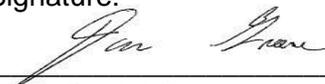


**T. SMITH & SONS MARINE SERVICE - SMALL BUSINESS GRANT PROGRAM
PROJECT #103-ED-32822-2013
ENVIRONMENTAL ASSESSMENT & ERR PROJECT SUMMARY**

Responsible Entity:	New York State Homes & Community Renewal – Housing Trust Fund Corporation Cooperating with the Governor’s Office of Storm Recovery (GOSR)
Certifying Officer:	Daniel Greene, Esq., Certifying Officer, GOSR
Project Name:	T. Smith & Sons Marine Service
Funding Recipient:	T. Smith & Sons Marine Service
Federal Agency:	U.S. Department of Housing & Urban Development (HUD)
Project #:	103-ED-32822-2013
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:	242 South Ketcham Avenue, Amityville
Project County:	Suffolk County, NY
Estimated Project Cost:	\$150,400.00
Project Sponsor Address:	Governor’s Office of Storm Recovery 25 Beaver Street, 5th Floor New York, New York 10004
Primary Contact/ Person To Direct Comments:	Daniel Greene, Esq., Deputy General Counsel and Certifying Officer, Governor’s Office of Storm Recovery
E-Mail address:	<i>Daniel.Greene@stormrecovery.ny.gov</i>
Telephone Number:	(212) 480-4644
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> <p>Preparer Signature:</p>  <p>NAME: Daniel Greene, Esq. Title/Agency: Deputy General Counsel & Certifying Officer - Governor’s Office of Storm Recovery Date: 1/26/2015</p>
Environmental Assessment Prepared By:	Tectonic Engineering & Surveying PO Box 37, 70 Pleasant Hill Road Mountainville, NY 10953

INTRODUCTION

T. Smith & Sons Marine Service is located in the Village of Amityville, Suffolk County, NY. This business is a marina, with marina services, located on a local canal which connects to South Oyster Bay. The business entails a water-dependent type of commercial marine boat repair and hauling service with a workshop and boat lifts located on the property. This marina services commercial and recreational boating. This business sustained damage as a result of Superstorm Sandy, during which the building was damaged, equipment in the buildings were damaged, and the land behind the bulkheads were undermined due to the erosional forces of the receding water. Additionally, decking on a walkway along the bulkhead was damaged by the flood waters.

Description of the Proposal:

The proposed work is for building repair reimbursement and infrastructure mitigation funding. This includes \$50,600 for proposed reconstruction (\$8,000 demolition, \$1,600 stone work, \$13,000 carpentry, \$7,000 tile, \$3,000 painting, \$10,000 electric, and \$8,000 plumbing) and \$99,800 for mitigation which will entail the removal and disposal of existing bulkhead prior to installing approximately 155 linear feet of bulkhead using 16' vinyl sheeting with 6" x 8" top and bottom whalers. The work on the building is not substantial improvement and the building was not substantially damaged. The new bulkhead will be raised an additional 18 inches in relation to the old bulkhead, and two bulkhead returns will be installed at the property line at each end of the bulkhead. Bulkhead returns serve to limit erosion from behind the bulkhead in the event that flood waters rise above the bulkheads and flood the property. The new bulkhead returns, and the upgraded and taller bulkheads will make the property's bulkhead independent of the neighbors and make the property more resilient to damage in the event of future floods. The replacement of bulkheads and building new bulkhead returns is considered new construction in wetlands that will occur for only a limited duration/ extent.

A previous environmental review for separate activities categorized under 24 CFR§58.35(b)(4) for the applicant was completed on October 17, 2014, and is included in the Environmental Review Record.

Existing Conditions and Trends:

Amityville, NY is a Village located on the south shore of Long Island. Amityville is susceptible to occasional storms and hurricanes, and frequent floods. This area is heavily developed with high density single family suburban homes and small businesses. This business location is on an approximately 1,000 foot length of roadway, which is heavily occupied by marina storage and marina service type businesses on either side of the roadway. The area appears to be industrial in nature in that marina repair services are offered at some of these properties. It appears that this business and surrounding businesses offers area residents services for, and access to, waterways for recreation and fishing activities. The canal on which the business is located has bulkheads on either side of the entire extent of the approximately 2,000 linear foot canal.

This marina service business is functionally dependent on location on the waterway as it requires being able to lift and place boats in the canal. It is expected that construction will be limited in duration and that application of construction best management practices will minimize potential for impacts to water quality and prevent adverse change in natural resources as work will have to comply with applicable environmental permits. This business is located in floodplain and the southwest portion of the property is in an area of limited wave action. The buildings and business infrastructure are not in the area of limited wave action.

Statement of Purpose and Need for the Proposal:

This business was impacted by Superstorm Sandy during which the business experienced flooding, power outage, wind damage, and business interruptions resulting in damage to the building, contents, working capital, decking and bulkhead. Documentation of loss is supported by the insurance proof of loss documentation. In order, to prevent further damage from future floods, and to protect structures on the property, the bulkheads need to be restored and the bulkheading will be made independent of the

neighbors to ensure property protection in the event of potential future floods. 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	The proposed project to replace bulkheads and rehabilitate buildings at this marina service business property, within a Village of Amityville B3 Marine Business District, conforms with existing plans and zoning, including the <u>Village of Amityville/ Copiague NY Rising Community Reconstruction Plan (NYRCRP)</u> . That plan calls for continuity of maritime culture and maintenance and enhancement of area natural resources, whilst planning for and implementing strategies that will eliminate potential loss of life and minimize damage caused by future natural disasters. This project helps sustain a working waterfront use while mitigating the site to reduce damage from future disasters. The development appears to fit with standards for the local permits needed, such as for Bulkhead and Dock development.
Compatibility and Urban Impact	1	The proposed project would be compatible with existing land use on the project site and the surrounding area, which is heavily developed with marina service and marina storage properties.
Slope	1	According to the USGS topographic map for the Site (Attachment 1), the Site is located on a relatively flat land surface located adjacent to a canal on the southern shore of western Suffolk County. Based on the proposed scope of work, there will be no change in slope to the property or the surrounding area.
Erosion	2	Erosion occurred at the site as a result of receding flood water during Superstorm Sandy. There is a small portion of the property within an area of limited wave action which may be susceptible to erosion during high water events. The property could experience some future inundation including during severe high tides and major coastal storms. However, the proposed action to replace bulkheads with improved and taller bulkheads will serve to limit or prevent erosion at this site during future flood events, and will better withstand surge flows and their dissipation. The proposed action will be consistent with NY State storm-water management plans (the property is not allowed to discharge storm water to the adjacent canal) and will be consistent with best management practices set forth in the federal, state, and local permits the applicant will have to acquire in order to receive funding and commence work.
Soil Suitability	1	The US Department of Agriculture (USDA) Natural Resources Conservation Service (NRCS) provides map information regarding soil types and their properties that can influence the development of building sites and is intended for land use planning, evaluating land use alternatives, and for planning site investigations prior to design and construction. According to the NRCS soils map data for "Shallow Soil Excavation, the rating class and limiting features for the soil type in the location of the bulkhead replacement and building repair sites are not rated because the land is manmade and is made of fill materials (Attachment 2). It is expected that redeveloped and improved infrastructure will cause the use

		of construction specifications that are compatible with management and stabilization of and construction in urban fills soils. The soils will be backfilled on the site after work is complete. As this area is heavily developed with bulkhead and marinas and the site has preexisting buildings and bulkheads, it is reasonable to presume that the soil conditions at this site are compatible with the intended work at the site. Thus, no potential impacts from the proposed work are anticipated.
Hazards and Nuisances including Site Safety	1	<p>The proposed project involves the repair and mitigation to an existing business, including building repairs and bulkhead replacement. Normal construction hazards will be present during the bulkhead replacement and building repairs. Construction practices would be addressed under existing New York State, Suffolk County and local municipality regulations.</p> <p>The funded activities do not involve actions that would involve potential recognized environmental conditions/ contamination. There are no known or suspected environmental issues known to have contaminated the Property, to affect the health and safety of occupants, or to conflict with the intended utilization of the 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, EPA, and DEC reports are provided in the Case 103-ED-32822-2013 HUD Environmental Standards Review Report, (Attachment 11).</p>
Energy Consumption	1	The proposed project will not expand the existing business relative to conditions prior to Superstorm Sandy and would not increase long term energy consumption.

Noise - Contribution to Community Noise Levels	1	The proposed use is not a noise sensitive use. This project involving physical rehabilitation and mitigation repairs at an existing business will not generate excessive noise during the short-term period of physical work and work will adhere to local municipal noise control standards.
Air Quality Effects of Ambient Air Quality on Project and Contribution to Community Pollution Levels	1	This project involving in-kind repairs at an existing business and related economic development support does not involve physical work that would substantially affect the NYSDEC Air Quality State Implementation Plan (SIP). No significant impacts on air quality will result. 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 and nitrogen oxides emissions. This includes operation of gas-powered construction equipment to avoid prolonged idling. It involves fugitive dust gas-powered construction equipment to avoid prolonged idling. It involves fugitive dust management in rehabilitation. It is also desirable to source low-VOC materials and inventory and energy star efficient equipment purchase, as practicable.
Environmental Design Visual Quality - Coherence, Diversity, Compatible Use and Scale	1	The project involves repairs and mitigation at an existing business including interior building work and bulkheads, and no visual impact is expected.

Socioeconomic	Code	Source or Documentation
Demographic Character Changes	1	The project involves repairs and replacements at an existing business. The project is not expected to induce any change in the demographic character of the area.
Displacement	1	The project involves repairs and replacements at an existing business

		and has no potential to displace individuals or families, destroy jobs, local businesses or community facilities, or disproportionately affect particular populations.
Employment and Income Patterns	2	The project involves repairs and replacements at an existing business and has no potential to 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 support that this business provides to surrounding businesses.

Community Facilities and Services

	Code	Source or Documentation
Educational Facilities	1	The proposed project involves repairs and replacements at an existing business and will not introduce any new populations that would increase the student population of the area. As such, the project will not have an impact on educational facilities.
Commercial Facilities	1	The proposed project involves repairs and replacements at an existing business and will not introduce any new development that would require additional retail services or other commercial facilities.
Health Care	1	The proposed project involves repairs and replacements at an existing business and will not introduce any new development that would require the availability of routine or emergency health services.
Social Services	1	The proposed project would not impact social services. Social services are provided by a range of non-profit and government agencies.
Solid Waste	1	The proposed project involves repairs and replacements at an existing business and will not introduce any new development that would generate solid wastes. Excavated soils will be retained on site and backfilled when work is complete. Any construction debris will go to an appropriate landfill designated for receipt of such materials.
Waste Water	1	The proposed project involves repairs and replacements at an existing business and will not introduce any new development that would generate waste water.
Storm Water	1	The proposed project involves repairs and replacements at an existing business, and does not propose to increase the area of impervious surfaces. Additionally, the property is currently designed to prevent all storm water from discharging to the waterway. The proposed project will not disrupt, and will be in accordance with this design. Thus, it will not adversely affect storm water runoff.
Water Supply	1	The proposed project involves repairs and replacements at an existing business and will not introduce any new development that would increase the demand for water.
Public Safety - Police	1	The proposed project involves repairs and replacements at an existing business and will not introduce any new development that would generate additional demand for police services.
- Fire	1	The proposed project involves repairs and replacements at an existing business and will not introduce any new development that would generate additional demand for fire services.
- Emergency Medical	1	The proposed project involves repairs and replacements at an existing business and will not introduce any new development that would generate demand for additional emergency medical services.
Open Space and Recreation - Open Space	1	The proposed project involves repairs and replacements at an existing business and will not introduce any new development that would generate demand for open space resources.
- Recreation	1	The proposed project involves repairs and replacements at an existing business and will not introduce any new development that would generate demand for recreational resources. It does restore a business that offers area residents access to recreation via maritime uses.

- Cultural Facilities	1	Based on a Section 106 project review, in accordance with a determination by the State Historic Preservation Office (SHPO) received on December 5, 2014, this project will have no adverse effect on historic properties or cultural resources. No further action will be required. See SHPO letter of determination. (Attachment 3)
Transportation	1	The proposed project involves repairs and replacements at an existing business and will not introduce any new development that would generate demand for transportation services.

Natural Features

Source or Documentation

Water Resources	1	The proposed project involves repairs and replacements at an existing business and will not introduce any new development that would generate demand for groundwater as water supply nor would the project introduce any septic systems that may affect groundwater in the area.
Surface Water	2	The nearest surface water body is a canal adjacent to the property, which connects to South Oyster Bay. The proposed project involves mitigation at an existing business and will not introduce any new development that would generate additional demand for water resources, relative to pre-storm conditions. This project may have minor impact to surface waters and wetlands during bulkhead work, but in the long-term, this bulkhead will limit water quality impact by preventing erosion.
Unique Natural Features and Agricultural Lands	1	There are no unique or natural features within proximity to the project Site. Therefore, the proposed project would have no impact.
Vegetation and Wildlife	1	The proposed project involves repairs and replacements at an existing business which will include ground disturbance for bulkheads. The ground disturbance will occur in a previously disturbed, urban area and will not require any clearing of vegetation. According to information reviewed from the New York State Environmental Resource Mapper at http://www.dec.ny.gov/imsmaps/ERM/viewer.htm , the site is not located within NYS DEC's designated rare, threatened or endangered species generalized review area per NYS Natural Heritage Program (Attachment 4). Tectonic submitted a formal request to the NYS Natural Heritage (NHP) program for records of threatened or endangered species in the project area. A response from the NHP on 11/25/2014, which is documented in Attachment 5 , identified no threatened or endangered species in the vicinity of the location. Based on the project scope and the location of the project in a heavily developed and previously disturbed area that is not suitable for vegetation and wildlife, there are no expected adverse impacts to vegetation, wildlife, or habitat.

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.

Statutes, Executive Orders, and Regulations listed at 24 CFR Sec. 58.5 and 58.6	Status Determination (A or B)	Compliance Documentation
Wetland Protection [Executive Order 11990]	A	<p>There are mapped wetlands based on the US Fish and Wildlife Service (USFWS) National Wetlands Inventory maps on or immediately adjacent to site (Attachment 4). Additionally, the NYS DEC tidal wetland database indicates the site to be within NYSDEC tidal wetlands. The proposed work to replace damaged bulkheads along the entire property, with some new additions of bulkheads to make the property independent of the neighbors will require permits. As the work includes some new bulkheads and minor changes in the bulkhead configuration where the current bulkheads are connected to the neighboring property, the NYS General Permit GP-1-13-001 "Tidal Wetland Bulkhead Replacement with Dredging" does not apply and an individual permit is necessary. The following permits will be required.</p> <ol style="list-style-type: none"> 1. NYSDEC Article 25- Tidal Wetland 2. NYSDEC 401 Water Quality Certification 3. NYSDEC Article 15- Excavation and Fill in Navigable Waters 4. Army Corp Nationwide Permit Compliance Letter 5. Village of Amityville bulkhead in waterways permit/ letter of compliance. <p>There is new construction in wetlands and thus Executive Order 11990 analysis is necessary. See Floodplain and Wetland Determination annexed hereto as Attachment 7.</p> <p>As a condition of the proposed funding through the Community Development Block Grant–Disaster Recover–Small Business Program, it is construed that the applicant will acquire all necessary permits for the bulkhead work and will perform work in conformance with the permits.</p>
Coastal Zone Management [Coastal Zone Management Act, 1972, sec. 307 (c) and (d)]	B	Proposed actions are consistent with New York State Coastal Management Program, annexed hereto as Attachment 8 . Additionally, see the General Consistency Determination annexed hereto as Attachment 8 .
Historic Preservation [36 CFR Part 800]	B	Based on a Section 106 project review, in accordance with a determination by the State Historic Preservation Office (SHPO) received on December 5, 2014, this project will have no adverse effect on historic properties or cultural resources. No further action will be required. See SHPO letter of determination. (Attachment 3)

