

BARCLAY DAMON^{LLP}

Courtney M. Merriman
Partner

January 11, 2021

VIA CERTIFIED MAIL

Supervisor Benny Zlotnick
Town of Milton
503 Geyser Road
Ballston Spa, NY 12020

Re: Ballston Spa MGP - Environmental Easement
Address: 130, 132 & 134 Milton Avenue, Village of Ballston Spa, New York
(Part of Tax Map #216.24-2-52)
Owner: Rebuilding Together Saratoga County, Inc.
Site No.: 546060

Dear Supervisor Zlotnick:

Attached please find a copy of an environmental easement granted to the New York State Department of Environmental Conservation ("Department")

on November 3, 2020,
by Rebuilding Together Saratoga County, Inc.
for property at 130, 132 & 134 Milton Avenue, Village of Ballston Spa, New York
Tax Map No.: Part of Tax Map #216.24-2-52
DEC Site No: 546060

This Environmental Easement restricts future use of the above-referenced property to restricted commercial. Any on-site activity must be done in accordance with the Environmental Easement and the Site Management Plan which is incorporated into the Environmental Easement. Department approval is also required prior to any groundwater use.

Article 71, Section 71-3607 of the New York State Environmental Conservation Law requires that:

1. Whenever the department is granted an environmental easement, it shall provide each affected local government with a copy of such easement and shall

Barclay Damon Tower – 125 East Jefferson Street – Syracuse, New York 13202 barclaydamon.com
cmerriman@barclaydamon.com Direct: 315.425.2715 Fax: 315.703.7359

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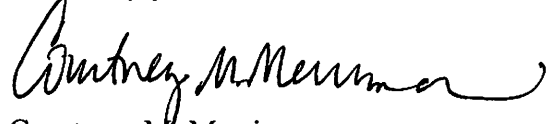
Page 2

also provide a copy of any documents modifying or terminating such environmental easement.

2. Whenever an affected local government receives an application for a building permit or any other application affecting land use or development of land that is subject to an environmental easement and that may relate to or impact such easement, the affected local government shall notify the department and refer such application to the department. The department shall evaluate whether the application is consistent with the environmental easement and shall notify the affected local government of its determination in a timely fashion, considering the time frame for the local government's review of the application. The affected local government shall not approve the application until it receives approval from the department.

An electronic version of every environmental easement that has been accepted by the Department is available to the public at: <http://www.dec.ny.gov/chemical/36045.html>. Please forward this notice to your building and/or planning departments, as applicable, to ensure your compliance with these provisions of New York State Environmental Conservation Law. If you have any questions or comments regarding this matter, please do not hesitate to contact me.

Very truly yours,



Courtney M. Merriman

CMM/jml
Attachment

cc: William Lewis, Building Inspector/Zoning Official (w/attachment)

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OFFICIAL USE

PS Form 3800, April 2015 PSN 7530-02-000-9047

PS Form 3811, July 2013
 Domestic Return Receipt
 (Transfer from service label)

2. Article Number
 7016 0750 0000 1593 7474

1. Article Addressed to:
 SUPERVISOR BENNY ZLOTNICK
 TOWN OF MILTON
 503 GEYSER ROAD
 BALLSTON SPA NY 12020

3. Service Type
☒ Certified Mail[®]
☐ Registered
☐ Insured Mail
☐ Collect on Delivery
☐ Return Receipt for Merchandise
☐ Priority Mail Express[™]

4. Restricted Delivery? (Extra Fee)
☐ Yes
☐ No

D. Is delivery address different from item 1? ☐ Yes
☐ No
 If YES, enter delivery address below:

A. Signature
 B. Received by (Printed Name)
 C. Date of Delivery
 D. Is delivery address different from item 1? ☐ Yes
☐ No
 If YES, enter delivery address below:

COMPLETE THIS SECTION ON DELIVERY

SENDER: COMPLETE THIS SECTION

■ Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
 ■ Print your name and address on the reverse so that we can return the card to you.
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PLACE STICKER AT TOP OF ENVELOPE TO THE RIGHT OF THE RETURN ADDRESS. FOLD AT DOTTED LINE.

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Certified Mail Fee
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Extra Services & Fees (check box, add fee as appropriate)

☐ Return Receipt (hardcopy)	\$
☐ Return Receipt (electronic)	\$
☐ Certified Mail Restricted Delivery	\$
☐ Adult Signature Required	\$
☐ Adult Signature Restricted Delivery	\$

Postage
\$

Total Postage and Fees
\$

Sent To
MR WILLIAM LEWIS, BUILDING INSPECTOR
TOWN OF MILTON, 503 GEYSER ROAD
BALLSTON SPA NY 12020
City, State, ZIP+4®

PS Form 3800, April 2015 PSN 7530-02-000-9047 See Reverse for Instructions

Courtney M. Merriman, Esq.
FROM: BARCLAY DAMON LLP
BARCLAY DAMON TOWER
125 EAST JEFFERSON STREET
SYRACUSE, NEW YORK 13202

TO:

WILLIAM LEWIS
BUILDING INSPECTOR
ZONING OFFICIAL
TOWN OF MILTON
503 GEYSER ROAD
BALLSTON SPA NY 12020



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7016 0750 0000 1593 7481

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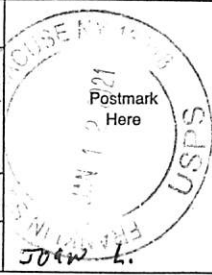
☐ Return Receipt (hardcopy)	\$
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1. Article Addressed to:
WILLIAM LEWIS
BUILDING INSPECTOR
ZONING OFFICIAL
TOWN OF MILTON
503 GEYSER ROAD
BALLSTON SPA NY 12020

2. Article Number
(transfer from service label)
7016 0750 0000 1593 7481

PS Form 3811, July 2013 Domestic Return Receipt

COMPLETE THIS SECTION ON DELIVERY

A. Signature
☒ Agent
☐ Addressee

B. Received by (Printed Name)

C. Date of Delivery

D. Is delivery address different from item 1? ☐ Yes
If YES, enter delivery address below: ☐ No

3. Service Type
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☐ Registered
☐ Insured Mail
☐ Priority Mail Express™
☒ Return Receipt for Merchandise
☐ Collect on Delivery

4. Restricted Delivery? (Extra Fee) ☐ Yes