



Public Works & Transportation Meeting Agenda

Committee Chair: Erika Pierce

800 Michaelian Office Bldg.
148 Martine Avenue, 8th Floor
White Plains, NY 10601
www.westchesterlegislators.com

Monday, July 24, 2023

10:00 AM

Committee Room

CALL TO ORDER

Joint with Budget & Appropriations and Parks & Recreation committees.

Please note: Meetings of the Board of Legislators and its committees are held at the Michaelian Office Building, 148 Martine Avenue, White Plains, New York, 10601, and remotely via the WebEx video conferencing system. Legislators may participate in person or via Webex. Members of the public may attend meetings in person at any of its locations, or view it online on the Westchester County Legislature's website: <https://westchestercountyny.legistar.com/> This website also provides links to materials for all matters to be discussed at a given meeting.

MINUTES APPROVAL

Tuesday, June 27, 2023 at 10:00 a.m.

Monday, July 10, 2023 at 10:00 a.m.

Tuesday, July 11, 2023 at 10:00 a.m.

Wednesday, July 12, 2023 at 11:30 a.m.

I. ITEMS FOR DISCUSSION

1. [2023-279](#) BOND ACT-RML01-Mountain Lakes Park Infrastructure Project

A BOND ACT authorizing the issuance of ONE MILLION, FOUR HUNDRED THOUSAND (\$1,400,000) DOLLARS in bonds of Westchester County to finance Capital Project RML01 - Mountain Lakes Park Infrastructure Project.

COMMITTEE REFERRAL: COMMITTEES ON BUDGET & APPROPRIATIONS AND PUBLIC WORKS & TRANSPORTATION AND PARKS & RECREATION

Guest: Parks Dept.: First Deputy Commissioner Peter Tartaglia

II. OTHER BUSINESS

III. RECEIVE & FILE

1. [2023-277](#) CLERK OF THE BOARD - Lewisboro Notice of Intent to be Lead Agency

Forwarding correspondence from the Town of Lewisboro declaring its intent to be Lead Agency for a Proposed Action under SEQR based on its review of a Full EAF - Part 1 dated June 7, 2023.

COMMITTEE REFERRAL: COMMITTEES ON BUDGET & APPROPRIATIONS, PUBLIC WORKS & TRANSPORTATION AND ENVIRONMENT, ENERGY & CLIMATE

2. [2023-310](#) LEGISLATORS NOLAN, WOODSON-SAMUELS, TUBIOLO AND SMITH - Restoration of Street Surfaces After Excavation

A Memo of Legislation recommending the creation of a law requiring that work on any County roads, sidewalks and parkways be repaired curb to curb.

COMMITTEE REFERRAL: COMMITTEES ON BUDGET & APPROPRIATIONS; LEGISLATION AND PUBLIC WORKS & TRANSPORTATION

ADJOURNMENT



George Latimer
County Executive

June 23, 2023

Westchester County Board of Legislators
800 Michaelian Office Building
White Plains, New York 10601

Dear Honorable Members of the Board of Legislators:

Transmitted herewith for your review and approval is a bond act (“Bond Act”) which, if adopted, would authorize the County of Westchester (“County”) to issue bonds in the amount of \$1,400,000.00 to finance the following capital project:

RML01 – MOUNTAIN LAKES PARK INFRASTRUCTURE PROJECT (“RML01”).

The Bond Act, in the amount of \$1,400,000.00 would finance the design, construction management and construction associated with the replacement of the roof and other building renovations and associated work to the dining hall at Camp Hemlock.

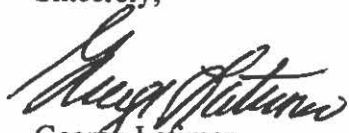
The Department of Parks, Recreation and Conservation (“Department”) has advised that the dining hall building roof at Camp Hemlock is in poor condition and in need of replacement. The existing roof shingles have exceeded their life expectancy and a portions of the roof decking and eaves are showing severe deterioration. This project will fund the complete roof replacement and underlayment including roof decking repairs, eaves, gutters and downspouts and all other associated building renovations and site work. The Department has advised that this infrastructure repair is critical to the safe operation of the park facility.

