85.

Based on the life history summary and NHP response described above, it is possible that the sturgeons could occur at the Subject Property. Therefore, further review of the possible effect of the already completed work to the sturgeons is provided below:

Project activities at the Subject Property were completed in accordance with New York State Department of Environmental Conservation (NYSDEC) permits issued to the Applicant, described below and included in **Attachment 4**. NYSDEC Permit No. 3-1332-00362/1 and 3-1332-00362/3 were issued to the Applicant for the reinforcement of the bank of the Hudson River for 500 feet. In addition, NYSDEC Permit Nos. 3-1332-00362/2, and 3-1332-00362/4 were issued to the Applicant for debris that was removed and sediment dredged from the Crum Elbow Creek, a tributary to the Hudson River.

The Applicant was required to comply with all of the general and special permit conditions contained within each permit. The NYSDEC Permit Nos. 3-1332-00362/1 and 3-1332-00362/3 have an effective date of September 30, 2011 and September 27, 2011,

respectively; the expiration dates are September 30, 2012 and September 27, 2012, respectively. Special conditions of the Applicant's NYSDEC permits include:

- Permit No. 3-1332-00362/1: No instream work; embed stone in bank to stabilize bank for 50 feet; backfill with soil; and grade and seed bank.
- Permit No. 3-1332-00362/3: No in-stream work; first course of stone at mean high water; embed stone in bank; backfill stone, grade and plant.

The work to reinforce the bank adjacent to the Hudson River was done outside of the timing range that the Atlantic sturgeon would be in the vicinity of Subject Property, except for the work performed in May 18, 2012. The May 18, 2012 project activities consisted of grading and seeding along the banks of the Hudson River. Since these project activities did not include instream work due to the NYSDEC permits' special conditions, the Atlantic and Shortnose Sturgeon's spawning or habitat would not be affected by this activity.

The work authorized under Permit Nos. 3-1332-00362/2 and 3-1332-00362/4 included removing debris and accumulated sediment on the banks of the Crum Elbow Creek in order to bring the property back to pre-storm conditions. These permits authorized stream channel restoration, which included excavation/removal of sand, gravel, and bedrock to pre-flood depths. Special conditions for this work included doing all work during low flow conditions. Additionally, the stones used to stabilize the bank were required to be embedded and tied into the table bank in order to prevent, which could help prevent future erosion of the bank that degrades the stream habitat. Moreover, this work allowed the continued use of the pre-existing actively used waterfront recreational area. This area is used for kayaking and other boat launching. Due to the work being done in accordance with NYSDEC permits issued for the work, and because the work only brings the area back to pre-storm conditions, it is concluded that the work performed under these two permits would not affect the sturgeon species.

Due to the location and timing of project activities completed in accordance with the NYSDEC permits at the Subject Property, it is our determination that the project activities had "No Effect" on the marine species or their critical habitat listed above under NMFS jurisdiction.

For additional information, please contact me by email at Alicia.Shultz@nyshcr.org by telephone at 518-474-0647.

Sincerely,

Alicia Shultz
Community Developer – Environmental Services

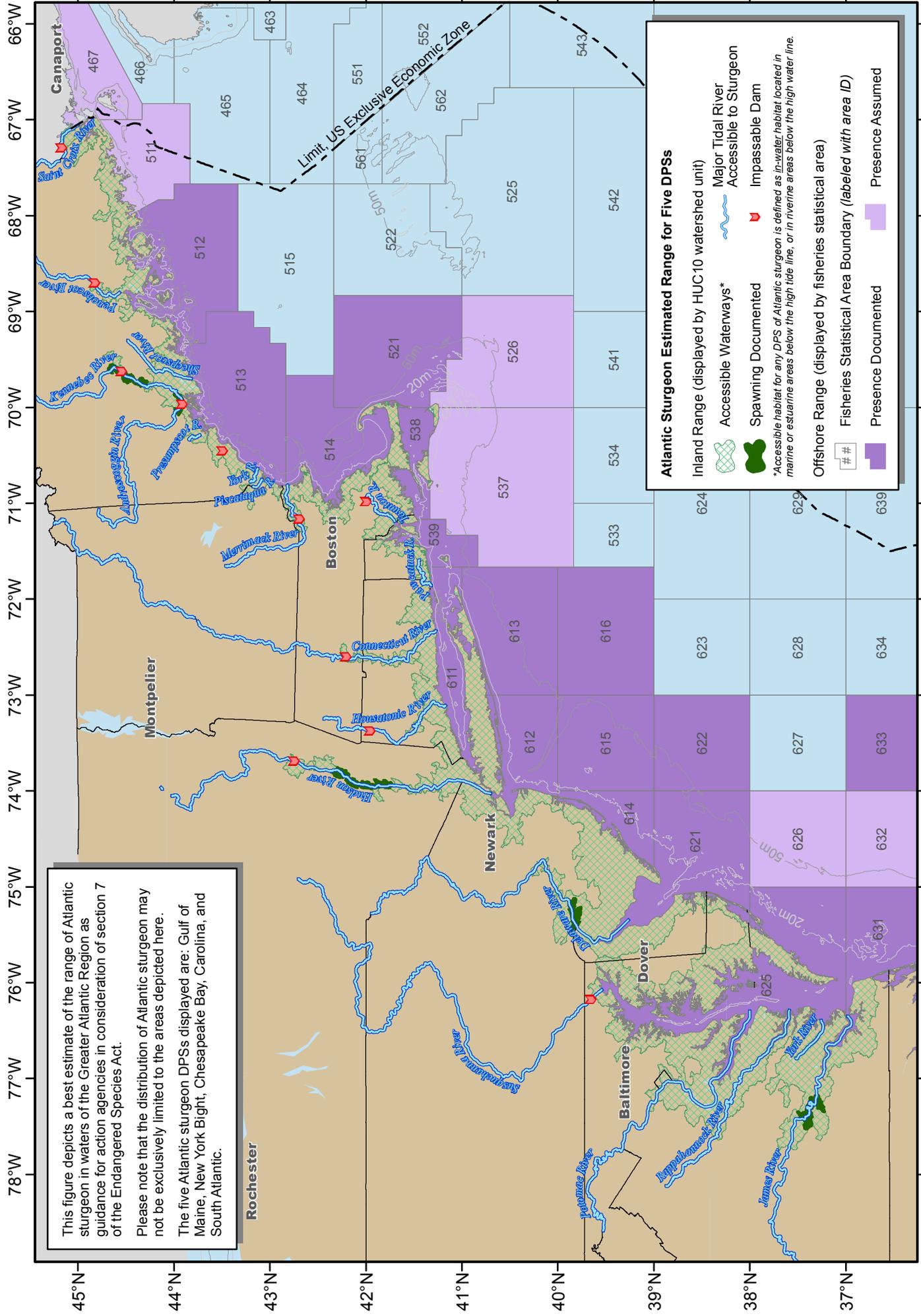
New York State Homes and Community Renewal
38-40 State Street, Hampton Plaza
Albany, NY 12207

Attachments:

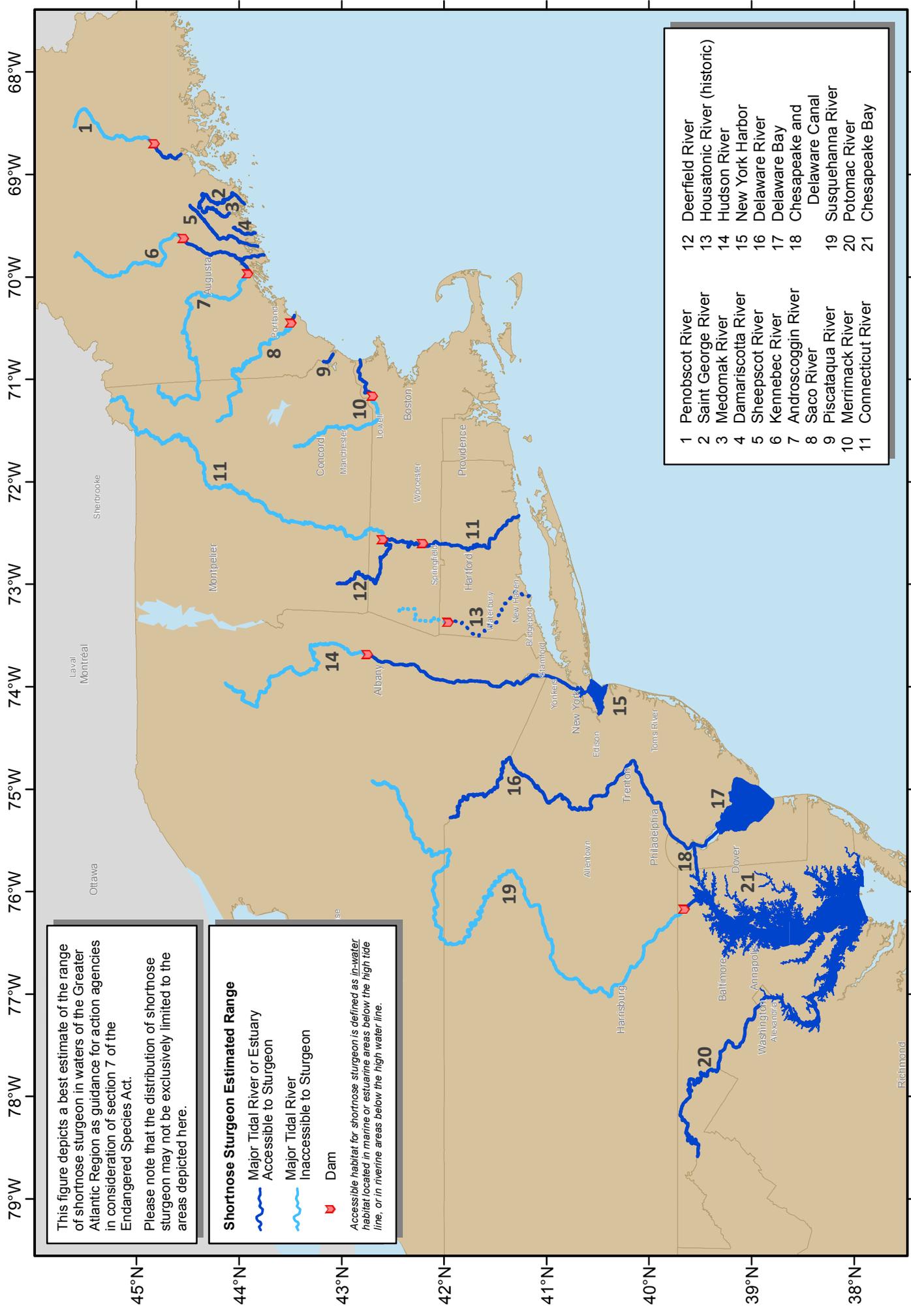
- 1) NMFS Endangered Species Map
- 2) Project Location Map (Street Map and USGS Topo Map)
- 3) Location of Permitted Activities Map
- 4) NYSDEC Environmental Permits

Attachment 1

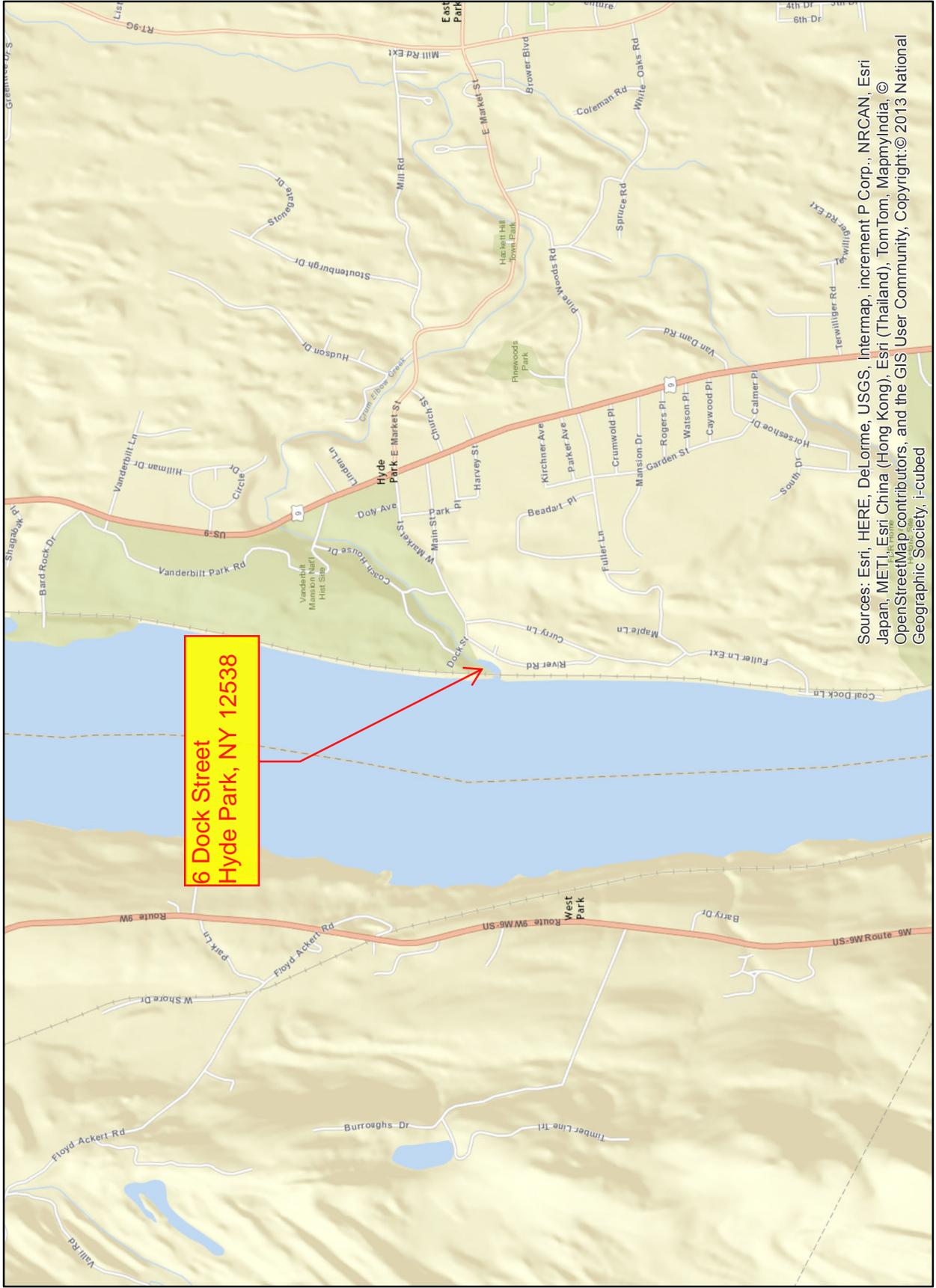
Estimated Range of Atlantic Sturgeon Distinct Population Segments (DPSS)



Estimated Range of Shortnose Sturgeon



Attachment 2



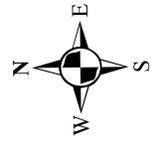
Sources: Esri, HERE, DeLorme, USGS, Intermap, increment P Corp., NRCAN, Esri Japan, METI, Esri China (Hong Kong), Esri (Thailand), TomTom, MapmyIndia, © OpenStreetMap contributors, and the GIS User Community, Copyright: © 2013 National Geographic Society, i-cubed

Street Map
 Hyde Park Landing, Ltd.
 6 Dock Street
 Hyde Park, NY 12538
 Dutchess County





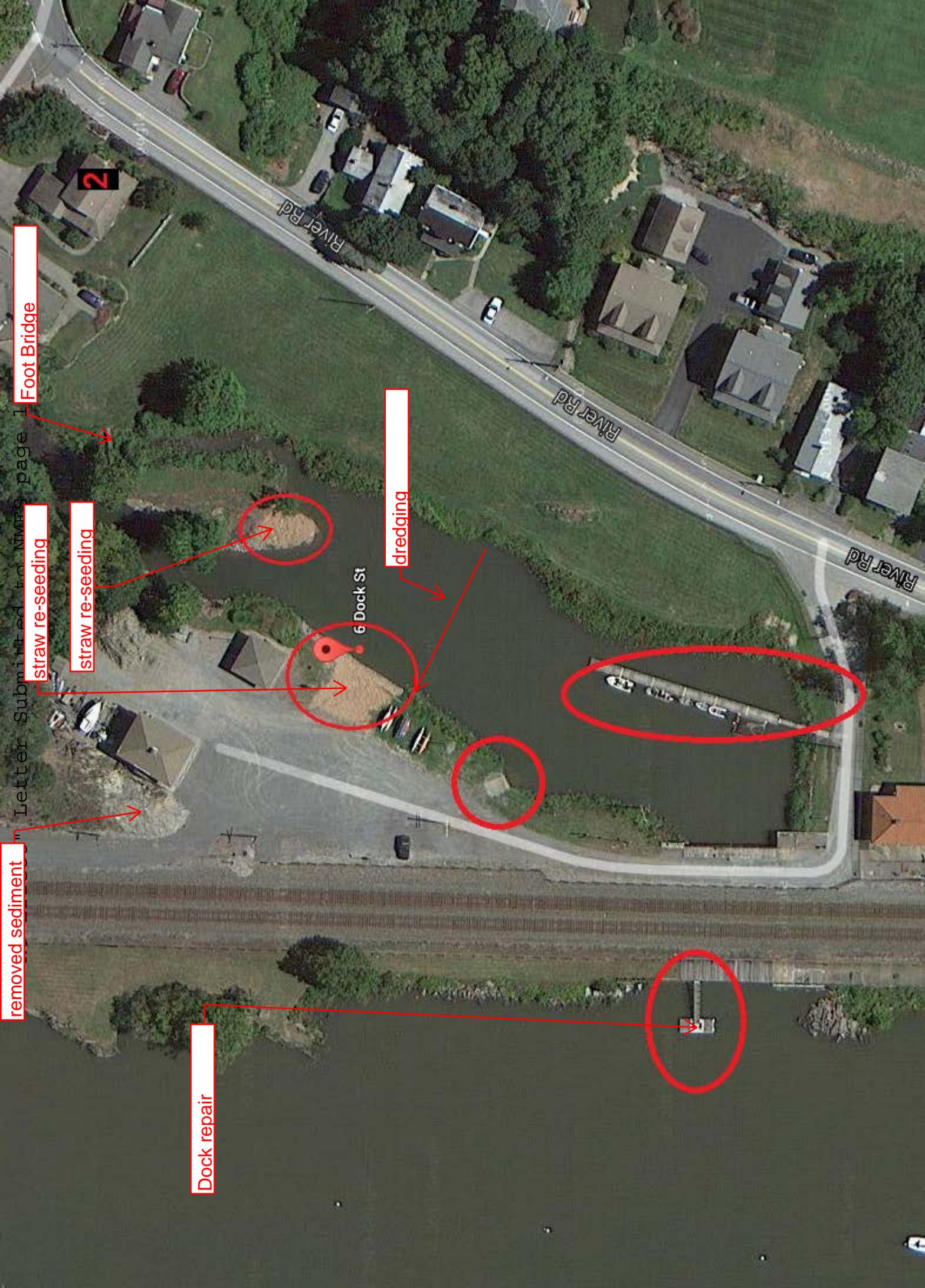
**6 Dock Street
Hyde Park, NY 12538**



Topographic Map
Hyde Park Landing, Ltd.
6 Dock Street
Hyde Park, NY 12538
Dutchess County

Copyright © 2013 National Geographic Society, Leucobed

Attachment 3



2

Foot Bridge

Letter Submitted to NMFS page 1

straw re-seeding

straw re-seeding

dredging

6 Dock St

removed sediment

Dock repair

River Rd

River Rd

DECKING

Attachment 4

Application for General Permit GP-0-11-007 Authorization

Pursuant to Environmental Conservation Law Article 70

*Complete all fields marked with an asterisk

DEC Permit No. 3-1332-00362/1		Effective Date: 09/30/2011
*Name of Permittee/Applicant: Hyde Park Landings, Ltd.		Expiration Date: 09/30/2012
*Contact:		
*Address: 2 Dock St. Hyde Park	* Phone:	
*City: Hyde Park	* State: NY	Zip: 12538
*Project Location: RR West - 6 Dock St. - South of Crum Elbow Met.		
*Town of: Hyde Park	County: Dutchess	

- * Authorization Type
- 6 NYCRR 608: Article 15, Title 5: Protection of Water
 - 6 NYCRR 663: Article 24 Freshwater Wetlands
 - 6 NYCRR 608: Water Quality Certification.

*Project Description: **Reinforce bank of Hudson for 500' feet**

Type of Project:

- Installation or repair of rock rip-rap or other permanent streambank stabilization measures.
- Stream channel restoration (including excavation/removal of sand, gravel and bedrock and the use of temporary coffer dams and fill) to pre-flood depth, width, gradient and channel character matching the stable stream channel upstream and downstream of the project area in order to protect or restore structures such as roads, utility lines, bridges, houses and other pre-existing buildings.
- Debris (trees, logs, stumps, brush, trash, metal, concrete) removal.
- Bridge or culvert replacement or repair.

Certification:

I have read this permit and will construct and operate this project in strict compliance with the approved plans and terms and conditions of this permit as well as the Environmental Conservation Law and applicable regulations. I understand that any false or inaccurate statements made in the application for this permit are punishable as a Class A misdemeanor. As a condition of this permit, I accept full legal responsibility for all damage, direct or indirect, of whatever nature, and by whomever suffered, arising out of the project described herein and agree to indemnify and save harmless the state from suits, actions, damages, and costs of every name and description resulting from this project.

[Signature]
 Applicant/Permittee Signature Date: **9-30-11**

AUTHORIZED NYSDEC REPRESENTATIVE NAME, TITLE, ADDRESS Heather Bierloff, Biologist, 21 S. Port Corner Rd New Paltz NY 12561	
AUTHORIZED NYSDEC SIGNATURE <i>[Signature]</i>	DATE 09/30/2011
Attachments <input checked="" type="checkbox"/> General Permit <input type="checkbox"/> General Conditions <input checked="" type="checkbox"/> Special Conditions <input type="checkbox"/> Project Drawings	cc: <input type="checkbox"/> Regional DEP <input type="checkbox"/> COE <input type="checkbox"/> Regional Habitat <input type="checkbox"/> NYCDEP <input type="checkbox"/> ECO



NEW YORK STATE DEPARTMENT OF ENVIRONMENTAL CONSERVATION
General Permit Number GP-0-11-007

2-1332-00362/1

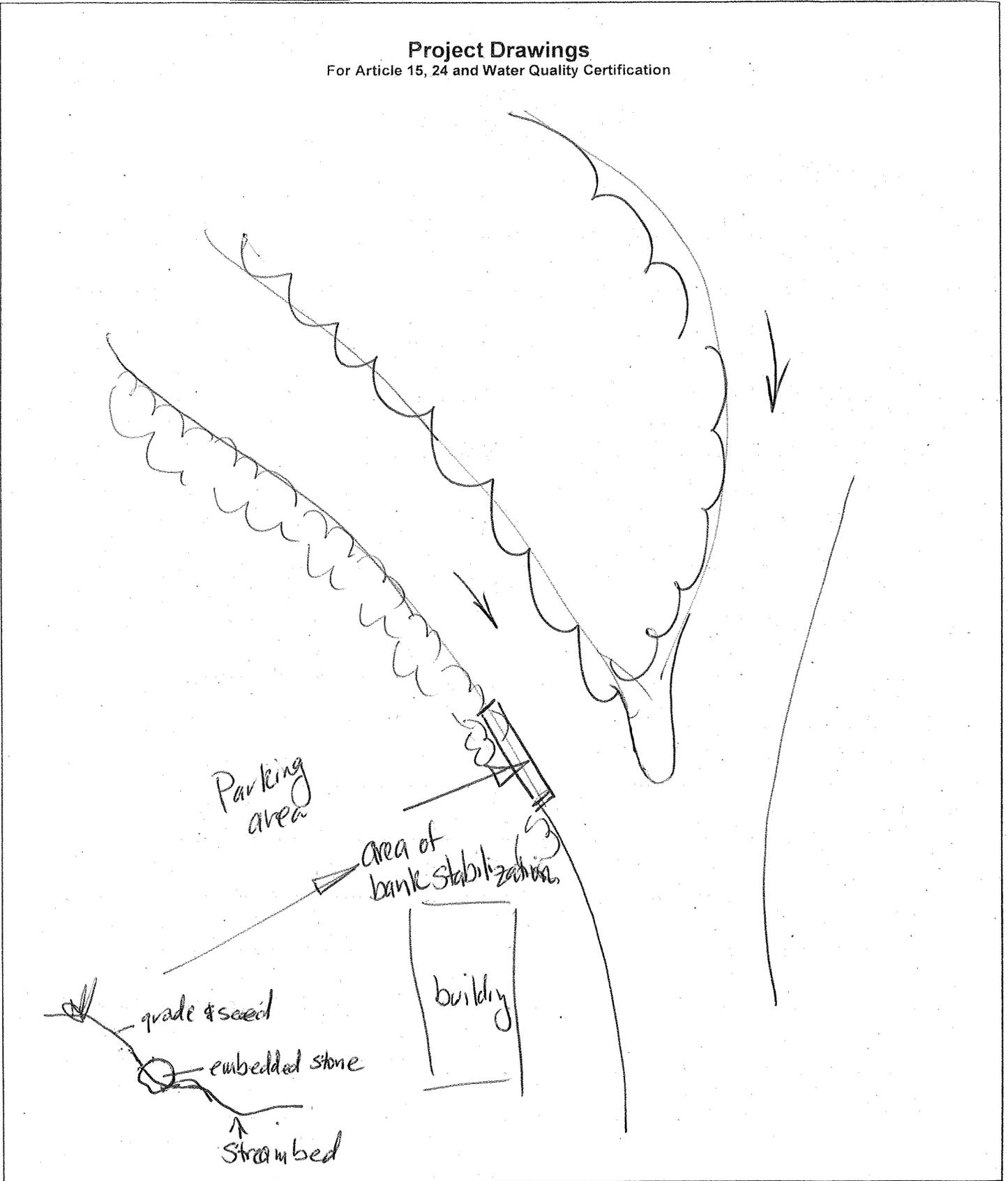
Special Conditions
FOR ARTICLE 15, 24 and Water Quality Certification

- No In-stream work
- Embed stone in bank to stabilize bank for 50'
- backfill w/ soil
- grade and seed bank



NEW YORK STATE DEPARTMENT OF ENVIRONMENTAL CONSERVATION
General Permit Number GP-0-11-007

Project Drawings
For Article 15, 24 and Water Quality Certification



NYS DEPARTMENT OF ENVIRONMENTAL CONSERVATION
Application for GP-0-11-008 Authorization For Repair of Damages Resulting From 2011 Storms
Pursuant to Environmental Conservation Law Article 70

*Complete all fields marked with an asterisk

DEC use only DEC Permit No. 3-1332-00362/2		DEC use only Effective Date: 04/30/2012 Expiration Date: 09/30/2012
--	---	---

*Name of Permittee/Applicant: Hyde Park Landing, Ltd.
*Contact: Peter J. Andros, Pres.