Floodplain Management [Executive Order 11988; 24 CFR Part 55]	A	The proposed project is in floodplain (SFHA Zone AE). Project 103-ED-32822-2013 EO11988 Floodplain Management Determination , documents compliance and is annexed hereto as Attachment 7 . In accordance with 24 CFR Part 55.20 this determination entailed the full 8-step decision making process, and the findings of the determination are affirmative to suggest that the project is practicable and may proceed.
Sole Source Aquifers [40 CFR 149]	B	This project does occur in a Sole Source Aquifer Area as designated by the USEPA (Attachment 9). This project proposes building repair and to replace bulkheads and will not will not increase the preexisting footprint of structures, sidewalk, driveway, parking lot, or other developed area. Therefore, this authority does not apply.
Endangered Species Act [50 CFR 402]	B	According to information reviewed from the New York State Environmental Resource Mapper at http://www.dec.ny.gov/imsmaps/ERM/viewer.htm , the site is not located within NYS DEC's designated rare, threatened or endangered species generalized review area per NYS Natural Heritage Program. Tectonic submitted a formal request to the NYS Natural Heritage (NHP) program for records of threatened or endangered species in the project area. A response from the NHP on 11/25/2014, annexed hereto as Attachment 5 , identified no threatened or endangered species in the vicinity of the location. Based on the project scope and the location of the project in a heavily developed and previously disturbed area that is not suitable for vegetation and wildlife, there are no expected adverse impacts to vegetation, wildlife, or habitat.
Wild and Scenic Rivers [16 U.S.C. 1271, Sec. 7(b), (c)]	B	The U.S. Department of the Interior and the New York State Department of Environmental Conservation designate Carmans, Peconic, and Nissequoque Rivers as scenic rivers within Suffolk County. The project area is not located adjacent to such watercourses. Further, based on project work occurring in a heavily developed canal no impacts are expected and further assessment is not required.
Clean Air Act [40 CFR Parts 6, 51, 93]	B	This project involving repairs at an existing business does not involve physical work that would substantively affect the NYSDEC Air Quality State Implementation Plan (SIP). No significant impacts on air quality will result. 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 and nitrogen oxides emissions. This includes operation of gas-powered construction equipment to avoid prolonged idling. It involves fugitive dust management in rehabilitation. It is also desirable to source low-VOC materials and inventory and energy star efficient equipment purchase, as practicable.
Farmland Policy Act [7 CFR Part 658]	B	There is compliance. USDA soil maps indicate that the soils on the property are fill land and are not prime farmland (Attachment 2). The land is not currently designated or used as farmland as per Agriculture districts displayed on http://gis2.suffolkcountyny.gov/GISViewer/ . The proposed project is to support an existing land use and the project does not involve conversion of farmland to nonagricultural uses. Since no land is converted from farmland to nonagricultural uses, the project is in compliance with this section.
Environmental Justice [Executive Order 12898]	B	This rehabilitation and economic development project does not occur in a State-identified environmental justice area as depicted in the map annexed hereto as Appendix 10 . Moreover, this project is intended to provide repair at a damaged

		business and to support business continuity. The project does not contribute to or promote environmental injustice.
Noise Abatement and Control [24 CFR Part 51, Subpart B]	B	The proposed use is not a noise sensitive use. This project involving physical rehabilitation repairs at an existing business is not expected to generate excessive noise during the short-term period of physical work, and work will adhere to local municipal noise control standards.
Toxic/Hazardous/ Radioactive Materials, Contamination, Chemicals, or Gases [24 CFR 58.5(i)(2)]	B	<p>The Subject Property: The Property is not listed on a U.S. Environmental Protection Agency (EPA) Superfund National Priorities or Comprehensive Environmental Response, Compensation, and Liability Act (CERCLA) list or equivalent State list, and is not located within 3,000 feet of a toxic or solid waste landfill site. Based on site inspections, the Property does not have an underground storage tank and is not known or suspected to be contaminated by toxic chemicals or radioactive materials. A request for Bulk Storage records for the Property has been submitted to the Suffolk County Department of Health Services to corroborate site visit findings that underground storage tanks (USTs) are present on the Property. Records indicate that previous USTs have been removed. A review of the EPA Resource Conservation and Recovery (RCRA) and NYSDEC Environmental Remediation databases provide no indication of past uses of the Property that could contaminate the Property or potentially adversely affect the occupants of the Property. (see attached report- <u>Case 103-ED-32822-2013 Environmental Standards Review</u>).</p> <p>Surrounding Properties: There are several EPA water discharger sites located within 3,000 feet of the Subject Property that have violations. The violations are all permit schedule violations regarding the CWA. Three spills were reported around the property. However, due to the distance from the Property, the minor nature of the spills and that the spills have been closed, it is not likely that the Property has been contaminated from these spills.</p> <p>The funded activities do not involve actions that would involve potential recognized environmental conditions/contamination. There are no known or suspected environmental issues known to have contaminated the Property, to affect the health and safety of occupants, or to conflict with the intended utilization of the property. Therefore, a Phase I Environmental Site Assessment (ESA) or Phase II ESA are not warranted. As such, no further action is required at this time. Maps, EPA, and DEC reports are provided in the <u>Case 103-ED-32822-2013 HUD Environmental Standards Review Report</u>, annexed hereto as Attachment 11.</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>
Explosive and Flammable Operations	B	The threshold for HUD assisted projects in 24 CFR Part 51.201 is predicated on whether the project increases the number of people

[24 CFR Part 51 C]		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.
Airport Clear Zones and Accident Potential Zones [24 CFR Part 51 Subpart D]	B	The proposed project does 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.

Flood Disaster Protection Act [Flood Insurance] [§58.6(a)]	B	<p>The activities occur 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 6, the property is located within a Special Flood Hazard Area. Proof of National Flood Insurance Program (NFIP) insurance is required. See attached Flood Insurance Rate Map.</p> <p>Applicant shall be required to show proof of current flood insurance prior to closeout, and when received, proof of current flood insurance shall be appended to the ERR.</p>
Coastal Barrier Resources Act/ Coastal Barrier Improvement Act [§58.6(c)]	B	The Property does not fall within or near a coastal zone management unit as depicted in the U.S. Coastal Barrier Resources System Mapper image in Attachment 4 . Additionally, the Property does not fall within a Coastal Area Facility Review area. Therefore, there are no Federal or State permits identified for this case.
Airport Runway Clear Zone or Clear Zone Disclosure [§58.6(d)]	B	The proposed project does not involve the purchase or acquisition of a 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 proposed project to fund building repair and rehabilitation and to replace bulkheads on the property will enable the applicant continue operating a business at this location. Impacts from future floods can be minimized at this rehabilitated location because the bulkheads will be higher, which will protect the property during floods. Additionally, the new bulkheads will help prevent erosion during future storms, and will protect the building from the erosive forces of possible rising and receding storm waters. The repairs to the building will be better protected by the higher bulkheads. The preceding Statutory Checklist and Environmental Assessment Checklist 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 out of 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 businesses' basic requirements to achieve an acceptable level of service as a marina service business. Furthermore, other locations partially within 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 does 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 program would result in an empty parcel in a developed area, which could lead to neighborhood blight.

No Action Alternative

The "no action" alternative would mean support would not be provided for the applicant to rehabilitate the building on-site and install new bulkheads to prevent further damage to the property. Without support, the applicant could struggle to restore business and revenue streams due to the site being out of service, and recovery would be greatly impaired. Without support, the property resources could degrade and there could 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]

The proposed project to rehabilitate the building and bulkheads can be done in a manner that will limit environmental risk during potential future floods. These include building any new utility hookups to a standard that will withstand floodwaters without any release to the environment, managing construction waste disposal in appropriate way, and enacting a plan for non-structural measures, including actions like raising building supplies above flood elevations, or enclosing supplies in watertight containers in the event of a predicted flood. By

promoting these measures, the applicant will reduce impacts caused by potential future floods. Additionally, demolition of bulkheads will be taken off site and disposed of in an appropriate landfill using current best management practices for demolition disposal. The bulkheads will be constructed to provide appropriate levels of resiliency per the applicable permits and best management practices, including based on local and building code requirements and requirements set forth in applicable federal, state, and local environmental permits.

Additional Studies Performed &/OR LIST OF SOURCES, AGENCIES, AND PERSONS CONSULTED [40 CFR 1508.9(b)] (With studies or summaries attached)

- Attachment 1: USGS Street Map, Topographic Map, Aerial Images
- Attachment 2: USDA Soils Maps
- Attachment 3: New York State Historic Preservation Compliance
- Attachment 4: NYSDEC Environmental Resource Map, USFWS NWI Map, Coastal Maps
- Attachment 5: NYS Natural Heritage Program Documentation
- Attachment 6: FEMA Firmette
- Attachment 7: Floodplain and Wetland Management Analysis
- Attachment 8: Coastal Consistency Documentation
- Attachment 9: Sole Source Aquifer
- Attachment 10: Environmental Justice Area Map
- Attachment 11: HUD Environmental Standards Review
- Attachment 12: SEQR Compliance Documentation

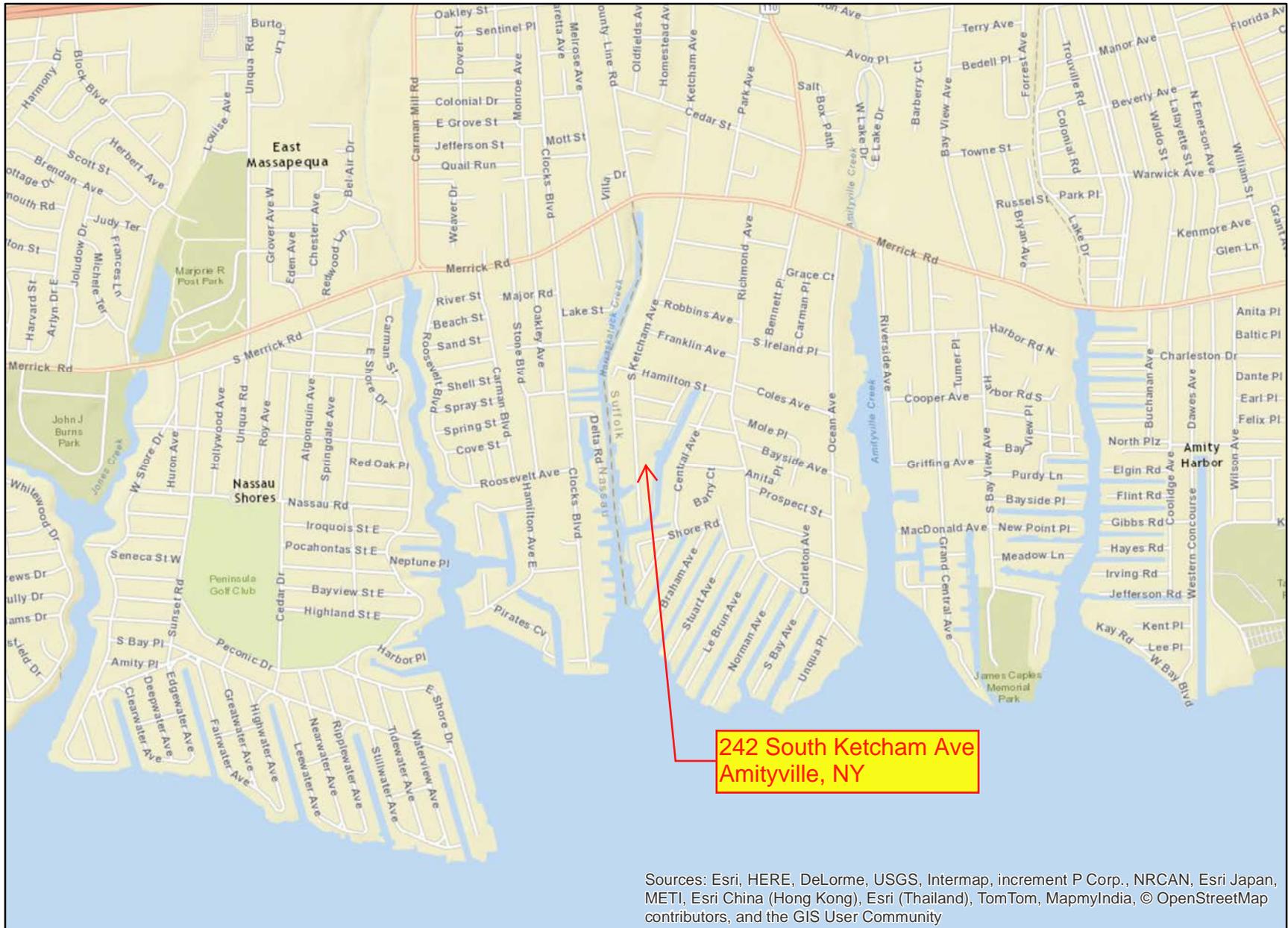
Additional Studies Performed: No additional studies were deemed necessary to determine whether this project would have a significant environmental impact.

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).

Attachment 1

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"Cgtkn'Kō ci gu"



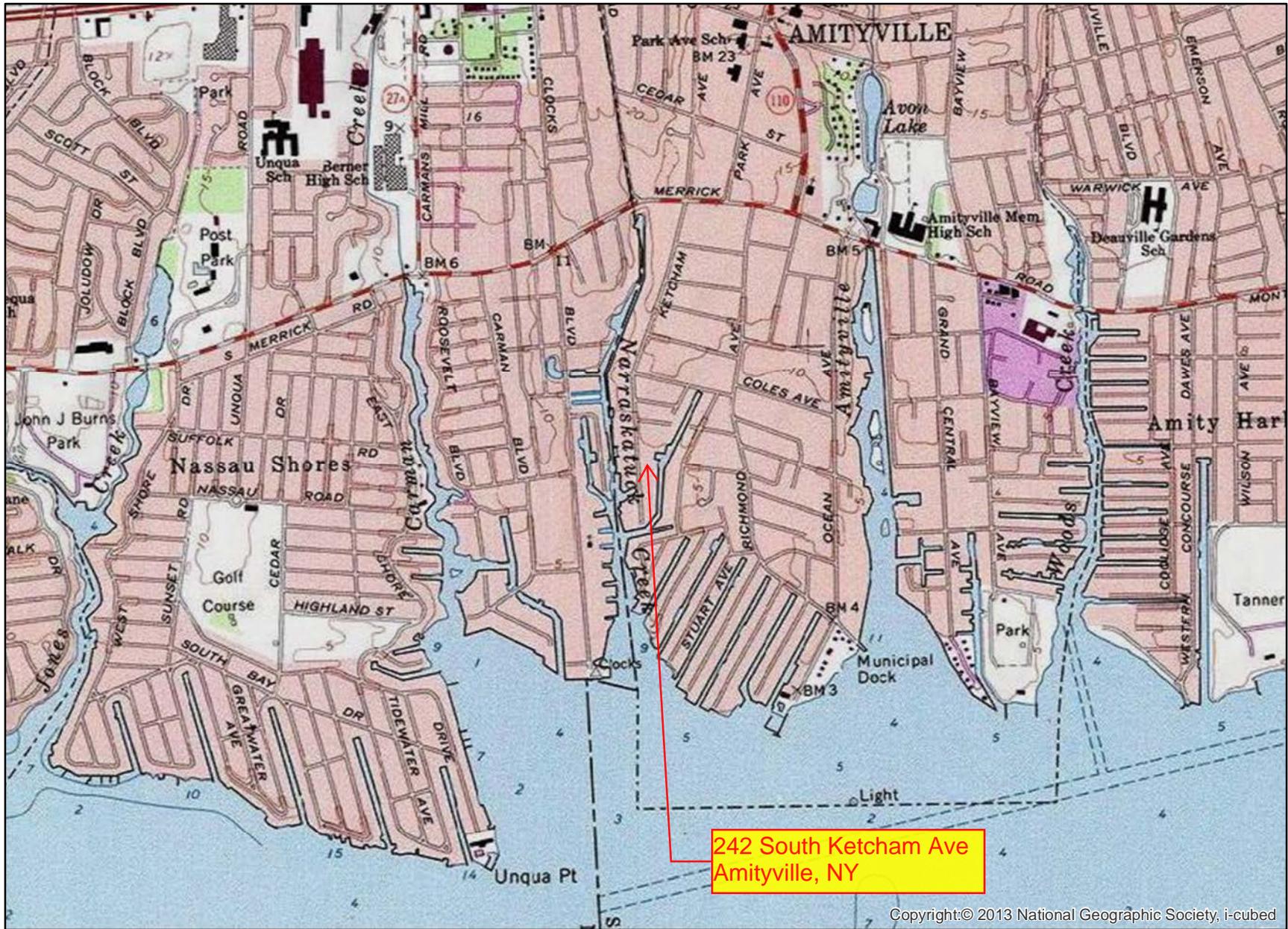
Sources: Esri, HERE, DeLorme, USGS, Intermap, increment P Corp., NRCAN, Esri Japan, METI, Esri China (Hong Kong), Esri (Thailand), TomTom, MapmyIndia, © OpenStreetMap contributors, and the GIS User Community



0 0.125 0.25 0.5 Miles

Street Map
 242 South Ketcham Avenue
 Amityville, NY





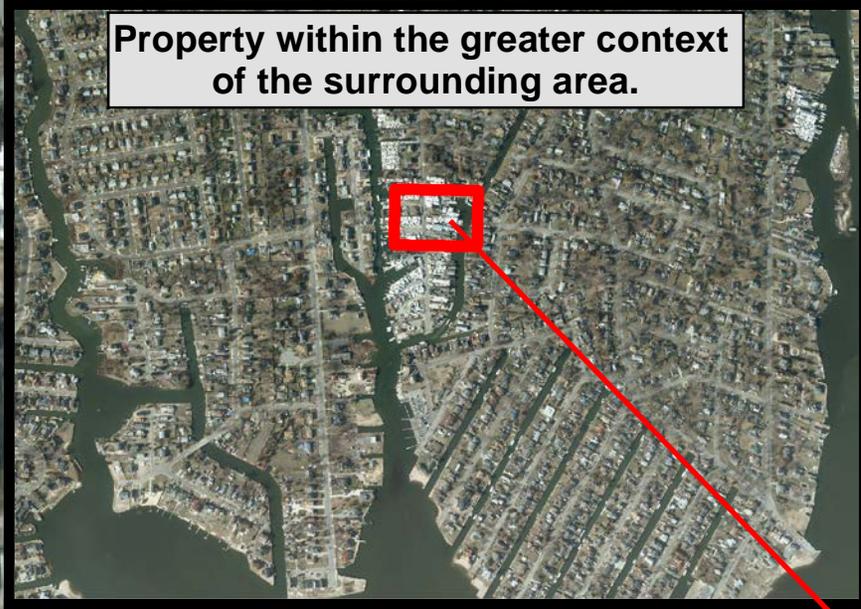
Copyright:© 2013 National Geographic Society, i-cubed



Topographic Map
242 South Ketcham Avenue
Amityville, NY



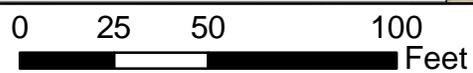
Property within the greater context of the surrounding area.



