APPENDIX H

OCTOBER 20, 2014, ORANGE COUNTY LANDFILL - CHEECHUNK CANAL / LANDFILL SEEP EVALUATION, PRE-CONSTRUCTION NOTIFICATION TO USACOE

ORANGE COUNTY
DEPARTMENT OF PUBLIC WORKS
DIVISION OF ENVIRONMENTAL FACILITIES & SERVICES

Charles W. Lee, P.E.
Commissioner

Peter S. Hammond
Deputy Commissioner

Steven M. Neuhaus
County Executive

P.O. Box 637, 2455-2459 Route 17M
Goshen, New York 10924-0637
www.orangecountygov.com/efs
Tel: (845) 291-2640 • Fax: (845) 291-2665

October 20, 2014

Department of the Army
New York District, Corps of Engineers
ATTN: Regulatory Branch
26 Federal Plaza
New York, New York 10278

Subject: Pre-Construction Notification for Nationwide Permit No. 38
Canal Bank Stabilization
Orange County, New York

Attached please find form 4345 serving as the Pre-Construction Notification (PCN) for a United States Army Corp of Engineers (USACOE) Nationwide Permit (NWP) 38 to disturb less than 1/10 acre of wetlands for stream bank stabilization of the Cheechunk Canal (Wallkill River) downhill from the closed Orange County Landfill located in the Town of Goshen, Orange County, New York (see attached figures).

Please contact me should you have any questions or comments.

Best regards,

Peter S. Hammond
Orange County Department of Public Works
Division of Environmental Facilities and Services

Attachments

Cc: Joseph Mahoney, Orange County
Mark Millspaugh, Sterling Environmental

U.S. ARMY CORPS OF ENGINEERS

APPLICATION FOR DEPARTMENT OF THE ARMY PERMIT

33 CFR 325. The proponent agency is CECW-CO-R.

Form Approved - OMB No. 0710-0003 Expires: 31-AUGUST-2013

Public reporting for this collection of information is estimated to average 11 hours per response, including the time for reviewing instructions, searching existing data sources, gathering and maintaining the data needed, and completing and reviewing the collection of information. Send comments regarding this burden estimate or any other aspect of the collection of information, including suggestions for reducing this burden, to Department of Defense, Washington Headquarters, Executive Services and Communications Directorate, Information Management Division and to the Office of Management and Budget, Paperwork Reduction Project (0710-0003). Respondents should be aware that notwithstanding any other provision of law, no person shall be subject to any penalty for failing to comply with a collection of information if it does not display a currently valid OMB control number. Please DO NOT RETURN your form to either of those addresses. Completed applications must be submitted to the District Engineer having jurisdiction over the location of the proposed activity.

PRIVACY ACT STATEMENT

Authorities: Rivers and Harbors Act, Section 10, 33 USC 403; Clean Water Act, Section 404, 33 USC 1344; Marine Protection, Research, and Sanctuaries Act, Section 103, 33 USC 1413; Regulatory Programs of the Corps of Engineers; Final Rule 33 CFR 320-332. Principal Purpose: Information provided on this form will be used in evaluating the application for a permit. Routine Uses: This information may be shared with the Department of Justice and other federal, state, and local government agencies, and the public and may be made available as part of a public notice as required by Federal law. Submission of requested information is voluntary, however, if information is not provided the permit application cannot be evaluated nor can a permit be issued. One set of original drawings or good reproducible copies which show the location and character of the proposed activity must be attached to this application (see sample drawings and/or instructions) and be submitted to the District Engineer having jurisdiction over the location of the proposed activity. An application that is not completed in full will be returned.

(ITEMS 1 THRU 4 TO BE FILLED BY THE CORPS)

1. APPLICATION NO.	2. FIELD OFFICE CODE	3. DATE RECEIVED	4. DATE APPLICATION COMPLETE

(ITEMS BELOW TO BE FILLED BY APPLICANT)