*Address : 2 Dock Street * Phone: 845-229-9669
*City: Hyde Park, NY 12538 * State: NY Zip: 12538

*Project Location: 6 Dock Street
*Town of Hyde Park County Dutchess

* Authorization Type 6 NYCRR 608: Article 15, Title 5: Protection of Water *already screened (see 3-1332-00362/1)*
 6 NYCRR 663: Article 24 Freshwater Wetlands
 6 NYCRR 608: Water Quality Certification.

*Project Description:
Remove Rocks and debris blocking the channel of Crum Elbow Creek and relocate to areas outside of stream channel to protect banks for stream bank stabilization (refer to attached plan for locations)

*Type of Project:
 Installation or repair of rock rip-rap or other permanent streambank stabilization measures.
 Stream channel restoration (including excavation/removal of sand, gravel and bedrock and the use of temporary coffer dams and fill) to pre-flood depth, width, gradient and channel character matching the stable stream channel upstream and downstream of the project area in order to protect or restore structures such as roads, utility lines, bridges, houses and other pre-existing buildings.
 Debris (trees, logs, stumps, brush, trash, metal, concrete) removal.
 Bridge or culvert replacement or repair.

Certification:
I have read this permit and will construct and operate this project in strict compliance with the approved plans and terms and conditions of this permit as well as the Environmental Conservation Law and applicable regulations. I understand that any false or inaccurate statements made in the application for this permit are punishable as a Class A misdemeanor. As a condition of this permit, I accept full legal responsibility for all damage, direct or indirect, of whatever nature, and by whomever suffered, arising out of the project described herein and agree to indemnify and save harmless the state from suits, actions, damages, and costs of every name and description resulting from this project.

[Signature] Applicant/Permittee Signature 4-12-12 Date

DEC use only AUTHORIZED NYSDEC REPRESENTATIVE NAME, TITLE, ADDRESS Heather Gierloff, Biologist 21 S. Putt Corner Rd New Paltz, NY 12561	AUTHORIZED NYSDEC SIGNATURE <i>[Signature]</i>	DATE 04/30/2012
---	---	--------------------

Attachments <input type="checkbox"/> General Permit <input type="checkbox"/> General Conditions	<input type="checkbox"/> Special Conditions <input type="checkbox"/> Project Drawings	cc: <input type="checkbox"/> Regional DEP <input type="checkbox"/> Regional Habitat <input type="checkbox"/> ECO	<input type="checkbox"/> COE <input type="checkbox"/> NYCDEP
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NEW YORK STATE DEPARTMENT OF ENVIRONMENTAL CONSERVATION
General Permit Number GP-0-11-008

3-1332-00362/2

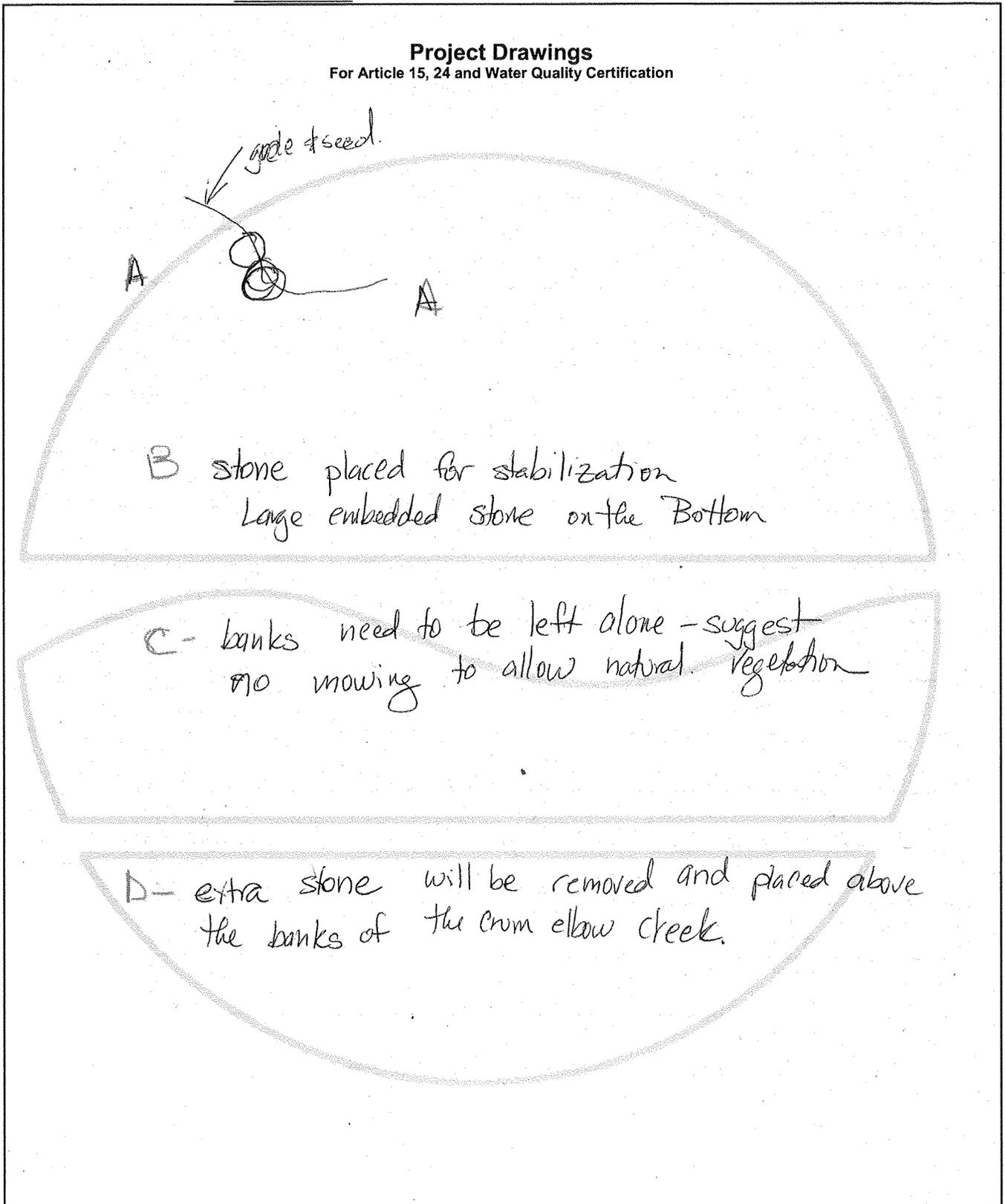
Special Conditions
FOR ARTICLE 15, 24 and Water Quality Certification

- Notify Heather Gierloff 48 hrs prior to work
(845) 256 3086
hsgierlo@gw.dec.state.ny.us
- do all work during low flow
- do all work during times of no stream studies
- Large stone installed to stabilize bank must be embedded and tied into stable bank & graded
- Some stone that is removed from channel can be put at the tip of the island the remainder must be removed from the bed and banks of the Crow Elbow Creek



NEW YORK STATE DEPARTMENT OF ENVIRONMENTAL CONSERVATION
General Permit Number GP-0-11-008

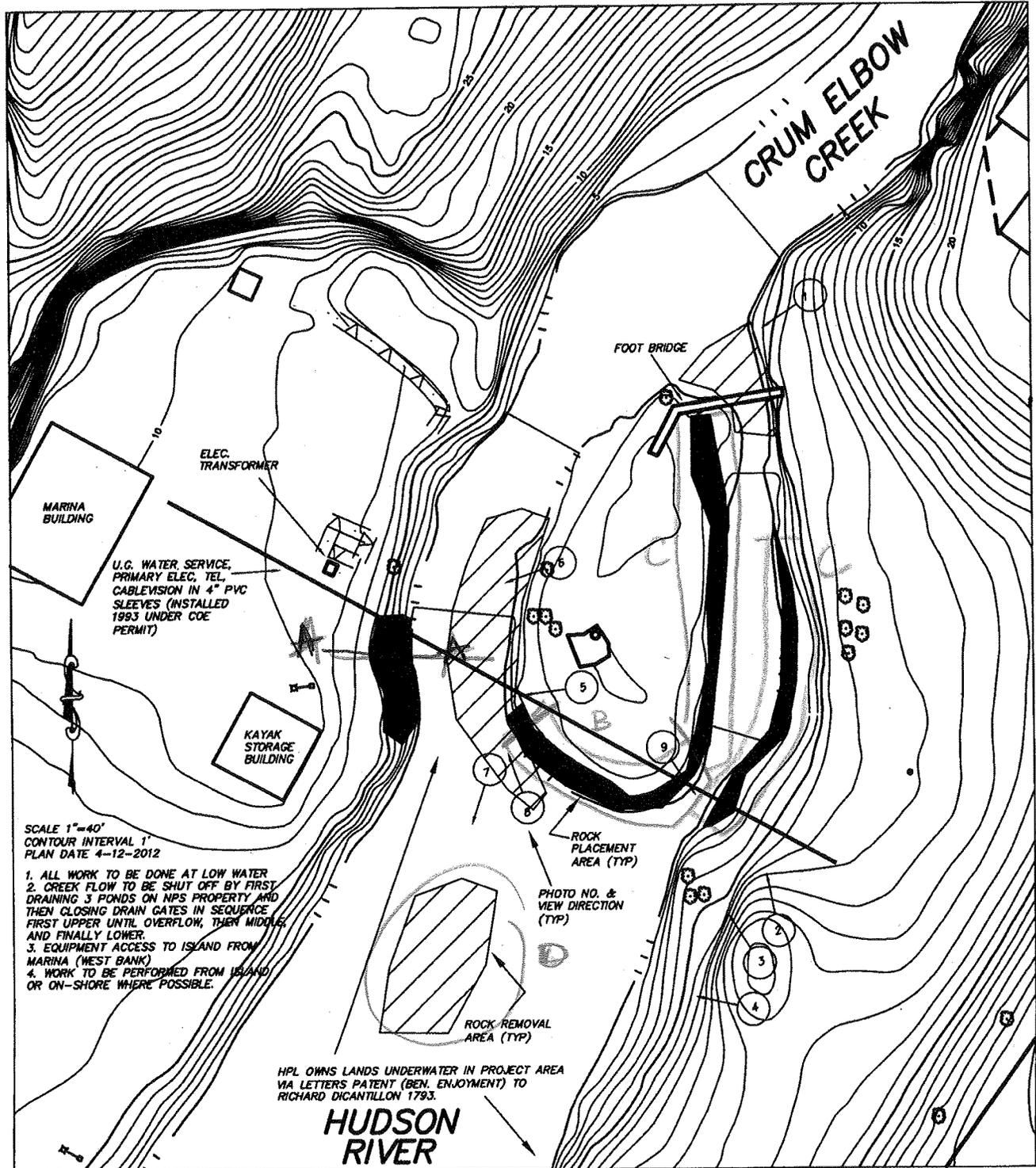
Project Drawings
For Article 15, 24 and Water Quality Certification



3-1332-00362/2

NEW YORK STATE DEPARTMENT OF ENVIRONMENTAL CONSERVATION
General Permit Number GP-0-11-008

Project Drawings
For Article 15, 24 and Water Quality Certification



NYS DEPARTMENT OF ENVIRONMENTAL CONSERVATION
Application for GP-0-12-002 Authorization for Repair of Damages Resulting From 2011 Storms

Pursuant to Environmental Conservation Law Article 70

*Complete all fields marked with an asterisk



SEP 24 2012

DEC use only DEC Permit No. 3-1332-00362/00003	DEC use only Effective Date: 9/27/12 Expiration Date: 9/30/13
--	---

*Name of Permittee/Applicant: Hyde Park Landing Ltd.
*Contact: Peter J. Andros

*Address: 6 Dock St. *Phone: 845-229-9669
*City: Hyde Park *State: NY Zip: 12538

*Project Location: RR-West - 6 Dock St. - South of Crum Elbow Creek inlet
*Town of Hyde Park County Dutchess

- * Authorization Type
- 6 NYCRR 608: Article 15, Title 5: Protection of Water
 - 6 NYCRR 663: Article 24 Freshwater Wetlands
 - 6 NYCRR 608: Water Quality Certification.

*Project Description:
Reinforce Bank of Hudson River for 500 feet.
*first course of stone embedded @ Mean High Water

Is this project a continuance of a permitted activity previously authorized under GP-0-11-008 General Permit for Repair and Damages resulting from 2011 Storms? Yes No (Refer to pg. 7 of 8 + 8 of 8 of Authorization in the GP-0-11-007 Attached)

- *Type of Project:
- Installation or repair of rock rip-rap or other permanent stream bank stabilization measures.
 - Stream channel restoration (including excavation/removal of sand, gravel and bedrock and the use of temporary coffer dams and fill) to pre-flood depth, width, gradient and channel character matching the stable stream channel upstream and downstream of the project area in order to protect or restore structures such as roads, utility lines, bridges, houses and other pre-existing buildings.
 - Debris (trees, logs, stumps, brush, trash, metal, concrete) removal.
 - Bridge or culvert replacement or repair.

Certification:

I have read this permit and will construct and operate this project in strict compliance with the approved plans and terms and conditions of this permit as well as the Environmental Conservation Law and applicable regulations. I understand that any false or inaccurate statements made in the application for this permit are punishable as a Class A misdemeanor. As a condition of this permit, I accept full legal responsibility for all damage, direct or indirect, of whatever nature, and by whomever suffered, arising out of the project described herein and agree to indemnify and save harmless the state from suits, actions, damages, and costs of every name and description resulting from this project.

[Signature] 9-20-12
Applicant/Permittee Signature Date

DEC use only
AUTHORIZED NYSDEC REPRESENTATIVE NAME, TITLE, ADDRESS
Jennifer Dawson (BIO I) for H. Gierloff (BIO I) 21 S. Putnam Rd New Paltz, NY

AUTHORIZED NYSDEC SIGNATURE <i>[Signature]</i>	DATE 9/27/12
---	-----------------

Attached: General Permit General Conditions
 Special Conditions
 Project Drawings



NEW YORK STATE DEPARTMENT OF ENVIRONMENTAL CONSERVATION
General Permit Number GP-0-11-007

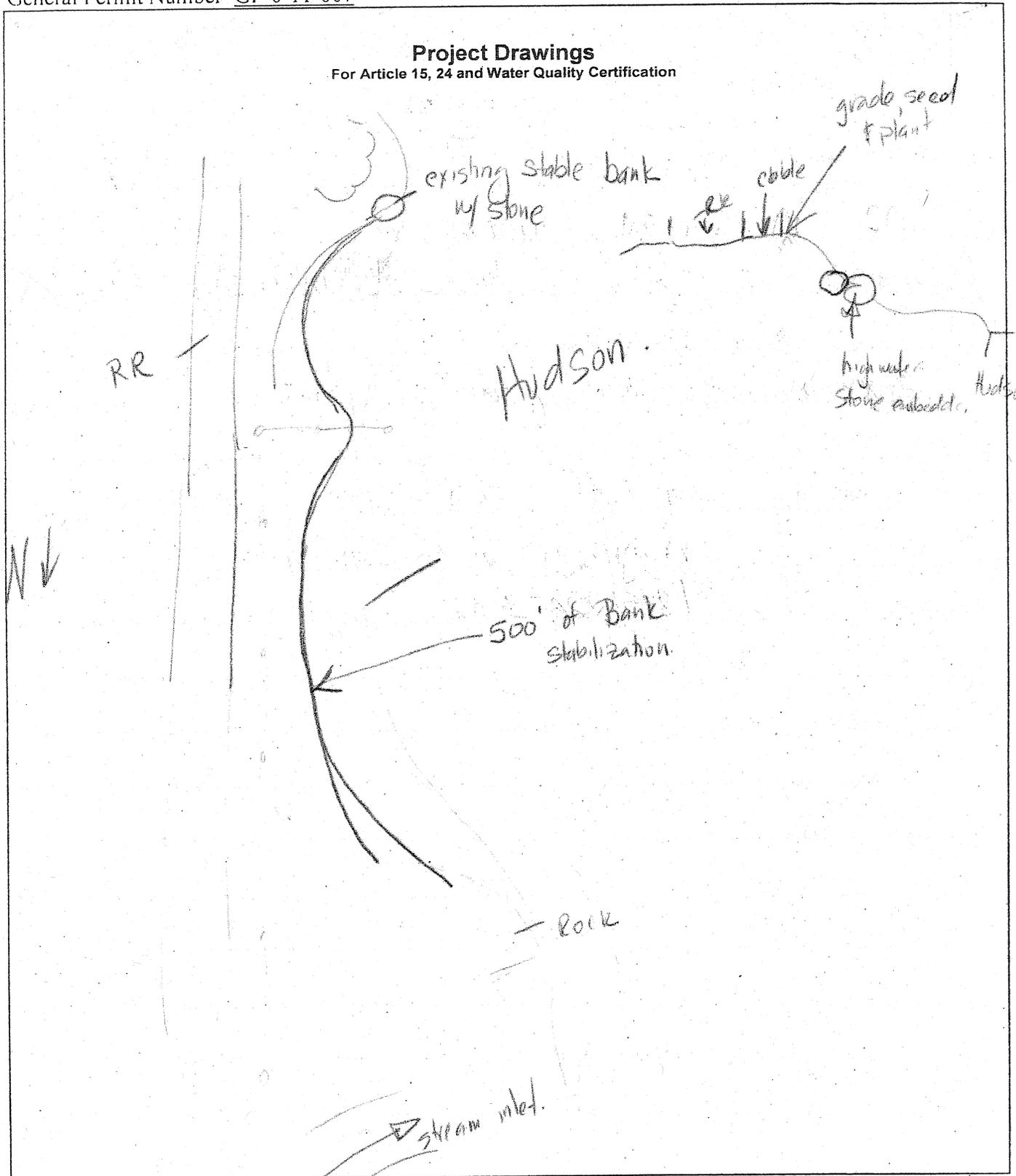
3-1332-00362/3-4

Special Conditions
FOR ARTICLE 15, 24 and Water Quality Certification

- no in-stream work.
- ☆ embed first course of stone at mean high water. ☆
- embed stone in bank
- ~~grade~~ back fill stone, grade and plant
- notify H. Gierloff 48 hr. prior to work
hsgierlo@gw.dec.state.ny.us
(845) 256-3086



NEW YORK STATE DEPARTMENT OF ENVIRONMENTAL CONSERVATION
General Permit Number GP-0-11-007



NYS DEPARTMENT OF ENVIRONMENTAL CONSERVATION
Application for GP-0-12-002 Authorization for Repair of Damages Resulting From 2011 Storms

Pursuant to Environmental Conservation Law Article 70

*Complete all fields marked with an asterisk



DEC use only
DEC Permit No.
3-1332-00362/00004

DEC use only
Effective Date: *9/27/12*
Expiration Date: *9/30/13*

*Name of Permittee/Applicant: *Hyde Park Landing, Ltd.*
*Contact: *Peter Andros* *845-325-0002*

*Address: *Hyde Park Landing, Ltd.* *Phone: *845-229-9669*
*City: *Hyde Park, NY 12538* *State: *NY* Zip:

*Project Location: *6 Dock St.*
*Town of *Hyde Park* County *Dutchess*

- * Authorization Type: 6 NYCRR 608: Article 15, Title 5: Protection of Water
- 6 NYCRR 663: Article 24 Freshwater Wetlands
- 6 NYCRR 608: Water Quality Certification.

*Project Description:

Remove rocks & debris blocking the channel of Crum Elbow Creek and relocate to area outside of stream channel to protect banks for stream bank stabilization (refer to attached plan for location)

Is this project a continuance of a permitted activity previously authorized under GP-0-11-008 General Permit for Repair and Damages resulting from 2011 Storms? Yes No

*Type of Project:

- Installation or repair of rock rip-rap or other permanent stream bank stabilization measures.
- Stream channel restoration (including excavation/removal of sand, gravel and bedrock and the use of temporary coffer dams and fill) to pre-flood depth, width, gradient and channel character matching the stable stream channel upstream and downstream of the project area in order to protect or restore structures such as roads, utility lines, bridges, houses and other pre-existing buildings.
- Debris (trees, logs, stumps, brush, trash, metal, concrete) removal.
- Bridge or culvert replacement or repair.

Certification:

I have read this permit and will construct and operate this project in strict compliance with the approved plans and terms and conditions of this permit as well as the Environmental Conservation Law and applicable regulations. I understand that any false or inaccurate statements made in the application for this permit are punishable as a Class A misdemeanor. As a condition of this permit, I accept full legal responsibility for all damage, direct or indirect, of whatever nature, and by whomever suffered, arising out of the project described herein and agree to indemnify and save harmless the state from suits, actions, damages, and costs of every name and description resulting from this project.

[Signature] *9-20-12*
Applicant/Permittee Signature Date

DEC use only AUTHORIZED NYSDEC REPRESENTATIVE NAME, TITLE, ADDRESS <i>Jim Henderson (Bio I) for A. Gerloff (Bio I) 215 Pitt Corners Rd New Paltz, NY</i>	
AUTHORIZED NYSDEC SIGNATURE <i>[Signature]</i>	DATE <i>9/27/12</i>

Attached: General Permit General Conditions
 Special Conditions
 Project Drawings.