This map is computer generated using data acquired by Tectonic from various sources and is intended only for reference, conceptual planning, and presentation purposes. This map is not intended for and should not be used to establish boundaries, property lines, location of objects or to provide any other information typically needed for construction or any other purpose when engineered plans or land surveys are required.



TECTONIC
70 Pleasant Hill Road,
Mountainville, N.Y. 10953
845.534.5959 voice 845.534-5999 fax
www.tectonicengineering.com



Aerial Image
242 South Ketcham Avenue
Amityville, NY 11701

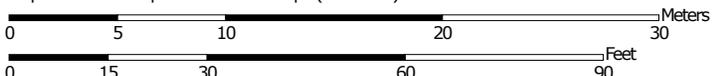
Attachment 4

""WUF C "Uqku'O cr u

Shallow Excavations—Suffolk County, New York



Map Scale: 1:347 if printed on A landscape (11" x 8.5") sheet.



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



MAP LEGEND

Area of Interest (AOI)

 Area of Interest (AOI)

Background

 Aerial Photography

Soils

Soil Rating Polygons

-  Very limited
-  Somewhat limited
-  Not limited
-  Not rated or not available

Soil Rating Lines

-  Very limited
-  Somewhat limited
-  Not limited
-  Not rated or not available

Soil Rating Points

-  Very limited
-  Somewhat limited
-  Not limited
-  Not rated or not available

Water Features

 Streams and Canals

Transportation

-  Rails
-  Interstate Highways
-  US Routes
-  Major Roads
-  Local Roads

MAP INFORMATION

The soil surveys that comprise your AOI were mapped at 1:20,000.

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: Suffolk County, New York
 Survey Area Data: Version 12, Sep 16, 2014

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

Date(s) aerial images were photographed: Data not available.

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.

Shallow Excavations

Shallow Excavations— Summary by Map Unit — Suffolk County, New York (NY103)						
Map unit symbol	Map unit name	Rating	Component name (percent)	Rating reasons (numeric values)	Acres in AOI	Percent of AOI
Fs	Fill land, sandy	Not rated	Fill land, sandy (75%)		0.5	100.0%
			Wareham (5%)			
			Berryland (5%)			
			Atsion (5%)			
			Walpole (5%)			
			Muck (5%)			
Totals for Area of Interest					0.5	100.0%

Shallow Excavations— Summary by Rating Value		
Rating	Acres in AOI	Percent of AOI
Null or Not Rated	0.5	100.0%
Totals for Area of Interest	0.5	100.0%

Description

Shallow excavations are trenches or holes dug to a maximum depth of 5 or 6 feet for graves, utility lines, open ditches, or other purposes. The ratings are based on the soil properties that influence the ease of digging and the resistance to sloughing. Depth to bedrock or a cemented pan, hardness of bedrock or a cemented pan, the amount of large stones, and dense layers influence the ease of digging, filling, and compacting. Depth to the seasonal high water table, flooding, and ponding may restrict the period when excavations can be made. Slope influences the ease of using machinery. Soil texture, depth to the water table, and linear extensibility (shrink-swell potential) influence the resistance to sloughing.

The ratings are both verbal and numerical. Rating class terms indicate the extent to which the soils are limited by all of the soil features that affect the specified use. "Not limited" indicates that the soil has features that are very favorable for the specified use. Good performance and very low maintenance can be expected. "Somewhat limited" indicates that the soil has features that are moderately favorable for the specified use. The limitations can be overcome or minimized by special planning, design, or installation. Fair performance and moderate maintenance can be expected. "Very limited" indicates that the soil has one or more features that are unfavorable for the specified use. The limitations generally cannot be overcome without major soil reclamation, special design, or expensive installation procedures. Poor performance and high maintenance can be expected.

Numerical ratings indicate the severity of individual limitations. The ratings are shown as decimal fractions ranging from 0.01 to 1.00. They indicate gradations between the point at which a soil feature has the greatest negative impact on the use (1.00) and the point at which the soil feature is not a limitation (0.00).

The map unit components listed for each map unit in the accompanying Summary by Map Unit table in Web Soil Survey or the Aggregation Report in Soil Data Viewer are determined by the aggregation method chosen. An aggregated rating class is shown for each map unit. The components listed for each map unit are only those that have the same rating class as listed for the map unit. The percent composition of each component in a particular map unit is presented to help the user better understand the percentage of each map unit that has the rating presented.

Other components with different ratings may be present in each map unit. The ratings for all components, regardless of the map unit aggregated rating, can be viewed by generating the equivalent report from the Soil Reports tab in Web Soil Survey or from the Soil Data Mart site. Onsite investigation may be needed to validate these interpretations and to confirm the identity of the soil on a given site.

Rating Options

Aggregation Method: Dominant Condition

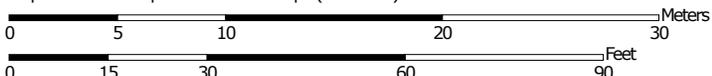
Component Percent Cutoff: None Specified

Tie-break Rule: Higher

Farmland Classification—Suffolk County, New York



Map Scale: 1:347 if printed on A landscape (11" x 8.5") sheet.



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



MAP LEGEND

Area of Interest (AOI)

 Area of Interest (AOI)

Soils

Soil Rating Polygons

-  Not prime farmland
-  All areas are prime farmland
-  Prime farmland if drained
-  Prime farmland if protected from flooding or not frequently flooded during the growing season
-  Prime farmland if irrigated
-  Prime farmland if drained and either protected from flooding or not frequently flooded during the growing season
-  Prime farmland if irrigated and drained
-  Prime farmland if irrigated and either protected from flooding or not frequently flooded during the growing season

-  Prime farmland if subsoiled, completely removing the root inhibiting soil layer
-  Prime farmland if irrigated and the product of I (soil erodibility) x C (climate factor) does not exceed 60
-  Prime farmland if irrigated and reclaimed of excess salts and sodium
-  Farmland of statewide importance
-  Farmland of local importance
-  Farmland of unique importance
-  Not rated or not available

Soil Rating Lines

-  Not prime farmland
-  All areas are prime farmland
-  Prime farmland if drained

-  Prime farmland if protected from flooding or not frequently flooded during the growing season
-  Prime farmland if irrigated
-  Prime farmland if drained and either protected from flooding or not frequently flooded during the growing season
-  Prime farmland if irrigated and drained
-  Prime farmland if irrigated and either protected from flooding or not frequently flooded during the growing season
-  Prime farmland if subsoiled, completely removing the root inhibiting soil layer
-  Prime farmland if irrigated and the product of I (soil erodibility) x C (climate factor) does not exceed 60

-  Prime farmland if irrigated and reclaimed of excess salts and sodium
-  Farmland of statewide importance
-  Farmland of local importance
-  Farmland of unique importance
-  Not rated or not available

Soil Rating Points

-  Not prime farmland
-  All areas are prime farmland
-  Prime farmland if drained
-  Prime farmland if protected from flooding or not frequently flooded during the growing season
-  Prime farmland if irrigated
-  Prime farmland if drained and either protected from flooding or not frequently flooded during the growing season

-  Prime farmland if irrigated and drained
-  Prime farmland if irrigated and either protected from flooding or not frequently flooded during the growing season
-  Prime farmland if subsoiled, completely removing the root inhibiting soil layer
-  Prime farmland if irrigated and the product of I (soil erodibility) x C (climate factor) does not exceed 60
-  Prime farmland if irrigated and reclaimed of excess salts and sodium
-  Farmland of statewide importance
-  Farmland of local importance
-  Farmland of unique importance
-  Not rated or not available

Water Features

MAP INFORMATION

-  Streams and Canals
- Transportation**
-  Rails
-  Interstate Highways
-  US Routes
-  Major Roads
-  Local Roads
- Background**
-  Aerial Photography

The soil surveys that comprise your AOI were mapped at 1:20,000.

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: Suffolk County, New York
Survey Area Data: Version 12, Sep 16, 2014

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

Date(s) aerial images were photographed: Data not available.

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.

Farmland Classification

Farmland Classification— Summary by Map Unit — Suffolk County, New York (NY103)				
Map unit symbol	Map unit name	Rating	Acres in AOI	Percent of AOI
Fs	Fill land, sandy	Not prime farmland	0.5	100.0%
Totals for Area of Interest			0.5	100.0%

Description

Farmland classification identifies map units as prime farmland, farmland of statewide importance, farmland of local importance, or unique farmland. It identifies the location and extent of the soils that are best suited to food, feed, fiber, forage, and oilseed crops. NRCS policy and procedures on prime and unique farmlands are published in the "Federal Register," Vol. 43, No. 21, January 31, 1978.

Rating Options

Aggregation Method: No Aggregation Necessary

Tie-break Rule: Lower

Attachment 3

State Historic Preservation Compliance

Findings Attachment

Application ID	Street Address	MCD	County	SHPO Recommendation	SHPO No.
059-ED-31487-2013	3640 Ocean Avenue	Hempstead	Nassau	No Historic Properties Affected	14PR05077
103-ED-32411-2013	86 Forster Avenue	Southampton	Suffolk	No Historic Properties Affected	14PR05076
059-ED-32571-2013	3920 Atlantic View Ave.	Hempstead	Nassau	No Historic Properties Affected	14PR05074
103-ED-32822-2013	242 S. Ketcham Ave.	Amityville	Suffolk	No Historic Properties Affected	14PR05067
095-ED-33088-2013	143 Depot Lane	Schoharie (V)	Schoharie	No Historic Properties Affected	14PR05075
039-ED-33253-2013	14672 Main Street	Prattsville	Greene	No Historic Properties Affected	14PR05068



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

December 5, 2014

Mr. Thomas J. King
Legal Counsel & Certifying Officer
Governor's Office of Storm Recovery
252 Beaver Street
New York, NY 10004
(via email only)

Re: CDBG-SR, HCR, GOSR
NY Rising Small Business Grant Program /6 Projects
Statewide

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.

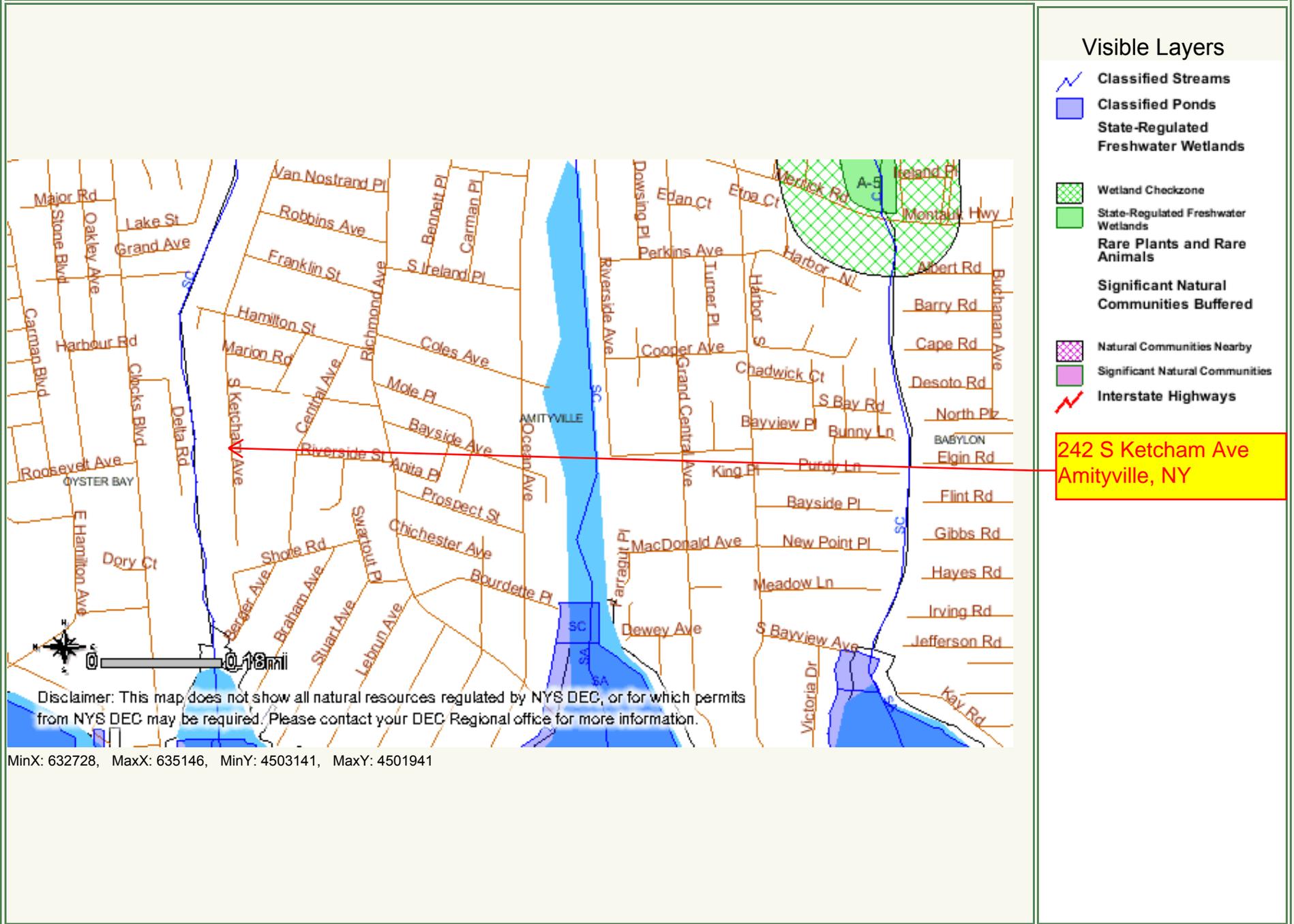
Sincerely,

John A. Bonafide
Director,
Technical Preservation Services Bureau

enc: Findings Attachment

Attachment 6

P [UF GE "Gpxktqpo gpcn'Tguqweg'O cr ."
""WUHY U'P Y KO cr .'Eqcucn'O cr u





U.S. Fish and Wildlife Service
National Wetlands Inventory

103-ED-32822-2013

Oct 22, 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

242 S Ketcham Ave
Amityville, 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:

Welcome to the NYS Coastal Boundary Map

103-ED-32822-2013



Search

Address:

Enter Address Here

Find Address

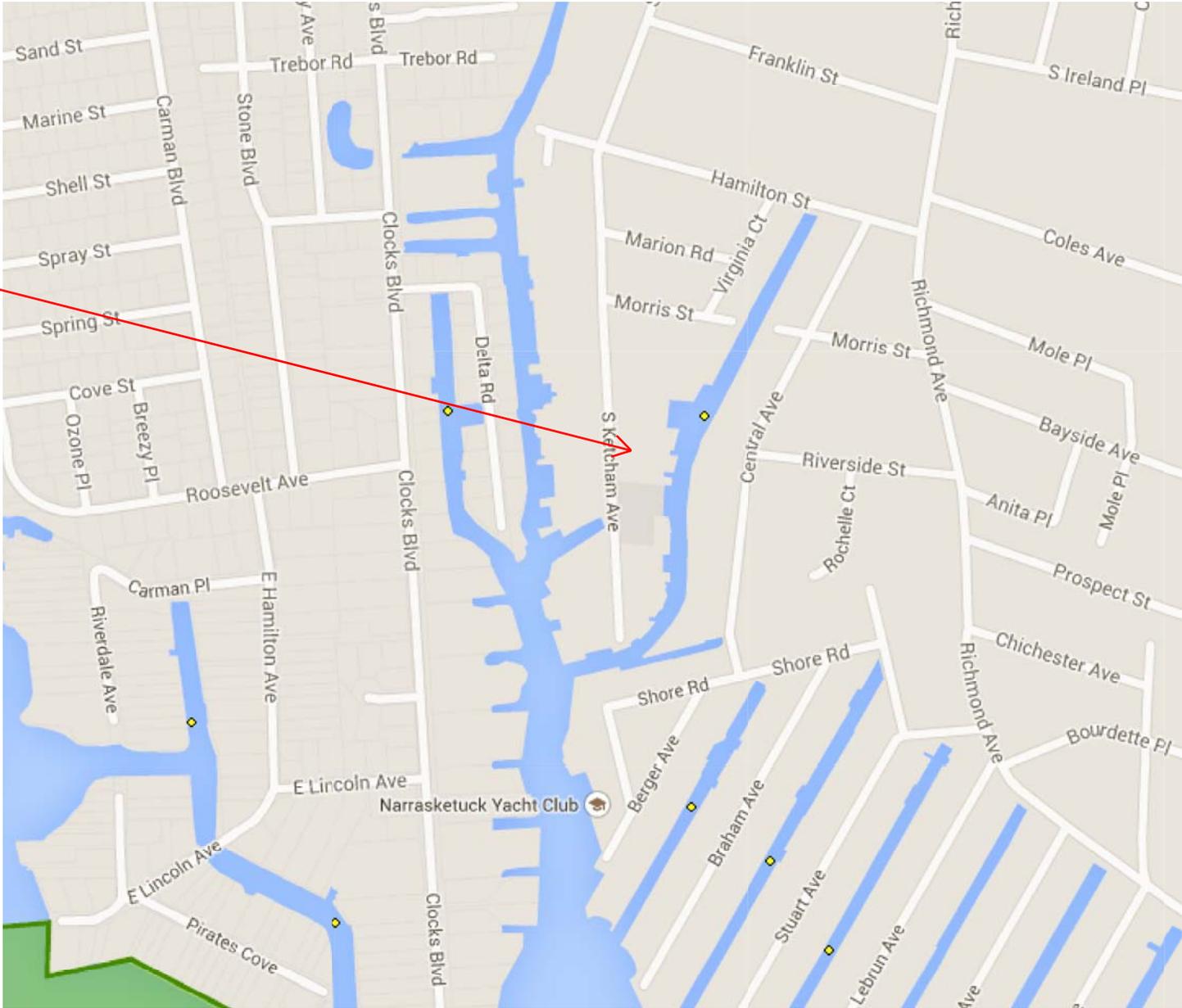
242 S Ketcham Ave
Amityville, NY

Please note that the address marker is automatically placed along the street while certain activities may take place along the waterward 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.



103-ED-32822-2013

242 S Ketcham Ave
Amityville, NY



Original Issue 4/1/71
Amended per Order of Peter A. Borel, Commissioner
on 10/25/76
Added HW and I.M.

TIDAL WETLANDS MAP
NEW YORK STATE DEPARTMENT OF ENVIRONMENTAL CONSERVATION
MAP 632-502
INDEX MAP NUMBER 2
SOURCE OF TIDAL WETLANDS DATA: DATA OBTAINED FROM
NEW YORK STATE DEPARTMENT OF ENVIRONMENTAL CONSERVATION
INDEX NUMBER 632-502-1000-0000
STATE INDEX, NEW YORK 11700

SCALE 1:2500

POLITICAL BOUNDARIES		WETLANDS CATEGORIES	
State	UNBORDERED	10	Intertidal Wetland
County	DOTTED	11	High Marsh or Salt Marsh
Town or City	SOLID	12	Coastal Plain Wetland
Water	Wavy	13	Coastal Plain, Bay and Mouth
Public or Nonpublic	Double Line	14	Forested Wetland (Swamp)
		15	Emerald Wetland
		16	Wetland
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		100	Wetland

Attachment 7

P [U'P cwtcn'J gkci g'Rtqi tco 'F qewo gpvcvqp

NEW YORK STATE DEPARTMENT OF ENVIRONMENTAL CONSERVATION
Division of Fish, Wildlife & 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



Joe Martens
Commissioner

November 25, 2014

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

Re: Case # 103-ED-32822-2013 -- T. Smith and Son Marine
Town/City Babylon. County: Suffolk.

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.

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

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

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

Sincerely,

A handwritten signature in black ink that reads "Nick Conrad". The signature is written in a cursive, slightly slanted style.

Nicholas Conrad
Information Resources Coordinator
New York Natural Heritage Program

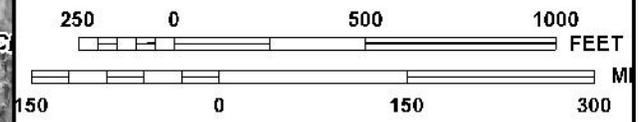
Attachment 8

HGO C'Hirnette

242 South Ketcham Ave
Amityville, NY



MAP SCALE 1" = 500'



NATIONAL FLOOD INSURANCE PROGRAM

PANEL 0841H

FIRM
FLOOD INSURANCE RATE MAP

for SUFFOLK COUNTY, NEW YORK
(ALL JURISDICTIONS)

CONTAINS:

COMMUNITY	NUMBER
AMITYVILLE, VILLAGE	360788
OF	
BABYLON, TOWN OF	360790

PANEL 841 OF 1026
MAP SUFFIX: H
(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
36103C0841H

MAP REVISED
SEPTEMBER 25, 2009

Federal Emergency Management Agency

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

Attachment 7

Executive Orders Compliance Analysis –
Wetlands Protection (EO11990) &
Floodplain Management (EO11988)

**Project 103-ED-32822-2013 EO11990 Wetlands Protection & EO11988 Floodplain
Management Determination**
***Commercial & Economic Development Initiative within NY State Community Development
Block Grant–Disaster Recovery Program***
December 4, 2014

Introduction & Overview - The purpose of Executive Order 11990, Protection of Wetlands, is “to avoid to the extent possible the long- and short-term adverse impacts associated with the destruction or modification of wetlands and to avoid direct or indirect support of new construction in wetlands wherever there is a practicable alternative.” 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 Community Development Block Grant Program–Disaster Recovery (CDBG-DR) funding for building repair and other in-kind business infrastructure mitigation, mainly in the form of bulkhead repair and development, for a single business impacted by the Superstorm Sandy. The analysis that follows focuses on wetland and floodplain impacts, as both wetlands and floodplains are present on the property. Based on the land use 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

T. Smith & Sons Marine Service is a maritime business located at 242 S Ketcham Ave., Village of Amityville, NY. According to county records, and data from the website PropertyShark, the property is Section/Block/Lot 11-8-42. There is one building on the property.

The proposed work is for future building repair reimbursement and infrastructure mitigation funding. This includes \$50,600 for proposed reconstruction (\$8,000 demolition, \$1,600 stone work, \$13,000 carpentry, \$7,000 tile, \$3,000 painting, \$10,000 electric, and \$8,000 plumbing) and \$99,800 for mitigation which will entail the removal and disposal of existing bulkhead prior to installing approximately 155 ft of bulkhead using 16' vinyl sheeting with 6 x 8 top and bottom walers. The new bulkhead will be raised an additional 18 inches in relation to the old bulkhead and two new bulkhead returns will be installed. All work is proposed future work. A previous environmental review for separate activities categorized under 24 CFR§58.35(b)(4) for this applicant was completed on October 17, 2014, and is included in the Environmental Review Record.

Applicable Regulatory Procedure Per EO 11988 an 11990

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 wetland and/or 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 U.S Fish & Wildlife Service (USFWS) and New York Department of Environmental Conservation (DEC), there is wetland at the property and the proposed work will represent new construction in wetlands, since pursuant to 24 CFR §55, an action to replace old bulkheads with upgraded, taller ones and add wales and bulkhead returns involves “any structures or facilities begun after the effective date of Executive Order 11990” (24 CFR §55.2(b)(8)). Thus, in accordance with the decision-making process set forth in 24 CFR Part 55, this analysis focuses on wetland and floodplains.

Pursuant to 24 CFR §55.12(a)(4), the activity eligible for reimbursement does constitute repair, rehabilitation, modernization, weatherization, or improvement of existing building(s) and structure(s) in a community that is in the regular program of the NFIP and is in good standing. This project is not considered to exceed a substantial improvement/ substantial damage (SI/SD) threshold in 24 CFR §55.2(b)(10). The value of the improved property (excluding land) of \$328,695, per 2013 tax assessment data accessed on the website PropertyShark, exceeds the \$150,400 funding for building repairs and other mitigation. The ratio of funded activities to the value of the improved property does equal or exceed 50% and thus the SI/SD threshold is not exceeded.

Since new construction in wetlands is proposed an eight-step determination process set forth in §55.20 applies. The following analysis examines each step in the wetland and 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, per the applicable FEMA flood map Firmette, is within 100-year floodplain (SFHA-AE Zone). There is an established Base Flood Elevation (BFE) of 6 and 7 feet on the property where there is proposed work. The proposed action occurs in an area that is designated federal wetlands (estuarine and deepwater classification) and NYS tidal wetlands designation Littoral Zone (LZ). The southwest corner of the property appears to be in an area of limited wave action.

Step 2. Initiate Public Notice for Early Review of Proposal.

Because this proposed project is located in the floodplain and in wetlands, Governor’s Office of Storm Recovery (GOSR) is publishing an early notice that allows the public input on the decision to provide funding for rehabilitation and reconstruction in this area. Once the early public notice and comment period is complete, GOSR will assess, consider, and respond to the comments received individually and collectively for the project file.

The corresponding 15-day "Notice of Early Public Review of a Proposed Activity in 100-Year Floodplain" was published in the *Newsday* newspaper, on November 19, 2014, with the 15-day period expiring on December 5, 2013. The notice targeted local residents, including those in wetlands and floodplain. The notice was also sent to the following state and federal agencies on November 18, 2014: Federal Emergency Management Agency (FEMA); U.S. Fish & Wildlife Service (USF&WS); U.S. Environmental Protection Agency (EPA); U.S. Army Corps of Engineers (USACE); New York Department Environmental Conservation; and New York State Office of Emergency Management. The notice was also sent to Suffolk County and the Village of Amityville. (See Attachments 1 and 2 for the actual notice and distribution to agencies).

GOSR received no public comments on this notice. (See Attachment 3, no comments were received)

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.

This Program is structured to provide eligible businesses with loan or grant assistance for activities necessary to restore storm-damaged businesses, including through damage reimbursements, and support for rehabilitation, reconstruction, elevation, and/or other mitigation activities. This small businesses suffered damage during Superstorm Sandy. Potential alternatives must be considered in order to try and mitigate the amount of damage from future flood events and to avoid new construction in wetlands where practicable.

One potential alternative is to relocate the business out of the wetland and 100-year floodplain; however, this marina businesses is a functionally dependent water use. Therefore, it is imperative that this business be located in floodplain and/or wetland. Moreover, properties on water that have some portion of land no in 100-year floodplain are already developed. As such, relocation is not considered a viable option for these businesses.

Another alternative is to promote a buyout of this property. According to secondary data on the website *PropertyShark.com*, the improved property market values of this lot and its buildings, is \$383,478 as per 2013 assessment data. This option would be more expensive than the proposed support of \$150,400 identified to provide building repair reimbursement and mitigation on the bulkheads. A buyout and conversion to open space in this residential area may lead to fragmentation of neighborhoods, and is not in sync with the Village of Amityville/Copiague Community Reconstruction Plan, which indicates that the community economy is tied to its waterfront location and the community goal is to maintain quality of life as a waterfront community (page ES-2 and ES-3). Moreover, a buyout would not enable the incremental introduction of resiliency measures on this property as the owner is able to absorb them. Thus, this alternative is not considered a desirable option and it may impracticable.

Another alternative would be for no action to occur, meaning the applicant would not be receiving grant funds to restore and sustain business at either location. This option means there would be a potential inability for the business to survive rebuilding after the storms. Furthermore, the ability for the owner to successfully mitigate any future damages from floods would be impeded due to the lack of financial support; which means the property would be more vulnerable. This could greatly impact this business and the surrounding community, as recovery

would be greatly impaired due to lack of support. Accordingly, the ‘no action’ decision would neither support this business’s recovery nor help the community recover from the devastating storms.

Due to the number of developed parcels within this community, prohibition of rehabilitation of this functionally dependent business within floodplain and wetland is not practicable.

The above identified alternatives will be re-evaluated in response to public comments received.

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.

Floodplain Evaluation–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 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 adjacent occupied properties 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 floodproofing 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 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.

Occupancy of this floodplain in this developed area has taken place over an extended history. According to Suffolk County's 2014 Draft update to the 2000 version of their Multi-Jurisdictional Hazard Mitigation Plan, the Village of Amityville is susceptible to occasional hurricanes and severe storms, and frequent floods (page 9.3-7). Considering the context of the area—this action represents an activity at only one parcel among others that are located within contiguous floodplain. This business is not considered a critical facility. Thus, funding this project/activity does constitute indirect continued support of floodplain occupancy and development for this business. In the event of severe flooding and associated natural hazards in the future, there is potential for further damage to this property, business disruption, and impacts to this small business.

The in-kind and in-place rehabilitation of the site sustains area property values and community character within a district and neighborhood that has been settled for a long time. It enables continued viability of this small business, which might otherwise 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 the area by sustaining an asset. With sustained operations here the market is not disrupted in that customers are required to travel greater distances for the type of services offered by this business. Support to sustain this business also helps ensure a diverse economic base and supports maritime activities. 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 property impacted is a commercial building built circa 1979. There is no certified local government. The in-kind rehabilitation scope of work for this structure will have no adverse effect on historic properties or cultural resources, based on a Section 106 project review with a determination by the State Historic Preservation Office (SHPO) received on December 5, 2014. No further action will be required. See SHPO letter of determination annexed hereto Attachment 3.

Agricultural, aquacultural, & forestry resources

Suffolk County has agricultural and woodland sites in flood zone and there is substantial agriculture and fishing industry on Long Island, including aquaculture in the form of oyster farming. Per the 2012 State Comptrollers Report, Agriculture in Long Island— Figure 2 of the report shows that considering 'Agricultural Production by Commodity Group in Long Island (2007)', aquaculture at \$7.5 Million sales revenue represents 2.9% of this total type of economic product. It is possible if there is a materials release from this property, it could potentially affect natural resources. 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 could not have been quantitatively derived, and the potential impact, with planning for and practice of non-structural management practices, is considered minor.

Wetland Evaluation—The purpose of wetland evaluation is to consider factors relevant to a proposal's effect on the survival and quality of the wetland. These factors should include public health (including water supply and water quality), maintenance of natural systems, cost increases attributed to construction in wetland, and other uses of wetland in the public interest.

Public health, safety, and welfare, including water supply, quality, recharge, and discharge; pollution; flood and storm hazards and hazard protection; and sediment and erosion.