Following bonding authorization, design will be scheduled and is anticipated to take six (6) months to complete. It is anticipated that the design work will be completed by consultants. It is estimated that construction will take twelve (12) months to complete and will begin after award and execution of the construction contracts.

The Planning Department has advised that based on its review, the above referenced capital project has been classified as a “Type II” action pursuant to the State Environmental Quality Review Act (“SEQR”) and its implementing regulations, 6 NYCRR Part 617. Therefore, no further environmental review is required. As you know, your Honorable Board may use such expert advice to reach its own conclusion.

Based on the importance of this project to the County, favorable action on the proposed Bond Act is respectfully requested.

Sincerely,

A handwritten signature in black ink, appearing to read "George LaFimer". The signature is written in a cursive style with a large initial "G".

George LaFimer
County Executive

**HONORABLE BOARD OF LEGISLATORS
THE COUNTY OF WESTCHESTER, NEW YORK**

Your Committee is in receipt of a transmittal from the County Executive recommending approval by the County of Westchester (“County”) of a bond act (“Bond Act”) in the amount of \$1,400,000.00 to finance capital project RML01 – MOUNTAIN LAKES PARK INFRASTRUCTURE PROJECT (“RML01”). The Bond Act, which was prepared by the law firm Hawkins, Delafield & Wood LLP, will finance the design, construction management and construction associated with the replacement of the roof and other building renovations and associated work to the dining hall at Camp Hemlock.

The Department of Parks, Recreation and Conservation (“Department”) has advised that the dining hall building roof at Camp Hemlock is in poor condition and in need of replacement. The existing roof shingles have exceeded their life expectancy and a portions of the roof decking and eaves are showing severe deterioration. This project will fund the complete roof replacement and underlayment including roof decking repairs, eaves, gutters and downspouts and all other associated building renovations and site work. The Department has advised that this infrastructure repair is critical to the safe operation of the park facility.

Following bonding authorization, design will be scheduled and is anticipated to take six (6) months to complete. It is anticipated that the design work will be completed by consultants. It is estimated that construction will take twelve (12) months to complete and will begin after award and execution of the construction contracts.

The Planning Department has advised your Committee that based on its review, the above referenced project has been classified as a Type “II” action pursuant to the State Environmental Quality Review Act (“SEQR”) and its implementing regulations, 6 NYCRR Part 617. Therefore, no further environmental review is required. Your Committee has reviewed the annexed SEQR documentation and concurs with this conclusion.

It should be noted that an affirmative vote of two-thirds of the members of your Honorable Board is required in order to adopt the Bond Act. Your Committee recommends the adoption of the proposed Bond Act.

Dated: _____, 20____
White Plains, New York

COMMITTEE ON

FISCAL IMPACT STATEMENT

CAPITAL PROJECT #: RML01

NO FISCAL IMPACT PROJECTED

SECTION A - CAPITAL BUDGET IMPACT

To Be Completed by Budget

GENERAL FUND

AIRPORT FUND

SPECIAL DISTRICTS FUND

Source of County Funds (check one):

Current Appropriations

Capital Budget Amendment

SECTION B - BONDING AUTHORIZATIONS

To Be Completed by Finance

Total Principal \$ 1,400,000 PPU 10 Anticipated Interest Rate 2.74%

Anticipated Annual Cost (Principal and Interest): \$ 162,961

Total Debt Service (Annual Cost x Term): \$ 1,629,610

Finance Department: Interest rates from June 22, 2023 Bond Buyer - ASBA

SECTION C - IMPACT ON OPERATING BUDGET (exclusive of debt service)

To Be Completed by Submitting Department and Reviewed by Budget

Potential Related Expenses (Annual): \$ -

Potential Related Revenues (Annual): \$ -

Anticipated savings to County and/or impact of department operations

(describe in detail for current and next four years):