NEW YORK STATE DEPARTMENT OF ENVIRONMENTAL CONSERVATION
General Permit Number GP-0-11-008

3-1332-00362/4

Special Conditions
FOR ARTICLE 15, 24 and Water Quality Certification

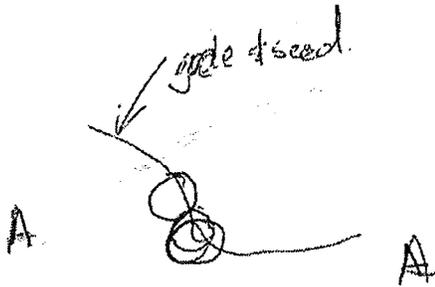
- Notify Heather Gierloff 48 hrs prior to work
(845) 256-3086
hsgierlo@gw.dec.state.ny.us
- do all work during low flow
- do all work during times of no stream studies
- Large stone installed to stabilize bank must be embedded and tied into stable bank & graded
- Some stone that is removed from channel can be put at the tip of the island. The remainder must be removed from the bed and banks of the Crom Elbow Creek



NEW YORK STATE DEPARTMENT OF ENVIRONMENTAL CONSERVATION
General Permit Number GP-0-11-008

Project Drawings
For Article 15, 24 and Water Quality Certification

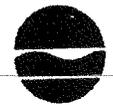
3-1382-00362/4



B stone placed for stabilization
Large embedded stone on the Bottom

C - banks need to be left alone - suggest
no mowing to allow natural vegetation

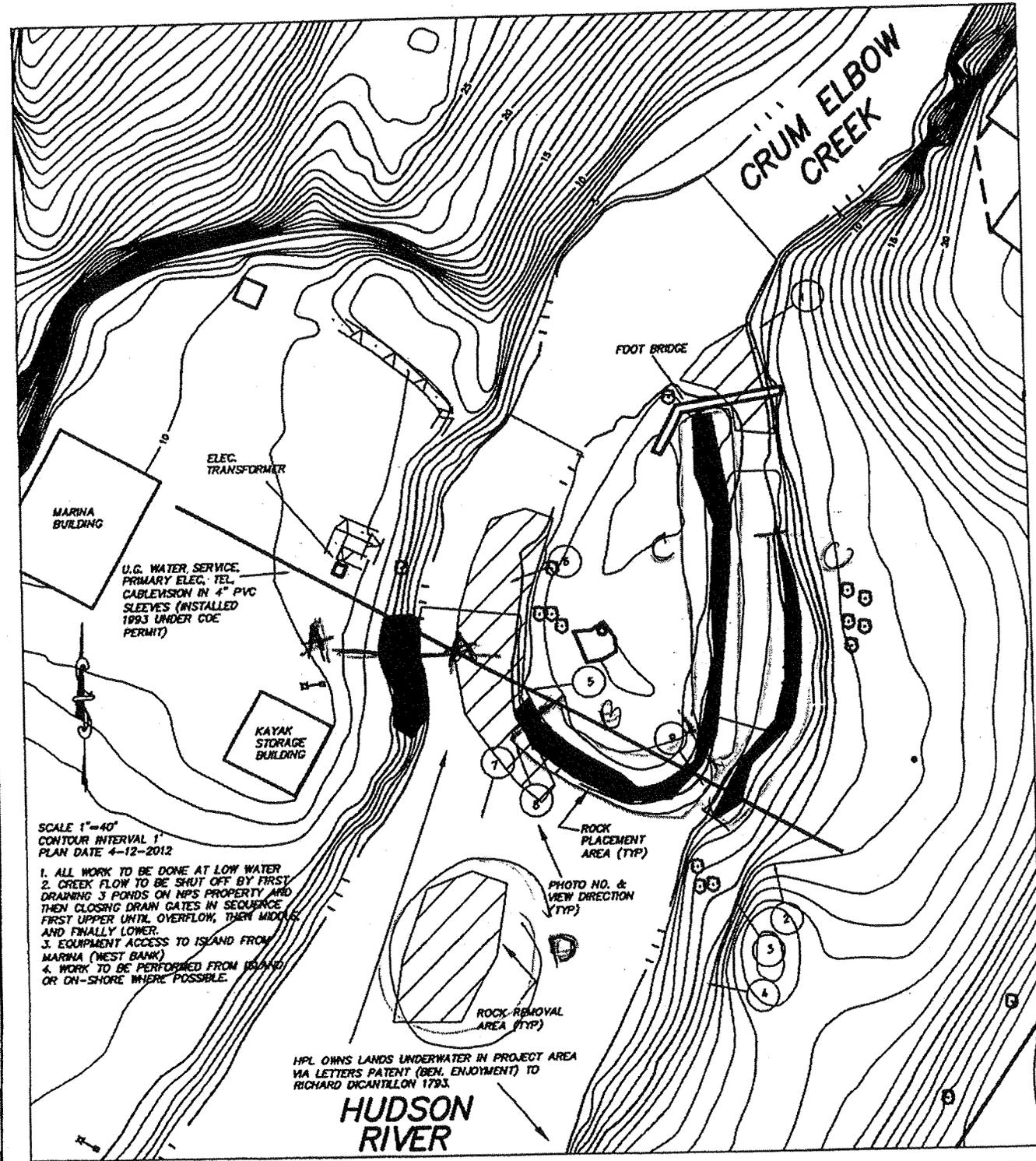
D - extra stone will be removed and placed above
the banks of the crum elbow creek.



NEW YORK STATE DEPARTMENT OF ENVIRONMENTAL CONSERVATION
General Permit Number GP-0-11-008

3-1332-00362/4.

Project Drawings
For Article 15, 24 and Water Quality Certification



SCALE 1"=40'
CONTOUR INTERVAL 1'
PLAN DATE 4-12-2012

1. ALL WORK TO BE DONE AT LOW WATER
2. CREEK FLOW TO BE SHUT OFF BY FIRST DRAINING 3 PONDS ON NP'S PROPERTY AND THEN CLOSING DRAIN GATES IN SEQUENCE FIRST UPPER UNTIL OVERFLOW, THEN MIDDLE AND FINALLY LOWER.
3. EQUIPMENT ACCESS TO ISLAND FROM MARINA (WEST BANK)
4. WORK TO BE PERFORMED FROM ISLAND OR ON-SHORE WHERE POSSIBLE.

HPL OWNS LANDS UNDERWATER IN PROJECT AREA VIA LETTERS PATENT (GEN. ENJOYMENT) TO RICHARD DICANTILLON 1793.

HUDSON RIVER

From: Cole, Patricia [mailto:patricia_cole@fws.gov]
Sent: Wednesday, December 02, 2015 4:25 PM
To: Shultz, Alicia (NYSHCR) <Alicia.Shultz@nyshcr.org>
Cc: Gievers, Andrea <AGievers@tectonicengineering.com>; King, Thomas J (STORMRECOVERY) <Thomas.King@stormrecovery.ny.gov>
Subject: Re: Notice of No Effect - Batch 4 - GOSER/HCR

Dear Ms. Shultz,

This email acknowledges your determination of no effect to dwarf wedgemussel, Indiana bat and Northern long-eared bat(NLEB). However, please note that the status of the NLEB that you cited in your table is incorrect. The NLEB is not "proposed as Endangered," but was federally listed as Threatened, which was effective on May 4, 2015.

Patricia Cole
Deputy Field Supervisor
U.S. Fish and Wildlife Service
New York Field Office
3817 Luker Road
Cortland, New York 13045
607-753-9334

On Wed, Dec 2, 2015 at 4:15 PM, Shultz, Alicia (NYSHCR) <Alicia.Shultz@nyshcr.org> wrote:

Dear Ms. Cole:

The Governor's Office of Storm Recovery (GOSR), operating under the auspices of the New York State Homes and Community Renewal's (NYSHCR) Housing Trust Fund Corporation, was established to aid the statewide recovery of disaster-affected communities in New York State. GOSR is administering a U.S. Department of Housing and Urban Development (HUD) Community Development Block Grant for Disaster Recovery (CDBG-DR), including the Economic Development - Small Business Grant Program. The environmental review for projects funded under the Small Business Grant Program are processed on a case-by-case basis in accordance with the United States Fish and Wildlife Service (USFWS), New York Field Office's online project review process. GOSR has made a "No Effect" determination for the project described herein pursuant to section 7 of the Endangered Species Act (ESA) of 1973 (87 Stat. 884, as amended; 16

U.S.C. 1531 et seq.) the Bald and Golden Eagle Protection Act (BGEPA) (16 U.S.C. 668-668d), and the Migratory Bird Treaty Act (MBTA) (16 U.S.C. 703-712; Ch. 128; July 13, 1918; 40 Stat 755). The attached letter requests acknowledgement of this determination from the USFWS.

Sincerely,

Alicia Shultz

Community Developer - Environmental Services

New York State Homes & Community Renewal

38-40 State St., Hampton Plaza, Albany, NY 12207

(518) 474-0647 | Alicia.Shultz@nyshcr.org |



Governor's Office of Storm Recovery



Andrew M. Cuomo
Governor

Lisa Bova-Hiatt
Executive Director

December 2, 2015

Patricia Cole
U.S. Fish and Wildlife Service
New York Field Office
3817 Luker Road
Cortland, NY 13045

VIA EMAIL: patricia_cole@fws.gov

Re: Notice of No Effect for Department of Housing and Urban Development (HUD) Community Development Block Grant for Disaster Recovery (CDBG-DR), Economic Development - Small Business Grant Program Proposed Project, Batch 4 dated November 30, 2015 (027-ED-32620-2013 Hyde Park Landing, Ltd.)

Dear Ms. Cole:

The Governor's Office of Storm Recovery (GOSR), operating under the auspices of the New York State Homes and Community Renewal's (NYSHCR) Housing Trust Fund Corporation, was established to aid the statewide recovery of disaster-affected communities in New York State. GOSR is administering a U.S. Department of Housing and Urban Development (HUD) Community Development Block Grant for Disaster Recovery (CDBG-DR), including the Economic Development - Small Business Grant Program. The environmental review for projects funded under the Small Business Grant Program are processed on a case-by-case basis in accordance with the United States Fish and Wildlife Service (USFWS), New York Field Office's online project review process. GOSR has made a "No Effect" determination for the project described herein pursuant to section 7 of the Endangered Species Act (ESA) of 1973 (87 Stat. 884, as amended; 16 U.S.C. 1531 *et seq.*) the Bald and Golden Eagle Protection Act (BGEPA) (16 U.S.C. 668-668d), and the Migratory Bird Treaty Act (MBTA) (16 U.S.C. 703-712; Ch. 128; July 13, 1918; 40 Stat 755). This letter requests acknowledgement of this determination from the USFWS.

We have reviewed the project in the attached list according to USFWS procedures. We completed our review on 11/30/2015 and are submitting our project review package to the USFWS pursuant to Section 7 of the ESA. We are submitting case materials so that the

USFWS can acknowledge the determination made by GOSR that the proposed project will have "No Effect" on endangered/ threatened species or critical habitat for species under USFWS jurisdiction for this project.

For additional information please contact me at (518) 474-0647 or alicia.shultz@stormrecovery.ny.gov.

Sincerely,



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

Enclosures:

Batch 4 Project List

Project A - Hyde Park Landing, Ltd.

1. Attachment 1: Site Location Maps
2. Attachment 2: Environmental Permits
3. Attachment 3: USFWS Official Species List
4. Attachment 4: NYNHP Dwarf Wedgemussel Guide

Hyde Park Landing, Ltd. (Project # 027-ED-32620-2013) – Desktop ESA Analysis and Determination

Hyde Park Landing, Ltd. (Project # 027-ED-32620-2013), owned by Peter Andros, is a marina and vacation rental facility functionally dependent upon location within the riverine floodplain. The business is located at 6 Dock Street in the Town of Hyde Park, Dutchess County, New York. Due to Hurricane Irene and Tropical Storm Lee, the Crum Elbow Creek overflowed the inlet and caused silt and boulder build-up in the inlet, making the inlet too shallow for boats to launch. The floating dock in the inlet were attached to the concrete wall. The force of the water created erosion of the bank and underneath the concrete wall, therefore, compromising the integrity of the concrete wall. The blacktop apron along the sides of the concrete boat launch in the inlet was washed away from the surge of the Crum Elbow Creek. The floating dock on the Hudson River flipped over during the storm creating damage to the anchors and pins which attach to the wooden ramp. Storm surge damaged the bulkhead on the Hudson River.

Under NYS Department of Environmental Conservation Permit Nos. 3-1332-00362/1, 3-1332-00362/2 and 3-1332-00362/4, debris was removed and sediment was dredged from the Creek. Work completed to the Subject Property also included excavation of the sediment in the northwest portion of the Crum Elbow Creek, adjacent to the structure. A total of 5,000 cubic yards of sediment was removed from the Creek. Sediment was also removed from the northeast portion of the creek up to a footbridge. The following is a brief description of Tectonic's desktop review for the potential of threatened and endangered species nearby:

Desktop Review

1. NYSDEC Environmental Resource Map

According to the New York State Department of Environmental Conservation's (NYSDEC) environmental resource map, no mapped freshwater wetlands are located within close proximity to the proposed project location. The project location is however located in an area of Rare Plants and Rare Animals, Significant Communities Buffered, and Significant Natural Communities zone. The Crum Elbow Creek is also a classified S stream that flows directly into the Hudson River. The NYSDEC environmental resource map is included as **Attachment 1**.

2. USFWS Official Species List Letter

According to the USFWS response to the IPAC request made on November 2, 2015, the following species were listed that may occur in the proposed project location, and/or may be affected by the proposed project:



Name	Status
Dwarf wedge mussel (<i>Alasmidonta heterodon</i>)	Endangered
Indiana bat (<i>Myotis sodalis</i>)	Endangered
Northern long-eared bat (<i>Myotis septentrionalis</i>)	Proposed Endangered

The USFWS Official Species List is included as **Attachment 3**.

3. Pictometry Review

Based on the desktop review of the site location, rocks and white areas in the Creek are visible. This is indicative of small ripples in the creek which happen to be upstream and within the area of dredging. It is evident that the water in the Crum Elbow Creek is not at the ordinary high water mark, as this boundary is also visible. Water levels appear to be low and flow appeared to be slow or moderate. Downstream of the ripples, the bottom of the Creek is also visible through the water, showing shallow, slow to moderate moving water. The pictometry review also did not appear to have any trees within the area of the proposed work as the work completed was in-kind. A pictometry image of the project location is included as **Attachment 1**.

4. Habitat Evaluation for Dwarf Wedgemussel

4. Habitat Evaluation for Dwarf Wedgemussel

Since the USFWS consultation stated that the Dwarf Wedgemussel may occur within the project location, further investigation was performed to determine if the habitat within the project location was suitable for the Dwarf Wedgemussel. The New York State Natural Heritage Program (NYNHP) is a partnership between the New York State Department of Environmental Conservation (NYDEC) and the State University of New York College Environmental Science and Forestry whose mission is to facilitate conservation of rare animals, rare plants, and natural ecosystems. According to their guide on Dwarf Wedgemussel (**Attachment 4**) the best places to see Dwarf Wedgemussel is within the Neversink River (Orange County). The only two known populations occur in the upper Delaware River in Sullivan and Delaware Counties and one of its major downstream tributaries, the lower Neversink River in Orange County. These tributaries to the Delaware River are on the western side of the State of New York, while the Crum Elbow Creek is on the eastern side of the State of New York. Also according to the USWFS, Northeast Region *Dwarf Wedgemussel Recovery Plan*, no populations of the Dwarf Wedgemussel are known to have historically occurred within Crum Elbow Creek (<http://www.fws.gov/northeast/nyfo/es/dwm.pdf>).

Habitat for the Dwarf Wedgemussel includes course, sandy patches of sediment behind larger rocks in slow to moderate flowing waters and small riffle areas. Typical habitat for



Practical Solutions, Exceptional Service

this mussel includes running waters of all sizes, from small brooks to large rivers. Bottom substrates include silt, sand and gravel, which may be distributed in relatively small patches behind larger cobbles and boulders. The river velocity is usually slow to moderate. Dwarf wedge mussels appear to select or are at least tolerant of relatively low levels of calcium in the water.

Slow to moderate flowing waters and small riffle areas were observed in the Pictometry (high resolution areal imagery) images upstream of the project and in the areas in the Crum Elbow Creek that were dredged during project activities. It is evident from the Pictometry image that project area also contains larger rocks with slow to moderately flowing waters, therefore, there is a potential for Dwarf Wedgemussel habitat. A consultation with the NYSDEC was held on Monday November 23, 2015. The NYSDEC indicated that the tributaries to the Hudson River are not tracked for Dwarf Wedgemussel. The NYNHP guide states that this species is commonly found in tributaries to the Delaware River and not the Hudson River. Information from a New York State Department of Conservation biologist, Heather Gierloff, indicated the same. Therefore, it is anticipated that the Dwarf Wedgemussel will not be encountered in the Crum Elbow Creek. Heather Gierloff was previously involved in eel studies at the Crum Elbow.

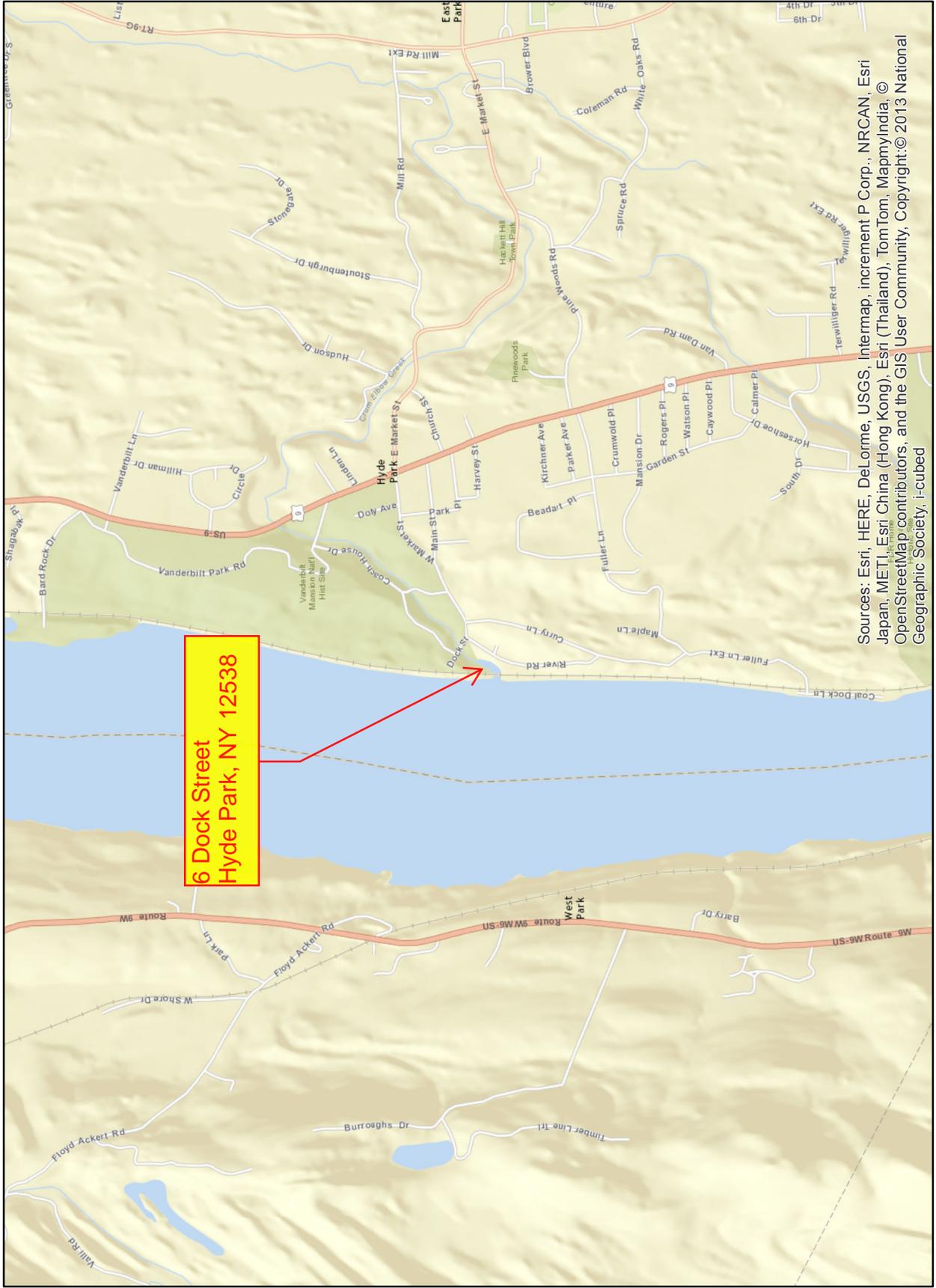
5. Habitat Evaluation for Indiana and Northern Long-eared bats

No potential habitat for the Indiana bat or Northern Long-eared bat appeared to be located on the site, since the work performed was in-kind and there was no removal of trees. As such, it is not likely that the proposed work will encroach on any suitable habitat for the aforementioned listed species Indiana Bat and Northern Long-Eared Bat.

6. Summary

In summary, based upon the desktop review of potential Threatened and Endangered species occurring within the project area, the listed species are not likely to be impacted by the project action.

Attachment 1



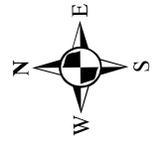
Sources: Esri, HERE, DeLorme, USGS, Intermap, increment P Corp., NRCAN, Esri Japan, METI, Esri China (Hong Kong), Esri (Thailand), TomTom, MapmyIndia, © OpenStreetMap contributors, and the GIS User Community, Copyright: © 2013 National Geographic Society, i-cubed

Street Map
 Hyde Park Landing, Ltd.
 6 Dock Street
 Hyde Park, NY 12538
 Dutchess County





**6 Dock Street
Hyde Park, NY 12538**



Topographic Map
Hyde Park Landing, Ltd.
6 Dock Street
Hyde Park, NY 12538
Dutchess County

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6 Dock Street
Hyde Park, NY 12538

Source: Esri, DigitalGlobe, GeoEye, i-cubed, Earthstar Geographics, CNES/Airbus DS, USDA, USGS, AEX, Getmapping, Aerogrid, IGN, IGP, swisstopo, and the GIS User Community



1:10,000



Aerial Map
Hyde Park Landing, Ltd.
6 Dock Street
Hyde Park, NY 12538
Dutchess County

Attachment 2

Site 2

NYS DEPARTMENT OF ENVIRONMENTAL CONSERVATION
Application for GP-0-12-002 Authorization for Repair of Damages Resulting From 2011 Storms
Pursuant to Environmental Conservation Law Article 70

*Complete all fields marked with an asterisk



DEC use only
DEC Permit No.

DEC use only
Effective Date: 9/27/12
Expiration Date: 9/30/13

*Name of Permittee/Applicant: Hyde Park Landing, Ltd.
*Contact: Peter Andros 845-325-0002

*Address: Hyde Park Landing, Ltd.
*City: Hyde Park, NY 12533 *Phone: 845-229-9669
* State: NY Zip:

*Project Location: 6 Dock St.
*Town of Hyde Park County Dutchess

- * Authorization Type:
 - 6 NYCRR 608: Article 15, Title 5: Protection of Water
 - 6 NYCRR 663: Article 24 Freshwater Wetlands
 - 6 NYCRR 608: Water Quality Certification.

*Project Description:

Remove Rocks & Debris Blocking the channel of Crum Elbow Creek and relocate to area outside of stream channel to protect banks for stream bank stabilization (refer to attached plan for location)

Is this project a continuance of a permitted activity previously authorized under GP-0-11-008 General Permit for Repair and Damages resulting from 2011 Storms? Yes No

*Type of Project:

- Installation or repair of rock rip-rap or other permanent stream bank stabilization measures.
- Stream channel restoration (including excavation/removal of sand, gravel and bedrock and the use of temporary coffer dams and fill) to pre-flood depth, width, gradient and channel character matching the stable stream channel upstream and downstream of the project area in order to protect or restore structures such as roads, utility lines, bridges, houses and other pre-existing buildings.
- Debris (trees, logs, stumps, brush, trash, metal, concrete) removal.
- Bridge or culvert replacement or repair.

Certification:

I have read this permit and will construct and operate this project in strict compliance with the approved plans and terms and conditions of this permit as well as the Environmental Conservation Law and applicable regulations. I understand that any false or inaccurate statements made in the application for this permit are punishable as a Class A misdemeanor. As a condition of this permit, I accept full legal responsibility for all damage, direct or indirect, of whatever nature, and by whomever suffered, arising out of the project described herein and agree to indemnify and save harmless the state from suits, actions, damages, and costs of every name and description resulting from this project.

* 9-2012
Applicant/Permittee Signature Date

DEC use only AUTHORIZED NYSDEC REPRESENTATIVE NAME, TITLE, ADDRESS Jim Herderson (Bio I) for A. Gerloff (Bio I) 21 S. Pitt Corners Rd New Paltz, NY	
AUTHORIZED NYSDEC SIGNATURE 	DATE 9/27/12

Attached: General Permit
 Special Conditions
 Project Drawings.