The project location is in wetlands that are designated tidal wetlands (NYSDEC) and estuarine/deep-water (FWS). These wetlands are not freshwater wetlands, and therefore, are not directly used for water supply. However, these tidal wetlands and deep-water estuarine wetland along the coast can serve to absorb the force of storm waters and tidal erosion. These areas help protect upland soil and freshwater resources. The replacement of bulkheads with new bulkheads that are proposed to be about 18 inches taller than the older bulkheads and to install new bulkhead returns is not suspected to pose a threat to public health and safety, or to increase flood and storm hazards. This is because the proposed action does not include reshaping, dredging, or filling of the wetland. Rather, the bulkhead will make this property and surrounding area more resilient to floodwaters in an area that has extensive bulkhead networks. Additionally, because this area is susceptible to coastal flooding and not riverine flooding, higher bulkheads at this property will not impact neighboring properties by displacing floodwater to surrounding properties as can happen in areas of riverine flooding. The proposed action will not decrease the area of the wetland, it will only replace existing bulkheads in-place.

Maintenance of natural systems, including conservation and long-term productivity of existing flora and fauna; species and habitat diversity and stability; natural hydrologic function; wetland type; fish; wildlife; timber; and food and fiber resources.

The proposed action will not further affect the natural systems/ wetlands at this preexisting developed marina parcel, which is located on a canal that is fully developed with other marinas and residential properties. The proposed work is for future building repair and to replace bulkheads in place. It is construed that the applicant will comply with all best management practices and permit conditions that will be set forth in the applicable federal, state, and local environmental permits, when they are acquired. As the work will not increase the area of bulkheads and will occur in the footprint of the previously existing bulkheads, it is presumed that there will not be new adverse impacts on the existing flora/fauna, habitat, natural hydrologic function, or natural resources at the location.

Cost increases attributed to wetland-required new construction and mitigation measures to minimize harm to wetlands that may result from such use.

The proposed scope of work does not involve changing the area of the wetland by dredging, diking, filling, or by some other means. Consequently, there are no cost increases attributed to necessary mitigation measures to minimize harm to wetlands that may result from such use.

Other uses of wetland in the public interest, including recreational, scientific, and cultural uses.

This functionally dependent marina offers the public recreational access to waterways in the area. According to the Outdoor Industry Association's two page fact sheet New York The Outdoor Recreation Economy, outdoor recreation generates \$338 Billion in consumer spending and 305,000 direct jobs within the State. This is an important sector of the regional and local economy and the subject business is an example of a constituent part of this aspect of the economic base. It is presumed that market demand for marina services is strong and if the service here were disrupted, consumer demand could not simply shift to other marinas located in wetlands and floodplains because of finite supply.

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

Given that proposed building rehabilitation funded by this program is 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 to the building, such as: elevating the building(s), dry floodproofing the building(s), or promoting strategic retreat, such as through government acquisition. Mitigation work on the property is to bulkheads, which will serve to limit future damage, and will protect the property from erosion and floodwaters during flooding events. Additionally, 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 fact that marinas are functionally dependent on location on the water and are therefore susceptible to being located in floodplain and/or wetlands. The areas that are outside flood zone are impracticable in terms of the businesses' basic requirements to be located on the water.

The buyout alternative within floodplain is not considered feasible because it does not support the Village of Amityville/Copiague NY Rising Community Reconstruction Plan. Additionally, a buyout would cost more than the proposed support for rehabilitation and mitigation at this business.

The 'no action' alternative would not address the need this business has for help in funding their rehabilitation. Without funding this grant provides, the business may 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 structure 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 wetlands, and the potential to disrupt natural and beneficial functions and values of wetlands and floodplains. Moreover, the March 2013 Notice in the Federal Register strongly recommends that grantees engage in a robust policy for ensuring recovery of small businesses 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 7. Issue Findings and Public Explanation.

It is the finding of this report that there is no better alternative than to provide funding for the rehabilitation of this small businesses. The location within wetland and floodplain cannot be avoided due to geomorphology and developed nature of the area, and the space requirements and characteristics of a functionally dependent marina. Moreover, not funding any actions would mean that this small business could struggle to recover. A “Notice of Policy Determination” will be published in accordance with 24 CFR 55, for a 7-day comment period. (See Attachments 4 and 5 for the notice and the email to state and federal agencies). The notice describes the reasons why the project must be located in the wetland and floodplain, alternatives considered, and all mitigation measures to be taken to minimize adverse impacts and preserve natural and beneficial wetland and floodplain values. No comments received.

Step 8. Continuing Responsibility of Responsible Entity & Recipient.

The responsible entity will make available educational materials regarding best practices for businesses located in floodplains and wetland. 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, New York State Housing Trust Fund/Division of Homes and Community Renewal, to ensure, to the extent feasible and necessary, compliance with Steps 5 through 7.

Attachment 1
Notice of Early Public Review
Floodplain Management
Executive Order 11988



GOVERNOR'S OFFICE OF STORM RECOVERY

Andrew M. Cuomo
Governor

James Rubin
Executive Director



NOTICE OF EARLY PUBLIC REVIEW OF A PROPOSED ACTIVITY IN 100-YEAR FLOODPLAIN

November 19, 2014

The Governor's Office of Storm Recovery (GOSR), operating under auspices of New York State Homes & Community Renewal's Housing Trust Fund Corporation, is the Responsible Entity for direct administration of U.S. Dept. of Housing & Urban Development (HUD) Community Development Block Grant – Disaster Recovery (CDBG-DR) program. The purpose of this early notice is to identify that GOSR is undertaking decision-making process required by federal Executive Orders 11988 and 11990 in accordance with HUD regulations at 24 CFR §55.20 (Subpart C-Procedures for Making Determinations on Floodplain Management and Protection of Wetlands). GOSR invites public comment on the potential effect that implementing physical business restoration and mitigation activity at the functionally dependent location below could potentially have on wetlands and 100-year floodplain. The project is part of the New York Rising Small Business Grant Program. GOSR is conducting this review in order to determine whether or not funding assistance should be granted.

Project Name: The business proposed to receive storm rehabilitation/ mitigation support is T. Smith & Son's Marine Service (Project # 103-ED-32822-2013). The water-dependent boat hauling and repair business's address is 242 S. Ketcham Ave., Village of Amityville, Suffolk County, N.Y.

Brief Description of Project: T. Smith & Son's bulkheads and building were damaged in Superstorm Sandy. The water-based business sits on a densely developed canal with other water-based uses and residential properties. There are extensive existing bulkheads including ones at this property and the community received major flooding, including erosion and damage to bulkheads, during Superstorm Sandy.

It is proposed to fund building repair and infrastructure mitigation. This includes \$50,600 for building reconstruction (demolition; stone and tile work; carpentry, painting, electric, and plumbing) and \$99,800 for bulkhead rehabilitation and upgrade. Bulkhead work will remove/dispose of bulkhead and reinstall 155 feet using 16' vinyl sheeting with 6 x 8 top and bottom wales. Rehabbed bulkhead will be raised 18 inches. New bulkhead returns will be installed at each end of the property. Mitigation aims to improve bulkhead foundations, alleviate potential erosion and scour, and assist management of flooding while providing for an undefined but expected improvement in stormwater management and water quality with the infrastructure upgrade.



GOVERNOR'S OFFICE OF STORM RECOVERY

Andrew M. Cuomo
Governor

James Rubin
Executive Director



This work will be located in 100-year floodplain (SHFA Zone AE) and within NYS tidal wetlands (Littoral Zone)/ federal estuarine/deep-water wetlands. Since the action will include new construction (bulkhead returns) in wetland and floodplain, Executive Orders 11990 and 11988 require that the project not be supported if there are practicable alternatives to development in floodplain and new construction in wetlands. Applications for local, federal and State Department of Environmental Conservation permits are expected, including an Article 25 Tidal Wetland permit, and the action will be evaluated to consider potential to use a location out of wetlands/ floodplain as well as other possible methods to avoid wetland impacts and sustain maritime use considering ecosystem values and other potential design considerations.

There are multiple purposes for this notice. First, people who may be affected by activities in floodplains and those who have an interest in protection of the natural environment have an opportunity to express their concerns and provide information about such subjects. Besides this general notice, certain local, state and federal agencies are being directly informed about the project. Second, adequate public notice is an important public education tool. Dissemination of information about wetland and floodplain development facilitates federal efforts to reduce the risks associated with the occupancy and modification of these areas. Third, as a matter of fairness, when the federal government determines it will participate in actions taking place in floodplain, it must inform those who may be put at greater or continued risk.

Comments or requests for information from the public are invited and will be received for fifteen (15) days from the date of this publication. Any individual, group, or agency may submit written comments on the actions to: Attention Daniel Greene, Certifying Officer, Governor's Office of Storm Recovery, NYS Housing Trust Fund Corporation, 25 Beaver Street, 5th Floor, New York, New York, 10004. Comments may also be submitted via email at NYSCDBG_DR_ER@nyshcr.org or by telephone, excepting public holidays, at (212) 480-4644 weekdays from 9:00 AM - 5:00 PM.

Best Regards,

Daniel Greene, Certifying Officer
Governor's Office of Storm Recovery, NYS
Housing Trust Fund Corporation

Attachment 2
Notice of Early Public Review Affidavit
Floodplain Management
Executive Order 11988

NEWSDAY AFFIDAVIT OF PUBLICATION

TECTONIC
PO BOX 37 / 71 PLEASANT HILL RD
MOUNTAINVILLE, NY 10953

STATE OF NEW YORK)

Legal Notice No.

0021035626

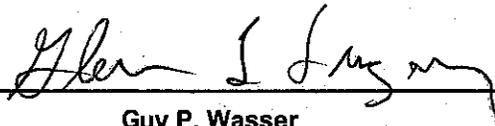
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COUNTY OF SUFFOLK)

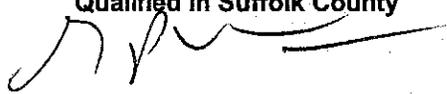
Glenn L. Irizarry of Newsday Media Group., Suffolk County, N.Y., being duly sworn, says that such person is, and at the time of publication of the annexed Notice was a duly authorized custodian of records of Newsday Media Group, the publisher of NEWSDAY, a newspaper published in the County of Suffolk, County of Nassau, County of Queens, and elsewhere in the State of New York and other places, and that the Notice of which the annexed is a true copy, was published in the following editions/counties of said newspaper on the following dates:

Wednesday November 19, 2014 Suffolk

SWORN to before me this
19 Day of November, 2014.



Guy P. Wasser
Notary Public, State of New York
No. 01WA6045924
Commission Expires 10/20/2018
Qualified in Suffolk County



Attachment 3
Public Comments Regarding Early Notice
No Comments Received

**Attachment 4
Final Notice
Floodplain Management
Executive Order 11988**



GOVERNOR'S OFFICE OF STORM RECOVERY

Andrew M. Cuomo
Governor

James Rubin
Executive Director



FINAL NOTICE & PUBLIC REVIEW December 12, 2014

The Governor's Office of Storm Recovery (GOSR), operating under auspices of New York State Homes and Community Renewal's Housing Trust Fund Corporation, is the Responsible Entity for direct administration of the U.S. Dept. of Housing & Urban Development (HUD) Community Development Block Grant – Disaster Recovery (CDBG-DR) program. The purpose of this notice is to identify that GOSR is advancing decision-making process required by federal Executive Order 11988/11990 in accordance with HUD regulations at 24 CFR 55.20 (Procedures for Making Determinations on Floodplain Management and Protection of Wetlands), and invites public comment on the potential effect that implementing business restoration at the site below would potentially have on 100-year floodplain and wetlands. The project is part of the New York Rising Small Business Grant Program and consists of the physical restoration activities described below. GOSR is conducting this review in order to consider the project's potential impacts on 100-year floodplain and wetlands so as to determine whether or not assistance should be granted.

Project Name: T. Smith & Son's Marine Service (Project # 103-ED-32822-2013), is a water-dependent boat hauling and repair business located at 242 S. Ketcham Ave., Village of Amityville, Suffolk County, N.Y. The majority of the Subject Property is located within a 100-year floodplain.

Brief Description of Project: T. Smith & Son's experienced bulkhead and building damaged as a result of SuperStorm Sandy. CDBG-DR funding would assist building repair and infrastructure mitigation. This includes carpentry, painting, electric, plumbing, and demolition of stone and tile work. Mitigation work on the property is removal and disposal of old bulkheads, and installation of 155 feet using 16 foot vinyl sheeting with 6x9 foot top and bottom wales. This will protect the property from erosion and floodwaters during flooding events.

Evaluating Impacts & Alternatives: The marina is functionally dependent on water access and location in and by floodplain. Since the action is located within the Federal Emergency Management Agency's (FEMA) 100-year floodplain, national Executive Order 11988 requires that the project not be supported if there are practicable alternatives to development in floodplain. One alternative considered includes relocation out of floodplain. However, moving this functionally dependent waterside business to an area outside of flood zone is impracticable in terms of the businesses' basic requirement to be located on the water. Considering the 'no action' alternative would not address the need this business has for funding in their rehabilitation. This option would neither support the business or the community in recovering from these devastating storms.

Determination: The risk of location and development in floodplain is identified. Based on further consideration of the project, including the results of early notice that provided opportunity for public comment, as well as review that includes hazard management analysis and potential to maintain floodplain value, the alternatives are considered neither feasible nor desirable. It is proposed that this



GOVERNOR'S OFFICE OF STORM RECOVERY

Andrew M. Cuomo
Governor

James Rubin
Executive Director



project remains practicable at this location. GOSR is notifying the public with these proposed findings that appear consistent with the local NY Rising Community Reconstruction Plan of March 2014. The detailed analysis is available for consideration by request.

Comments from the public are invited and will be received for seven (7) days from the first date of this publication. Any individual, group, or agency may submit written comments on the actions to:

Daniel Greene
Certifying Officer, Governor's Office of Storm Recovery
NYS Housing Trust Fund Corporation
25 Beaver Street, 5th Floor
New York, New York, 10004

Comments may also be submitted via email at NYSCDBG_DR_ER@nyshcr.org or by telephone at (518) 486-3379 Monday-Friday from 9:00 AM - 5:00 PM.

Sincerely,

Daniel Greene, Certifying Officer
Governor's Office of Storm Recovery,
NYS Housing Trust Fund Corporation

Attachment 5
Final Notice Affidavit
Floodplain Management
Executive Order 11988

NEWSDAY AFFIDAVIT OF PUBLICATION

TECTONIC
PO BOX 37 / 71 PLEASANT HILL RD
MOUNTAINVILLE, NY 10953

STATE OF NEW YORK)

Legal Notice No.

0021042447

:SS.:

COUNTY OF SUFFOLK)

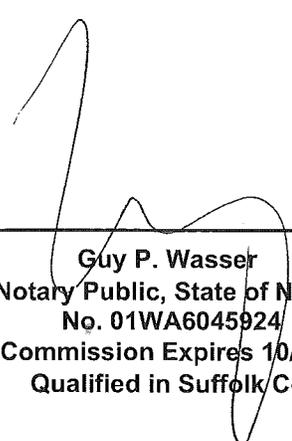
R. Lopes of Newsday Media Group., Suffolk County, N.Y., being duly sworn, says that such person is, and at the time of publication of the annexed Notice was a duly authorized custodian of records of Newsday Media Group, the publisher of NEWSDAY, a newspaper published in the County of Suffolk, County of Nassau, County of Queens, and elsewhere in the State of New York and other places, and that the Notice of which the annexed is a true copy, was published in the following editions/counties of said newspaper on the following dates:

Friday

December 12, 2014

Nassau and Suffolk

SWORN to before me this
12 Day of December, 2014.



Guy P. Wasser
Notary Public, State of New York
No. 01WA6045924
Commission Expires 10/20/2018
Qualified in Suffolk County

Content

Final Notice # 21042447

FINAL NOTICE & PUBLIC REVIEW
December 12, 2014

The Governor's Office of Storm Recovery (GOSR), operating under auspices of New York State Homes and Community Renewal's Housing Trust Fund Corporation, is the Responsible Entity for direct administration of the U.S. Dept. of Housing & Urban Development (HUD) Community Development Block Grant - Disaster Recovery (CDBG-DR) program. The purpose of this notice is to identify that GOSR is advancing decision-making process required by federal Executive Order 11982/1990 in accordance with HUD regulations at 24 CFR 95.20 (Procedures for Making Determinations on Floodplain Management and Protection of Wetlands), and invites public comment on the potential effect that implementing business restoration at the site below would potentially have on 100-year floodplain and wetlands. The project is part of the New York Rising Small Business Grant Program and consists of the physical restoration activities described below. GOSR is conducting this review in order to consider the project's potential impacts on 100-year floodplain and wetlands so as to determine whether or not assistance should be granted.