5. APPLICANT'S NAME	8. AUTHORIZED AGENT'S NAME AND TITLE (agent is not required)
First - Peter Middle - S. Last - Hammond	First - Mark Middle - P. Last - Millspaugh
Company - Orange County Dept. of Public Works	Company - Sterling Environmental Engineering, P.C.
E-mail Address - phammond@co.orange.ny.us	E-mail Address - mark.millspaugh@sterlingenvironmental.com
6. APPLICANT'S ADDRESS:	9. AGENT'S ADDRESS:
Address- 2455-2459 Route 17M, PO Box 637	Address- 24 Wade Road
City - Goshen State - NY Zip - 10924 Country - USA	City - Latham State - NY Zip - 12110 Country - USA
7. APPLICANT'S PHONE NOs. w/AREA CODE	10. AGENTS PHONE NOs. w/AREA CODE
a. Residence 845-742-2852 b. Business 845-291-2641 c. Fax 845-291-2665	a. Residence 518-573-4796 b. Business 518-456-4900 c. Fax 518-456-3532

STATEMENT OF AUTHORIZATION

11. I hereby authorize, Mark P. Millspaugh, P.E. to act in my behalf as my agent in the processing of this application and to furnish, upon request, supplemental information in support of this permit application.

SIGNATURE OF APPLICANT DATE 10-20-14

NAME, LOCATION, AND DESCRIPTION OF PROJECT OR ACTIVITY

12. PROJECT NAME OR TITLE (see instructions)

Canal Bank Stabilization

13. NAME OF WATERBODY, IF KNOWN (if applicable)	14. PROJECT STREET ADDRESS (if applicable)
Cheechunk Canal (AKA Wallkill River)	Address 21 Training Center Lane
15. LOCATION OF PROJECT Latitude: °N 41.38875 Longitude: °W 74.40061	City - New Hampton State- NY Zip- 10958

16. OTHER LOCATION DESCRIPTIONS, IF KNOWN (see instructions)

State Tax Parcel ID 16-1-2.22 Municipality Orange County, Town of Goshen

Section - 16 Township - Town of Goshen Range -

17. DIRECTIONS TO THE SITE

18. Nature of Activity (Description of project, include all features)

Filter fabric and up to three (3) feet of rip rap fill in certain locations. Fabric will be placed by hand, and stone will be placed by a crane from higher up on the canal bank.

19. Project Purpose (Describe the reason or purpose of the project, see instructions)

The purpose of this project is to stabilize the canal banks at select locations where sloughing is occurring.

USE BLOCKS 20-23 IF DREDGED AND/OR FILL MATERIAL IS TO BE DISCHARGED

20. Reason(s) for Discharge

Stabilization and erosion control.

21. Type(s) of Material Being Discharged and the Amount of Each Type in Cubic Yards:

Type Amount in Cubic Yards	Type Amount in Cubic Yards	Type Amount in Cubic Yards
Rip rap - Less than 10 Cubic Yards		

22. Surface Area in Acres of Wetlands or Other Waters Filled (see instructions)

Acres Less than 4,356 Square Feet (Less than 1/10 Acre)
or
Linear Feet

23. Description of Avoidance, Minimization, and Compensation (see instructions)

Impacts to waters of the United States will be minimized by hand installation of filter fabric, and careful placement of rip rap by crane from above. Excavation of shoreline is not proposed.

24. Is Any Portion of the Work Already Complete? ☐ Yes ☒ No IF YES, DESCRIBE THE COMPLETED WORK

25. Addresses of Adjoining Property Owners, Lessees, Etc., Whose Property Adjoins the Waterbody (if more than can be entered here, please attach a supplemental list).

a. Address- NOTE - CHEECHUNK CANAL IS OWNED BY STATE OF NEW YORK.

City - State - Zip -

b. Address-

City - State - Zip -

c. Address-

City - State - Zip -

d. Address-

City - State - Zip -

e. Address-

City - State - Zip -

26. List of Other Certificates or Approvals/Denials received from other Federal, State, or Local Agencies for Work Described in This Application.

AGENCY	TYPE APPROVAL*	IDENTIFICATION NUMBER	DATE APPLIED	DATE APPROVED	DATE DENIED
NYSDEC	Landfill SMP		June 2014		

* Would include but is not restricted to zoning, building, and flood plain permits

