#### NEW YORK STATE DEPARTMENT OF ENVIRONMENTAL CONSERVATION

Division of Environmental Permits, Region 2 47-40 21st Street, Long Island City, NY 11101 P: (718) 482-4997 | F: (718) 482-4975 www.dec.ny.gov

July 8, 2021

Connor Larr Queens Development Group LLC 30 Hudson Yards, 72nd Floor New York, NY 10001

Re: NYSDEC Permit No. 2-6302-00981/00002

Facility: 126-20 Willets Point Blvd Redevelopment

126-20 Willets Point Boulevard

Queens, NY 11368

**Temporary Construction Dewatering** 

ECL Article 15, Title 15 - Long Island Well

NOTICE OF PERMIT ISSUANCE

Dear Mr. Larr:

Enclosed is your Long Island Well permit for the above referenced project. It is effective beginning July 9, 2021 and expires on July 8, 2026.

Please read all permit conditions carefully. All permit documents must be available at the site upon request by Department staff and must be distributed to and understood by personnel responsible for the proper operation of the facility and compliance with the permit requirements. Any violation of these permit conditions constitutes a violation of the Environmental Conservation Law.

Please note that the maximum withdrawal rate authorized by this permit is 288,000 gallons per day.

If you have any questions regarding this permit, you may contact the Division of Environmental Permits at the above address. Please refer to the above referenced number when you are corresponding with this office or when you are applying to renew or modify this permit.

Sincerely,

Caitlyn P. Nichols

**Environmental Analyst II** 

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ecc: NYSDEC DOW

**SPDES Permit Mailing List** 

RPA/Fille





#### **PERMIT**

#### **Under the Environmental Conservation Law (ECL)**

#### **Permittee and Facility Information**

**Facility:** 

**Permit Issued To:** 

**OUEENS DEVELOPMENT GROUP LLC** 126-20 WILLETS POINT BLVD

REDEVELOPMENT

30 HUDSON YARDS FL 30 126-20 WILLETS POINT BLVD QUEENS, NY 11368

NEW YORK, NY 10001

(646) 582-2208

Facility Location: in QUEENS COUNTY Village: Queens

Facility Principal Reference Point: NYTM-E: 597.672764558917 NYTM-N:

4512.319138773831

Latitude: 40°45'21.7" Longitude: 73°50'34.4"

**Project Location:** 126-20 Willets Point Blvd

**Authorized Activity:** Install and operate a temporary construction dewatering and groundwater treatment system for the withdrawal and discharge of up to 288,000 gallons per day of treated groundwater into Flushing Bay (Class I) from a treatment system consisting of sedimentation, filtration and carbon to facilitate remediation and development activities, including construction of utilities, foundation work and construction of a water main and new sanitary and storm sewers. Pumped and treated groundwater is to be directed to an existing NYCDEP sewer that discharges to Flushing Bay via NYCDEP Outfall ID BB-601.

The discharge is regulated by the conditions and flow limits in SPDES permit NY0277118.

#### **Permit Authorizations**

Long Island Well Temporary Dewatering - Under Article 15, Title 15

Permit ID 2-6302-00981/00002

New Permit Effective Date: 7/9/2021 Expiration Date: 7/8/2026

#### **NYSDEC Approval**

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

Permit Administrator: STEPHEN A WATTS, Regional Permit Administrator

NYSDEC Region 2 Headquarters Address:

47-40 21/st St

Long Island City, NY 11101 -5401

Date 07/09 / 21 Authorized Signature

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#### **Permit Components**

LONG ISLAND WELL TEMPORARY DEWATERING PERMIT CONDITIONS

GENERAL CONDITIONS, APPLY TO ALL AUTHORIZED PERMITS

NOTIFICATION OF OTHER PERMITTEE OBLIGATIONS

#### LONG ISLAND WELL TEMPORARY DEWATERING PERMIT CONDITIONS

- 1. Conformance With Plans All activities authorized by this permit must be in strict conformance with the approved plans submitted by the applicant or applicant's agent as part of the permit application. Such approved plans were prepared by Subsurface Consulting Surfaces and Keller for Queens Development Group LLC.
- 2. Conformance with Plans Addenda In addition to any plans referenced in the Condition titled "Conformance with Plans," the activities authorized by this permit must be in strict conformance with the following approved plans and/or submissions made as part of the permit application:
  - A. Drawings titled, "Willets Point Dewatering Plan," and "Willets Point: Wellpoint Layout Example," undated, received by NYSDEC on May 20, 2021;
  - B. Region 2 Long Island Well Dewatering System Detail Sheet, signed by Joseph Mahon, dated May 10, 2021, received by NYSDEC on May 20, 2021;
  - C. Application package dated December 3, 2020, received by NYSDEC on December 17, 2020.
  - D. Application addenda, received by NYSDEC on April 29, 2021 and May 20, 2021.
- 3. Dewatering Wells, Pumps, Pump Capacities and Maximum Withdrawal This permit authorizes the following:
- Dewatering Wellpoints 150
- Installed Pumps 1
- **Pump Capacity** 400 gallons per minute (GPM) (Throttled down to 200 GPM)
- Maximum Withdrawal for Project 288,000 gallons per day (GPD)

Any increase in the number of wells/wellpoints, sumps, pumps and/or pump capacity must be authorized, in writing, by the Division of Water. Depending on site conditions, a reduction in the number of wells or pumps does not require authorization. An increase to the maximum withdrawal rate authorized requires a permit modification.

**4. Notice of Intent to Commence Work** At least five (5) days prior to commencement of the permitted activity, Permittee must complete and submit the attached "Notice ofIntent to Commence Work" to NYSDEC Region 2 Division of Water (Attention: Atiq Rahman), 47-40 21st Street, Long Island City, New York 11101.

### NEW YORK STATE DEPARTMENT OF ENVIRONMENTAL CONSERVATION Facility DEC ID 2-6302-00981



- 5. Notice of Completion of Work Within ten (10) days of the completion of work, Permittee must complete and submit the attached "Notice of Completion of Work" form to NYSDEC Region 2 Division of Water (Attention: Atiq Rahman), 47-40 21st Street, Long Island City, New York 11101.
- **6. Posting of NYSDEC Permit Sign** The attached NYSDEC permit sign shall be posted, protected from the weather, in a conspicuous outdoor location at the project site. This sign is to be posted for the duration of work authorized by this permit.
- 7. **Daily Pump Log** A daily pump log must be kept at the project site at all times. The pump log must be made available to authorized representatives of the Department during pumping operations.
- **8. Decommissioning of Groundwater Wells** The Permittee must properly cap, seal and disconnect from the system any water wells that are not approved for use by the Department. Wells that are to be abandoned must be decommissioned in a manner consistent with the Department's Water Well Decommissioning Recommendations: https://www.dec.ny.gov/lands/86955.html
- **9. Handling of Contaminated Groundwater** The permittee is fully responsible for proper handling and all costs associated with the proper sampling, treatment and disposal of any contaminated groundwater.
- **10. Well Driller Registration** The dewatering operation shall be performed by Well Drillers duly registered in accordance with Section 15-1525 of the Environmental Conservation Law of the State of New York.

#### **GENERAL CONDITIONS - Apply to ALL Authorized Permits:**

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

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

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

- 2. Relationship of this Permit to Other Department Orders and Determinations Unless expressly provided for by the Department, issuance of this permit does not modify, supersede or rescind any order or determination previously issued by the Department or any of the terms, conditions or requirements contained in such order or determination.
- **3. Applications For Permit Renewals, Modifications or Transfers** The permittee must submit a separate written application to the Department for permit renewal, modification or transfer of this permit. Such application must include any forms or supplemental information the Department requires.