Project Name: T. Smith & Son's Marine Service (Project # 103-ED-32822-2013), is a water-dependent boat hauling and repair business located at 247 S. Ketcham Ave, Village of Amityville, Suffolk County, N.Y. The majority of the Subject Property is located within a 100-year floodplain.
Brief Description of Project: T. Smith & Son's experienced bulkhead and building damaged as a result of Superstorm Sandy. CDBG-DR funding would assist building repair and infrastructure mitigation. This includes carpentry, painting, electric, plumbing, and demolition of stone and tile work. Mitigation work on the property is removal and disposal of old bulkheads, and installation of 155 feet using 16 foot vinyl sheeting with 6x9 foot top and bottom wales. This will protect the property from erosion and floodwaters during flooding events.
Evaluating Impacts & Alternatives: The marina is function-

ally dependent on water access and location in and by floodplain since the action is located within the Federal Emergency Management Agency's (FEMA) 100-year floodplain, national Executive Order 11988 requires that the project not be supported if there are practicable alternatives to development in floodplain. One alternative considered includes relocation out of floodplain. However, moving this functionally dependent waterside business to an area outside of flood zone is impracticable in terms of the businesses' basic requirement to be located on the water. Considering the 'no action' alternative would not address the need this business has for funding in their rehabilitation. This option would neither support the business or the community in recovering from these devastating storms.

Determination: The risk of location and development in floodplain is identified. Based on further consideration of the project, including the results of early notice that provided opportunity for public comment, as well as review that includes hazard management analysis and potential to maintain floodplain value, the alternatives are considered neither feasible nor desirable. It is proposed that this project remains practicable at this location. GOSR is notifying the public with these proposed findings that appear consistent with the local NY Rising Community Reconstruction Plan of March 2014. The detailed analysis is available for consideration by request. Comments from the public are invited and will be received for seven (7) days from the first date of this publication. Any individual, group, or agency may submit written comments on the actions to Daniel Greene, Governor's Office of Storm Recovery, NYS Housing Trust Fund Corporation, 25 Beaver Street, 5th floor, New York, New York, 10004. Written comments may also be submitted via email at NYSCDB_G_DR_ER@nysshr.org. Comments may be received by telephone at (212) 480-4644 Monday through Friday, 9:00 AM - 5:00 PM.
Daniel Greene
Certifying Officer
Governor's Office of Storm Recovery, NYS Housing Trust Fund Corporation

NEWSDAY PROOF

Advertiser: TECTONIC
Agency: TECTONIC
Ad Number: 0021042447
Start Date: 12/12/2014
End Date: 12/12/2014
Price: \$885.50
Ordered By: Legaladv@newsday.com

Phone: 8455345959
Section: Legals
Class: 11100
Size: 2 x 81 **Times:** 1
Date: 12/10/2014

Signature of Approval: _____

Date: _____

Attachment 6
Public Comments Regarding Final Notice
No Comments Received

Attachment 8

Coastal Consistency Determination



STATE OF NEW YORK
DEPARTMENT OF STATE
ONE COMMERCE PLAZA
99 WASHINGTON AVENUE
ALBANY, NY 12231-0001

ANDREW M. CUOMO
GOVERNOR

CESAR A. PERALES
SECRETARY OF STATE

January 16, 2015

Thomas J. King
Certifying Environmental Officer
Governor's Office of Storm Recovery
Housing Trust Fund Corporation
NYS Homes and Community Renewal
99 Washington Avenue, Suite 1010
Albany, New York 12231

Re: F-2014-0032(FA)
T. Smith and Sons Marine Service
Repair a damaged building, and to replace bulkheads
on the property with new 18 inch taller bulkheads, and
to install two new bulkhead returns
Village of Amityville, 22 Ketchum, Avenue, Suffolk Co.
General Concurrence - No Objection to Funding

Dear Mr. King:

The Department of State received the information you submitted regarding the above matter on 1/14/2015.

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-2015-0032(FA).

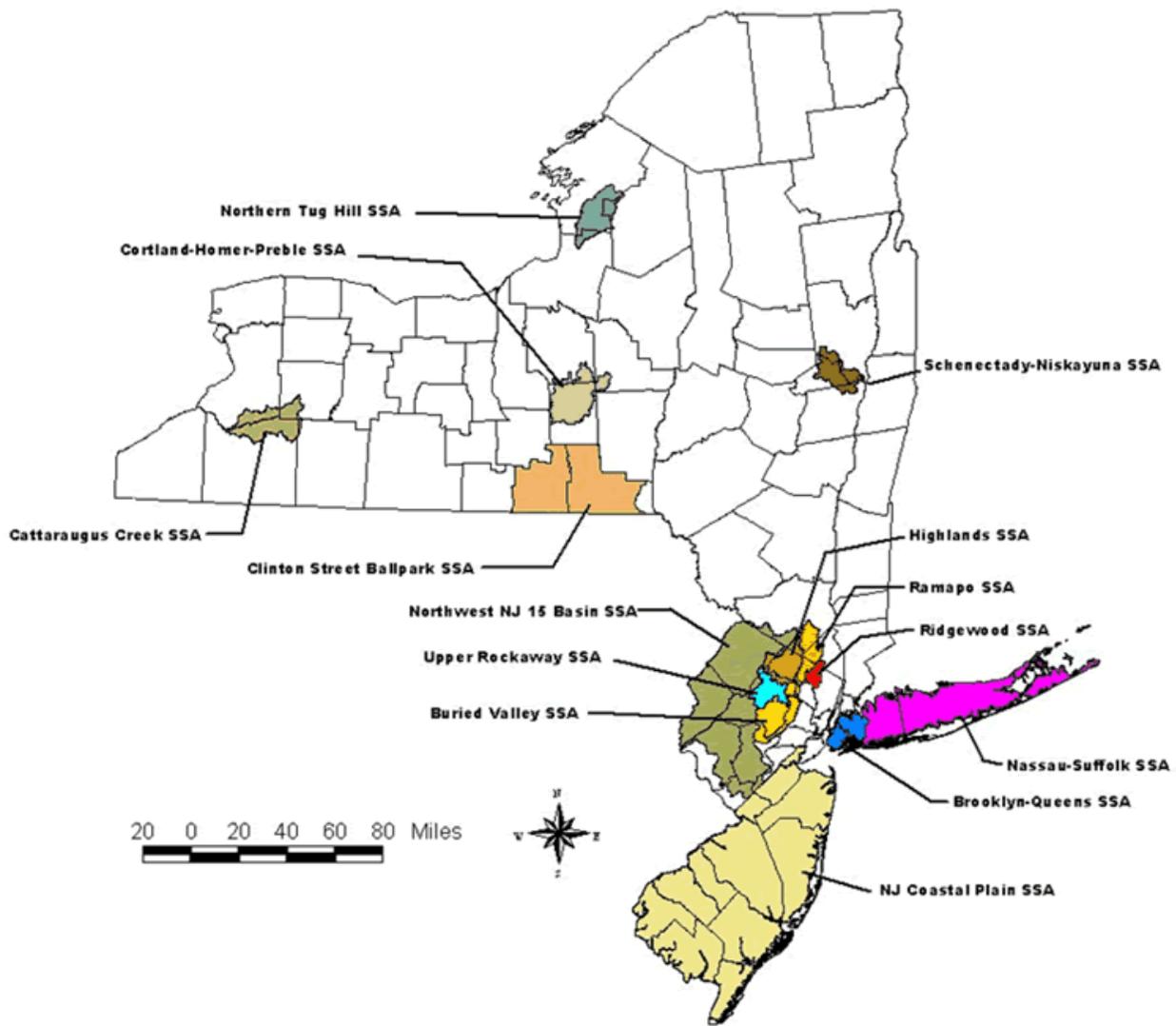
Sincerely,

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

JZ/dc

Attachment ;

""Uqg'Uqweg'Cs whgt"



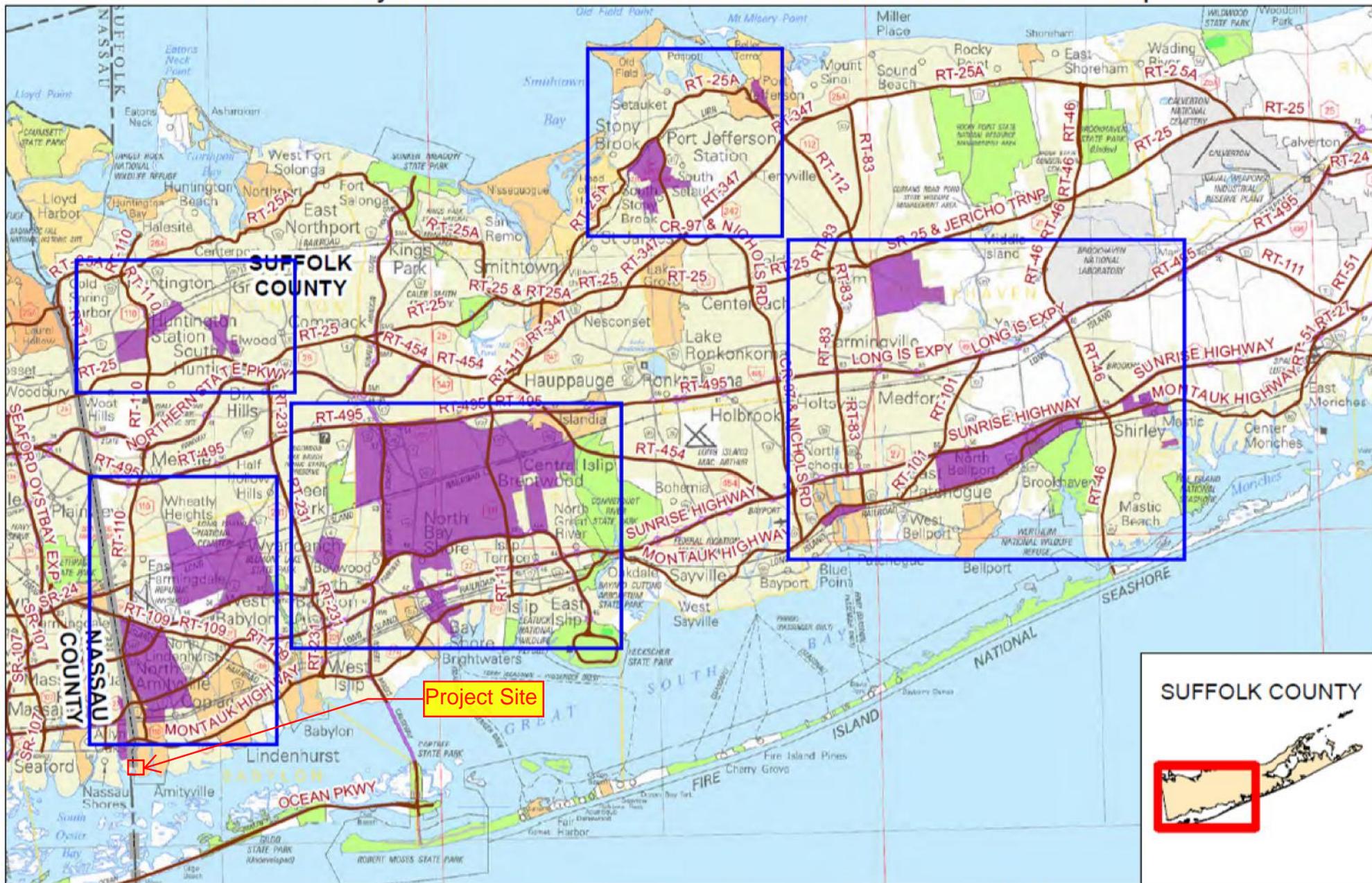
<http://www.epa.gov/region02/water/aquifer/>

Attachment 32

""Gpvironmentcn'Lwvkeg'O cr

Potential Environmental Justice Areas in Western Suffolk County, New York

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



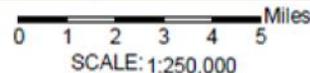
This computer representation has been compiled from supplied data or information that has not been verified by EPA or NYSDEC. The data is offered here as a general representation only and is not to be used for commercial purposes without verification by an independent professional qualified to verify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



For questions about this map contact:
 New York State Department of
 Environmental Conservation
 Office of Environmental Justice
 625 Broadway, 14th Floor
 Albany, New York 12233-1600
 (518) 402-6556
 e@dec.state.ny.us



SUFFOLK COUNTY



Attachment 33

HUD Environmental Standards Review

Case 103-ED-32822-2013 HUD Environmental Standards Review

Property Address: 242 S Ketcham Ave., Amityville, Suffolk County NY

Introduction: The purpose of this review is to ensure that the project complies with 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 Property referenced in the title of this document complies with the following criteria:

- (i) is not Listed on an 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: The property is not listed on a U.S. Environmental Protection Agency (EPA) Superfund National Priorities or Comprehensive Environmental Response, Compensation, and Liability Act (CERCLA) list or equivalent State list, and is not located within 3,000 feet of a toxic or solid waste landfill site. A request for Bulk Storage records for the Property has been submitted to the Suffolk County Department of Health Services to corroborate site visit findings that no tanks are present on the Property, which is pending. If any documentation is received from Suffolk County indicating that tanks exist on the Property, they will be appended to the Environmental Review Record. Several spills have been recorded around the Property in the NYS Spills Incidents Database. Due to the distance from the Property, the minor nature of the spills, and that the spills have been closed, it is not likely for the Property to be contaminated by toxic chemicals or radioactive materials from the spills. A review of the EPA Resource Conservation and Recovery (RCRA) and NYSDEC Environmental Remediation databases indicate the Property is a RCRA and water discharger facility. There are no violations on the property that could contaminate the Property or potentially adversely affect the occupants of the Property. There are several EPA water discharger sites located around the Property. Permit schedule violations regarding the CWA have been reported for the sites. Based on project description, scope of work is expected to have disturbed soil; however, it is not likely that the soils or groundwater are contaminated. The funded activities do not involve actions that would involve 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, DEC, 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 Resource Conservation and Recovery Act Information (RCRA), the Comprehensive Environmental Response, Compensation, and Liability Information System (CERCLIS) for sites listed under the Comprehensive Environmental Response, Compensation, and Liability Act (CERCLA (otherwise known as Superfund)), EPA's Toxic Release Inventory database (TRI), and the EPA Radiation Information Database (RADInfo). Tectonic reviewed the NYS DEC Remedial Site Database to assess whether the site is registered as a NYS Superfund or Environmental Restoration site. The DEC Remedial 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. Tectonic reviewed the Small Business Program Supplemental Environmental Checklist and Suffolk County records, which are retained by the Suffolk County Department of Health Services, to determine if the Property has a underground storage tank (which is not a residential fuel tank), or any other storage tank. 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 Property. A desktop review of Google Earth was used in conjunction with a map of active municipal landfills (provided by the DEC) in determining whether there was a landfill within 3000 feet of the Property.