General Conditions



NEW YORK STATE DEPARTMENT OF ENVIRONMENTAL CONSERVATION
General Permit Number GP-0-11-008

Special Conditions
FOR ARTICLE 15, 24 and Water Quality Certification

- Notify Heather Gierloff 48 hrs prior to work
(845) 256-3086
hsgierlo@gw.dec.state.ny.us

- do all work during low flow

- do all work during times of no stream studies

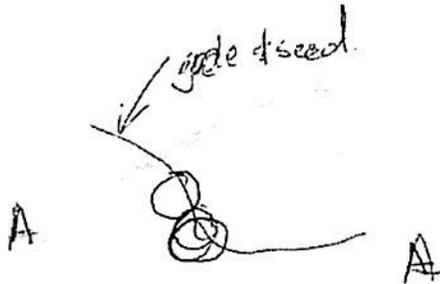
- Large stone installed to stabilize bank must be embedded and tied into stable bank & graded

- Some stone that is removed from channel can be put at the tip of the island the remainder must be removed from the bed and banks of the Crow Elbow Creek



NEW YORK STATE DEPARTMENT OF ENVIRONMENTAL CONSERVATION
General Permit Number GP-0-11-008

Project Drawings
For Article 15, 24 and Water Quality Certification



B stone placed for stabilization
Large embedded stone on the Bottom

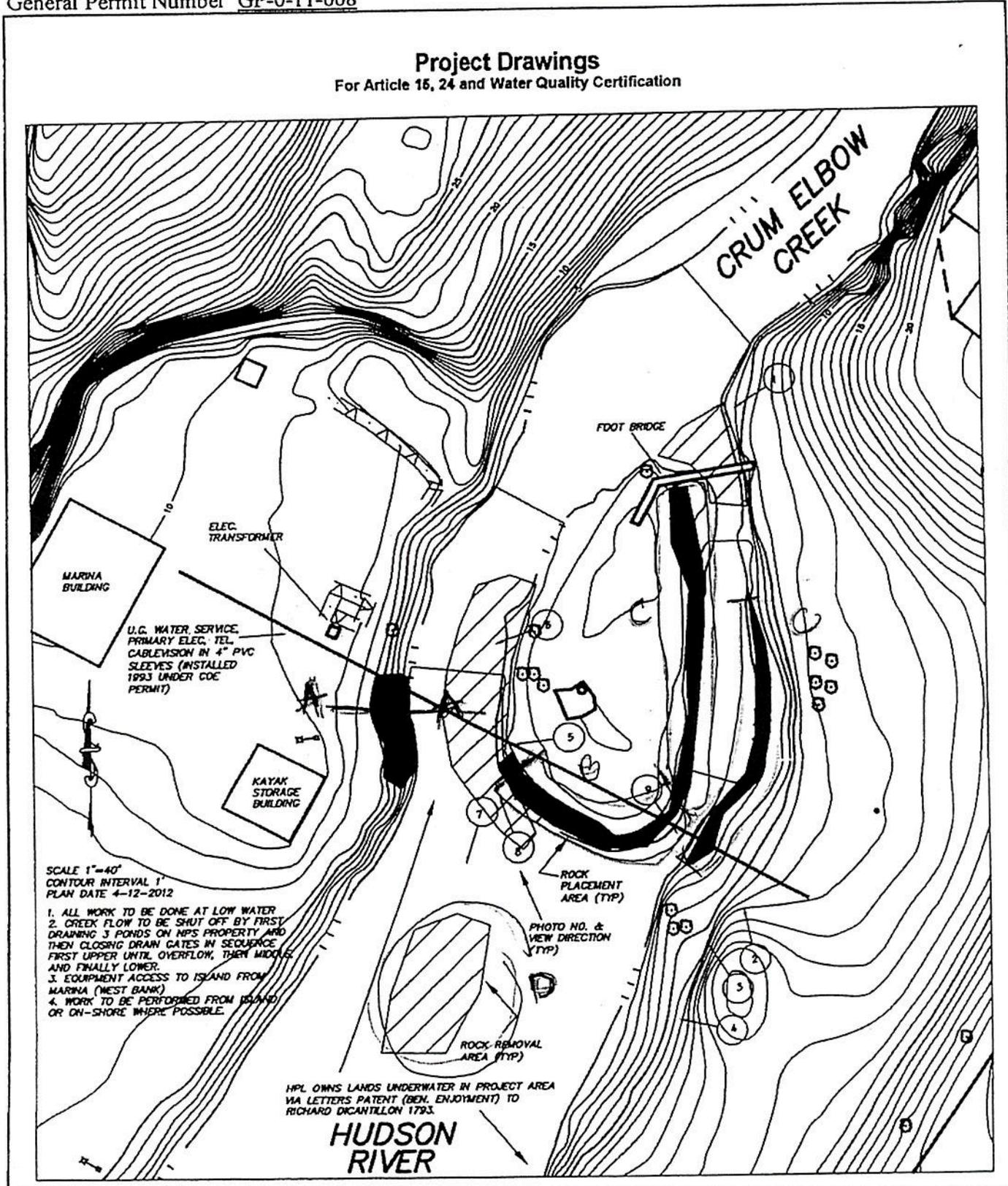
C - banks need to be left alone - suggest
no mowing to allow natural vegetation

D - extra stone will be removed and placed above
the banks of the crum elbow creek.



NEW YORK STATE DEPARTMENT OF ENVIRONMENTAL CONSERVATION
General Permit Number GP-0-11-008

Project Drawings
For Article 16, 24 and Water Quality Certification





NEW YORK STATE DEPARTMENT OF ENVIRONMENTAL CONSERVATION
General Permit Number GP-0-12-002

PERMIT
Under the Environmental Conservation Law (ECL)

GENERAL PERMIT GP-0-12-002
2011 Storm Recovery General Permit

Permittee and Facility Information

Permit Issued To:

Facility:

Applicable DEC Region(s): 3, 4, 5, 6, 7, 8

General Permit Authorized Activity: General Permit for repair of damages resulting from Hurricane Irene and/or Tropical Storm Lee.

Types of Projects covered:

1. Installation or repair of rock rip-rap or other permanent streambank stabilization measures.
2. Stream channel restoration (including excavation/removal of sand, gravel and bedrock, and the use of temporary coffer dams and fill) to pre-flood depth, width, gradient and channel character matching the stable stream channel upstream and downstream of the project area in order to protect water quality as well as protect or restore structures such as roads, utility lines, bridges, houses and other pre-existing buildings.
3. Debris (trees, logs, stumps, brush, trash, metal, concrete) removal.
4. Bridge or culvert replacement or repair.

Permit Authorizations

Freshwater Wetlands - Under Article 24

Effective Date: 08/14/2012 Expiration Date: 09/30/2013

Stream Disturbance - Under Article 15, Title 5

Effective Date: 08/14/2012 Expiration Date: 09/30/2013

Water Quality Certification - Under Section 401 - Clean Water Act

Effective Date: 08/14/2012 Expiration Date: 09/30/2013

Excavation & Fill in Navigable Waters - Under Article 15, Title 5

Effective Date: 08/14/2012 Expiration Date: 09/30/2013



NEW YORK STATE DEPARTMENT OF ENVIRONMENTAL CONSERVATION
General Permit Number GP-0-12-002

NYSDEC Approval

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

General Permit Authorized by

Permit Administrator: JOHN J FERGUSON , Chief Permit Administrator
Address: NYSDEC HEADQUARTERS
625 BROADWAY
ALBANY, NY 12233

Authorized Signature:  Date: 8/14/12

Permit Components

- NATURAL RESOURCE PERMIT CONDITIONS
- WATER QUALITY CERTIFICATION SPECIFIC CONDITION
- GENERAL CONDITIONS, APPLY TO ALL AUTHORIZED PERMITS
- NOTIFICATION OF OTHER PERMITTEE OBLIGATIONS

NATURAL RESOURCE PERMIT CONDITIONS - Apply to the Following Permits: EXCAVATION & FILL IN NAVIGABLE WATERS; WATER QUALITY CERTIFICATION; STREAM DISTURBANCE; FRESHWATER WETLANDS

- 1. Conformance With Plans** All activities authorized by this permit must be in strict conformance with the approved plans submitted by the applicant or applicant's agent as part of the permit application. Such approved plans were prepared by the applicant (or authorized DEC representative) as noted in the Project Plans/Drawings condition within this permit.
- 2. No Deviations From Permit** Any deviation from the type of project authorized by this permit or from its terms or conditions must be expressly authorized in writing by the Regional Permit Administrator.
- 3. Responsible Parties** The permittee shall require that any contractor, project engineer, or other person responsible for the overall supervision of this project reads and understands this permit and all special conditions.



NEW YORK STATE DEPARTMENT OF ENVIRONMENTAL CONSERVATION
General Permit Number GP-0-12-002

4. Failure to Comply Any failure to comply precisely with all the terms and conditions of this permit, unless authorized in writing, shall be treated as a violation of Environmental Conservation Law.

5. Bridge/Culvert Replacement

a) Culverts, when used, must be positioned so they do not obstruct or impede fish passage. To maintain a stable natural stream bottom, the following standards shall apply:

i) Round culverts shall be buried below the natural stream bed elevation no less than 20% of the culvert diameter to a depth of no less than 12".

ii) Non-round culverts (squash, box bottom, etc.) shall be buried below the natural stream bed elevation no less than 12".

iii) Both the inlet and outlet of culverts must be placed at the same slope as the existing natural stream bed. The stream channel at both ends of culverts shall be graded to provide a concentrated flow during periods of low water.

b) The opening of the replacement bridge or culvert above the stream bed must not be smaller than the structure being replaced. That is, the new bridge or culvert must be able to pass at least as much water as the existing structure. New culverts may have to be sized larger than the existing culvert being replaced to ensure that the new culvert opening above the stream bed (freeboard) is sufficient to pass flood flows after burial. The bridge opening or culvert may have to be larger than the structure to be replaced in order to safely pass flood flows as well as prevent washouts and flood backwater on the upstream side.

c) The opening of the bridge or culvert must be designed to maintain the natural stream profile (width and depth).

6. Ash Tree Debris Any debris containing any material from an Ash tree shall be disposed of either through chipping or burial in a DEC permitted construction and demolition dump that is covered with soil every night and is located in the same county as the project site.

7. Work Windows Unless approved in writing by the Regional Natural Resources Supervisor or their designee, in-stream work is prohibited during the following time periods:

a) In cold water trout fisheries (waters classified under Article 15 of New York's Environmental Conservation Law with a "t" or "ts"), work is prohibited beginning October 1 and ending May 31.

b) In perennial warm water fisheries (non-trout waters classified under Article 15 of New York's Environmental Conservation Law as "A, B or C"), work is prohibited beginning March 1 and ending July 15.

To determine which prohibition period is in effect for a particular water, contact the Regional Natural Resources Supervisor in the appropriate DEC regional office.

8. Erosion, Sedimentation and Turbidity Controls

a) All work shall be conducted in such a manner to prevent as far as reasonably possible to minimize the potential for silt and sediment in the stream; the use of properly constructed silt fences or cofferdams may be needed on a site specific basis. If cofferdam or silt fence is required, it will be specified in the additional special conditions.

b) Work shall be conducted in such a manner so the stream reach downstream of the work site is as clear and clean as the stream reach upstream of the work site.



NEW YORK STATE DEPARTMENT OF ENVIRONMENTAL CONSERVATION
General Permit Number GP-0-12-002

c) Gravel removed from the stream bed must be placed beyond the reach of normal high water, and must be graded and stabilized to prevent reentry into the stream. Gravel will not be pushed up on streambanks, slopes, etc., unless otherwise authorized. Building berms with the excavated material is not authorized.

d) The discharge of any wet concrete, dry or wet cement or other pollutants into the waterway outside the contained work area is expressly prohibited.

e) If (b) is not adhered to, then all work shall cease until the non-compliance is remedied. If (d) or (e) (return water contaminated with wet concrete, dry or wet cement or other pollutants such as petroleum products) are not adhered to, then all work shall cease and measures shall be instituted to contain and clean up this discharge. Work shall not recommence until a plan for remedying the non-compliance is developed and approved by the Department.

f) In cases where gravel deposits are blocking the stream channel, the newly excavated channel shall be equal in width, depth, gradient and character to the stable stream channel upstream and downstream of the project area.

g) Stream channel restoration (including excavation/removal of sand, gravel and bedrock which is blocking the channel as well as the use of temporary cofferdams and fill) must conform to the pre-flood depth, width, gradient and channel character matching the stable stream channel upstream and downstream of the project area. No overwidening or overdeepening of the channel is authorized. Work must be immediately necessary to protect water quality and to protect or restore structures such as roads, utility lines, bridges, houses and other pre-existing buildings. This work must be reasonable and necessary and cause the least change or adverse impacts to natural resources.

9. Rip-rap and Bank Stabilization

a) Any disturbed stream banks must be graded to a stable slope (i.e. 1 foot to 2 foot horizontal or flatter if rip-rap is used, 1 foot vertical to 3 foot horizontal if seeded and mulched), and rip-rapped or planted with suitable grass, shrubs or legumes or seeded and mulched as indicated by conditions.

b) Where rip-rap is to be installed, it shall be placed at a stable slope (i.e. 1 foot vertical to 2 foot horizontal or flatter slopes). Dumped stone fill is preferable to placed rip-rap to mitigate fish habitat losses associated with stream channel work.

10. Cofferdams

a) Any water from cofferdams, settling basins or other work activity, cannot be returned to a waterway unless it is as clear and clean as the waterway above the work site and if required, subjected to a Department approved treatment method.

b) All stream work shall be isolated from flowing water unless authorized under the condition titled "Additional Permit Conditions".

c) Any temporary dike or cofferdam will be constructed of clean gravel material (but not stream or bank run gravel) and protected against erosion by rip-rap or plastic liner, filter fabric, etc.



NEW YORK STATE DEPARTMENT OF ENVIRONMENTAL CONSERVATION
General Permit Number GP-0-12-002

13. State May Order Removal or Alteration of Work If future operations by the State of New York require an alteration in the position of the structure or work herein authorized, or if, in the opinion of the Department of Environmental Conservation it shall cause unreasonable obstruction to the free navigation of said waters or flood flows or endanger the health, safety or welfare of the people of the State, or cause loss or destruction of the natural resources of the State, the owner may be ordered by the Department to remove or alter the structural work, obstructions, or hazards caused thereby without expense to the State, and if, upon the expiration or revocation of this permit, the structure, fill, excavation, or other modification of the watercourse hereby authorized shall not be completed, the owners, shall, without expense to the State, and to such extent and in such time and manner as the Department of Environmental Conservation may require, remove all or any portion of the uncompleted structure or fill and restore to its former condition the navigable and flood capacity of the watercourse. No claim shall be made against the State of New York on account of any such removal or alteration.

14. State May Require Site Restoration If upon the expiration or revocation of this permit, the project hereby authorized has not been completed, the applicant shall, without expense to the State, and to such extent and in such time and manner as the Department of Environmental Conservation may lawfully require, remove all or any portion of the uncompleted structure or fill and restore the site to its former condition. No claim shall be made against the State of New York on account of any such removal or alteration.

15. State Not Liable for Damage The State of New York shall in no case be liable for any damage or injury to the structure or work herein authorized which may be caused by or result from future operations undertaken by the State for the conservation or improvement of navigation, or for other purposes, and no claim or right to compensation shall accrue from any such damage.

16. No Interference With Navigation There shall be no unreasonable interference with navigation by the work herein authorized.

17. Precautions Against Contamination of Waters All necessary precautions shall be taken to preclude contamination of any wetland or waterway by suspended solids, sediments, fuels, solvents, lubricants, epoxy coatings, paints, concrete, leachate or any other environmentally deleterious materials associated with the project.

WATER QUALITY CERTIFICATION SPECIFIC CONDITIONS

1. Water Quality Certification The NYS Department of Environmental Conservation hereby certifies that the subject project will not contravene effluent limitations or other limitations or standards under Sections 301, 302, 303, 306 and 307 of the Clean Water Act of 1977 (PL 95-217) provided that all of the conditions listed herein are met.



NEW YORK STATE DEPARTMENT OF ENVIRONMENTAL CONSERVATION
General Permit Number GP-0-12-002

GENERAL CONDITIONS - Apply to ALL Authorized Permits:

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

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

A copy of this permit, including all referenced maps, drawings and special conditions, must be available for inspection by the Department at all times at the project site or facility. Failure to produce a copy of the permit upon request by a Department representative is a violation of this permit.

2. Relationship of this Permit to Other Department Orders and Determinations Unless expressly provided for by the Department, issuance of this permit does not modify, supersede or rescind any order or determination previously issued by the Department or any of the terms, conditions or requirements contained in such order or determination.

3. Applications For Permit Renewals, Modifications or Transfers The permittee must submit a separate written application to the Department for permit renewal, modification or transfer of this permit. Such application must include any forms or supplemental information the Department requires. Any renewal, modification or transfer granted by the Department must be in writing. Submission of applications for permit renewal, modification or transfer are to be submitted to:

Regional Permit Administrator

4. Submission of Renewal Application The permittee must submit a renewal application at least 30 days before permit expiration for the following permit authorizations: Freshwater Wetlands, Stream Disturbance, Water Quality Certification, Excavation & Fill in Navigable Waters.

5. Permit Modifications, Suspensions and Revocations by the Department The Department reserves the right to exercise all available authority to modify, suspend or revoke this permit. The grounds for modification, suspension or revocation include:

- a. materially false or inaccurate statements in the permit application or supporting papers;
- b. failure by the permittee to comply with any terms or conditions of the permit;
- c. exceeding the scope of the project as described in the permit application;



NEW YORK STATE DEPARTMENT OF ENVIRONMENTAL CONSERVATION

General Permit Number GP-0-12-002

- d. newly discovered material information or a material change in environmental conditions, relevant technology or applicable law or regulations since the issuance of the existing permit;
- e. noncompliance with previously issued permit conditions, orders of the commissioner, any provisions of the Environmental Conservation Law or regulations of the Department related to the permitted activity.

6. Permit Transfer Permits are transferrable unless specifically prohibited by statute, regulation or another permit condition. Applications for permit transfer should be submitted prior to actual transfer of ownership.

NOTIFICATION OF OTHER PERMITTEE OBLIGATIONS
--

Item A: Permittee Accepts Legal Responsibility and Agrees to Indemnification

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

Item B: Permittee's Contractors to Comply with Permit

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

Item C: Permittee Responsible for Obtaining Other Required Permits

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

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

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

Attachment 3



United States Department of the Interior



FISH AND WILDLIFE SERVICE
New York Ecological Services Field Office
3817 LUKER ROAD
CORTLAND, NY 13045
PHONE: (607)753-9334 FAX: (607)753-9699
URL: www.fws.gov/northeast/nyfo/es/section7.htm

Consultation Code: 05E1NY00-2016-SLI-0229

November 02, 2015

Event Code: 05E1NY00-2016-E-00469

Project Name: Hyde Park Landing

Subject: List of threatened and endangered species that may occur in your proposed project location, and/or may be affected by your proposed project

To Whom It May Concern:

The enclosed species list identifies threatened, endangered, proposed and candidate species, as well as proposed and final designated critical habitat, that may occur within the boundary of your proposed project and/or may be affected by your proposed project. The species list fulfills the requirements of the U.S. Fish and Wildlife Service (Service) under section 7(c) of the Endangered Species Act (ESA) of 1973, as amended (16 U.S.C. 1531 *et seq.*). This list can also be used to determine whether listed species may be present for projects without federal agency involvement. New information based on updated surveys, changes in the abundance and distribution of species, changed habitat conditions, or other factors could change this list.

Please feel free to contact us if you need more current information or assistance regarding the potential impacts to federally proposed, listed, and candidate species and federally designated and proposed critical habitat. Please note that under 50 CFR 402.12(e) of the regulations implementing section 7 of the ESA, the accuracy of this species list should be verified after 90 days. This verification can be completed formally or informally as desired. The Service recommends that verification be completed by visiting the ECOS-IPaC site at regular intervals during project planning and implementation for updates to species lists and information. An updated list may be requested through the ECOS-IPaC system by completing the same process used to receive the enclosed list. If listed, proposed, or candidate species were identified as potentially occurring in the project area, coordination with our office is encouraged. Information on the steps involved with assessing potential impacts from projects can be found at: <http://www.fws.gov/northeast/nyfo/es/section7.htm>

Please be aware that bald and golden eagles are protected under the Bald and Golden Eagle Protection Act (16 U.S.C. 668 *et seq.*), and projects affecting these species may require development of an eagle conservation plan (

http://www.fws.gov/windenergy/eagle_guidance.html). Additionally, wind energy projects should follow the Services wind energy guidelines (<http://www.fws.gov/windenergy/>) for minimizing impacts to migratory birds and bats.

Guidance for minimizing impacts to migratory birds for projects including communications towers (e.g., cellular, digital television, radio, and emergency broadcast) can be found at: <http://www.fws.gov/migratorybirds/CurrentBirdIssues/Hazards/towers/towers.htm>; <http://www.towerkill.com>; and <http://www.fws.gov/migratorybirds/CurrentBirdIssues/Hazards/towers/comtow.html>.

We appreciate your concern for threatened and endangered species. The Service encourages Federal agencies to include conservation of threatened and endangered species into their project planning to further the purposes of the ESA. Please include the Consultation Tracking Number in the header of this letter with any request for consultation or correspondence about your project that you submit to our office.

Attachment



United States Department of Interior
Fish and Wildlife Service

Project name: Hyde Park Landing

Official Species List

Provided by:

New York Ecological Services Field Office

3817 LUKER ROAD

CORTLAND, NY 13045

(607) 753-9334

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

Consultation Code: 05E1NY00-2016-SLI-0229

Event Code: 05E1NY00-2016-E-00469

Project Type: Federal Grant / Loan Related

Project Name: Hyde Park Landing

Project Description: Debris removal and dock repair.

Please Note: The FWS office may have modified the Project Name and/or Project Description, so it may be different from what was submitted in your previous request. If the Consultation Code matches, the FWS considers this to be the same project. Contact the office in the 'Provided by' section of your previous Official Species list if you have any questions or concerns.



United States Department of Interior
Fish and Wildlife Service

Project name: Hyde Park Landing

Project Location Map:



Project Coordinates: MULTIPOLYGON (((-73.94683420658112 41.789412902020736, -73.94691467285156 41.78744901653147, -73.94489228725433 41.78746101601448, -73.94486546516418 41.78934490699089, -73.94683420658112 41.789412902020736)))

Project Counties: Dutchess, NY



United States Department of Interior
Fish and Wildlife Service

Project name: Hyde Park Landing

Endangered Species Act Species List

There are a total of 3 threatened or endangered species on your species list. Species on this list should be considered in an effects analysis for your project and could include species that exist in another geographic area. For example, certain fish may appear on the species list because a project could affect downstream species. Critical habitats listed under the **Has Critical Habitat** column may or may not lie within your project area. See the **Critical habitats within your project area** section further below for critical habitat that lies within your project. Please contact the designated FWS office if you have questions.

Clams	Status	Has Critical Habitat	Condition(s)
Dwarf wedgemussel (<i>Alasmidonta heterodon</i>) Population: Entire	Endangered		
Mammals			
Indiana bat (<i>Myotis sodalis</i>) Population: Entire	Endangered		
Northern long-eared Bat (<i>Myotis septentrionalis</i>)	Threatened		



United States Department of Interior
Fish and Wildlife Service

Project name: Hyde Park Landing

Critical habitats that lie within your project area

There are no critical habitats within your project area.

U.S. Fish & Wildlife Service

Hyde Park Landing

IPaC Trust Resource Report

Generated November 02, 2015 01:52 PM MST

This report is for informational purposes only and should not be used for planning or analyzing project-level impacts. For projects that require FWS review, please return to this project on the IPaC website and request an official species list from the Regulatory Documents page.



US Fish & Wildlife Service

IPaC Trust Resource Report



Project Description

NAME

Hyde Park Landing

PROJECT CODE

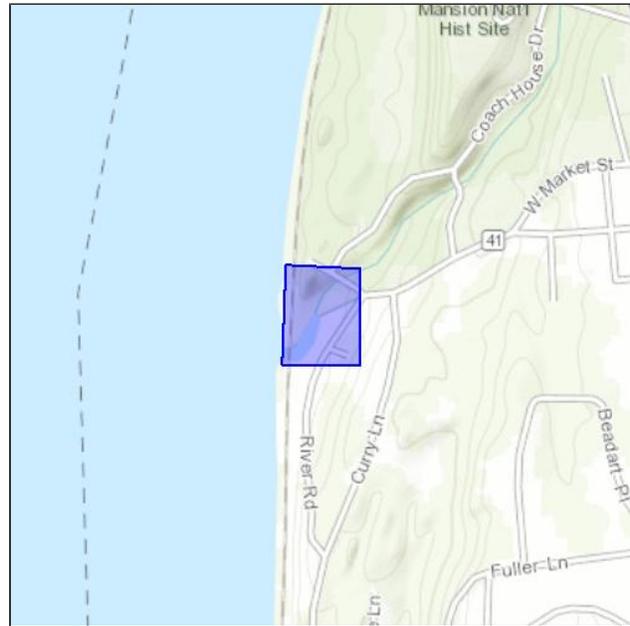
P3TM5-YI6AZ-B4TI5-ALZRJ-QKNMLU

LOCATION

Dutchess County, New York

DESCRIPTION

Debris removal and dock repair.



U.S. Fish & Wildlife Contact Information

Species in this report are managed by:

New York Ecological Services Field Office

3817 Luker Road

Cortland, NY 13045-9349

(607) 753-9334

Endangered Species

Proposed, candidate, threatened, and endangered species that are managed by the [Endangered Species Program](#) and should be considered as part of an effect analysis for this project.

This unofficial species list is for informational purposes only and does not fulfill the requirements under [Section 7](#) of the Endangered Species Act, which states that Federal agencies are required to "request of the Secretary of Interior information whether any species which is listed or proposed to be listed may be present in the area of a proposed action." This requirement applies to projects which are conducted, permitted or licensed by any Federal agency.

A letter from the local office and a species list which fulfills this requirement can be obtained by returning to this project on the IPaC website and requesting an official species list on the Regulatory Documents page.

Clams

Dwarf Wedgemussel *Alasmidonta heterodon* Endangered

CRITICAL HABITAT

No critical habitat has been designated for this species.

<https://ecos.fws.gov/speciesProfile/profile/speciesProfile.action?sPCODE=F029>

Mammals

Indiana Bat *Myotis sodalis* Endangered

CRITICAL HABITAT

No critical habitat has been designated for this species.

<https://ecos.fws.gov/speciesProfile/profile/speciesProfile.action?sPCODE=A000>

Northern Long-eared Bat *Myotis septentrionalis* Threatened

CRITICAL HABITAT

No critical habitat has been designated for this species.

<https://ecos.fws.gov/speciesProfile/profile/speciesProfile.action?sPCODE=A0JE>

Critical Habitats

Potential effects to critical habitat(s) within the project area must be analyzed along with the endangered species themselves.

There is no critical habitat within this project area

Migratory Birds

Birds are protected by the [Migratory Bird Treaty Act](#) and the [Bald and Golden Eagle Protection Act](#).