## NEW YORK STATE DEPARTMENT OF ENVIRONMENTAL CONSERVATION Facility DEC ID 2-6302-00981



Any renewal, modification or transfer granted by the Department must be in writing. Submission of applications for permit renewal, modification or transfer are to be submitted to:

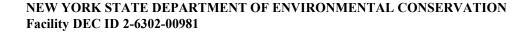
Regional Permit Administrator NYSDEC Region 2 Headquarters 47-40 21st St Long Island City, NY11101 -5401

- **4. Submission of Renewal Application** The permittee must submit a renewal application at least 30 days before permit expiration for the following permit authorizations: Long Island Well Temporary Dewatering.
- **5. Permit Modifications, Suspensions and Revocations by the Department** The Department reserves the right to exercise all available authority to modify, suspend or revoke this permit. The grounds for modification, suspension or revocation include:
  - a. materially false or inaccurate statements in the permit application or supporting papers;
  - b. failure by the permittee to comply with any terms or conditions of the permit;
  - c. exceeding the scope of the project as described in the permit application;
  - d. newly discovered material information or a material change in environmental conditions, relevant technology or applicable law or regulations since the issuance of the existing permit;
  - e. noncompliance with previously issued permit conditions, orders of the commissioner, any provisions of the Environmental Conservation Law or regulations of the Department related to the permitted activity.
- **6. Permit Transfer** Permits are transferrable unless specifically prohibited by statute, regulation or another permit condition. Applications for permit transfer should be submitted prior to actual transfer of ownership.

#### NOTIFICATION OF OTHER PERMITTEE OBLIGATIONS

#### Item A: Permittee Accepts Legal Responsibility and Agrees to Indemnification

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





#### **Item B: Permittee's Contractors to Comply with Permit**

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

#### **Item C: Permittee Responsible for Obtaining Other Required Permits**

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

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

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

## New York State Department of Environmental Conservation

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The Department of Environmental Conservation (DEC) has issued permit(s) pursuant to the Environmental Conservation Law for work being conducted at this site. For further information regarding the nature and extent of work approved and any Departmental conditions on it, contact the Regional Permit Administrator listed below. Please refer to the permit number shown when contacting the DEC.

Regional Permit Administrator

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Permit Number		* * *		701/1
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Evniration Data				Cr. I

NOTE: This notice is NOT a permit

Stephen A Watts III 47-40 21<sup>st</sup> Street LIC, NY 11101

#### NOTICE OF INTENT TO COMMENCE WORK

<b>Date:</b>						
Division of V	Water					
Attn. Atiq	Rahman					
-	egion 2 Office					
47-40 21st S	S .					
	City, N.Y. 11101					
Re:	NYSDEC Permit No. 2-6302-00981/00002 TEMPORARY CONSTRUCTION DEWATERING Facility: 126-20 Willets Point Blvd Redevelopment 126-20 Willets Point Boulevard Queens, NY 11368					
Dear Mr. Ra	ahman:					
	ce with Long Island Well Cond	dition 4 of the referenced permit, I hereby serve, 20				
all such cond	ditions. Further, I understand ork, I must seek and receive w	Vell conditions therein, and agree to comply with that prior to undertaking any modification to the ritten approval of the NYSDEC Regional Permit				
Signature of	Permittee	Signature of Contractor				
Name of Per	rmittee (please print)	Name of Contractor (please print)				
		<b>Street Address of Contractor</b>				
		City, State, & Zip Code of Contractor				
		Telephone Number of Contractor				

#### **WARNING**

The permittee and their contractor (if any) are required to follow all permit conditions. Violations of the permit may lead to legal action, including the imposition of substantial monetary fines and corrective work.

cc: Environmental Permits

#### NOTICE OF COMPLETION OF WORK

Date:			
Division of V	Vater		
Attn. Atiq			
-	egion 2 Office		
47-40 21st St	_		
Long Island	City, N.Y. 11101		
Re:	NYSDEC Permit No. 2-6302		
	TEMPORARY CONSTRUC		
	Facility: 126-20 Willets Poin	•	
	126-20 Willets Point Bouleva	ard	
	Queens, NY 11368		
Dear Mr. Ra	nhman:		
referenced p	ermit.		
Signature of Permittee		Signature of Contractor	
Name of Permittee (please print)		Name of Contractor (please print)	
		Street Address of Contractor	
		City, State, & Zip Code of Contractor	
		Telephone Number of Contractor	

cc: Environmental Permits