SECTION D - EMPLOYMENT

As per federal guidelines, each \$92,000 of appropriation funds one FTE Job

Number of Full Time Equivalent (FTE) Jobs Funded: 16

SECTION E - EXPECTED DESIGN WORK PROVIDER

County Staff

Consultant

Not Applicable

Prepared by: Robert C. Lopane

Title: Program Coordinator-Capital Planning

Department: Public Works and Transportation

Date: 6/23/23

Reviewed By: 

Budget Director

Date: 6/23/23

TO: Michelle Greenbaum, Senior Assistant County Attorney
Jeffrey Goldman, Senior Assistant County Attorney
Carla Chaves, Senior Assistant County Attorney

FROM: David S. Kvinge, AICP, RLA, CFM
Assistant Commissioner



DATE: June 8, 2023

SUBJECT: **STATE ENVIRONMENTAL QUALITY REVIEW FOR CAPITAL PROJECT:
RML01 MOUNTAIN LAKES PARK INFRASTRUCTURE PROJECT**

PROJECT/ACTION: Per Capital Project Fact Sheet as approved by the Planning Department on 05-17-23 (Unique ID: 2216)

With respect to the State Environmental Quality Review Act and its implementing regulations 6 NYCRR Part 617, the Planning Department recommends that no further environmental review is required for the proposed action, because the project or component of the project for which funding is requested may be classified as a **TYPE II action** pursuant to section(s):

- **617.5(c)(2):** replacement, rehabilitation or reconstruction of a structure or facility, in kind, on the same site, including upgrading buildings to meet building, energy, or fire codes unless such action meets or exceeds any of the thresholds in section 617.4 of this Part;
- **617.5(c)(3):** retrofit of an existing structure and its appurtenant areas to incorporate green infrastructure.

COMMENTS: Best management practices will be incorporated into the design, including the utilization of at grade vegetative practices for the collection of storm water from the roof and leader drains in connection with the Mess Hall building renovation.

DSK/cnm

cc: Andrew Ferris, Chief of Staff
Paula Friedman, Assistant to the County Executive
Lawrence Soule, Budget Director
Tami Altschiller, Assistant Chief Deputy County Attorney
Kathleen O'Connor, Commissioner of Parks, Recreation and Conservation
Peter Tartaglia, First Deputy Commissioner of Parks, Recreation and Conservation
Robert Lopane, Program Coordinator, Department of Public Works & Transportation
Dianne Vanadia, Associate Budget Director
Kelly Sheehan, Assistant Commissioner
Michael Lipkin, Associate Planner
Claudia Maxwell, Associate Environmental Planner

ACT NO. -20____

BOND ACT AUTHORIZING THE ISSUANCE OF \$1,400,000 BONDS OF THE COUNTY OF WESTCHESTER, OR SO MUCH THEREOF AS MAY BE NECESSARY, TO FINANCE THE COST OF THE REPLACEMENT OF THE ROOF AND OTHER BUILDING RENOVATIONS AND RELATED SITE WORK TO THE DINING HALL OF CAMP HEMLOCK, LOCATED AT MOUNTAIN LAKES PARK, STATING THE ESTIMATED MAXIMUM COST THEREOF IS \$1,400,000; STATING THE PLAN OF FINANCING SAID COST INCLUDES THE ISSUANCE OF \$1,400,000 BONDS HEREIN AUTHORIZED; AND PROVIDING FOR A TAX TO PAY THE PRINCIPAL OF AND INTEREST ON SAID BONDS. (Adopted _____, 20____)

BE IT ENACTED BY THE COUNTY BOARD OF LEGISLATORS OF THE COUNTY OF WESTCHESTER, NEW YORK (by the affirmative vote of not less than two-thirds of the voting strength of said Board), AS FOLLOWS:

Section 1. Pursuant to the provisions of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York (the "Law"), the Westchester County Administrative Code, being Chapter 852 of the Laws of 1948, as amended, and to the provisions of other laws applicable thereto, \$1,400,000 bonds of the County, or so much thereof as may be necessary, are hereby authorized to be issued to finance the design, construction management and construction associated with the replacement of the roof and other building renovations and associated site work to the dining hall at Camp Hemlock, as set forth in the County's Current Year Capital Budget, as amended. To the extent that the details set forth in this act are inconsistent with any details set forth in the Current Year Capital Budget of the County, such Budget shall be deemed and is hereby amended. The estimated maximum cost of said specific

object or purpose, including preliminary costs and costs incidental thereto and the financing thereof is \$1,400,000. The plan of financing includes the issuance of \$1,400,000 bonds herein authorized and any bond anticipation notes issued in anticipation of the sale of such bonds, the levy of a tax to pay the principal of and interest on said bonds and notes.

Section 2. The period of probable usefulness of said specific object or purpose, within the limitations of Section 11.00 a. 12(a)(3) of the Law, is ten (10) years.

Section 3. Current funds are not required to be provided as a down payment pursuant to Section 107.00 d. 9. of the Law prior to issuance of the bonds authorized herein, or any bond anticipation notes issued in anticipation of the sale of such bonds. The County intends to finance, on an interim basis, the costs or a portion of the costs of said improvements for which bonds are herein authorized, which costs are reasonably expected to be reimbursed with the proceeds of debt to be incurred by the County, pursuant to this Act, in the maximum amount of \$1,400,000. This Act is a declaration of official intent adopted pursuant to the requirements of Treasury Regulation Section 1.150-2.

Section 4. The estimate of \$1,400,000 as the estimated total cost of the aforesaid specific object or purpose is hereby approved.

Section 5. Subject to the provisions of this Act and of the Law, and pursuant to the provisions of §30.00 relative to the authorization of the issuance of bond anticipation notes or the renewals thereof, and of §§50.00, 56.00 to 60.00 and 168.00 of said Law, the powers and duties of the County Board of Legislators relative to authorizing the issuance of any notes in anticipation of the sale of the bonds herein authorized, or the renewals thereof, relative to providing for substantially level or declining annual debt service, relative to prescribing the terms, form and contents and as to the sale and issuance of the respective amounts of bonds herein authorized, and

of any notes issued in anticipation of the sale of said bonds or the renewals of said notes, and relative to executing agreements for credit enhancement, are hereby delegated to the Commissioner of Finance of the County, as the chief fiscal officer of the County.

Section 6. Each of the bonds authorized by this Act and any bond anticipation notes issued in anticipation of the sale thereof shall contain the recital of validity prescribed by §52.00 of said Local Finance Law and said bonds and any notes issued in anticipation of said bonds shall be general obligations of the County of Westchester, payable as to both principal and interest by general tax upon all the taxable real property within the County. The faith and credit of the County are hereby irrevocably pledged to the punctual payment of the principal of and interest on said bonds and any notes issued in anticipation of the sale of said bonds or the renewals of said notes, and provision shall be made annually in the budgets of the County by appropriation for (a) the amortization and redemption of the notes and bonds to mature in such year and (b) the payment of interest to be due and payable in such year.

Section 7. The validity of the bonds authorized by this Act and of any notes issued in anticipation of the sale of said bonds, may be contested only if:

- (a) such obligations are authorized for an object or purpose for which the County is not authorized to expend money, or
- (b) the provisions of law which should be complied with at the date of the publication of this Act or a summary hereof, are not substantially complied with, and an action, suit or proceeding contesting such validity, is commenced within twenty days after the date of such publication, or
- (c) such obligations are authorized in violation of the provisions of the Constitution.

Section 8. This Act shall take effect in accordance with Section 107.71 of the Westchester County Charter.