Any activity which results in the take of migratory birds or eagles is prohibited unless authorized by the U.S. Fish and Wildlife Service (1). There are no provisions for allowing the take of migratory birds that are unintentionally killed or injured.

You are responsible for complying with the appropriate regulations for the protection of birds as part of this project. This involves analyzing potential impacts and implementing appropriate conservation measures for all project activities.

American Bittern <i>Botaurus lentiginosus</i>	Bird of conservation concern
Season: Breeding https://ecos.fws.gov/speciesProfile/profile/speciesProfile.action?spcode=B0F3	
Bald Eagle <i>Haliaeetus leucocephalus</i>	Bird of conservation concern
Year-round https://ecos.fws.gov/speciesProfile/profile/speciesProfile.action?spcode=B008	
Black-billed Cuckoo <i>Coccyzus erythrophthalmus</i>	Bird of conservation concern
Season: Breeding https://ecos.fws.gov/speciesProfile/profile/speciesProfile.action?spcode=B0HI	
Black-crowned Night-heron <i>Nycticorax nycticorax</i>	Bird of conservation concern
Season: Breeding https://ecos.fws.gov/speciesProfile/profile/speciesProfile.action?spcode=B0EU	
Blue-winged Warbler <i>Vermivora pinus</i>	Bird of conservation concern
Season: Breeding	
Canada Warbler <i>Wilsonia canadensis</i>	Bird of conservation concern
Season: Breeding	
Cerulean Warbler <i>Dendroica cerulea</i>	Bird of conservation concern
Season: Breeding https://ecos.fws.gov/speciesProfile/profile/speciesProfile.action?spcode=B09I	
Fox Sparrow <i>Passerella iliaca</i>	Bird of conservation concern
Season: Wintering	
Golden-winged Warbler <i>Vermivora chrysoptera</i>	Bird of conservation concern
Season: Breeding https://ecos.fws.gov/speciesProfile/profile/speciesProfile.action?spcode=B0G4	
Least Bittern <i>Ixobrychus exilis</i>	Bird of conservation concern
Season: Breeding	
Peregrine Falcon <i>Falco peregrinus</i>	Bird of conservation concern
Season: Breeding https://ecos.fws.gov/speciesProfile/profile/speciesProfile.action?spcode=B0FU	
Pied-billed Grebe <i>Podilymbus podiceps</i>	Bird of conservation concern
Year-round	

Prairie Warbler <i>Dendroica discolor</i> Season: Breeding	Bird of conservation concern
Red-headed Woodpecker <i>Melanerpes erythrocephalus</i> Season: Breeding	Bird of conservation concern
Rusty Blackbird <i>Euphagus carolinus</i> Season: Wintering	Bird of conservation concern
Short-eared Owl <i>Asio flammeus</i> Season: Wintering https://ecos.fws.gov/speciesProfile/profile/speciesProfile.action?spcode=B0HD	Bird of conservation concern
Upland Sandpiper <i>Bartramia longicauda</i> Season: Breeding https://ecos.fws.gov/speciesProfile/profile/speciesProfile.action?spcode=B0HC	Bird of conservation concern
Wood Thrush <i>Hylocichla mustelina</i> Season: Breeding	Bird of conservation concern
Worm Eating Warbler <i>Helmitheros vermivorum</i> Season: Breeding	Bird of conservation concern

Refuges

Any activity proposed on [National Wildlife Refuge](#) lands must undergo a 'Compatibility Determination' conducted by the Refuge. If your project overlaps or otherwise impacts a Refuge, please contact that Refuge to discuss the authorization process.

There are no refuges within this project area

Wetlands

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

Project proponents should discuss the relationship of these requirements to their project with the Regulatory Program of the appropriate [U.S. Army Corps of Engineers District](#).

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.

Wetland data is unavailable at this time.

Attachment 4



New York Natural Heritage Program

[HOME](#)[ANIMAL GUIDES](#)[PLANT GUIDES](#)[COMMUNITY GUIDES](#)[ADVANCED SEARCH](#)[Summary](#)[Conservation and Management](#)[Habitat](#)[Range](#)[Identification Comments](#)[Taxonomy](#)[Additional Resources](#)

Dwarf Wedgemussel

Alasmidonta heterodon (I. Lea, 1830)

Bivalves



[Printer Friendly Version \(PDF\)](#)

New York State Distribution [-]

The only two known populations occur in the upper Delaware River in Sullivan and Delaware Counties and one of its major downstream tributaries, the lower Neversink River in Orange County.

Best Places to See

- Neversink River (Orange County)

Global Distribution [-]

Today dwarf wedgemussels are discontinuously distributed along Atlantic seaboard drainages from New Hampshire to North Carolina (New Hampshire, Vermont, Connecticut, New York, New Jersey, Pennsylvania, Massachusetts, Maryland, Virginia, North Carolina), but in 1999 it was declared extirpated from New Brunswick. The dwarf wedgemussel was first described from the Schuylkill River in Pennsylvania although it has not been seen in that river since 1919. Historically known from about 70 locations in 15 major drainages, it was listed as a federally endangered species in the United States in 1990. When the federal recovery plan was published three years later, the dwarf wedgemussel was known to exist in only 20 of 70 locations where it had originally been known to occur. Most of the populations were thought to be small and declining. Since the federal recovery plan was published in 1993, surveyors have found nearly 40 new populations in locations where the species had been presumed extirpated or in rivers where the species had never been found (Nedeau 2005).

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[Animal Guides](#) | [Plant Guides](#) | [Community Guides](#)

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Please cite this page as:

New York Natural Heritage Program. 2015. Online Conservation Guide for *Alasmidonta heterodon*. Available from: <http://www.acris.nynhp.org/guide.php?id=8375>. Accessed November 23rd, 2015.

Attachment 7

Floodplain Determination (EO11988)

Project 027-ED-32620-2013 EO11988 Floodplain Management Determination
Commercial & Economic Development Initiative within NY State Community Development
Block Grant Disaster Recovery Program

March 2, 2016

Introduction & Overview - The purpose of Executive Order 11988, Floodplain Management, is “to avoid to the extent possible the long- and short-term adverse impacts associated with occupancy and modification of floodplains and to avoid direct or indirect support of floodplain development wherever there is a practicable alternative.” This report contains the analysis prescribed by 24 CFR Part 55.

This project involves U.S. Department of Housing and Urban Development (HUD) Community Development Block Grant – Disaster Recovery (CDBG-DR) funding for in-kind business infrastructure repairs and debris removal from a marina, for a single business impacted by the Hurricane Irene and Tropical Storm Lee. The analysis that follows focuses on floodplain impacts, as there are no direct wetland impacts associated with this project (there is no new construction in wetlands). Based on the type of land use and facility, local building and floodplain management regulatory compliance, and other case characteristics, it is concluded that there is a reasonable basis to proceed with funding for this project/ activity within floodplain. Moreover, in the March 5, 2013 Federal Register Notice, HUD expressly recognized that “without the return of businesses and jobs to a disaster-impacted area, recovery may be impossible. Therefore, HUD strongly encourages grantees to envision economic revitalization as a cornerstone to a long-term recovery” (78 FR 14335). Thus, alternatives preventing or impeding small business recovery are not considered reasonable alternatives.

Description of Proposed Action & Land Use

Hyde Park Landing, Ltd. is a functionally dependent marina and vacation rental facility located within floodplain and floodway. This business is located at 6 Dock Street, in the town of Hyde Park, Dutchess County, New York. Based on County Assessment Data, this property is known as Parcel Grid Identification #133200-6065-04-548172-0000. This 3.22-acre property is classified as (210) residential: one family residence.

CDBG-DR funding of \$10,113.17 would provide reimbursement for the following completed activities: relocating sediment, rocks, and debris blocking the Crum Elbow Creek and inlet after the storm to areas outside the stream channel; trucking the debris off of the Subject Property; repairing the floating dock located on the Hudson River, including repairing the walkway ramp and replacing the anchoring system; and restoring disturbed areas of the parking lot and driveway with bluestone.

Completed in-water work was performed under New York State Department of Environmental Conservation (NYSDEC) Permit Nos. 3-1332-00362/1, 3-1332-00362/2, 3-1332-00362/3, and 3-1332-00362/4. It is noted that these permits authorized additional completed work which was completed using funds other than the proposed funds described in the environmental review herein. Completed work not subject to the proposed funds described herein included: the Hudson River east bank was reinforced for approximately 500 linear feet, using embedded stone

backfilled with soil, graded, and seeded, and stream bank stabilization in some areas. Additionally, the boat launch located at the inlet was repaired.

Applicable Regulatory Procedure Per EO 11988

The proposed action corresponds with a noncritical action not excluded under 24 CFR §55.12(b) or (c). Funding is permissible for the use in the floodplain if the proposed action is processed under §55.20 and the findings of the determination are affirmative to suggest that the project may proceed.

Based on online data, including data managed and updated by the U.S. Fish & Wildlife Service (USFWS) and NYSDEC, there are wetlands present at this marina business. However, the scope of work does not involve new construction in wetlands present at the Subject Property. Thus, in accordance with the decision-making process set forth in 24 CFR Part 55, this analysis focuses exclusively on floodplains.

According to 24 CFR §55, the activity planned to fund infrastructure repairs and debris removal from a marina occurs in a community that is in the regular program of the National Flood Insurance Program (NFIP) and the community is currently in good standing. Using the total amount of damage reported after Hurricane Irene and Tropical Storm Lee, this project does not exceed the substantial improvement threshold of 50% in 24 CFR §55.2(b)(10). This is evidenced by Program materials indicating that there was not a substantial damage determination and improved property value data shows the cost of funded repairs is a small fraction of the total value which is shown to be greater than \$241,900. As such, the abbreviated five-step floodplain determination process in §55.20 is allowed. The following analysis examines each step in a floodplain management determination process.

Step 1. Determine Whether the Proposed Action is Located in the 100-year Floodplain (500-year for Critical Actions) or results in New Construction in Wetlands.

The location of the proposed action is within 100-year floodplain (SFHA - AE Zone) and has no known base flood elevation. This action does not require an individual Section 404 permit under the Clean Water Act (see 55.20(a)(1)).

As this project triggers abbreviated process, there was not a requirement to perform **Step 2. Initiate Public Notice for Early Review of Proposal and Step 3. Identify and Evaluate Practicable Alternatives to Locating the Proposed Action in a 100-year Floodplain (or 500-year Floodplain if a Critical Action) or Wetland.**

Step 4. Identify & Evaluate Potential Direct & Indirect Impacts Associated with Occupancy or Modification of 100-year Floodplain and Potential Direct & Indirect Support of Floodplain and Wetland Development that Could Result from Proposed Action.

The focus of floodplain evaluation should be on adverse impacts to lives and property, and on natural and beneficial floodplain values. Natural and beneficial values include consideration of potential for adverse impacts on water resources such as natural moderation of floods, water quality maintenance, and groundwater recharge.

According to the FEMA Report - A Unified National Program for Floodplain Management, two definitions commonly used in evaluating actions in floodplain are "structural" and "non-

structural” activities. Per the report, structural activity is usually intended to mean adjustments that modify the behavior of floodwaters through the use of measures such as public works dams, levees and channel work. Non-structural is usually intended to include all other adjustments (e.g., regulations, insurance, etc.) in the way society acts when occupying or modifying a floodplain. These definitions are used in describing impacts that may arise in association with potential advancement of this case.

Natural moderation of floods

As the applicant’s site is one of many developed parcels situated within 100-year floodplain, the continued occupancy may potentially result in future direct impacts to the property during certain severe floods and related natural disasters. However, the direct effects to this property would be no greater than those expected to the other occupied properties located within this floodplain.

Living resources such as flora and fauna

This land use may constitute a type of business where, after flooding, materials used in operations could potentially be released into the environment, thereby having unquantifiable potential to impact water quality maintenance and ecological resources. A potential impact that may arise is that materials used or stored on-site would be caused to be released into the environment, such as a result of wind or floodwaters. However, this would be more likely if there are not non-structural and structural flood proofing techniques in place, such as if materials are not stored in water-tight containers, and/or said containers break or migrate out of a non-enclosed building due to lack of proper preparation. A qualitative evaluation suggests the potential would be relatively small and if such releases do occur, it is likely as part of a potential area-wide impact. In such an instance, floatable debris could contribute to litter and if there were minor amounts of chemicals used on site, floodwaters may induce rapid dilution. Given the nature of this business, the potential for an acute or chronic level of water quality impact from this site is very low.

Impacts to Property & Lives

The action does present potential to impact commercial occupancy of floodplain, but it does not involve residential structures. Supporting the recovery of small businesses is an essential component of recovery in storm-affected communities, as recognized by the March 2013 Notice in the Federal Register. The project also modifies some property in floodplain through limited ground disturbance as part of restoring the floodplain and floodway to the pre-storm condition, though this work does not increase flood displacement as it merely removed storm debris blocking the floodway.

According to New York State’s [Hazard Mitigation Plan](#), updated 2014, Dutchess County has moderate to severe repetitive losses from floods. Considering the context of the area - this action represents an activity at only one parcel. Thus, funding this project/ activity does constitute continued support of floodplain occupancy and development. In the event of severe flooding and associated natural hazards in the future, there is strong potential for further damage to this property, business disruption, and impacts to this small business.

The in-kind rehabilitation of the site sustains area property values and community character within a historic district and neighborhood that has been settled for a long time. It enables continued viability of this business, which appears to be a small business that might severely

degrade, or cease to exist, without support in rehabilitating facilities, restarting business operations, and/or recouping some revenue lost as a result of the disaster. Similarly, the proposed investment supports area residences by sustaining a business service offering that residents demand. With sustained operations here, the market is not disrupted in that customers are required to travel greater distances. Support to sustain this business also helps ensure a diverse economic base. If this project/activity were not funded, there probably would be other undefined, undesirable indirect impacts to lives and the area economy, on a short-and long-term basis, such as relating to economic multipliers and support that this business provides to surrounding businesses, as it purchases products and services.

Cultural resources such as archaeological, historic & recreational aspects

The New York State Historic Preservation Office (SHPO) confirmed on February 1, 2016 that this project has no effect upon cultural resources in or eligible for inclusion in the National Register of Historic Places. The facilities were damaged, and without support, business resources could degrade causing loss of development character and identify for the area that depends on community character and sense of place as a driver for recreation and tourism.

Agricultural, aquacultural, & forestry resources

Historically, Hyde Park was an agricultural area, though as roads improved so did traveling. Today, the majority of the land is undeveloped or residential, with historical sites and parks nearby. It is possible that if there is a materials release from this proposed project, it could contribute to an undefined cumulative influence on degradation of water quality, which in-turn could influence natural resources including agriculture and forestry. However, while it is conceivable that flooding of a business like this could be part of a cumulative influence on such resources, the impact attributable to this use has not been quantitatively derived and the potential impact, with planning for and practice of non-structural management practices, is considered minor.

Step 5. Where Practicable, Design or Modify the Proposed Action to Minimize the Potential Adverse Impacts To and From the 100-Year Floodplain and to Restore and Preserve its Natural and Beneficial Functions and Values.

Given that proposed rehabilitation funded by this Program is very limited and does not rise to the level of substantial reconstruction, and considering the individual property scale, it is not financially feasible to specify mitigation measures, such as elevating buildings, dry flood proofing structures, or promoting strategic retreat such as through government acquisition. However, it is reasonable to promote business owner awareness of future risks of natural hazards, including flooding, plus the physical, social and economic impacts that potential events could convey, including through potential for future physical damage to property, buildings, supplies, and equipment.

It is reasonable to promote business owner awareness of actions they can take to define and prepare for the impacts of many hazards they may face. There are free resources available to aid such preparedness planning found at the link: <http://www.ready.gov/business>. Also, the applicant could consider participating in The Clean Marina Initiative, an incentive-based program promoted by the National Oceanic and Atmospheric Administration that offers information about

engaging in marina-specific operating and maintenance procedures in order to protect coastal water quality.

Step 6. Reevaluate the Alternatives and Proposed Action.

The relocation alternatives within floodplain would not change the requirement of the water-dependent business location to be within floodplain. The areas that are outside flood zone are impracticable in terms of the business's basic requirements to achieve an acceptable level of service as a marina. Locations within flood zone are already occupied and/ or lack the functional space required by such a recreational business.

The 'no action' alternative would not address the need this business has for help in funding their rehabilitation. Without the funding this grant provides, the business would be unable to successfully complete the restoration of the basic business service facilities and they would remain vulnerable to damage in future flooding events.

Therefore, the alternatives examined are not considered desirable or possible and the action to fund building rehabilitation and business continuity at this business is still practicable in light of exposure to flood hazards in floodplain, possible adverse impacts on floodplain, the extent to which it may aggravate current hazards to other floodplains, and the potential to disrupt natural and beneficial functions and values of floodplains. Moreover, the March 2013 Notice in the Federal Register strongly recommends that grantees engage in a robust policy for ensuring recovery of small business affected by storm events, as such recovery is essential to the continued vitality of surrounding communities. Thus, alternatives preventing or impeding small business recovery are not considered reasonable alternatives.

The impacts of these alternatives will be re-evaluated in response to any public comments received.

Step 8. Continuing Responsibility of Responsible Entity & Recipient.

The Governor's Office of Storm Recovery (GOSR), operating under the auspices of the New York State Homes and Community Renewal's (NYSHCR) Housing Trust Fund Corporation, is the responsible entity. The responsible entity will make available educational materials regarding best practices for businesses located in floodplains. It will also require the business to demonstrate proof of current flood insurance. It is acknowledged there is a continuing responsibility by the responsible entity to ensure, to the extent feasible and necessary, compliance with the steps herein.

Attachment 8

NYSDEC Permits

NYS DEPARTMENT OF ENVIRONMENTAL CONSERVATION
Application for General Permit GP-0-11-007 Authorization
 Pursuant to Environmental Conservation Law Article 70

*Complete all fields marked with an asterisk

DEC Permit No. 3-1332-00362/1		Effective Date: 09/30/2011
*Name of Permittee/Applicant: Hyde Park Landings, Ltd.		Expiration Date: 09/30/2012
*Contact:		
*Address: 2 Dock St. Hyde Park	* Phone:	
*City: Hyde Park	* State: NY	Zip: 12538
*Project Location: RR West - 6 Dock St. - South of Crum Elbow Met.		
*Town of: Hyde Park	County: Dutchess	

- * Authorization Type
- 6 NYCRR 608: Article 15, Title 5: Protection of Water
 - 6 NYCRR 663: Article 24 Freshwater Wetlands
 - 6 NYCRR 608: Water Quality Certification.

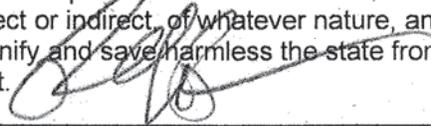
*Project Description: **Reinforce bank of Hudson for 500' feet**

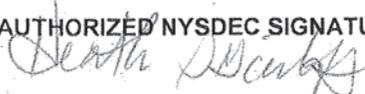
X Type of Project:

- Installation or repair of rock rip-rap or other permanent streambank stabilization measures.
- Stream channel restoration (including excavation/removal of sand, gravel and bedrock and the use of temporary coffer dams and fill) to pre-flood depth, width, gradient and channel character matching the stable stream channel upstream and downstream of the project area in order to protect or restore structures such as roads, utility lines, bridges, houses and other pre-existing buildings.
- Debris (trees, logs, stumps, brush, trash, metal, concrete) removal.
- Bridge or culvert replacement or repair.

Certification:

I have read this permit and will construct and operate this project in strict compliance with the approved plans and terms and conditions of this permit as well as the Environmental Conservation Law and applicable regulations. I understand that any false or inaccurate statements made in the application for this permit are punishable as a Class A misdemeanor. As a condition of this permit, I accept full legal responsibility for all damage, direct or indirect, of whatever nature, and by whomever suffered, arising out of the project described herein and agree to indemnify and save harmless the state from suits, actions, damages, and costs of every name and description resulting from this project.


 Applicant/Permittee Signature Date: **9-30-11**

AUTHORIZED NYSDEC REPRESENTATIVE NAME, TITLE, ADDRESS Heather Pierloff, Biologist, 21 S. Port Corner Rd New Paltz NY 12561	
AUTHORIZED NYSDEC SIGNATURE 	DATE 09/30/2011
Attachments <input checked="" type="checkbox"/> General Permit <input type="checkbox"/> General Conditions <input checked="" type="checkbox"/> Special Conditions <input type="checkbox"/> Project Drawings	cc: <input type="checkbox"/> Regional DEP <input type="checkbox"/> Regional Habitat <input type="checkbox"/> ECO <input type="checkbox"/> COE <input type="checkbox"/> NYCDEP



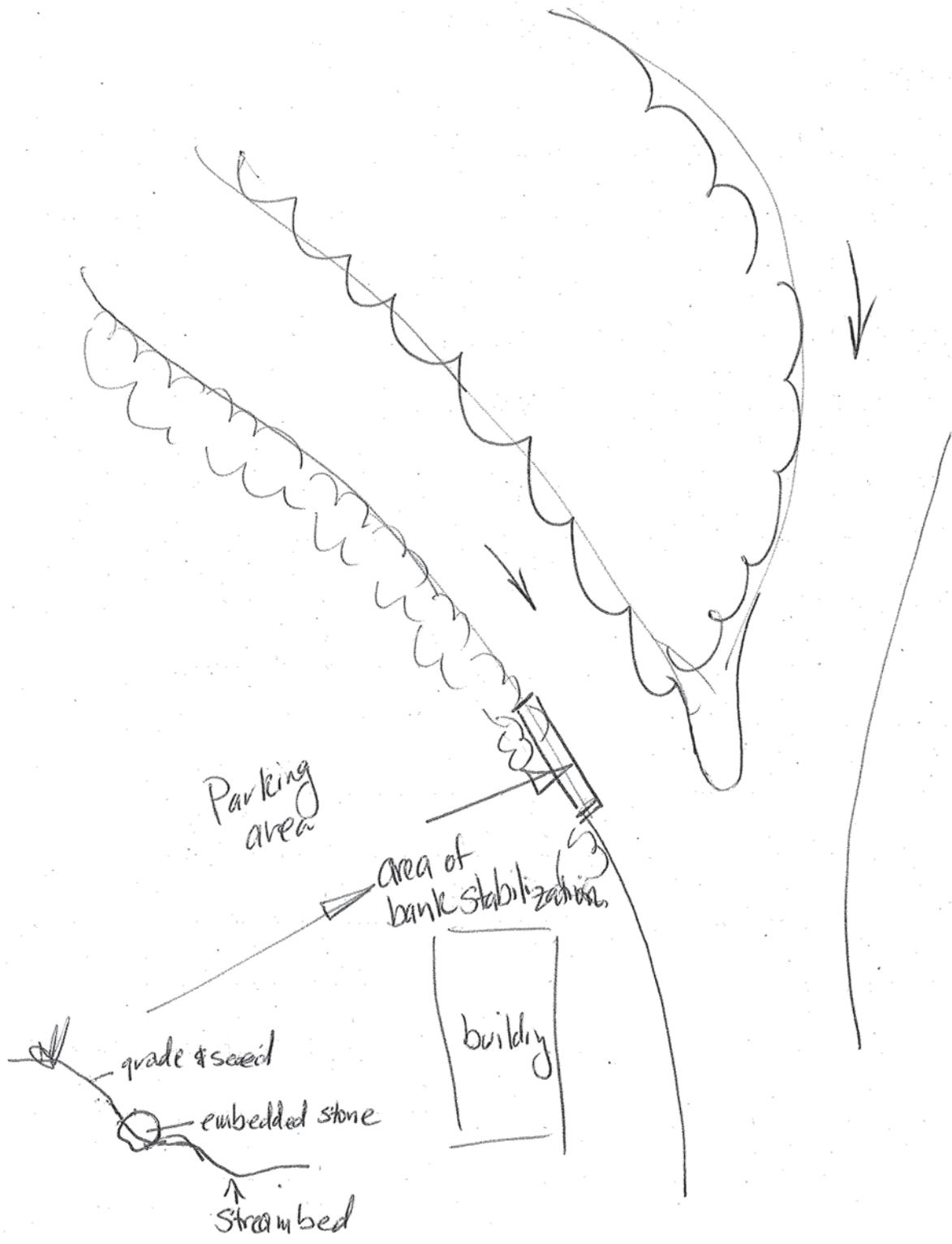
2-1332-00362/1

Special Conditions
FOR ARTICLE 15, 24 and Water Quality Certification

- No In-stream work
- Embed stone in bank to stabilize bank for 50'
- backfill w/ soil
- grade and seed bank