Maps

103-ED-32822-2013

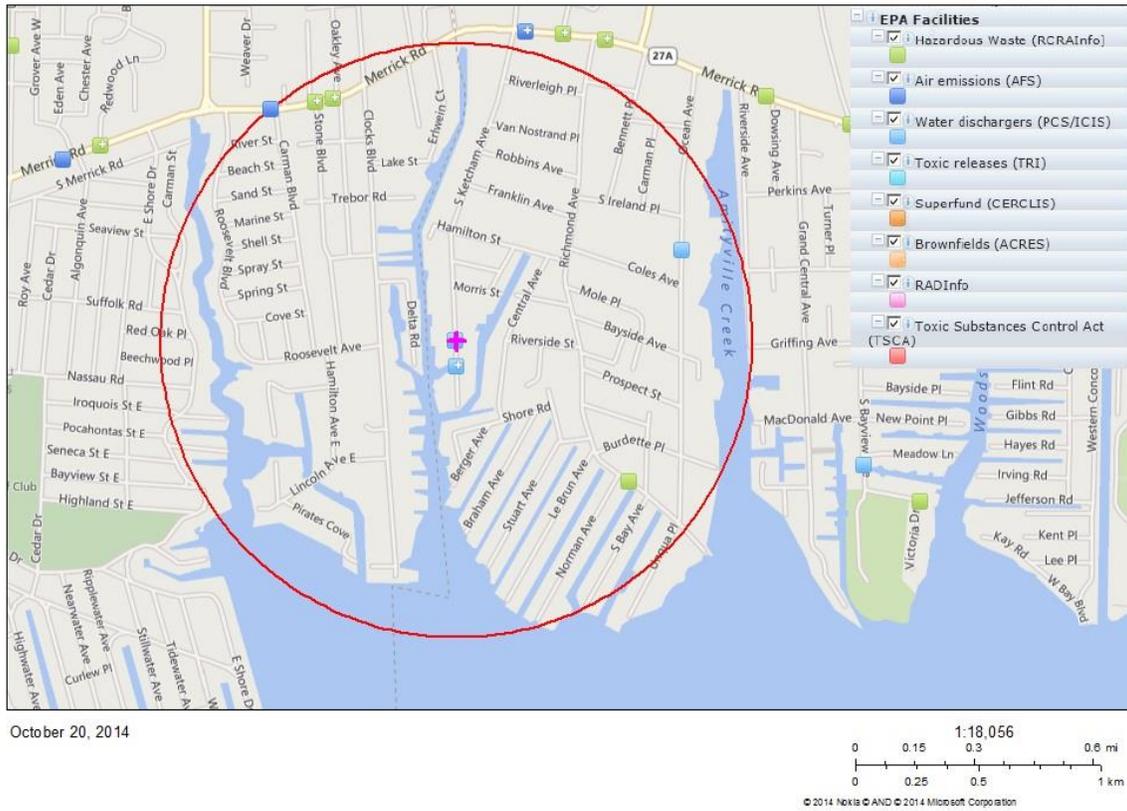


Figure 2: Hazardous waste sites and handlers (green marker), toxic release sites (blue marker), Superfund and brownfield sites (orange markers), and facilities regulated by the U.S. EPA for radiation and radioactivity (pink marker). The project property is indicated by a purple cross symbol, and a 300 foot buffer around the Property is represented by the red circle.

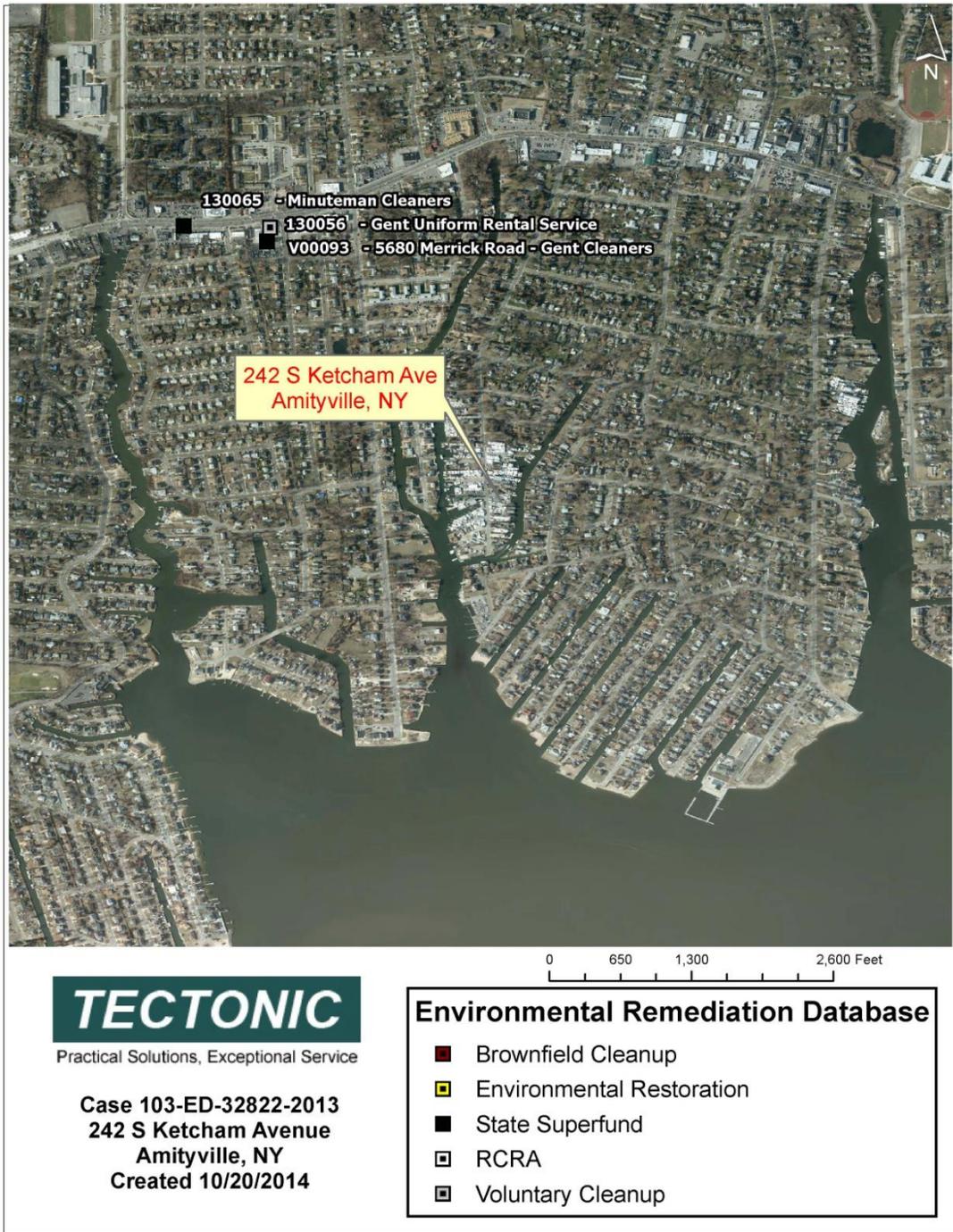


Figure 3: Environmental remediation sites listed in the NYSDEC Environmental Remediation Database. Brownfield cleanups are depicted by dark red symbols, Environmental Restoration Programs by yellow symbols, State Superfund sites by black symbols, RCRA sites by white symbols, and Voluntary Cleanup sites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

United States
Environmental Protection
Agency (U.S. EPA)
Reports:

Menu

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Detailed Facility Report

Facility Summary

T SMITH & SON
242 S KETCHAM AVE, AMITYVILLE, NY 11701 ⓘ

Facility Information (FRS)

FRS ID: 110004488750
EPA Region: 02
Latitude: 40.66297
Longitude: -73.42343
Locational Data Source: FRS
Industry:
Indian Country: N

Regulatory Interests

Clean Air Act: No Information
Clean Water Act: Minor, Permit Effective (NYR00E355)
Resource Conservation and Recovery Act: Active (H) CESQG Other (NYD986999241)
Safe Drinking Water Act: No Information

Also Reports

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

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)
CWA	--	--	No Violation	0	0	--	--	--	--	--
RCRA	--	--	No Violation	0	0	--	--	--	--	--

Related Reports: [E](#) CWA Effluent Charts [L](#) CWA Pollutant Loading Report

Facility/System Characteristics

Facility/System Characteristics

Statute	Identifier	Universe	Status	Areas	Permit Expiration Date	Indian Country	Latitude	Longitude
--	110004488750	--	--	--	--	N	40.66297	-73.42343
CWA	NYR00E355	Minor: General Permit Covered Facility	Effective	Storm Water Industrial	09/30/2017	N	--	--
RCRA	NYD986999241	CESQG Other	Active (H)	--	--	N	40.66294	-73.42298

Facility Address

System	Identifier	Facility Name	Facility Address
FRS	110004488750	T SMITH & SON	242 S KETCHAM AVE, AMITYVILLE, NY 11701
ICP	NYR00E355	T SMITH & SONS MARINE SERVICE	242 SOUTH KETCHAM AVE, AMITYVILLE, NY 11701-4031
RCR	NYD986999241	T SMITH & SON	242 S KETCHAM AVE, AMITYVILLE, NY 117013527

Facility SIC Codes

System	Identifier	SIC Code	SIC Desc
ICP	NYR00E355	4493	--

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)
CWA	NYR00E355	--	--	06/30/2014	0
RCRA	NYD986999241	No	--	10/19/2014	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	QTR 13*
CWA (Source ID: NYR00E355)		07/01-09/30 2011	10/01-12/31 2011	01/01-03/31 2012	04/01-06/30 2012	07/01-09/30 2012	10/01-12/31 2012	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
	Facility-Level Status	No Viol	Und											
	SNC/RNC History	--	--	--	--	--	--	--	--	--	--	--	--	--

*Quarter 13 is draft/unofficial and has not been fully quality assured. Read more

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: NYD986999241)		10/01-12/31 2011	01/01-03/31 2012	04/01-06/30 2012	07/01-09/30 2012	10/01-12/31 2012	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
	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	Watershed (HUC 8)	Watershed Name (HUC 8)	Watershed (HUC 12)	Watershed Name (HUC 12)	Receiving Waters	Impaired Waters	Combined Sewer System?
NYR00E355 02030202		SOUTHERN LONG ISLAND	020302020202	Seaford Creek-South Oyster Bay	LEE RE CANAL	No	--

Air Quality

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

Pollutants

TRI History of Reported Chemicals Released in Pounds per Year at Site ①

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:	67%	Households in Area:	36,618
Center latitude:	40.662889	Water Area:	33%	Housing Units in Area:	38,106
Center Longitude:	-73.422861	Population Density:	5,858/sq.mi.	Households on Public Assistance:	555
Total Persons:	109,526	Percent Minority:	31%	Persons Below Poverty Level:	15,289
Race Breakdown		Persons (%)		Age Breakdown	
White:	84,523 (77.17%)	Child 5 years and younger:	6,108 (5.58%)		
African-American:	13,851 (12.65%)	Minors 17 years and younger:	25,368 (23.16%)		
Hispanic-Origin:	17,552 (16.03%)	Adults 18 years and older:	84,158 (76.84%)		
Asian/Pacific Islander:	1,993 (1.82%)	Seniors 65 years and older:	15,446 (14.1%)		
American Indian:	366 (.33%)				
Other/Multiracial:	8,792 (8.03%)				
Education Level (Persons 25 & older)		Persons (%)		Income Breakdown	
Less than 9th Grade:	3,324 (4.6%)	Less than \$15,000:	2,024 (5.79%)		
9th through 12th Grade:	4,916 (6.81%)	\$15,000 - \$25,000:	2,103 (6.02%)		
High School Diploma:	23,991 (33.23%)	\$25,000 - \$50,000:	5,646 (16.15%)		
Some College/2-yr:	19,023 (26.35%)	\$50,000 - \$75,000:	5,653 (16.17%)		
B.S./B.A. or More:	20,932 (29%)	Greater than \$75,000:	19,527 (55.87%)		

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Detailed Facility Report

Facility Summary

BAYVILLAGE MARINA
233 S KETCHAM AVE, AMITYVILLE, NY 11701 ⓘ

Facility Information (FRS)

FRS ID: 110040093369
EPA Region: 02
Latitude: 40.66356
Longitude: -73.42346
Locational Data Source: FRS
Industry:
Indian Country: N

Regulatory Interests

Clean Air Act: No Information
Clean Water Act: Minor, Permit Admin Continued (NYR00E554)
Resource Conservation and Recovery Act: No Information
Safe Drinking Water Act: No Information

Also Reports

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

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)
CWA	--	--	Noncompliance	10	0	--	1	\$500	--	--

Related Reports: [E](#) CWA Effluent Charts [L](#) CWA Pollutant Loading Report

Facility/System Characteristics

Facility/System Characteristics

Statute	Identifier	Universe	Status	Areas	Permit Expiration Date	Indian Country	Latitude	Longitude
--	110040093369	--	--	--	--	N	40.66356	-73.42346
CWA	NYR00E554	Minor: General Permit Covered Facility	Admin Continued	Storm Water Industrial	03/31/2012	N	--	--

Facility Address

System	Identifier	Facility Name	Facility Address
FRS	110040093369	BAYVILLAGE MARINA	233 S KETCHAM AVE, AMITYVILLE, NY 11701
ICP	NYR00E554	BAYVILLAGE MARINA	233 S KETCHAM AVE, AMITYVILLE, NY 11701

Facility SIC Codes

System	Identifier	SIC Code	SIC Desc
ICP	NYR00E554	4493	--

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.

Water Quality

Permit ID	Watershed (HUC 8)	Watershed Name (HUC 8)	Watershed (HUC 12)	Watershed Name (HUC 12)	Receiving Waters	Impaired Waters	Combined Sewer System?
NYR00E554	02030202	SOUTHERN LONG ISLAND	020302020202	Seaford Creek-South Oyster Bay	NARRASKATUCK CREEK	No	--

Air Quality

Non-Attainment Area?	Pollutant(s)
Yes	Ozone
No	Lead
Yes	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:	68%	Households in Area:	37,255
Center latitude:	40.663444	Water Area:	32%	Housing Units in Area:	38,764
Center Longitude:	-73.423861	Population Density:	5,888/sq.mi.	Households on Public Assistance:	556
Total Persons:	111,400	Percent Minority:	31%	Persons Below Poverty Level:	15,459
Race Breakdown		Persons (%)		Age Breakdown	
White:	86,111 (77.3%)	Child 5 years and younger:	6,229 (5.59%)		
African-American:	14,051 (12.61%)	Minors 17 years and younger:	25,797 (23.16%)		
Hispanic-Origin:	17,658 (15.85%)	Adults 18 years and older:	85,604 (76.84%)		
Asian/Pacific Islander:	2,026 (1.82%)	Seniors 65 years and older:	15,806 (14.19%)		
American Indian:	368 (.33%)				
Other/Multiracial:	8,844 (7.94%)				
Education Level (Persons 25 & older)		Persons (%)		Income Breakdown	
Less than 9th Grade:	3,382 (4.6%)	Less than \$15,000:	2,060 (5.78%)		
9th through 12th Grade:	4,948 (6.72%)	\$15,000 - \$25,000:	2,147 (6.03%)		

Education Level (Persons 25 & older)	Persons (%)	Income Breakdown	Households (%)
High School Diploma:	24,380 (33.13%)	\$25,000 - \$50,000:	5,720 (16.05%)
Some College/2-yr:	19,422 (26.39%)	\$50,000 - \$75,000:	5,736 (16.1%)
B.S./B.A. or More:	21,461 (29.16%)	Greater than \$75,000:	19,968 (56.04%)

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Detailed Facility Report

Facility Summary

PEARL GREY FISHING STATION INC
247 SOUTH KETCHAM AVE, AMITYVILLE, NY 11701 ⓘ

Facility Information (FRS)

FRS ID: 110039193477
EPA Region: 02
Latitude: 40.66279
Longitude: -73.42342
Locational Data Source: FRS
Industry:
Indian Country: N

Regulatory Interests

Clean Air Act: No Information
Clean Water Act: Minor, Permit Effective (NYR00E364)
Resource Conservation and Recovery Act: No Information
Safe Drinking Water Act: No Information

Also Reports

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

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)
CWA	--	--	Noncompliance	2	0	--	--	--	--	--

Related Reports: [E](#) CWA Effluent Charts [L](#) CWA Pollutant Loading Report

Facility/System Characteristics

Facility/System Characteristics

Statute	Identifier	Universe	Status	Areas	Permit Expiration Date	Indian Country	Latitude	Longitude
--	110039193477	--	--	--	--	N	40.66279	-73.42342
CWA	NYR00E364	Minor: General Permit Covered Facility	Effective	Storm Water Industrial	09/30/2017	N	--	--

Facility Address

System	Identifier	Facility Name	Facility Address
FRS	110039193477	PEARL GREY FISHING STATION INC	247 SOUTH KETCHAM AVE, AMITYVILLE, NY 11701
ICP	NYR00E364	PEARL GREY FISHING STATION INC	247 SOUTH KETCHAM AVE, AMITYVILLE, NY 11701

Facility SIC Codes

System	Identifier	SIC Code	SIC Desc
ICP	NYR00E364	4493	--

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)
CWA	NYR00E364	--	--	06/30/2014	2

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	QTR 13*
	CWA (Source ID: NYR00E364)	07/01-09/30 2011	10/01-12/31 2011	01/01-03/31 2012	04/01-06/30 2012	07/01-09/30 2012	10/01-12/31 2012	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
	Facility-Level Status	No Viol	In Viol	In Viol	Und									
	SNC/RNC History	--	--	--	--	--	--	--	--	--	--	W(N/A)	R(Resolved)	--
	Permit Schedule Violations													
CWA	Schedule Event achieved late but reported: Status/Progress Report	--	--	--	--	--	--	--	--	--	--	02-28-14	04-18-14	--
CWA	Schedule Event reported late: Status/Progress Report	--	--	--	--	--	--	--	--	--	--	02-28-14	04-18-14	--
CWA	Schedule Event unachieved and not reported: Status/Progress Report	--	--	--	--	--	--	--	--	--	--	02-28-14	04-18-14	--
CWA	Schedule Event unachieved but reported: Status/Progress Report	--	--	--	--	--	--	--	--	--	--	02-28-14	04-18-14	--