* * *

STATE OF NEW YORK)
 : ss.:
COUNTY OF WESTCHESTER)

I HEREBY CERTIFY that I have compared the foregoing Act No. -20____ with the original on file in my office, and that the same is a correct transcript therefrom and of the whole of the said original Act, which was duly adopted by the County Board of Legislators of the County of Westchester on _____, 20____ and approved by the County Executive on _____, 20____.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of said County Board of Legislators this _____ day of _____, 20____.

(SEAL)

The Clerk and Chief Administrative Officer of the
County Board of Legislators, County of Westchester,
New York

LEGAL NOTICE

A Bond Act, a summary of which is published herewith, has been adopted by the Board of Legislators on _____, 20__ and approved by the County Executive on _____, 20__ and the validity of the obligations authorized by such Bond Act may be hereafter contested only if such obligations were authorized for an object or purpose for which the County of Westchester, in the State of New York, is not authorized to expend money or if the provisions of law which should have been complied with as of the date of publication of this Notice were not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the publication of this Notice, or such obligations were authorized in violation of the provisions of the Constitution.

Complete copies of the Bond Act summarized herewith shall be available for public inspection during normal business hours at the Office of the Clerk of the Board of Legislators of the County of Westchester, New York, for a period of twenty days from the date of publication of this Notice.

ACT NO. _____-20__

BOND ACT AUTHORIZING THE ISSUANCE OF \$1,400,000 BONDS OF THE COUNTY OF WESTCHESTER, OR SO MUCH THEREOF AS MAY BE NECESSARY, TO FINANCE THE COST OF THE REPLACEMENT OF THE ROOF AND OTHER BUILDING RENOVATIONS AND RELATED SITE WORK TO THE DINING HALL OF CAMP HEMLOCK, LOCATED AT MOUNTAIN LAKES PARK, STATING THE ESTIMATED MAXIMUM COST THEREOF IS \$1,400,000; STATING THE PLAN OF FINANCING SAID COST INCLUDES THE ISSUANCE OF \$1,400,000 BONDS HEREIN AUTHORIZED; AND PROVIDING FOR A TAX TO PAY THE PRINCIPAL OF AND INTEREST ON SAID BONDS. (Adopted _____, 20__)

object or purpose: to finance the design, construction management and construction associated with the replacement of the roof and other building renovations and associated site work to the dining hall at Camp Hemlock, as set forth in the County's Current Year Capital Budget, as amended.

amount of obligations to be issued and period of probable usefulness: \$1,400,000; ten (10) years

Dated: _____, 20__
White Plains, New York

The Clerk and Chief Administrative Officer of the County Board of Legislators, County of Westchester, New York



CAPITAL PROJECT FACT SHEET

Project ID:* RML01	<input type="checkbox"/> CBA	Fact Sheet Date:* 04-27-2023
Fact Sheet Year:* 2023	Project Title:* MOUNTAIN LAKES PARK INFRASTRUCTURE PROJECT	Legislative District ID: 2.
Category* RECREATION FACILITIES	Department:* PARKS, RECREATION & CONSERVATION	CP Unique ID: 2216

Overall Project Description

The project scope of work consists of implementing the master plan for the park. The goal is to adapt the existing camp facilities into a series of new camp areas, reserved areas, and group picnic and overnight camping areas.

- | | | |
|---|--|--|
| <input checked="" type="checkbox"/> Best Management Practices | <input type="checkbox"/> Energy Efficiencies | <input checked="" type="checkbox"/> Infrastructure |
| <input checked="" type="checkbox"/> Life Safety | <input type="checkbox"/> Project Labor Agreement | <input type="checkbox"/> Revenue |
| <input type="checkbox"/> Security | <input type="checkbox"/> Other | |

FIVE-YEAR CAPITAL PROGRAM (in thousands)

	Estimated Ultimate Total Cost	Appropriated	2023	2024	2025	2026	2027	Under Review
Gross	10,115	9,315	800	0	0	0	0	0
Less Non-County Shares	0	0	0	0	0	0	0	0
Net	10,115	9,315	800	0	0	0	0	0

Expended/Obligated Amount (in thousands) as of: 343

Current Bond Description: Funding is requested for design, construction management and construction associated with the replacement of the roof and other building renovations and associated site work to the dining hall at Camp Hemlock.