Project Drawings
For Article 15, 24 and Water Quality Certification





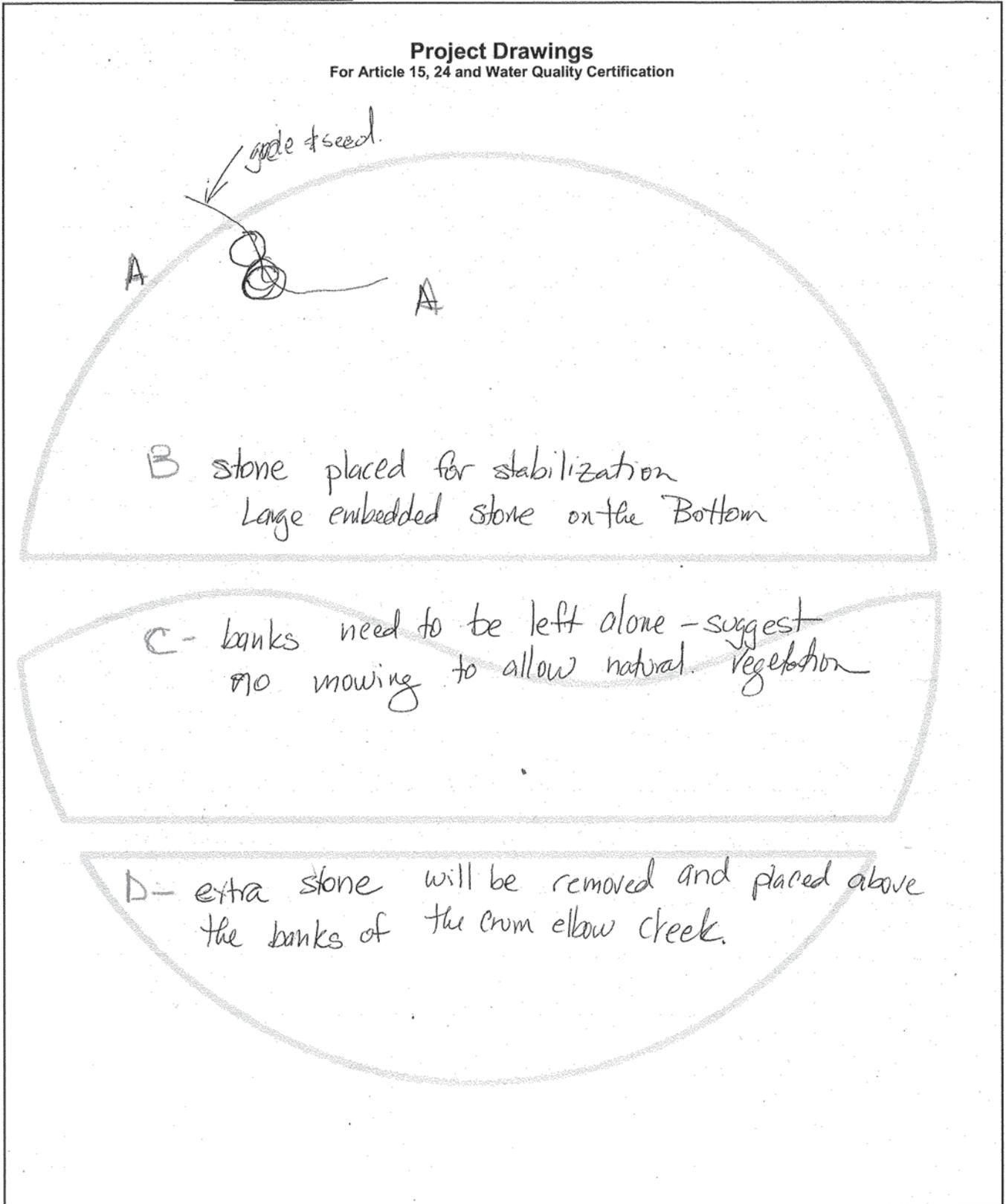
3-1332-00362/2

Special Conditions
FOR ARTICLE 15, 24 and Water Quality Certification

- Notify Heather Gierloff 48 hrs prior to work
(845) 256-3086
hsgierlo@gw.dec.state.ny.us
- do all work during low flow
- do all work during times of no stream studies
- Large stone installed to stabilize bank must be embedded and tied into stable bank & graded
- Some stone that is removed from channel can be put at the tip of the island the remainder must be removed from the bed and banks of the Crom Elbow Creek



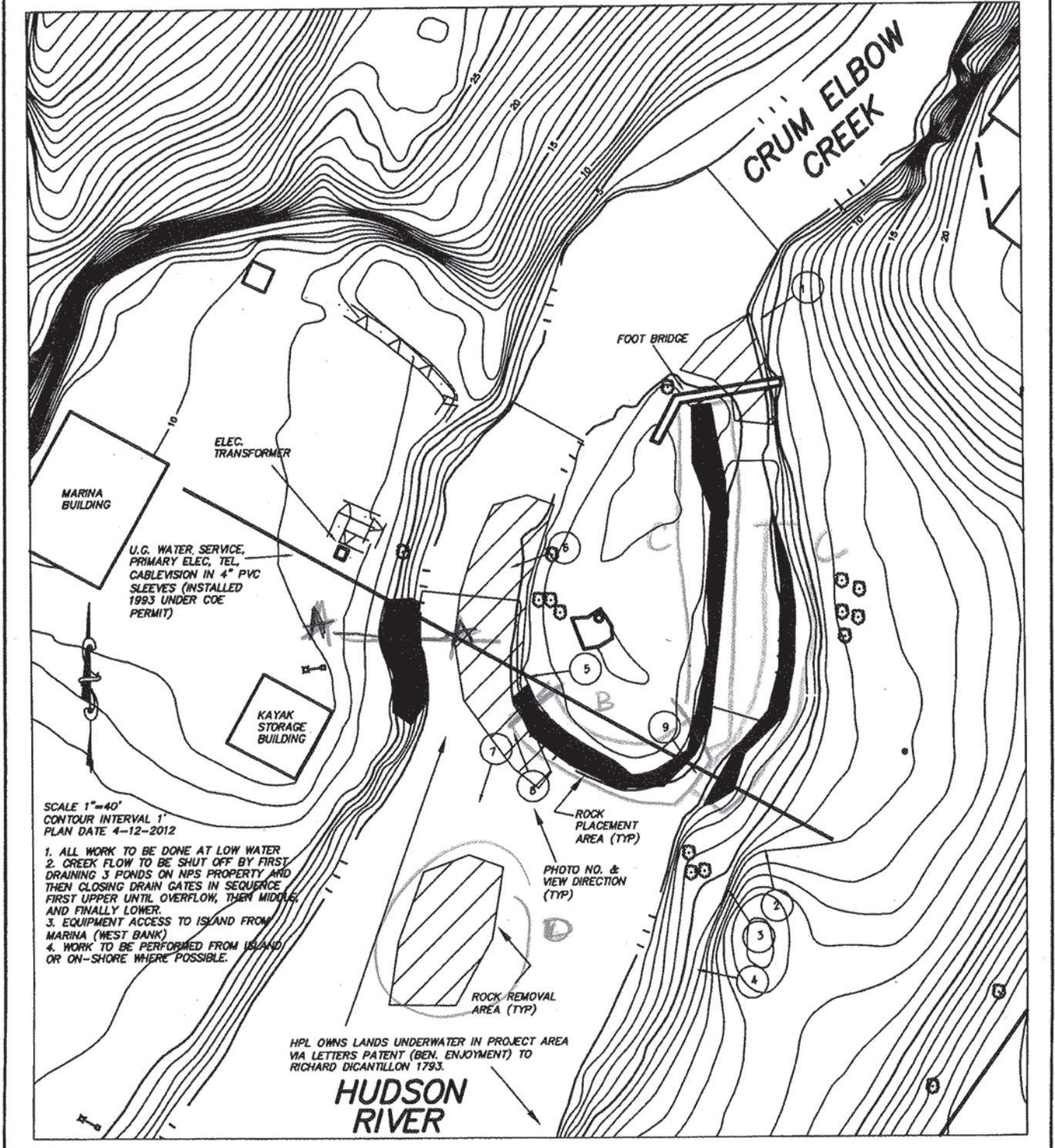
Project Drawings
For Article 15, 24 and Water Quality Certification



3-1332-00362/2

NEW YORK STATE DEPARTMENT OF ENVIRONMENTAL CONSERVATION
General Permit Number GP-0-11-008

Project Drawings
For Article 15, 24 and Water Quality Certification



site 1

NYS DEPARTMENT OF ENVIRONMENTAL CONSERVATION
Application for GP-0-12-002 Authorization for Repair of Damages Resulting From 2011 Storms

Pursuant to Environmental Conservation Law Article 70

*Complete all fields marked with an asterisk

DEC use only DEC Permit No. 3-1332-00362/00003	 SEP 24 2012 NYSDEC - REGION 3 NATURAL RESOURCE	DEC use only Effective Date: 9/27/12 Expiration Date: 9/30/13
*Name of Permittee/Applicant: Hyde Park Landing Ltd. *Contact: Peter J. Andros		
*Address: 6 Dock St. *City: Hyde Park		* Phone: 845-229-9669 * State: NY Zip: 12538
*Project Location: RR-West - 6 Dock St. - South of Crum Elbow Creek inlet *Town of Hyde Park County Dutchess		

- * Authorization Type
- 6 NYCRR 608: Article 15, Title 5: Protection of Water
 - 6 NYCRR 663: Article 24 Freshwater Wetlands
 - 6 NYCRR 608: Water Quality Certification.

*Project Description:

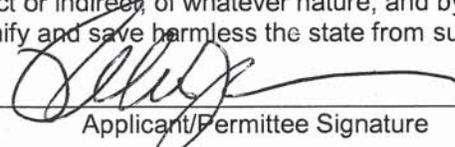
Reinforce Bank of Hudson River for 500 feet.
*first course of stone embedded @ Mean High Water

Is this project a continuance of a permitted activity previously authorized under GP-0-11-008 General Permit for Repair and Damages resulting from 2011 Storms? Yes No (Refer to pg. 7 of 8 + 8 of 8 of Authorization under GP-0-11-007 Attached)

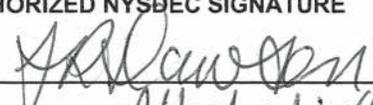
- *Type of Project:
- Installation or repair of rock rip-rap or other permanent stream bank stabilization measures.
 - Stream channel restoration (including excavation/removal of sand, gravel and bedrock and the use of temporary coffer dams and fill) to pre-flood depth, width, gradient and channel character matching the stable stream channel upstream and downstream of the project area in order to protect or restore structures such as roads, utility lines, bridges, houses and other pre-existing buildings.
 - Debris (trees, logs, stumps, brush, trash, metal, concrete) removal.
 - Bridge or culvert replacement or repair.

Certification:

I have read this permit and will construct and operate this project in strict compliance with the approved plans and terms and conditions of this permit as well as the Environmental Conservation Law and applicable regulations. I understand that any false or inaccurate statements made in the application for this permit are punishable as a Class A misdemeanor. As a condition of this permit, I accept full legal responsibility for all damage, direct or indirect, of whatever nature, and by whomever suffered, arising out of the project described herein and agree to indemnify and save harmless the state from suits, actions, damages, and costs of every name and description resulting from this project.


 Applicant/Permittee Signature

9-20-12
 Date

DEC use only AUTHORIZED NYSDEC REPRESENTATIVE NAME, TITLE, ADDRESS Jennifer Dawson (Bio I) for H. Gierloff (Bio I) 21 S. Putnam Rd New Paltz, NY	
AUTHORIZED NYSDEC SIGNATURE 	DATE 9/27/12

Attached: General Permit General Conditions
 Special Conditions
 Project Drawings



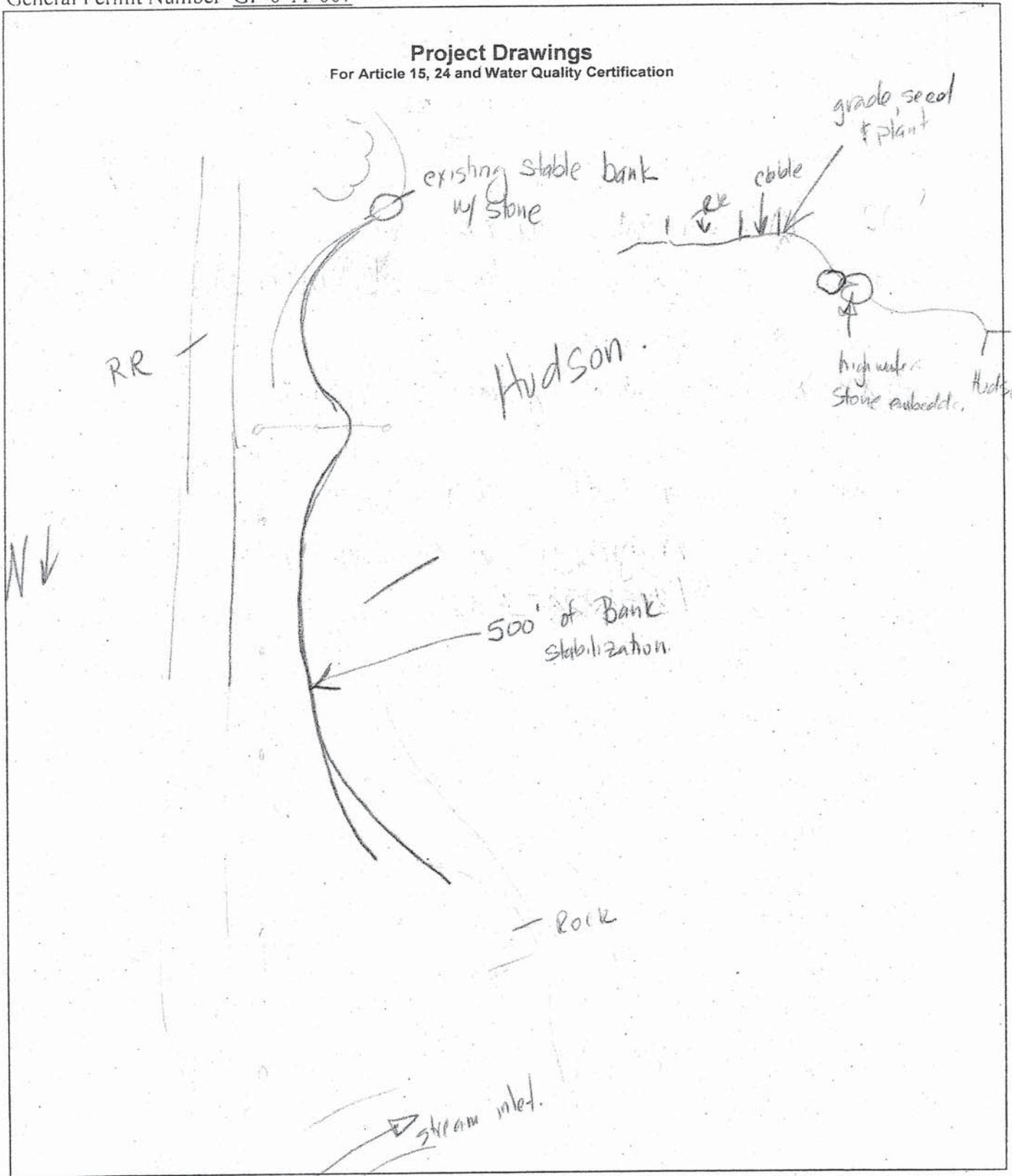
3-1332-00362/3-4

Special Conditions
FOR ARTICLE 15, 24 and Water Quality Certification

- no in-stream work.
- ☆ embed first course of stone at mean high water. ☆
- embed stone in bank
- ~~grade~~ back fill stone, grade and plant
- notify H. Gierloff 48 hr. prior to work
hsgierlo@gw.dec.state.ny.us
(845) 256-3086



Project Drawings
For Article 15, 24 and Water Quality Certification



Site 2

NYS DEPARTMENT OF ENVIRONMENTAL CONSERVATION
Application for GP-0-12-002 Authorization for Repair of Damages Resulting From 2011 Storms

Pursuant to Environmental Conservation Law Article 70

*Complete all fields marked with an asterisk



DEC use only
DEC Permit No.
3-1332-00362/00004

DEC use only
Effective Date: 9/27/12
Expiration Date: 9/30/13

*Name of Permittee/Applicant: Hyde Park Landing, Ltd.
*Contact: Peter Andros 845-325-0002

*Address: Hyde Park Landing, Ltd.
*City: Hyde Park, NY 12538 *Phone: 845-229-9669
* State: NY Zip:

*Project Location: 6 Dock St.
*Town of Hyde Park, County Dutchess

- * Authorization Type: 6 NYCRR 608: Article 15, Title 5: Protection of Water
- 6 NYCRR 663: Article 24 Freshwater Wetlands
- 6 NYCRR 608: Water Quality Certification.

*Project Description:

Remove rocks & Debris blocking the channel of Crum Elbow Creek and relocate to near outside of stream channel to protect banks for stream bank stabilization (refer to attached plan for location)

Is this project a continuance of a permitted activity previously authorized under GP-0-11-008 General Permit for Repair and Damages resulting from 2011 Storms? Yes No

*Type of Project:

- Installation or repair of rock rip-rap or other permanent stream bank stabilization measures.
- Stream channel restoration (including excavation/removal of sand, gravel and bedrock and the use of temporary coffer dams and fill) to pre-flood depth, width, gradient and channel character matching the stable stream channel upstream and downstream of the project area in order to protect or restore structures such as roads, utility lines, bridges, houses and other pre-existing buildings.
- Debris (trees, logs, stumps, brush, trash, metal, concrete) removal.
- Bridge or culvert replacement or repair.

Certification:

I have read this permit and will construct and operate this project in strict compliance with the approved plans and terms and conditions of this permit as well as the Environmental Conservation Law and applicable regulations. I understand that any false or inaccurate statements made in the application for this permit are punishable as a Class A misdemeanor. As a condition of this permit, I accept full legal responsibility for all damage, direct or indirect, of whatever nature, and by whomever suffered, arising out of the project described herein and agree to indemnify and save harmless the state from suits, actions, damages, and costs of every name and description resulting from this project.

* 9-20-12
Applicant/Permittee Signature Date

DEC use only AUTHORIZED NYSDEC REPRESENTATIVE NAME, TITLE, ADDRESS Jim Henderson (Bio I) for A. Gerloff (Bio I) 215 Pitt Corners Rd New Paltz, NY	
AUTHORIZED NYSDEC SIGNATURE 	DATE 9/27/12

Attached: General Permit
 Special Conditions
 Project Drawings.
 General Conditions



3-1332-00362/4

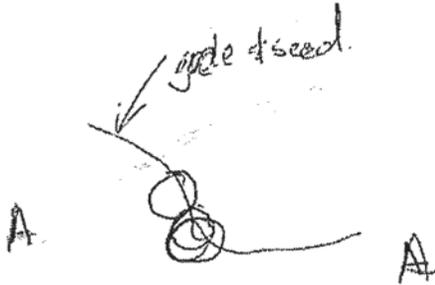
Special Conditions
FOR ARTICLE 15, 24 and Water Quality Certification

- Notify Heather Gierloff 48 hrs prior to work
(845) 256-3086
hsgierlo@gw.dec.state.ny.us
- do all work during low flow
- do all work during times of no stream studies
- Large stone installed to stabilize bank must be embedded and tied into stable bank & graded
- Some stone that is removed from channel can be put at the tip of the island. The remainder must be removed from the bed and banks of the Crum Elbow Creek



Project Drawings
For Article 15, 24 and Water Quality Certification

3-1382-00362/4



B stone placed for stabilization
Large embedded stone on the Bottom

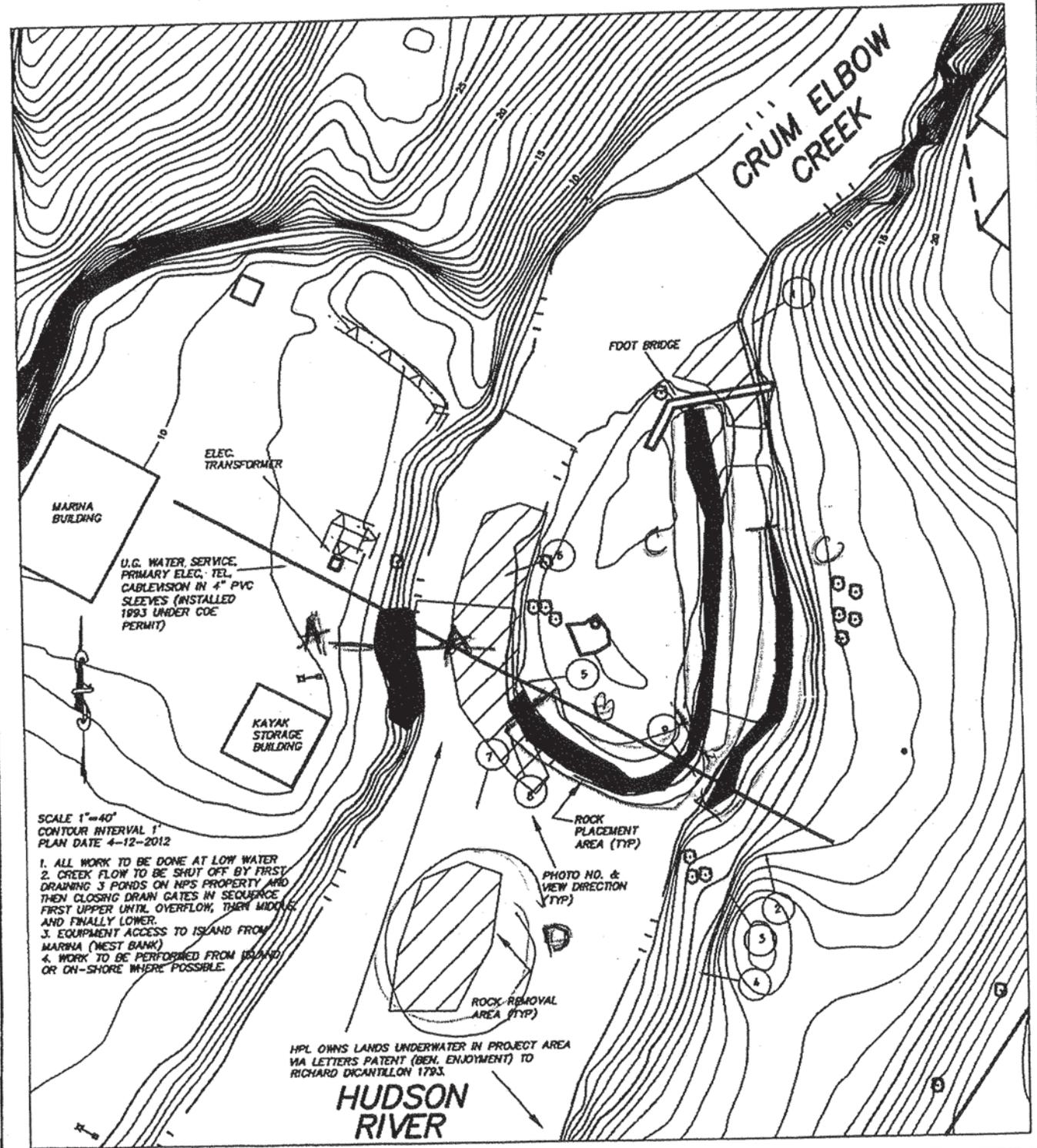
C - banks need to be left alone - suggest
no mowing to allow natural vegetation

D - extra stone will be removed and placed above
the banks of the crum elbow creek.



3-1332-00362/4.

Project Drawings
 For Article 16, 24 and Water Quality Certification



Attachment 9

Coastal Consistency Documentation

STATE OF NEW YORK
DEPARTMENT OF STATE

ONE COMMERCE PLAZA
99 WASHINGTON AVENUE
ALBANY, NY 12231-0001
WWW.DOS.NY.GOV

ANDREW M. CUOMO
GOVERNOR

CESAR A. PERALES
SECRETARY OF STATE

January 26, 2016

Thomas King, Director, Director
Bureau of Environmental Review and Assessment
Assistant General Counsel
Governor's Office of Storm Recovery
99 Washington Avenue, Suite 1224
Albany, New York 12260

Re: F-2016-0020(FA)
GOSR - Hyde Park Landing, Ltd.
Project #027-ED-32620-2013
Debris removal and sediment dredging from a creek.
Excavation of the sediment in the northwest portion of the
Crum Elbow Creek. Removed 5,000 cubic yards of
sediment from the northeast portion the creek up to a
footbridge and repair to outside planks of the docks.
Town of Hyde Park, Dutchess County
General Concurrence - No Objection To Funding

Dear Mr. King:

The Department of State received the information you submitted regarding the above matter on 1/11/2016.

The Department of State has determined that this proposal meets the Department's general consistency concurrence criteria. Therefore, the Department of State has no objection to the use of U. S. Housing and Urban Development funds for this financial assistance activity. This concurrence pertains to the financial assistance activity for this project only. If federal permits or other form of federal agency authorization is required for this activity, the Department of State will conduct a separate review for those permit activities. In such a case, please forward a copy of the federal application for authorization, a completed Federal Consistency Assessment Form, and all supporting information to the Department at the same time it is submitted to the federal agency from which the necessary authorization is requested.

When communicating with us regarding this matter, please contact Jeffrey Zappieri at (518) 474-6000 and refer to our file #F-2016-0020(FA).

