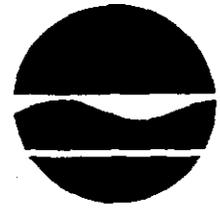


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New York State Department of Environmental Conservation  
Division of Environmental Permits, Region 3  
21 South Putt Corners Road, New Paltz, New York 12561-1620  
Phone: (845) 256-3054 • FAX: (845) 255-3042  
Website: www.dec.ny.gov

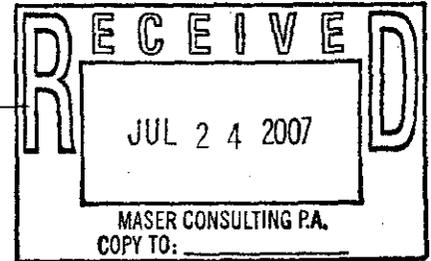


Alexander B. Grannis  
Commissioner

Via Fax 845-564-0278  
+ U.S. Mail

Jesse Cokeley/Maser Consulting  
1607 Rte 300, Suite 101  
Newburgh, NY 12550

Date: 7/19/7



RE: Stewart Airport Vicinity Site per attached map  
Location: T/ New Windsor Orange County

Dear Jesse Cokeley

Based upon our review of your inquiry dated 6/20/7, we offer the following comments:

**Protection of Waters**

The stream(s)/pond(s)/waterbody are located within or near the site you indicated:

Name	Class	DEC Water Index Number	Status
<u>Trib. of Lake Washington</u>	<u>[A(T)]</u>	<u>H-P 225-1-1</u> <sup>(IF PERENNIAL + runs year-round)</sup>	<u>(Protected)</u> non-protected, navigable
<u>" "</u>	<u>[D]</u>	<u>H-P 225-1-1</u> <sup>(IF intermittent and only runs seasonally)</sup>	<u>(Protected)</u> non-protected, navigable

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

A Protection of Waters permit is required for any excavation or filling below the mean high water line of any waterbodies identified above as "navigable."

There are no waterbodies that appear on our regulatory maps at the location/project site you identified. Therefore, if there is a stream or pond outlet present at the site with year-round flow, it assumes the classification of the watercourse into which it feeds, \_\_\_\_\_, Class " \_\_\_\_\_ ", and a Protection of Waters permit is/is not required. If there is a stream or pond outlet present at the site that runs intermittently (seasonally), it is not protected, and a Protection of Waters permit is not required.

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

**Freshwater Wetlands**

Your project/site is near or in Freshwater Wetland \_\_\_\_\_, Class \_\_\_\_\_. Be aware that a Freshwater Wetlands permit is required for any physical disturbance within these boundaries or within the 100 foot adjacent area. To have the boundary delineated, please read the attached notice.

- OVER PLEASE -

RE: Cokeley, Stewart Airport vicinity per attached map Date: 1/19/7

Your project/site is not within a New York State protected Freshwater Wetland. However, please contact your town officials and the United States Army Corps of Engineers in New York City, telephone (212) 264-6731 (Westchester/Rockland Counties), or (212) 264-0185 (other counties), for any permitting they might require.

**State-Listed Species**

DEC has reviewed the State's Master Habitat Databank (MHDB) records. We have determined that the site is located within or near record(s) of the following state-listed species: \_\_\_\_\_ . If your inquiry is related to a specific development project, additional evaluation of the potential impacts of this project related to the sensitive resource(s) identified by this review, may be required. Please contact the person noted below.

No records of sensitive resources were identified by this review.

Other: \_\_\_\_\_

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

Freshwater Wetlands       Master Habitat Databank       Other: \_\_\_\_\_

Protection of Waters

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

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

Sincerely,

Judith Blawett  
Division of Environmental Permits  
Region 3, Telephone No. 845/256-3162

Information/Permit Materials/Regulations/Map (Cornwall Quadrangle) Attached.

Web page information

NYC DEP Contact Information (this site is within the NYC Watershed)

cc: \_\_\_\_\_

**NOTE: Regarding erosion/sedimentation control requirements:**

Stormwater discharges now require a SPDES Stormwater permit from this Department if they either:

- occur at industrial facilities and contain either toxic contaminants or priority pollutants OR
- result from construction projects involving the disturbance of one (1) or more acres of land.

Your project may be covered under one of two Statewide General Permits or may require an individual permit. If you believe your project would be covered under one of the General Permits and does not require any other DEC permits you may apply for coverage by filing a Notice of Intent with NYSDEC, Division of Water, 625 Broadway, Albany NY 12233-3505, (forms & permits available from this office or DEC Website at [www.dec.state.ny.us](http://www.dec.state.ny.us) or call 518-402-8109). If your project involves other DEC permits, please contact this office.

DEP3:\generjursd\GEN2.FRM 7/07 eh