Financing Plan for Current Request:

Non-County Shares:	\$ 0
Bonds/Notes:	1,400,000
Cash:	0
Total:	\$ 1,400,000

SEQR Classification:

TYPE II

Amount Requested:

1,400,000

Comments:

Energy Efficiencies:

Appropriation History:

Year	Amount	Description
2002	100,000	DESIGN & CONSTRUCTION MANAGEMENT OF POTABLE WATER SYSTEM
2003	615,000	CONSTRUCTION OF POTABLE WATER SYSTEM; EMERGENCY REPAIRS TO ELECTRICAL SERVICE
2012	400,000	DESIGN OF NEW ELECTRIC, WATER, AND SANITARY SERVICE
2015	2,800,000	CONSTRUCTION OF ELECTRICAL WORK
2017	2,000,000	DESIGN AND CONSTRUCTION.
2018	2,800,000	CONSTRUCTION.
2019	300,000	DESIGN, CONSTRUCTION AND CONSTRUCTION MANAGEMENT FOR ROOF REPLACEMENT ON CAMP HEMLOCK
2020	300,000	ROOF REPLACEMENT AT CAMP HEMLOCK
2023	800,000	REPAIR OF THE DINING HALL ROOF AT CAMP HEMLOCK IN MOUNTAIN LAKES PARK.

Total Appropriation History:

10,115,000

Financing History:

Year	Bond Act #	Amount	Issued	Description
02	E-132	-30,000	0	
02	132	100,000	70,252	PRELIMS: IMPROVMTS TO MOUNTAIN LAKE PARK
11	E-92	-399,083	0	
11	92	700,000	300,917	EMERGENCY ELECTRIC & POOL REHAB

Total Financing History:

370,917

Recommended By:

Department of Planning
MLLL

Date
05-17-2023

Department of Public Works
RJB4

Date
05-17-2023

Budget Department
DEV9

Date
05-22-2023

Requesting Department
RCL3

Date
06-01-2023

MOUNTAIN LAKES PARK INFRASTRUCTURE PROJECT (RML01)

User Department : Parks, Recreation & Conservation
Managing Department(s) : Parks, Recreation & Conservation ; Public Works ;
Estimated Completion Date: TBD
Planning Board Recommendation: Project approved in concept but subject to subsequent staff review.

FIVE YEAR CAPITAL PROGRAM (In thousands)

	Est Ult Cost	Appropriated	Exp / Obl	2023	2024	2025	2026	2027	Under Review
Gross	10,115	9,315	343	800					
Non County Share									
Total	10,115	9,315	343	800					

Project Description

The project scope of work consists of implementing the master plan for the park. The goal is to adapt the existing camp facilities into a series of new camp areas, reserved areas, and group picnic and overnight camping areas.

Current Year Description

The current year request funds the repair of the dining hall roof at Camp Hemlock in Mountain Lakes Park.

Current Year Financing Plan

Year	Bonds	Cash	Non County Shares	Total
2023	800,000			800,000

Impact on Operating Budget

The impact on the Operating Budget will be the debt service associated with the issuance of debt.

Appropriation History

Year	Amount	Description	Status
2002	100,000	Design & construction management of potable water system	COMPLETE
2003	615,000	Construction of potable water system; Emergency repairs to electrical service	\$315,000 - potable water - AWAITING BOND AUTHORIZATION; \$300,000 - electrical work - COMPLETE
2012	400,000	Design of new electric, water, and sanitary service	DESIGN
2015	2,800,000	Construction of electrical work	AWAITING BOND AUTHORIZATION
2017	2,000,000	Design and construction.	AWAITING BOND AUTHORIZATION
2018	2,800,000	Construction.	AWAITING BOND AUTHORIZATION
2019	300,000	Design, construction and construction management for roof replacement on Camp Hemlock	AWAITING BOND AUTHORIZATION
2020	300,000	Roof replacement at Camp Hemlock	AWAITING BOND AUTHORIZATION
Total	9,315,000		