Sincerely,



Jeffrey Zappieri
Supervisor, Consistency Review Unit
Office of Planning and Development

JZ/dc



**Department
of State**



Governor's Office of Storm Recovery



Andrew M. Cuomo
Governor

Lisa Bova-Hiatt
Executive Director

January 11, 2016

Jeffrey Zappieri
Supervisor, Consistency Review Unit
Division of Coastal Resources
New York State Department of State
One Commerce Plaza
99 Washington Avenue
Albany, New York 12231-0001

Re: CDBG-DR Program – Hyde Park Landing, 6 Dock Street, Hyde Park, Dutchess County, New York (Project 027-ED-32620-2013)

Dear Mr. Zappieri:

The Governor's Office of Storm Recovery (GOSR), operating under the auspices of the New York State Homes and Community Renewal's Housing Trust Fund Corporation, was established to aid the statewide recovery of disaster-affected communities in New York State. GOSR is administering a U.S. Department of Housing and Urban Development (HUD) Community Development Block Grant for Disaster Recovery (CDBG-DR), including the Economic Development- Small Business Grant Program. On behalf of GOSR, please find the enclosed coastal zone consistency materials for your review.

Hyde Park Landing is a marina facility located in Hyde Park, Dutchess County, New York. As a result of Tropical Storm Lee and Hurricane Irene, the business experienced damages from flooding. Crum Elbow Creek overflowed the inlet and caused silt and boulder build-up in the inlet, making the inlet too shallow for boats to launch at the Subject Property. The floating docks in the inlet were attached to the concrete wall. The force of the water created erosion of the bank and underneath the concrete wall, therefore, compromising the integrity of the concrete wall. The blacktop apron along the sides of the concrete boat launch in the inlet was washed away due to the surge of the Crum Elbow Creek. The floating dock on the Hudson River flipped over during the storm creating damage to the anchors and pins which attach to the wooden ramp. Storm surge damaged the bulkhead on the Hudson River. Under NYS Department of Environmental Conservation (NYSDEC) Permit Nos. 3-1332-00362/1, 3-1332-00362/2, 3-1332-00362/3 and 3-1332-00362/4, debris was removed and sediment was dredged from the Creek. Work completed to the Subject Property also included excavation of the sediment in the

northwest portion of the Crum Elbow Creek, adjacent to the structure. A total of 5,000 cubic yards of sediment was removed from the Creek. Sediment was also removed from the northeast portion of the creek up to a footbridge. Additionally, dock repairs (outside planks only) were undertaken. Funding is also proposed for the future acquisition of environmental permits. The business is located at 6 Dock Street, Hyde Park, Dutchess County, New York.

Based on the project description and a review of available environmental records for the property and surrounding area, the funded activities do not include actions that would involve potential recognized environmental conditions/contamination. Therefore, a Phase I Environmental Site Assessment (ESA) or Phase II ESA is not warranted.

GOSR is acting as the Responsible Entity in accordance with 24 C.F.R. Part 58—Environmental Review Procedures for Entities Assuming HUD Environmental Responsibilities. GOSR has prepared the attached Federal Consistency Assessment Form to certify that the proposed project is consistent with New York’s Coastal Management Program. At this time, we are requesting that the New York State Department of State concur with the attached certification. The project is not located within a local waterfront revitalization area, and none of the project activities are located within a Coastal Barrier Resource System Unit.

Thank you for taking the time to review the enclosed materials. Please do not hesitate to contact me by email at *Thomas.King@stormrecovery.ny.gov* or by telephone at (518) 473-0015 should you have any questions or require additional information.

Sincerely,

Thomas King
Assistant General Counsel and
Certifying Officer
Governor’s Office of Storm
Recovery

Attachments:

Attachment A – Federal Consistency Form

Attachment B – Detailed Project Description and Policy Analysis

Attachment C – Site Maps

ATTACHMENT A
Federal Consistency Form

NEW YORK STATE DEPARTMENT OF STATE
COASTAL MANAGEMENT PROGRAM

Federal Consistency Assessment Form

An applicant, seeking a permit, license, waiver, certification or similar type of approval from a federal agency which is subject to the New York State Coastal Management Program (CMP), shall complete this assessment form for any proposed activity that will occur within and/or directly affect the State's Coastal Area. This form is intended to assist an applicant in certifying that the proposed activity is consistent with New York State's CMP as required by U.S. Department of Commerce regulations (15 CFR 930.57). It should be completed at the time when the federal application is prepared. The Department of State will use the completed form and accompanying information in its review of the applicant's certification of consistency.

A. **APPLICANT** (please print)

1. Name: Hyde Park Landing, Ltd.
2. Address: 6 Dock Street, Hyde Park, Dutchess County, New York 12538
3. Telephone: Area Code (845) 229-9669

B. **PROPOSED ACTIVITY:**

1. Brief description of activity:

Disaster recovery funding for completed work including: debris removal and sediment dredging from a creek. Work completed also included excavation of the sediment in the northwest portion of the Crum Elbow Creek. A total of 5,000 cubic yards of sediment was removed from the Creek. Sediment was also removed from the northeast portion of the creek up to a footbridge. Additional completed work included repair to outside planks of the docks. Funding is also proposed for the future acquisition of environmental permits.

2. Purpose of activity:

Repair damages caused by Tropical Storm Lee and Hurricane Irene, and to provide support to independently-owned and operated small businesses that suffered loss as a result of these storms.

3. Location of activity:

<u>Dutchess</u>	<u>Hyde Park</u>	<u>6 Dock Street</u>
County	City, Town, or Village	Street or Site Description

4. Type of federal permit/license required: HUD CDBG-DR Funding from NYS as Responsible Entity

5. Federal application number, if known: Application Project Number: 027-ED-32620-2013

6. If a state permit/license was issued or is required for the proposed activity, identify the state agency and provide the application or permit number, if known:

NYS Department of Environmental Conservation (NYSDEC) Permit Nos. 3-1332-00362/1, 3-1332-00362/2, 3-1332-003632/3, and 3-1332-00362/4

C. **COASTAL ASSESSMENT** Check either "YES" or "NO" for each of these questions. The numbers following each question refer to the policies described in the CMP document (see footnote on page 2) which may be affected by the proposed activity.

1. Will the proposed activity result in any of the following: YES/NO

- a. Large physical change to a site within the coastal area which will require the preparation of an environmental impact statement? (11, 22, 25, 32, 37, 38, 41, 43)
- b. Physical alteration of more than two acres of land along the shoreline, land under water or coastal waters? (2, 11, 12, 20, 28, 35, 44)
- c. Revitalization/redevelopment of a deteriorated or underutilized waterfront site? (1)
- d. Reduction of existing or potential public access to or along coastal waters? (19, 20)
- e. Adverse effect upon the commercial or recreational use of coastal fish resources? (9,10)
- f. Siting of a facility essential to the exploration, development and production of energy resources in coastal waters or on the Outer Continental Shelf? (29)
- g. Siting of a facility essential to the generation or transmission of energy? (27)
- h. Mining, excavation, or dredging activities, or the placement of dredged or fill material in coastal waters? (15, 35)
- i. Discharge of toxics, hazardous substances or other pollutants into coastal waters? (8, 15, 35)
- j. Draining of stormwater runoff or sewer overflows into coastal waters? (33)
- k. Transport, storage, treatment, or disposal of solid wastes or hazardous materials? (36, 39)
- l. Adverse effect upon land or water uses within the State's small harbors? (4)

2. Will the proposed activity affect or be located in, on, or adjacent to any of the following: YES/NO

- a. State designated freshwater or tidal wetland? (44)
- b. Federally designated flood and/or state designated erosion hazard area? (11, 12, 17)
- c. State designated significant fish and/or wildlife habitat? (7)
- d. State designated significant scenic resource or area? (24)
- e. State designated important agricultural lands? (26)
- f. Beach, dune or Barrier Island? (12)
- g. Major ports of Albany, Buffalo, Ogdensburg, Oswego or New York? (3)
- h. State, county, or local park? (19, 20)
- i. Historic resource listed on the National or State Register of Historic Places? (23)

3. Will the proposed activity require any of the following: YES/NO

- a. Waterfront site? (2, 21, 22)
- b. Provision of new public services or infrastructure in undeveloped or sparsely populated sections of the coastal area? (5)
- c. Construction or reconstruction of a flood or erosion control structure? (13, 14, 16)
- d. State water quality permit or certification? (30, 38, 40)
- e. State air quality permit or certification? (41, 43)

4. Will the proposed activity occur within and/or affect an area covered by a State-approved local waterfront revitalization program, or State-approved regional coastal management program? (see policies in program document*)

D. ADDITIONAL STEPS

1. If all of the questions in Section C are answered "NO", then the applicant or agency shall complete Section E and submit the documentation required by Section F.
2. If any of the questions in Section C are answered "YES", then the applicant or agent is advised to consult the CMP, or where appropriate, the local waterfront revitalization program document*. The proposed activity must be analyzed in more detail with respect to the applicable state or local coastal policies. On a separate page(s), the applicant or agent shall: (a) identify, by their policy numbers, which coastal policies are affected by the activity, (b) briefly assess the effects of the activity upon the policy; and, (c) state how the activity is consistent with each policy. Following the completion of this written assessment, the applicant or agency shall complete Section E and submit the documentation required by Section F.

E. CERTIFICATION

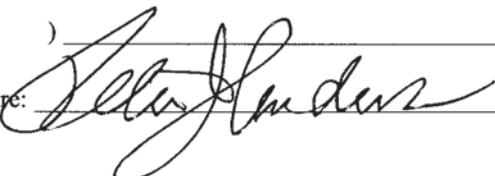
The applicant or agent must certify that the proposed activity is consistent with the State's CMP or the approved local waterfront revitalization program, as appropriate. If this certification cannot be made, the proposed activity shall not be undertaken. If this certification can be made, complete this Section.

"The proposed activity complies with New York State's approved Coastal Management Program, or with the applicable approved local waterfront revitalization program, and will be conducted in a manner consistent with such program."

Applicant/Agent's Name: Peter J. Andros

Address: E Dock St., Hyde Park, NY 12538

Telephone: Area Code () _____

Applicant/Agent's Signature:  Date: 1-8-16

F. SUBMISSION REQUIREMENTS

1. The applicant or agent shall submit the following documents to the **New York State Department of State, Office of Planning and Development, Attn: Consistency Review Unit, One Commerce Plaza-Suite 1010, 99 Washington Avenue, Albany, New York 12231.**
 - a. Copy of original signed form.
 - b. Copy of the completed federal agency application.
 - c. Other available information which would support the certification of consistency.
2. The applicant or agent shall also submit a copy of this completed form along with his/her application to the federal agency.
3. If there are any questions regarding the submission of this form, contact the Department of State at (518) 474-6000.

*These state and local documents are available for inspection at the offices of many federal agencies, Department of environmental Conservation and Department of State regional offices, and the appropriate regional and county planning agencies. Local program documents are also available for inspection at the offices of the appropriate local government.

ATTACHMENT B
Detailed Project Description and
Policy Analysis

Project: Hyde Park Landing, Ltd. (Project 027-ED-32620-2013)

Location: 6 Dock Street, Hyde Park, Dutchess County, New York

Introduction

The project analyzed herein is proposed to receive Community Development Block Grant Program–Disaster Recovery (CDBG-DR) funding as reimbursement for completed dock repair (outside planks only), completed debris and sediment removal from a creek, and to fund the future acquisition of environmental permits. Funding for this business’s rehabilitation is provided from the New York Rising Small Business Grant Program.

Background and Existing Conditions

Hyde Park Landing, Ltd. is a marina and vacation rental facility. Hyde Park Landing experienced impacts to structures on the property as a result of Tropical Storm Lee and Hurricane Irene. CDBG-DR funding is proposed for construction-related reimbursement of completed dock repair, completed debris and sediment removal from the Crum Elbow Creek, and funding for the future acquisition of environmental permits.

The Governor’s Office of Storm Recovery (GOSR), operating under the auspices of New York State Homes and Community Renewal’s Housing Trust Fund Corporation, is the responsible entity for the direct administration of this U.S. Department of Housing and Urban Development (HUD) CDBG-DR program. An environmental review is being prepared to assist GOSR in its determination whether to grant CDBG-DR funding for the proposed project. The decision to grant CDBG-DR funding will be dependent on the environmental review required under the National Environmental Policy Act of 1969 (NEPA) pursuant to 24 CFR Part 58. GOSR has determined that this project qualifies for a categorical exemption under 24 CFR 58.35(a)/(b) and is considered a Type II action under the State Environmental Quality Review Act.

Purpose and Need

The purpose of the funding is for the repair of damages caused by Tropical Storm Lee and Hurricane Irene and to provide support to independently-owned and operated small businesses that suffered loss as a result of these storms.

Proposed Project

CDBG-DR funding would be provided as reimbursement for completed work and to fund the future acquisition of environmental permits. Debris was removed and sediment was dredged from the Crum Elbow Creek. This completed work at the Subject Property included excavation of the sediment in the northwestern portion of the Crum Elbow Creek. A total of 5,000 cubic yards of sediment was removed from the Crum Elbow Creek. Sediment was also removed from the northeastern portion of the creek up to a footbridge. Additionally, dock planks (outside planks only) were repaired. Funding is also proposed for the future acquisition of environmental permits. The project is not

located within a local waterfront revitalization area, and none of the project activities are located within a Coastal Barrier Resource System Unit.

FCAF Section	Coastal Management Plan (CMP) Policy	Proposed Project consistency with CMP
1h	<p>15 – Mining, excavation or dredging in coastal waters shall not significantly interfere with the natural coastal processes which supply beach materials to land adjacent to such waters and shall be undertaken in a manner which will not cause an increase in erosion of such land.</p> <p>35 – Dredging and filling in coastal water and disposal of dredged material will be undertaken in a manner that meets the State dredging permit requirements, and protects significant fish and wildlife habitats, scenic resources, natural protective features, important agricultural lands, and wetlands.</p>	<p>The completed and future project activities are not anticipated to change the supply and net flow of beach materials through this location. The project only brought the marina back to pre-storm conditions and will fund future environmental permits.</p> <p>The completed project activities did not occur in State-designated wetlands, did not involve agricultural lands, did not change scenic resources to conditions different than those that existed before the storm damages, and did not alter natural protective features to a condition that did not exist before the storms.</p> <p>The project occurred in an already established marina basin and provides access to the Crum Elbow Creek. Moreover, the project work occurred in shallow, near shore waters and within an established marina basin. The completed project activities were undertaken in accordance with NYSDEC permits for the in-water work, including Protection of Waters (Article 15, Title 5) permits. The in-water work was completed during a time of low tide and low-flowing water in an existing marina basin in order to limit disturbance to fish and wildlife habitat.</p> <p>The funding of future environmental permits will not affect coastal areas. Therefore, this project is consistent with these policies.</p>
2b	<p>11 - Buildings and other structures will be sited in the coastal area so as to minimize damage to property and the endangering of human lives caused by flooding and erosion.</p>	<p>The project is located in a FEMA designated 100-year floodplain (Zone AE). This project does not involve residential buildings in a coastal erosion or coastal high hazard area and so human lives are not endangered by this proposed project. Thus, this action is in conformance with this policy.</p>

	<p>12 - Activities or development in the coastal area will be undertaken so as to minimize damage to natural resources and property from flooding and erosion by protecting natural protective features including beaches, dunes, barrier islands and bluffs.</p> <p>17 - Non-structural measures to minimize damage to natural resources and property from flooding and erosion shall be used whenever possible.</p>	<p>The project occurred in a developed marina area and on existing structures. Therefore, damage to natural resources was minimized because no work occurred in previously undisturbed areas. The debris and sediment removal from the creek will prevent future flooding and impacts to natural resources. Thus, this action is in conformance with this policy.</p> <p>The project did not include construction of new structures. In-kind repair of docks (outside planks only) would not have caused damages to natural resources and property, it only brought the docks back to pre-storm conditions. Thus, this action is in conformance with this policy.</p> <p>The funding of future environmental permits will not affect coastal areas. Therefore, this project is consistent with these policies.</p>
2c	<p>7- Significant coastal fish and wildlife habitats will be protected, preserved, and, where practical, restored so as to maintain their viability as habitats.</p>	<p>The Crum Elbow Creek Inlet is adjacent to mapped significant coastal fish and wildlife habitat. The Crum Elbow Creek could provide coastal fish and wildlife habitat as well as recreational opportunities. The project entailed debris and sediment removal from the Crum Elbow Creek Inlet, which corrected the adverse impacts from debris and sediment deposited there during Tropical Storm Lee and Hurricane Irene. Debris removal brought back the fish and wildlife habitats into a condition that existed pre-storms. Thus, this action is in conformance with this policy.</p> <p>The funding of future environmental permits will not affect coastal areas. Therefore, this project is consistent with this policy.</p>
2d	<p>24- Prevent Impairment of Scenic resource of statewide importance.</p>	<p>The proposed action includes restoration of areas affected by Tropical Storm Lee and Hurricane Irene and did not include creation of any new structures. The rehabilitation of the Hyde Park Landing area returned the location</p>

		<p>to a condition consistent with pre-storm conditions. Thus, this action is in conformance with this policy.</p> <p>The funding of future environmental permits will not affect coastal areas. Therefore, this project is consistent with this policy.</p>
3a	<p>2 - Facilitate the siting of water dependent uses and facilities on or adjacent to coastal waters.</p> <p>21 - Water dependent and water Enhanced recreation will be encouraged and facilitated, and will be given priority over non-water-related uses along the coast.</p> <p>22 - Development when located adjacent to the shore will provide for water related recreation whenever such use is compatible with reasonably anticipated demand for such activities, and is compatible with the primary purpose of the development.</p>	<p>The completed work for this project was to repair and rehabilitate an existing developed waterfront property. The property is a marina which supports waterfront recreation and the visual enjoyment of the Hudson River. Continuance of the current use is planned, and the project does not involve siting of a new business at this location. Thus, this action is in conformance with these policies.</p> <p>The funding of future environmental permits will not affect coastal areas. Therefore, this project is consistent with these policies.</p>
3d	<p>30 – Municipal, industrial and commercial discharge of pollutants, including but not limited to, toxic and hazardous substances, into coastal waters will conform to State and National water quality standards.</p> <p>38 – The quality and quantity of surface water and groundwater supplies will be conserved and protected, particularly where such water constitute the primary or sole source of water supply.</p> <p>40 – Effluent discharged from major steam electric generating and industrial facilities into coastal</p>	<p>The project does not involve activities that create municipal, industrial, or commercial discharges into surface or groundwater.</p> <p>The project did not change the quality and/ or quantity of surface or groundwater supplies, it only brought the property back into pre-storm conditions.</p> <p>This project does not involve steam electric generating and/ or industrial facility effluent.</p> <p>The funding of future environmental permits will not affect coastal areas. Therefore, this project is consistent with these policies.</p>

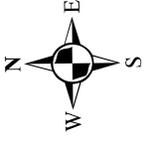
	waters will not be unduly injurious to fish and wildlife and shall conform to State water quality standards.	
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ATTACHMENT C

Site Maps



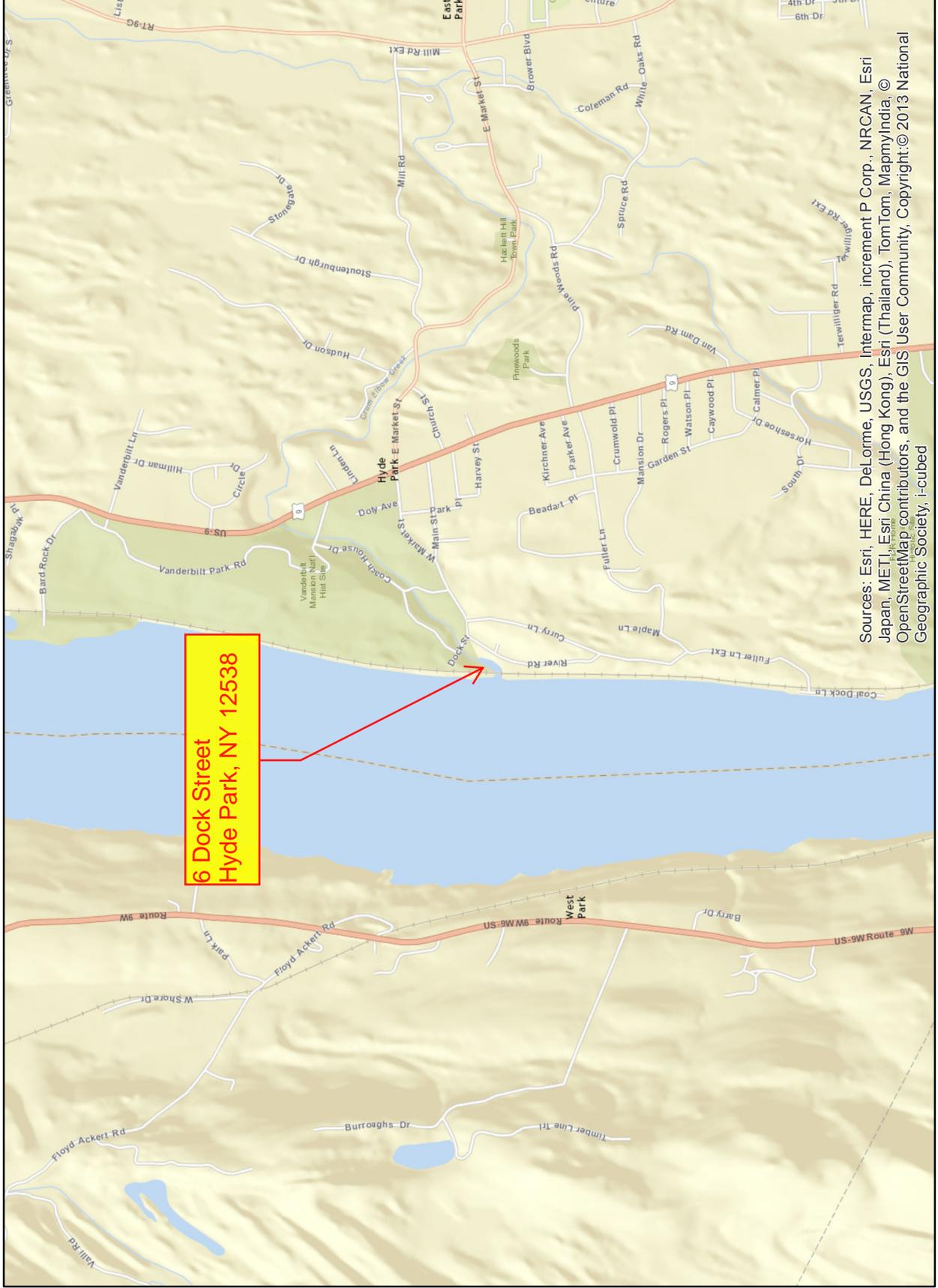
6 Dock Street
Hyde Park, NY 12538



Topographic Map
Hyde Park Landing, Ltd.
6 Dock Street
Hyde Park, NY 12538
Dutchess County

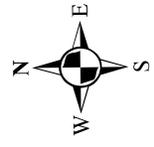


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Practical Solutions, Exceptional Service



**6 Dock Street
Hyde Park, NY 12538**

Sources: Esri, HERE, DeLorme, USGS, Intermap, increment P Corp., NRCAN, Esri Japan, METI, Esri China (Hong Kong), Esri (Thailand), TomTom, MapmyIndia, © OpenStreetMap contributors, and the GIS User Community, Copyright: © 2013 National Geographic Society, i-cubed