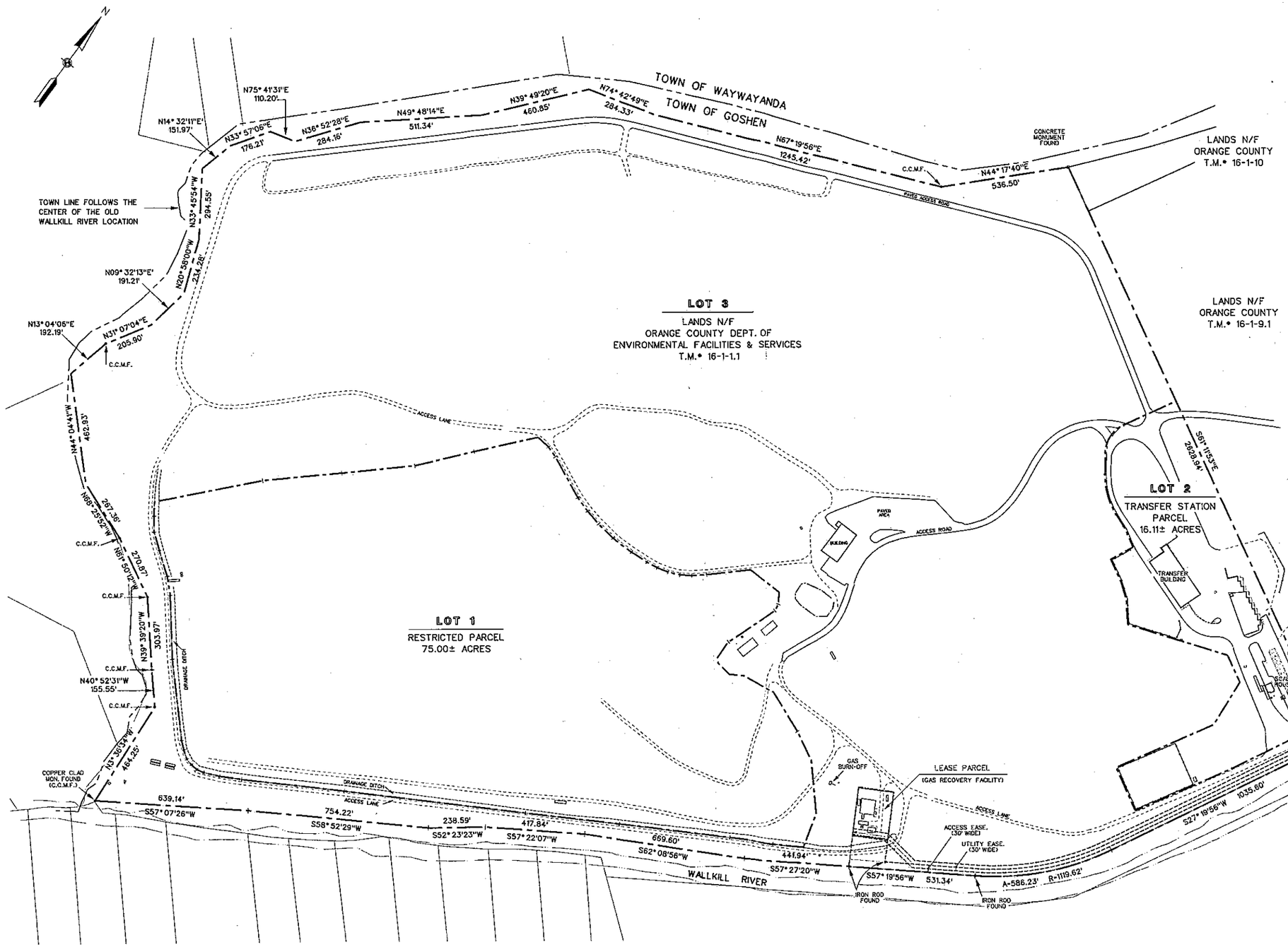
27. Application is hereby made for permit or permits to authorize the work described in this application. I certify that this information in this application is complete and accurate. I further certify that I possess the authority to undertake the work described herein or am acting as the duly authorized agent of the applicant.

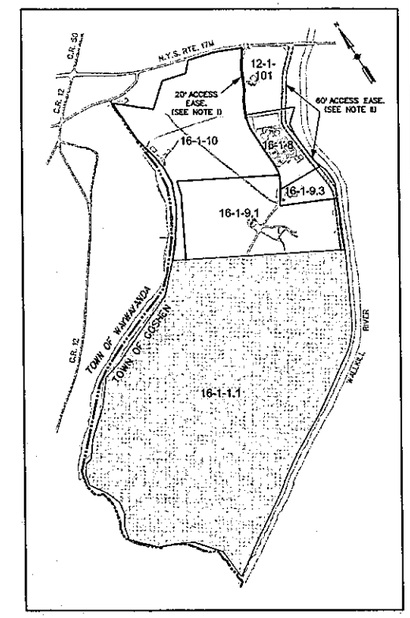
SIGNATURE OF APPLICANT — DATE: 10-20-14

SIGNATURE OF AGENT — DATE: 10/15/14

The Application must be signed by the person who desires to undertake the proposed activity (applicant) or it may be signed by a duly authorized agent if the statement in block 11 has been filled out and signed.