*Quarter 13 is draft/unofficial and has not been fully quality assured. Read more

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	Watershed (HUC 8)	Watershed Name (HUC 8)	Watershed (HUC 12)	Watershed Name (HUC 12)	Receiving Waters	Impaired Waters	Combined Sewer System?
NYR00E364	02030202	SOUTHERN LONG ISLAND	020302020202	Seaford Creek-South Oyster Bay	GREAT SOUTH BAY	No	--

Air Quality

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

Non-Attainment Area?	Pollutant(s)
Yes	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:	67%	Households in Area:	36,260
Center latitude:	40.662333	Water Area:	33%	Housing Units in Area:	37,723
Center Longitude:	-73.424222	Population Density:	5,771/sq.mi.	Households on Public Assistance:	540
Total Persons:	108,555	Percent Minority:	31%	Persons Below Poverty Level:	14,939
Race Breakdown		Persons (%)		Age Breakdown	
White:	84,195 (77.56%)	Child 5 years and younger:	6,060 (5.58%)	Minors 17 years and younger:	25,122 (23.14%)
African-American:	13,409 (12.35%)	Adults 18 years and older:	83,433 (76.86%)	Seniors 65 years and older:	15,387 (14.17%)
Hispanic-Origin:	17,291 (15.93%)				
Asian/Pacific Islander:	1,972 (1.82%)				
American Indian:	357 (.33%)				
Other/Multiracial:	8,623 (7.94%)				
Education Level (Persons 25 & older)		Persons (%)		Income Breakdown	
Less than 9th Grade:	3,285 (4.59%)	Less than \$15,000:	1,986 (5.72%)	\$15,000 - \$25,000:	2,088 (6.02%)
9th through 12th Grade:	4,814 (6.72%)	\$25,000 - \$50,000:	5,573 (16.06%)	\$50,000 - \$75,000:	5,575 (16.07%)
High School Diploma:	23,637 (32.99%)	Greater than \$75,000:	19,476 (56.13%)		
Some College/2-yr:	18,885 (26.36%)				
B.S./B.A. or More:	21,023 (29.34%)				

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Detailed Facility Report

Facility Summary

SEA JAY MARINE INC
262 S KETCHAM AVE, AMITYVILLE, NY 11702 ⓘ

Facility Information (FRS)

FRS ID: 110019070592
EPA Region: 02
Latitude: 40.66237
Longitude: -73.4234
Locational Data Source: FRS
Industry:
Indian Country: --

Regulatory Interests

Clean Air Act: No Information
Clean Water Act: Minor, Permit Effective (NYR00E352)
Resource Conservation and Recovery Act: No Information
Safe Drinking Water Act: No Information

Also Reports

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

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)
CWA	--	--	Noncompliance	4	0	--	--	--	--	--

Related Reports: [E](#) CWA Effluent Charts [L](#) CWA Pollutant Loading Report

Facility/System Characteristics

Facility/System Characteristics

Statute	Identifier	Universe	Status	Areas	Permit Expiration Date	Indian Country	Latitude	Longitude
--	110019070592	--	--	--	--	--	40.66237	-73.4234
CWA	NYR00E352	Minor: General Permit Covered Facility	Effective	Storm Water Industrial	09/30/2017	N	--	--

Facility Address

System	Identifier	Facility Name	Facility Address
FRS	110019070592	SEA JAY MARINE INC	262 S KETCHAM AVE, AMITYVILLE, NY 11702
ICP	NYR00E352	SEA-JAY MARINE INC	262 SOUTH KETCHUM AVE, AMITYVILLE, NY 11701

Facility SIC Codes

System	Identifier	SIC Code	SIC Desc
ICP	NYR00E352	4493	--

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)
CWA	NYR00E352	--	--	06/30/2014	4

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	QTR 13*
	CWA (Source ID: NYR00E352)	07/01-09/30 2011	10/01-12/31 2011	01/01-03/31 2012	04/01-06/30 2012	07/01-09/30 2012	10/01-12/31 2012	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
	Facility-Level Status	No Viol	In Viol	In Viol	No Viol	No Viol	In Viol	In Viol	Und					
	SNC/RNC History	--	--	--	--	--	--	V (NonRNCV)	--	--	--	W(N/A)	R(Resolved)	--
	Permit Schedule Violations													
CWA	Schedule Event achieved late but reported: Status/Progress Report	--	--	--	--	--	--	03-31-13	04-10-13	--	--	--	--	--
CWA	Schedule Event achieved late but reported: Status/Progress Report	--	--	--	--	--	--	--	--	--	--	02-28-14	04-14-14	--
CWA	Schedule Event reported late: Status/Progress Report	--	--	--	--	--	--	--	--	--	--	02-28-14	04-14-14	--
CWA	Schedule Event unachieved and not reported: Status/Progress Report	--	--	--	--	--	--	--	--	--	--	02-28-14	04-14-14	--
CWA	Schedule Event unachieved but reported: Status/Progress Report	--	--	--	--	--	--	--	--	--	--	02-28-14	04-14-14	--

*Quarter 13 is draft/unofficial and has not been fully quality assured. Read more

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	Watershed (HUC 8)	Watershed Name (HUC 8)	Watershed (HUC 12)	Watershed Name (HUC 12)	Receiving Waters	Impaired Waters	Combined Sewer System?
No data records returned							

Air Quality

Non-Attainment Area?	Pollutant(s)
Yes	Ozone

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

Pollutants

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

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:	67%	Households in Area:	35,606
Center latitude:	40.661724	Water Area:	33%	Housing Units in Area:	37,036
Center Longitude:	-73.424259	Population Density:	5,733/sq.mi.	Households on Public Assistance:	531
Total Persons:	106,737	Percent Minority:	31%	Persons Below Poverty Level:	14,572
Race Breakdown		Persons (%)		Age Breakdown	
White:	82,945 (77.71%)	Child 5 years and younger:	5,955 (5.58%)		
African-American:	12,987 (12.17%)	Minors 17 years and younger:	24,712 (23.15%)		
Hispanic-Origin:	17,062 (15.99%)	Adults 18 years and older:	82,025 (76.85%)		
Asian/Pacific Islander:	1,935 (1.81%)	Seniors 65 years and older:	15,117 (14.16%)		
American Indian:	354 (.33%)				
Other/Multiracial:	8,517 (7.98%)				
Education Level (Persons 25 & older)		Persons (%)		Income Breakdown	
Less than 9th Grade:	3,216 (4.57%)	Less than \$15,000:	1,937 (5.68%)		
9th through 12th Grade:	4,717 (6.7%)	\$15,000 - \$25,000:	2,045 (6%)		
High School Diploma:	23,171 (32.93%)	\$25,000 - \$50,000:	5,475 (16.06%)		
Some College/2-yr:	18,539 (26.35%)	\$50,000 - \$75,000:	5,479 (16.07%)		
B.S./B.A. or More:	20,723 (29.45%)	Greater than \$75,000:	19,152 (56.18%)		

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Detailed Facility Report

Facility Summary

STEVES MARINE SERVICE WEST INC
255 S KETCHAM AVE, AMITYVILLE, NY 11701 ⓘ

Facility Information (FRS)

FRS ID: 110039194118
EPA Region: 02
Latitude: 40.66223
Longitude: -73.42339
Locational Data Source: FRS
Industry:
Indian Country: N

Regulatory Interests

Clean Air Act: No Information
Clean Water Act: Minor, Permit Effective (NYR00E370)
Resource Conservation and Recovery Act: No Information
Safe Drinking Water Act: No Information

Also Reports

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

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)
CWA	--	--	Noncompliance	9	0	--	--	--	--	--

Related Reports: [E](#) CWA Effluent Charts [L](#) CWA Pollutant Loading Report

Facility/System Characteristics

Facility/System Characteristics

Statute	Identifier	Universe	Status	Areas	Permit Expiration Date	Indian Country	Latitude	Longitude
--	110039194118	--	--	--	--	N	40.66223	-73.42339
CWA	NYR00E370	Minor: General Permit Covered Facility	Effective	Storm Water Industrial	09/30/2017	N	--	--

Facility Address

System	Identifier	Facility Name	Facility Address
FRS	110039194118	STEVES MARINE SERVICE WEST INC	255 S KETCHAM AVE, AMITYVILLE, NY 11701
ICP	NYR00E370	STEVES MARINE SERVICE WEST INC	255 S KETCHAM AVE, AMITYVILLE, NY 11701

Facility SIC Codes

System	Identifier	SIC Code	SIC Desc
ICP	NYR00E370	4493	--

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)
CWA	NYR00E370	--	--	06/30/2014	9

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	QTR 13*
CWA	(Source ID: NYR00E370)	07/01-09/30/2011	10/01-12/31/2011	01/01-03/31/2012	04/01-06/30/2012	07/01-09/30/2012	10/01-12/31/2012	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
	Facility-Level Status	In Viol	No Viol	No Viol	No Viol	In Viol	In Viol	Und						
	SNC/RNC History	V (NonRNCV)	--	--	--	W (N/A)	R (Resolved)	--						
	Permit Schedule Violations													
CWA	Schedule Event achieved late but reported: Status/Progress Report	--	--	--	--	--	--	--	--	--	--	02-28-14	05-05-14	--
CWA	Schedule Event reported late: Status/Progress Report	--	--	--	--	--	--	--	--	--	--	02-28-14	05-05-14	--
CWA	Schedule Event unachieved and not reported: Status/Progress Report	--	--	--	--	--	--	--	--	--	--	02-28-14	05-05-14	--
CWA	Schedule Event unachieved but reported: Status/Progress Report	--	--	--	--	--	--	--	--	--	--	02-28-14	05-05-14	--

*Quarter 13 is draft/unofficial and has not been fully quality assured. Read more

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	Watershed (HUC 8)	Watershed Name (HUC 8)	Watershed (HUC 12)	Watershed Name (HUC 12)	Receiving Waters	Impaired Waters	Combined Sewer System?
NYR00E37002030202		SOUTHERN LONG ISLAND	020302020202	Seaford Creek-South Oyster Bay	NARRASKETUCK RIVER	No	--

Air Quality

Non-Attainment Area?	Pollutant(s)
Yes	Ozone
No	Lead
Yes	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:	67%	Households in Area:	36,333
Center latitude:	40.662528	Water Area:	33%	Housing Units in Area:	37,806
Center Longitude:	-73.423417	Population Density:	5,844/sq.mi.	Households on Public Assistance:	548
Total Persons:	108,757	Percent Minority:	31%	Persons Below Poverty Level:	15,076
Race Breakdown		Persons (%)		Age Breakdown	
White:	84,131 (77.36%)	Child 5 years and younger:	6,063 (5.57%)		
African-American:	13,598 (12.5%)	Minors 17 years and younger:	25,177 (23.15%)		
Hispanic-Origin:	17,395 (15.99%)	Adults 18 years and older:	83,580 (76.85%)		
Asian/Pacific Islander:	1,981 (1.82%)	Seniors 65 years and older:	15,360 (14.12%)		
American Indian:	360 (.33%)				
Other/Multiracial:	8,688 (7.99%)				
Education Level (Persons 25 & older)		Persons (%)		Income Breakdown	
Less than 9th Grade:	3,295 (4.6%)	Less than \$15,000:	2,000 (5.76%)		
9th through 12th Grade:	4,856 (6.77%)	\$15,000 - \$25,000:	2,089 (6.02%)		
High School Diploma:	23,748 (33.12%)	\$25,000 - \$50,000:	5,597 (16.12%)		
Some College/2-yr:	18,892 (26.35%)	\$50,000 - \$75,000:	5,603 (16.14%)		
B.S./B.A. or More:	20,909 (29.16%)	Greater than \$75,000:	19,434 (55.97%)		

New York State Department
of Environmental
Conservation (NYSDEC)
Reports



**NEW YORK STATE
DEPARTMENT OF
ENVIRONMENTAL CONSERVATION**

Spill Incidents Database Search Results

Record Count: 10 Rows: 1 to 10

[Export XLS](#)[Export CSV](#)

	Spill Number	Date Spill Reported	Spill Name	County	City/Town	Address
1.	8300823	07/18/1983	MOBIL/JOHNSON MARINA	SUFFOLK	AMITYVILLE	255 SOUTH KETCHAM AVENUE
2.	8900475	04/17/1989	UNKNOWN	SUFFOLK	AMITYVILLE	97 SOUTH KETCHAM
3.	9009272	11/26/1990	MCGILLICUDDY RESIDENCE	SUFFOLK	AMITYVILLE	64 SOUTH KETCHAM AVENUE
4.	9300806	04/16/1993	BAY VILLAGE MARINA	SUFFOLK	AMITYVILLE	233 SOUTH KETCHAM AVE/MORRIS AVE
5.	9513052	01/19/1996	RESIDENCE	SUFFOLK	AMITYVILLE	109A SOUTH KETCHAM AVENUE
6.	9825116	11/05/1998	TOOMEYS BAR	SUFFOLK	AMITYVILLE	251 KETCHAM AVENUE
7.	9825238	02/05/1999	COMMERCIAL BUILDING	SUFFOLK	AMITYVILLE	16 SOUTH KETCHAM
8.	0902987	06/12/2009	PASSENGER VEHICLE	SUFFOLK	AMITYVILLE	262 SOUTH KETCHAM AVE
9.	1205611	09/05/2012	CANAL	SUFFOLK	AMITYVILLE	40 HAMILTON ST/SOUTH KETCHAM
10.	1211541	11/20/2012	RESIDENCE	SUFFOLK	AMITYVILLE	109 SOUTH KETCHAM AVENUE

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NEW YORK STATE
DEPARTMENT OF
ENVIRONMENTAL CONSERVATION

Spill Incidents Database Search Details

Spill Record

Administrative Information

DEC Region: 1

Spill Number: 8300823

Spill Date/Time

Spill Date: 07/18/1983 **Spill Time:** 12:00:00 PM

Call Received Date: 07/18/1983 **Call Received Time:** 12:00:00 PM

Location

Spill Name: MOBIL/JOHNSON MARINA

Address: 255 SOUTH KETCHAM AVENUE

City: AMITYVILLE **County:** SUFFOLK

Spill Description

Material Spilled Amount Spilled Resource Affected

Gasoline UNKNOWN Soil

Cause: Tank Failure

Source: Missing Code in Old Data - Must be fixed

Waterbody:

Record Close

Date Spill Closed: 01/16/1998

"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.

[Return To Results](#)

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NEW YORK STATE
DEPARTMENT OF
ENVIRONMENTAL CONSERVATION

Spill Incidents Database Search Details

Spill Record

Administrative Information

DEC Region: 1

Spill Number: 9300806

Spill Date/Time

Spill Date: 04/16/1993 **Spill Time:** 11:00:00 AM

Call Received Date: 04/16/1993 **Call Received Time:** 12:05:00 PM

Location

Spill Name: BAY VILLAGE MARINA

Address: 233 SOUTH KETCHAM AVE/MORRIS AVE

City: AMITYVILLE **County:** SUFFOLK

Spill Description

Material Spilled	Amount Spilled	Resource Affected
UNKNOWN PETROLEUM	UNKNOWN	Soil

Cause: Other

Source: Commercial/Industrial

Waterbody:

Record Close

Date Spill Closed: 04/16/1993

"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.

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NEW YORK STATE
DEPARTMENT OF
ENVIRONMENTAL CONSERVATION

Spill Incidents Database Search Details

Spill Record

Administrative Information

DEC Region: 1

Spill Number: 9825116

Spill Date/Time

Spill Date: 11/05/1998 **Spill Time:** 10:05:00 AM

Call Received Date: 11/05/1998 **Call Received Time:** 10:05:00 AM

Location

Spill Name: TOOMEYS BAR

Address: 251 KETCHAM AVENUE

City: AMITYVILLE **County:** SUFFOLK

Spill Description

Material Spilled Amount Spilled Resource Affected

Gasoline UNKNOWN Surface Water

Cause: Other

Source: Commercial/Industrial

Waterbody:

Record Close

Date Spill Closed: 01/26/1999

"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.

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