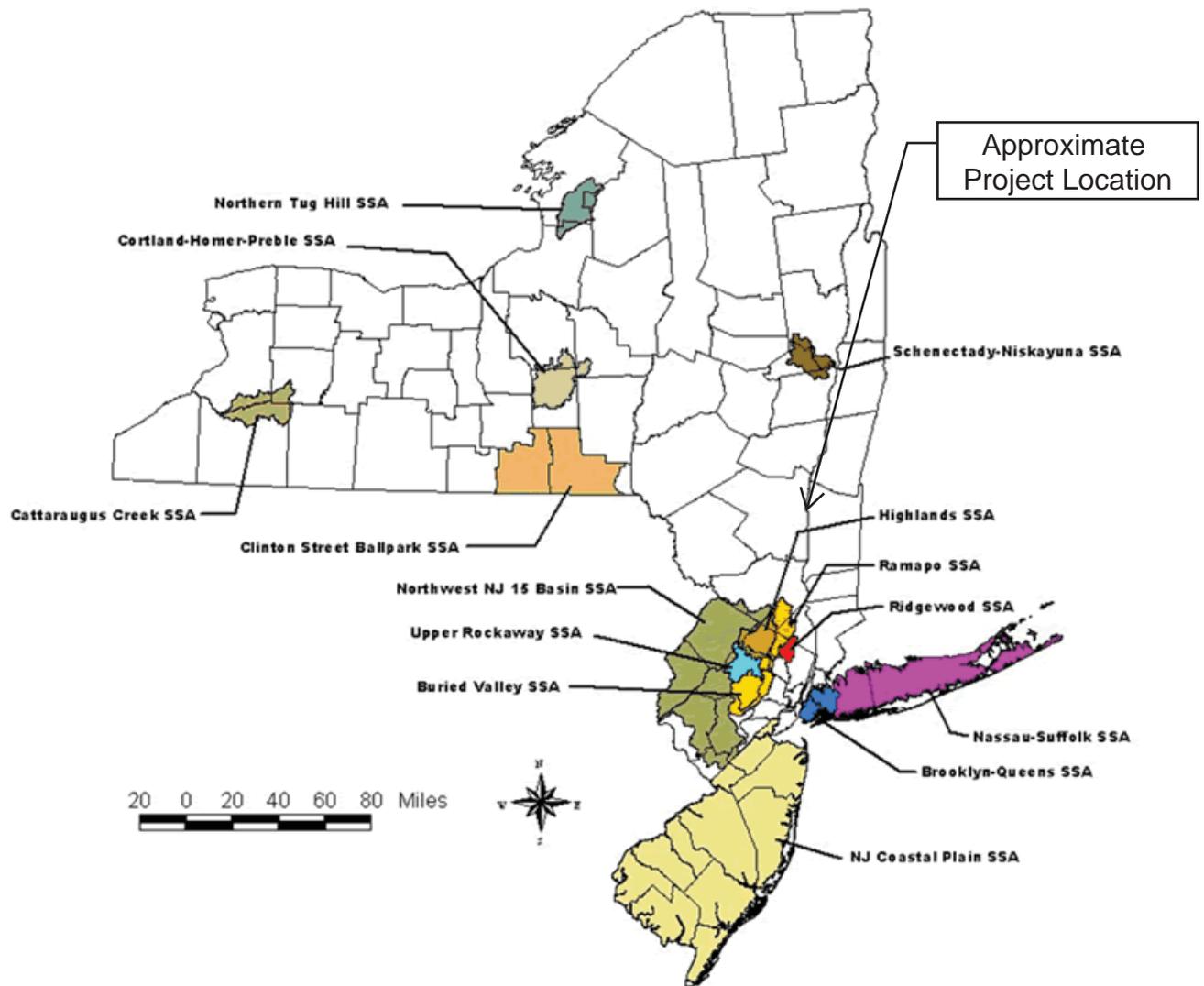


Street Map
Hyde Park Landing, Ltd.
6 Dock Street
Hyde Park, NY 12538
Dutchess County



Attachment 10

Sole Source Aquifer Map



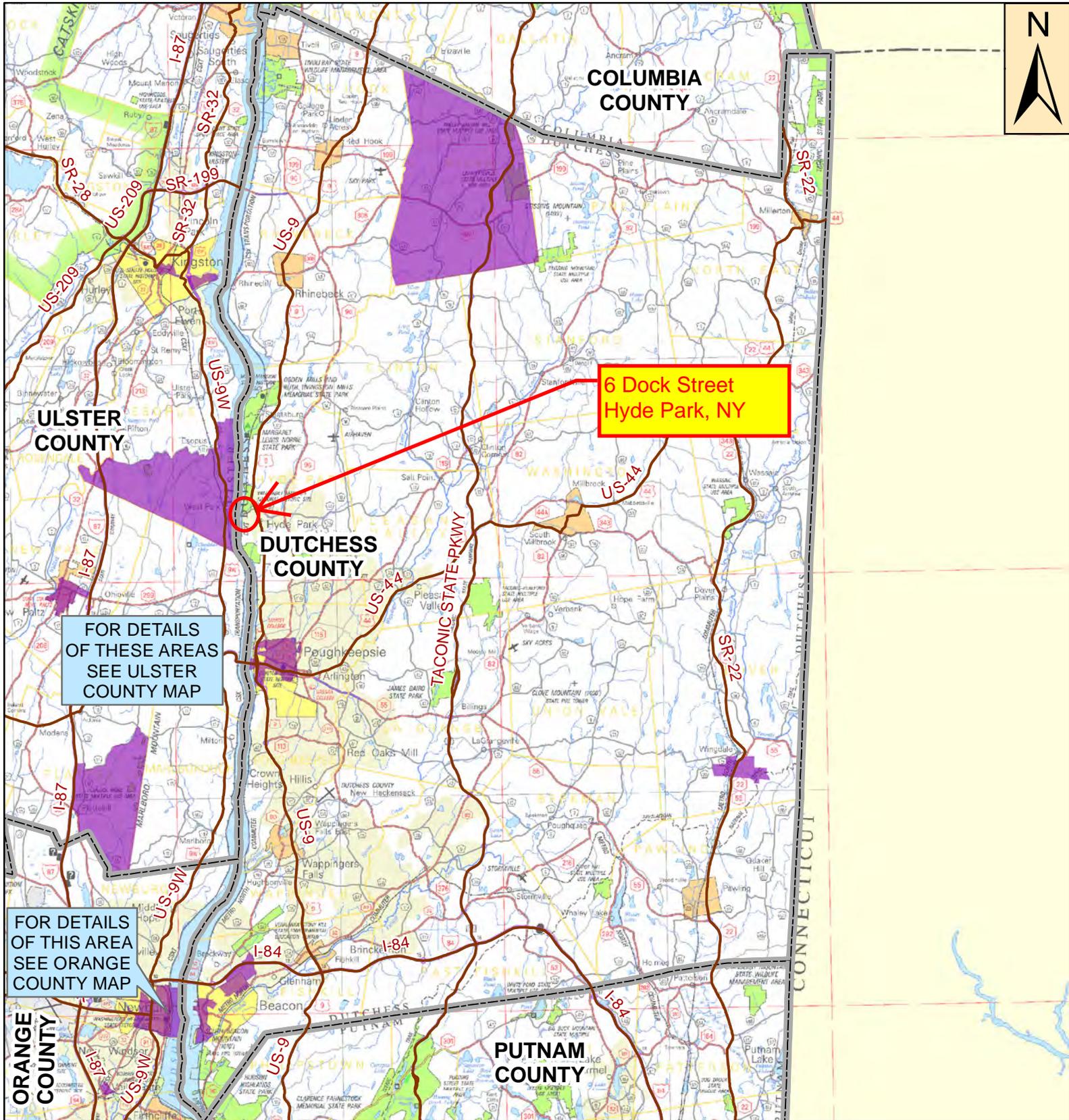
<http://www.epa.gov/region02/water/aquifer/>

Attachment 11

Potential Environmental Justice Areas Map

Potential Environmental Justice Areas in Dutchess County, New York

Click on any Potential EJ Area outlined in blue for a detailed map



FOR DETAILS OF THESE AREAS SEE ULSTER COUNTY MAP

FOR DETAILS OF THIS AREA SEE ORANGE COUNTY MAP

6 Dock Street
Hyde Park, NY

This computer representation has been compiled from supplied data or information that has not been verified by EPA or NYSDEC. The data is offered here as a general representation only and is not to be used for commercial purposes without verification by an independent professional qualified to verify such data or information.

Neither EPA nor NYSDEC guarantee the accuracy, completeness, or timeliness of the information shown and shall not be liable for any loss or injury resulting from reliance.

Data Source for Potential Environmental Justice Areas:
U.S. Census Bureau, 2000 U.S. Census

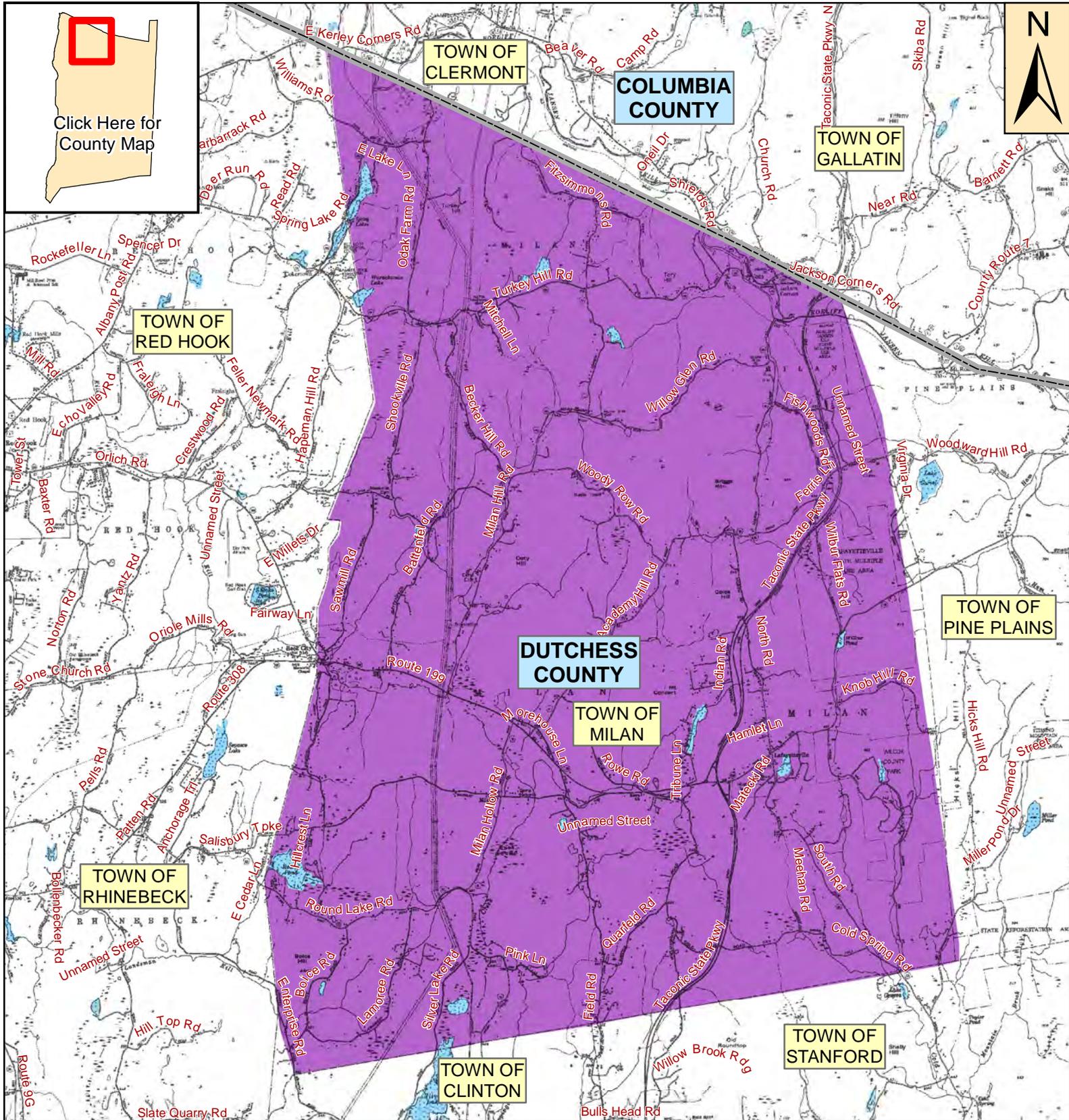
- Legend**
- Potential EJ Area
 - County Boundary



For questions about this map contact:
New York State Department of
Environmental Conservation
Office of Environmental Justice
625 Broadway, 14th Floor
Albany, New York 12233-1500
(518) 402-8556
ej@gw.dec.state.ny.us



Potential Environmental Justice Areas in the Town of Milan Dutchess County, New York



This computer representation has been compiled from supplied data or information that has not been verified by EPA or NYSDEC. The data is offered here as a general representation only and is not to be used for commercial purposes without verification by an independent professional qualified to verify such data or information.

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Data Source for Potential Environmental Justice Areas:
U.S. Census Bureau, 2000 U.S. Census

Legend

- Potential EJ Area
- County Boundary
- Waterbodies

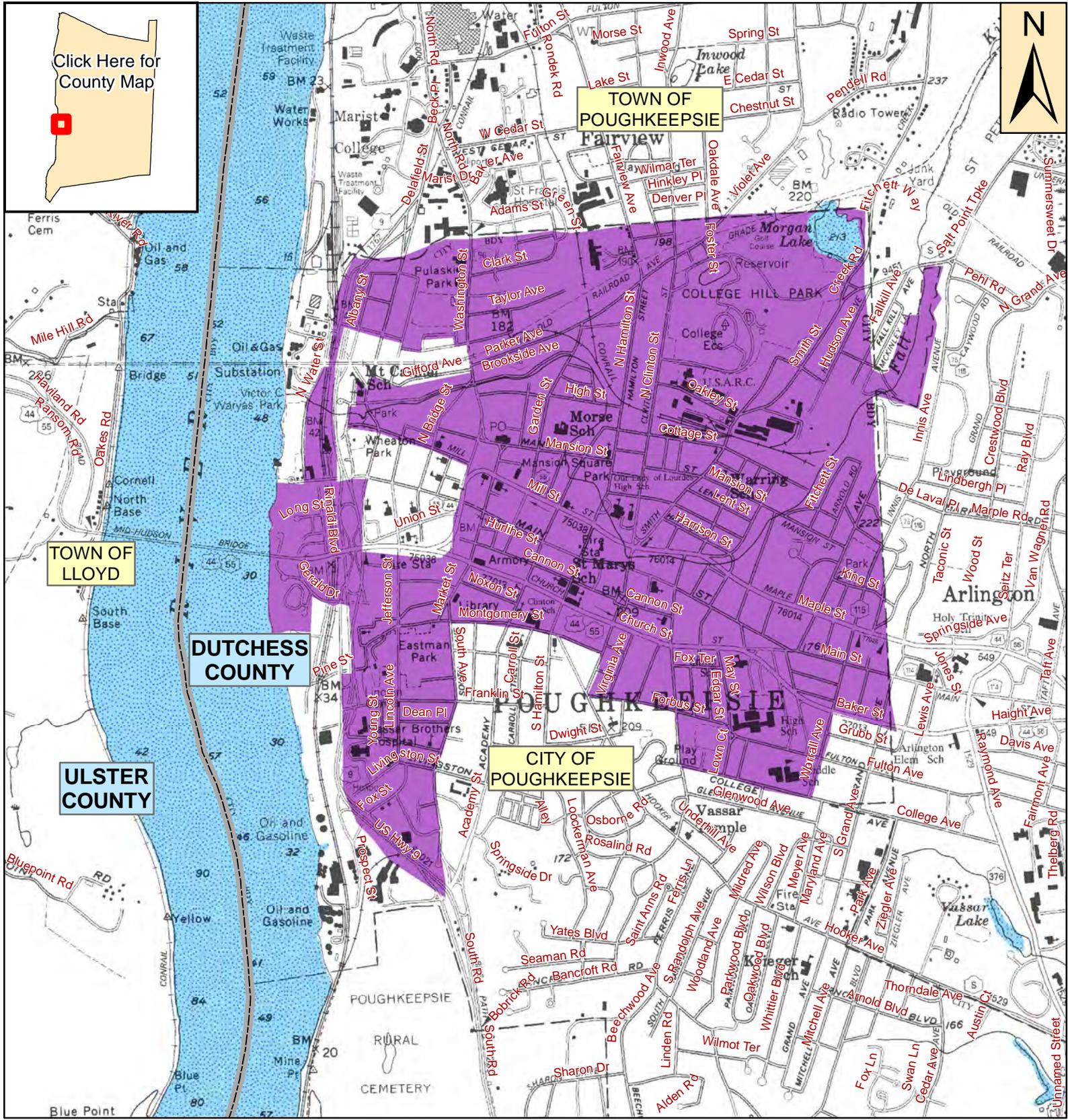


SCALE: 1:70,000

For questions about this map contact:
New York State Department of
Environmental Conservation
Office of Environmental Justice
625 Broadway, 14th Floor
Albany, New York 12233-1500
(518) 402-8556
ej@gw.dec.state.ny.us



Potential Environmental Justice Areas in the City of Poughkeepsie Dutchess County, New York



Click Here for County Map

TOWN OF LOYD

DUTCHESS COUNTY

ULSTER COUNTY

TOWN OF POUGHKEEPSIE

CITY OF POUGHKEEPSIE

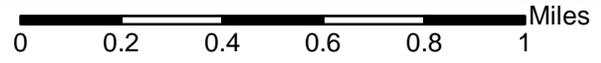
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Neither EPA nor NYSDEC guarantee the accuracy, completeness, or timeliness of the information shown and shall not be liable for any loss or injury resulting from reliance.

Data Source for Potential Environmental Justice Areas: U.S. Census Bureau, 2000 U.S. Census

Legend

- Potential EJ Area
- County Boundary
- Waterbodies

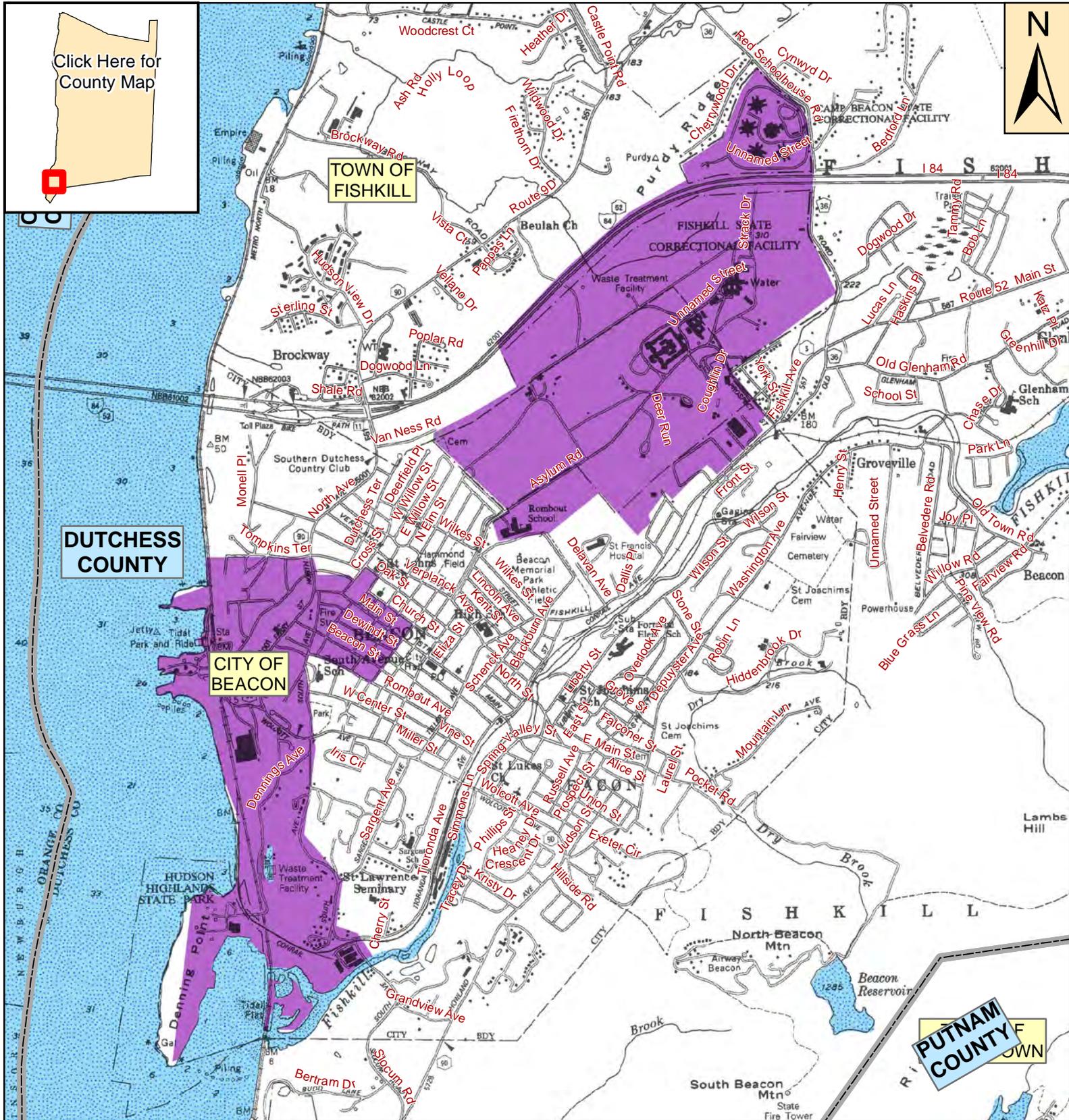


SCALE: 1:24,000

For questions about this map contact:
New York State Department of Environmental Conservation
Office of Environmental Justice
625 Broadway, 14th Floor
Albany, New York 12233-1500
(518) 402-8556
ej@gw.dec.state.ny.us



Potential Environmental Justice Areas in the City of Beacon and Town of Fishkill, Dutchess County, New York



Click Here for County Map

This computer representation has been compiled from supplied data or information that has not been verified by EPA or NYSDEC. The data is offered here as a general representation only and is not to be used for commercial purposes without verification by an independent professional qualified to verify such data or information.

Neither EPA nor NYSDEC guarantee the accuracy, completeness, or timeliness of the information shown and shall not be liable for any loss or injury resulting from reliance.

Data Source for Potential Environmental Justice Areas: U.S. Census Bureau, 2000 U.S. Census

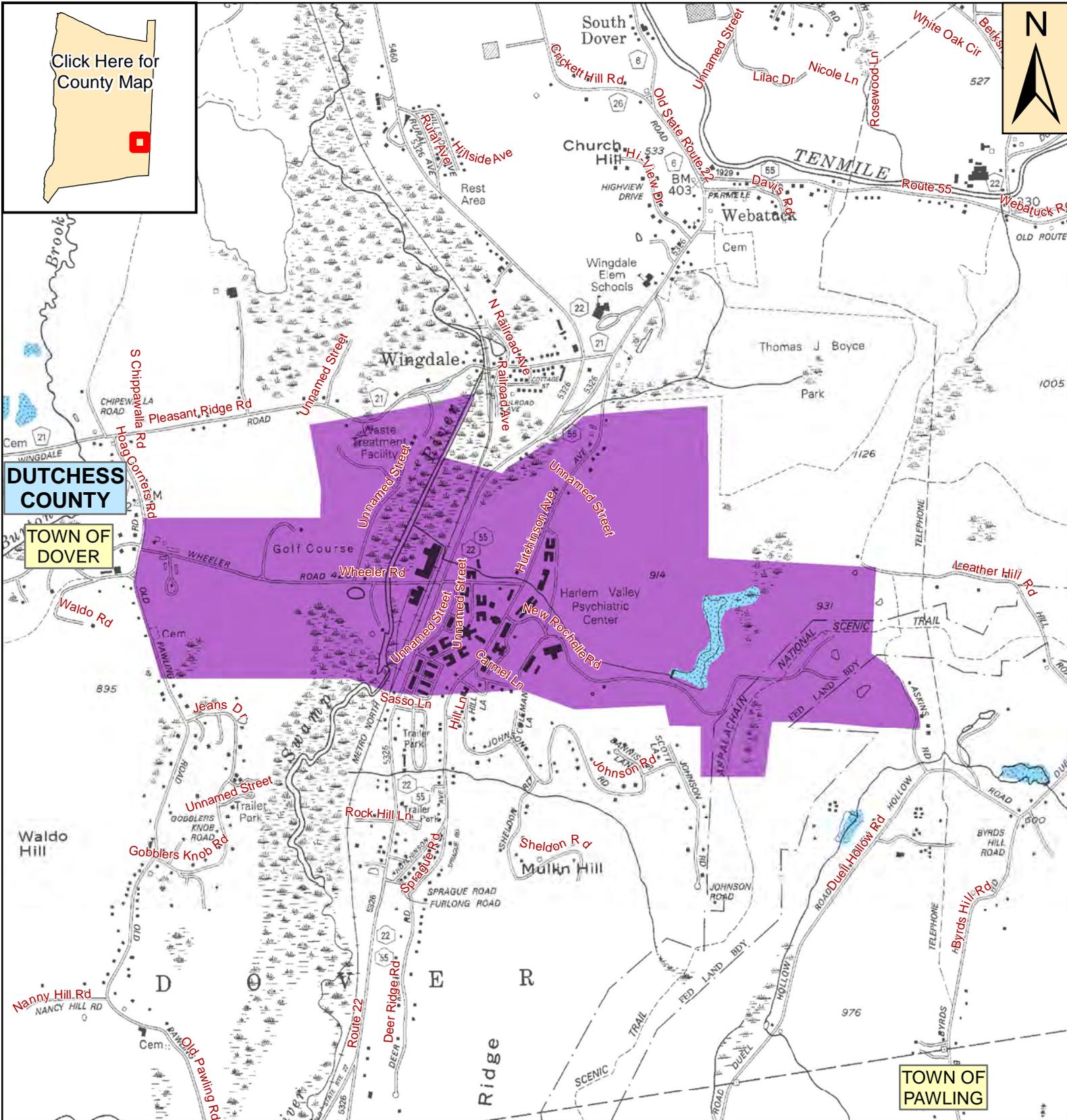
- Legend**
- Potential EJ Area
 - County Boundary
 - Waterbodies

0 0.2 0.4 0.6 0.8 1 Miles
SCALE: 1:30,000

For questions about this map contact:
New York State Department of Environmental Conservation
Office of Environmental Justice
625 Broadway, 14th Floor
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Potential Environmental Justice Areas in the Town of Dover Dutchess County, New York



Click Here for County Map



DUTCHESS COUNTY
TOWN OF DOVER

TOWN OF PAWLING

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Data Source for Potential Environmental Justice Areas:
U.S. Census Bureau, 2000 U.S. Census

Legend

-  Potential EJ Area
-  County Boundary
-  Waterbodies



SCALE: 1:24,000

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