18 U.S.C. Section 1001 provides that: Whoever, in any manner within the jurisdiction of any department or agency of the United States knowingly and willfully falsifies, conceals, or covers up any trick, scheme, or disguises a material fact or makes any false, fictitious or fraudulent statements or representations or makes or uses any false writing or document knowing same to contain any false, fictitious or fraudulent statements or entry, shall be fined not more than $10,000 or imprisoned not more than five years or both.





KEY MAP

AREAS:

OVERALL PARCEL:	298.981 ± ACRES
LOT 1:	75.00 ± ACRES
LOT 2:	16.11 ± ACRES
LOT 3 (REMAINING):	207.871 ± ACRES

NOTE:
THIS IS NOT A COMPLETE SET IF NOT ACCOMPANIED BY SHEETS 2 & 3 OF 3.

NO.	REVISION	DATE

ORANGE COUNTY DEPT. OF PUBLIC WORKS

MINOR SUBDIVISION
ORANGE COUNTY LANDFILL

OVERALL PLAN
TOWN OF GOSHEN

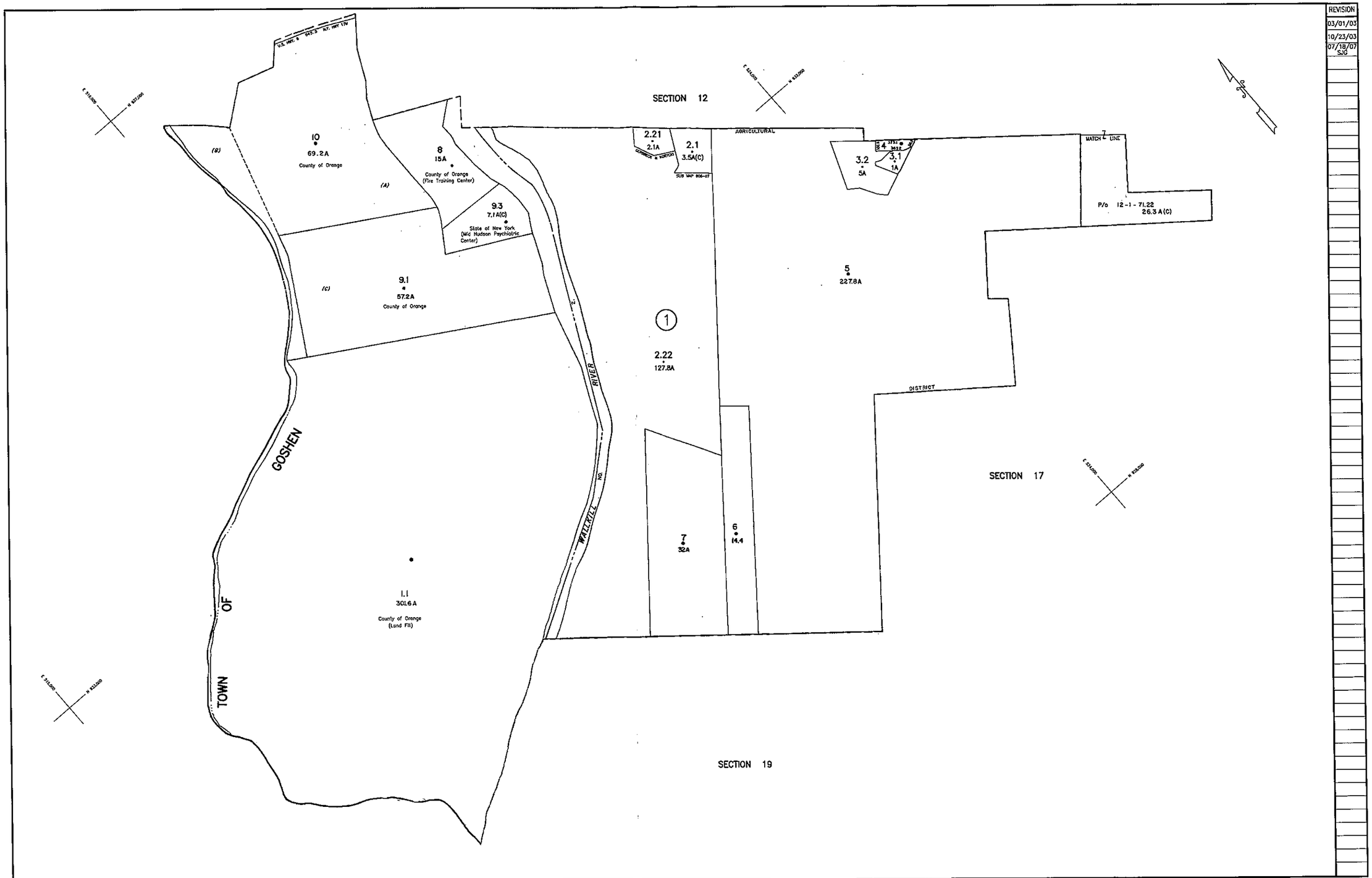
PROJECT NUMBER		DESIGNED BY DATE	. .	SCALE	1" = 200'
.		DRAWN BY DATE	T.G. 02/14/13	SHEET No.	1 OF 3
SM ✓ BY DATE	. .	CHECKED BY DATE	. .	DRAWING No.	.