**MOUNTAIN LAKES PARK INFRASTRUCTURE PROJECT
(RML01)**

Prior Appropriations

	Appropriated	Collected	Uncollected
Bond Proceeds	9,315,000	371,169	8,943,831
Total	9,315,000	371,169	8,943,831

Bonds Authorized

Bond Act	Amount	Date Sold	Amount Sold	Balance
132 02	100,000	12/15/17	70,000	29,748
		12/15/17	252	
92 11	700,000	12/10/13	267,395	399,083
		12/10/13	32,605	
		12/10/13	917	
E-132 02	(30,000)			(30,000)
Total	770,000		371,169	398,831

**TOWN OF LEWISBORO
OFFICE OF THE SUPERVISOR**

SUPERVISOR@LEWISBOROGOV.COM
(914) 763-3151
WWW.LEWISBOROGOV.COM



TOWN OF LEWISBORO
11 MAIN STREET
P.O. BOX 500
SOUTH SALEM, NEW YORK 10590

ANTONIO GONÇALVES, SUPERVISOR

June 13, 2023

Westchester County Board of Legislators
148 Martine Avenue - #800
White Plains, New York 10601

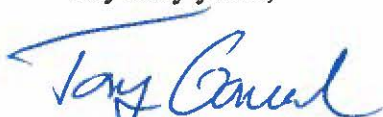
Re: Waccabuc/Truesdale Wastewater Collection System and Treatment Plant
Lewisboro, NY 10590

The proposed action seeks to develop a sanitary sewer collection system and wastewater treatment plant for portions of the communities surrounding Lake Waccabuc, Lake Rippowam, Lake Oscaleta, and Lake Truesdale in Lewisboro, NY. In total, 305 properties would be connected to the new wastewater treatment plant via 27,000 linear feet of sanitary sewer main. The wastewater treatment plant would provide capacity for 61,000 gallons per day.

At its meeting of June 12, 2023, the Town of Lewisboro Town Board voted to declare its intent to be Lead Agency for the Proposed Action under SEQR based on its review of a Full EAF – Part 1 dated June 7, 2023.

The Proposed Action is an unlisted action pursuant to Chapter 110 of the Code of the Town of Lewisboro. The Town Board will conduct a coordinated environmental review. The attached Notice of Intent to be Lead Agency and attached Part 1 of the EAF are being distributed to involved and interested agencies for their information.

Very truly yours,


Tony Gonçalves

Attachments: Notice of Intent to be Lead Agency
SEQR Distribution List (see Involved and Interested Agencies list below)
Full Environmental Assessment Form – Part 1
Project Figure
Lead Agency Response Form – **to be filled out and returned**

The following involved and interested agencies have been identified:

INVOLVED AGENCIES:

- Town of Lewisboro Planning Board
- Town of Lewisboro Zoning Board of Appeals
- Town of Lewisboro Architecture and Community Appearance Review Council
- Town of Lewisboro Building Department
- Westchester County Board of Legislators
- Westchester County Department of Health
- New York City Department of Environmental Protection (NYCDEP)
- New York State Department of Environmental Conservation (NYSDEC)
- New York State Historic Preservation Office

INTERESTED AGENCY

- Westchester County Planning Board

RESOLUTION ADOPTED BY THE TOWN BOARD
OF THE TOWN OF LEWISBORO
AT A MEETING HELD ON JUNE 12, 2023
RESOLUTION DECLARING NOTICE OF INTENT TO SERVE AS SEQRA LEAD AGENCY
TRUESDALE/WACCABUC WASTEWATER SOLUTION 1

WHEREAS, the Town Board of the Town of Lewisboro is undertaking a proposed action which seeks to develop a sanitary sewer collection system and wastewater treatment plant for portions of Lake Waccabuc, Lake Rippowam, Lake Oscaleta, and Lake Truesdale in Lewisboro, NY; and

