

**HONORABLE BOARD OF LEGISLATORS
THE COUNTY OF WESTCHESTER**

Your Committee is in receipt of a communication from the County Executive recommending approval of an Act that would, if approved, authorize the County of Westchester (the "County") to enter into an amendment ("First Amendment") to an intermunicipal agreement (the "IMA") with the New York City Department of Environmental Protection (the "NYCDEP"), pursuant to which the NYCDEP delegates to the County, acting by and through its Department of Health ("DOH"), the administration and enforcement of Section 18-38 of Subchapter G of New York City's "Rules and Regulations for the Protection from Contamination, Degradation and Pollution of the New York City Water Supply and Its Sources". DOH will continue to review and issue written determinations for all new, altered, modified, or remediated subsurface sewage treatment systems ("SSTSs") located in the portion of the watershed of the New York City water supply situated within Westchester County. The First Amendment will extend the termination date of the IMA from December 30, 2025 to December 30, 2026. All of the remaining terms and conditions of the IMA, as renewed, will remain the same and in full force and effect upon the parties.

Your Honorable Board, on November 14, 2016, by Act No. 341-2016, authorized the County to enter into the IMA which was subsequently executed. The IMA provides for one five year renewal by both parties. A copy of the IMA is annexed hereto for your Honorable Board's reference. Thereafter, your Honorable Board, by Act No. 29-2021 on March 8, 2021, authorized the County to renew the IMA for one five year period thereby extending the termination date from December 30, 2021 to December 30, 2025.

Your Committee is advised that the County and NYCDEP desire to extend the termination date of the IMA, as renewed, from December 30, 2025 to December 30, 2026 in order to allow for the parties to negotiate the terms and conditions of a new successor intermunicipal agreement.

The Department of Planning ("Planning") has advised that that the proposed First Amendment does not meet the definition of an action under New York State Environmental Quality Review Act and its implementing regulations 6 NYCRR Part 617. As such, no environmental review is required. Your Committee has reviewed to the memorandum from

Planning dated January 9, 2026, which is on file with the Clerk of your Honorable Board and concurs with this recommendation.

Your Committee has been advised that the adoption of the proposed Act requires an affirmative vote of a majority of the members of your Honorable Board. After due consideration, your Committee recommends the adoption of the proposed Act.

Dated: MARCH 2nd, 2026
White Plains, New York

[Handwritten signatures in blue ink for the Budget + Appropriations Committee]

BUDGET +
APPROPRIATIONS
COMMITTEE
C: lac/l/13/26

[Handwritten signatures in blue ink for the Infrastructure + Housing Committee]

INFRASTRUCTURE
+ HOUSING
COMMITTEE

[Handwritten signatures in blue ink for the Health Committee]

HEALTH
COMMITTEE

[Handwritten signatures in blue ink for the Parks + Environment Committee]

PARKS +
ENVIRONMENT
COMMITTEE

Dated: March 2, 2026
White Plains, New York

The following members attended the meeting remotely and approved this item out of Committee with an affirmative vote. Their electronic signature was authorized and is below.

A handwritten signature in black ink, appearing to read "David Duman". The signature is written in a cursive style with a long horizontal flourish at the end.

COMMITTEE ON

Health

FISCAL IMPACT STATEMENT

SUBJECT: NYCDEP Watershed Delegation

NO FISCAL IMPACT PROJECTED

OPERATING BUDGET IMPACT

To Be Completed by Submitting Department and Reviewed by Budget

SECTION A - FUND

GENERAL FUND

AIRPORT FUND

SPECIAL DISTRICTS FUND

SECTION B - EXPENSES AND REVENUES

Total Current Year Expense \$ 198,000

Total Current Year Revenue \$ 198,000

Source of Funds (check one): Current Appropriations Transfer of Existing Appropriations

Additional Appropriations

Other (explain)

Identify Accounts: 101-27-0010-8600-9216-HSDS

Potential Related Operating Budget Expenses: Annual Amount 198000

Describe: Performance based billing

Potential Related Operating Budget Revenues: Annual Amount 198000

Describe: Performance based billing

Anticipated Savings to County and/or Impact on Department Operations:

Current Year: 198,000 Expense & Revenue

Next Four Years: Contract extension for one year FY 2026

Prepared by:

Sumitabh

Title:

Director Fiscal Operations

Department:

Health

Date:

10/29/2025

Reviewed By:

[Signature]

Budget Director

Date:

1/13/26

ACT NO. 2026-__

AN ACT authorizing the County of Westchester to enter into a first amendment to an intermunicipal agreement with the New York City Department of Environmental Protection for the delegation to the County of Westchester the administration and enforcement of Section 18-38 of Subchapter G of New York City's "Rules and Regulations for the Protection from Contamination, Degradation and Pollution of the New York City Water Supply and Its Sources", whereby the County will review and issue written determinations for all new, altered, modified, or remediated subsurface sewage treatment systems located in the portion of the watershed of the New York City water supply situated within Westchester County in order to extend the termination date from December 30, 2025 to December 30, 2026.

BE IT ENACTED by the County Board of the County of Westchester, as follows:

Section 1. The County of Westchester (the "County") is hereby authorized to enter into a first amendment to an intermunicipal agreement (the "IMA") with the New York City Department of Environmental Protection (the "NYCDEP"), pursuant to which the NYCDEP delegates to the County, acting by and through its Department of Health ("DOH"), the administration and enforcement of Section 18-38 of Subchapter G of New York City's "Rules and Regulations for the Protection from Contamination, Degradation and Pollution of the New York City Water Supply and Its Sources", whereby DOH will review and issue written determinations for all new, altered, modified, or remediated subsurface sewage treatment systems ("SSTSs") located in the portion of the watershed of the New York City water supply situated within Westchester County, in order to extend the termination date from December 30, 2025 to December 30, 2026.

§2. Except as otherwise specifically provided herein, all other terms and conditions of the IMA shall remain in full force and effect upon the parties.

§3. The County Executive or his authorized designee is hereby authorized to execute all instruments and take all actions reasonably necessary to carry out the purposes of this Act.

§4. This Act shall take effect immediately.