THOMAS J. BARRY, L.S.
N.Y.S. LICENSE No. 050421

DATE:_____

UNAUTHORIZED ALTERATION OR ADDITION TO A SURVEY MAP BEARING A LICENSED SURVEYOR'S SEAL IS A VIOLATION OF SECTION 7209, SUBDIVISION 2 OF THE NEW YORK STATE EDUCATION LAW.

tbarry PRINTED THIS SHEET
MODEL: Subdivision - 1 of 3
2014-02-25 AM 2/14/2013 SCALE:1"=0.08 ' / in. N:\USERS\GIS\Landfill - New Hampton\OC_Landfill.dgn



LEGEND

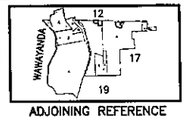
STATE OR COUNTY LINE	FILED PLAN LOT LINE	TAX MAP BLOCK NO.	(6)	FILED PLAN BLOCK NO.	(2) (6)
CITY TOWN OR VILLAGE	EASEMENT LINE	TAX MAP PARCEL NO.	32	FILED PLAN LOT NO.	(3) or (P/o 2)
BLOCK OR SECTION LIMIT	MATCH LINE	AREAS	(DEED) 11.1A or (CALCULATED) 11.6A(C)	STATE HIGHWAYS	N Y STATE HWY NO 17
SPECIAL DISTRICT LINE	WATER FEATURES	DIMENSIONS	(DEED) 66 or (CALCULATED) 75S	COUNTY HIGHWAYS	COUNTY ROAD NO 4
PROPERTY LINE	GRID COORDINATE/CENTROID	PORTION OF TAX LOT	P/o 1-1-1	TOWN ROADS	TOWN ROAD 1

ORANGE COUNTY—NEW YORK

Prepared by
Orange County Tax Map Department
124 Main Street, Goshen, N.Y. 10924
Phone 845.291.2498 Fax 845.291.2499

NOTICE
MAINTENANCE, ALTERATION, SALE OR DISTRIBUTION OF ANY PORTION OF THE ORANGE COUNTY TAX MAP IS PROHIBITED WITHOUT WRITTEN PERMISSION OF THE O.C. REAL PROPERTY TAX SERVICE AGENCY

NOT TO BE REPRODUCED FOR COMMERCIAL PURPOSES FOR TAX PURPOSES ONLY
NOT TO BE USED FOR CONVEYANCE ©

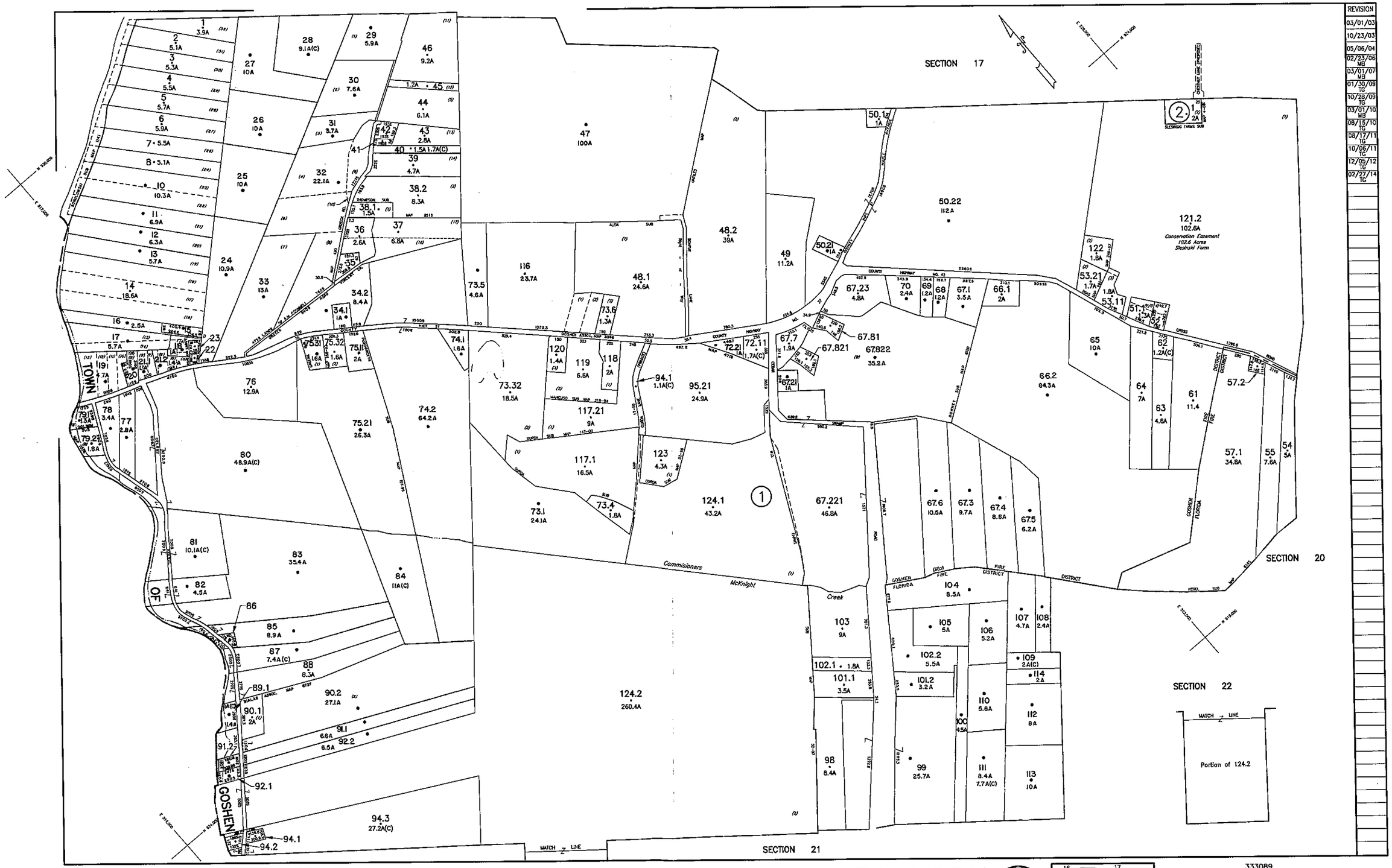


ADJOINING REFERENCE

333089
TOWN OF GOSHEN

Scale 1" = 400' Section No. 16

TAX YEAR 2014



LEGEND

STATE OR COUNTY LINE	FILED PLAN LOT LINE	TAX MAP BLOCK NO.	4	FILED PLAN BLOCK NO.	12 4
CITY TOWN OR VILLAGE	EASEMENT LINE	TAX MAP PARCEL NO.	32	FILED PLAN LOT NO.	(3) or (P/o 2)
BLOCK OR SECTION LIMIT	MATCH LINE	AREAS	(DEED) 11.1A or (CALCULATED) 11.5A(C)	STATE HIGHWAYS	N Y STATE HWY NO 17
SPECIAL DISTRICT LINE (FIRE, WATER, LIGHT, SCHOOL)	WATER FEATURES	DIMENSIONS	(DEED) 65 or (CALCULATED) 755	COUNTY HIGHWAYS	COUNTY ROAD NO 4
PROPERTY LINE	GRID COORDINATE/CENTROID	PORTION OF TAX LOT	P/o 1-1-1	TOWN ROADS	TOWN ROAD 1

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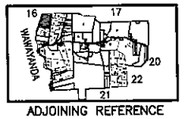

ADJOINING REFERENCE

333089

TOWN OF GOSHEN

Scale 1" = 400' Section No. 19

TAX YEAR 2014