WHEREAS, the proposed action involves determining the feasibility of the formation of a sewer district pursuant to Article 12-A of New York Town Law and the potential future connection of 305 properties to a new wastewater treatment plant with an estimated capacity for 61,000 gallons per day, such connections being effected via 27,000 linear feet of sanitary sewer main; and

WHEREAS, in accordance with the provisions of 6NYCRR Part 617, the Town Board of the Town of Lewisboro intends to serve as Lead Agency for the SEQRA Review of this Type I Action, and in this capacity, will determine if the proposed action will have a significant effect on the environment; and

WHEREAS, it is the intention of the Lead Agency to undertake a coordinated review of this action.

NOW THEREFORE BE IT RESOLVED, that the Town Board of the Town of Lewisboro hereby designates its intention to serve as Lead Agency for the SEQRA Coordinated Review of this action.

BE IT FURTHER RESOLVED, that the Town Clerk Janet Donohue is hereby directed to circulate this Notice of Intent to serve as Lead Agency, along with the Environmental Assessment Form and associated documentation, to all Involved Agencies, which shall be given thirty (30) days from the mailing of this Notice of Intent to serve as Lead Agency to challenge the Planning Boards's designation.

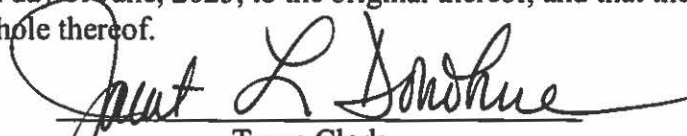
Resolution Offered by: Councilwoman Rendo **Seconded by:** Councilwoman Shah

Roll Call Vote:

Mary Shah	YES
Andrea Rendo	YES
Richard Sklarin	YES
Daniel Welsh	YES
Tony Goncalves	YES

STATE OF NEW YORK
COUNTY OF WESTCHESTER

I, JANET L. DONOHUE, Town Clerk of the Town of Lewisboro, County of Westchester, State of New York, do hereby certify that I have compared the preceding copy of a Resolution adopted by the Town Board of the Town of Lewisboro at a meeting held on the 12th day of June, 2023, to the original thereof, and that the same is a true and exact copy of said original and of the whole thereof.


Town Clerk

Dated at South Salem, New York
this 13th day of June, 2023

**State of Environmental Quality Review
Notice of Intent to be Lead Agency**

Lead Agency: Lewisboro Town Board
Address: 11 Main Street
South Salem, NY 10590

Date: June 13, 2023

This notice is issued pursuant to Part 617 of the implementing regulations pertaining to Article 8 (State Environmental Quality Review) of the Environmental Conservation Law.

The Lewisboro Town Board has determined that it should be designated lead agency for the proposed action described below. A copy of the Environmental Assessment Form filed for this project is attached. A Lead Agency must be agreed upon within thirty (30) days of the receipt of this notice.

Title of Action: Truesdale/Waccabuc Wastewater Solution 1

SEQR Status: Type I – Coordinated Review

Description of Action: The proposed action seeks to develop a sanitary sewer collection system and wastewater treatment plant for portions of Lake Waccabuc, Lake Rippowam, Lake Oscaleta, and Lake Truesdale in Lewisboro, NY. In total, 305 properties would be connected to the new wastewater treatment plant via 27,000 linear feet of sanitary sewer main. The wastewater treatment plant would provide capacity for 61,000 gallons per day. The attached figure *Lake Waccabuc and Truesdale Lake Combined Sewer Approach* dated May 2023 prepared by Woodard & Curran shows the general layout of the proposed new service area, sewer lines, and wastewater treatment plant location. The proposed action will eliminate individual on-site septic systems and cesspools.

Location: Lakes Waccabuc, Rippowam, Oscaleta, & Truesdale
Town of Lewisboro
Westchester County, New York

For Further Information

Contact Person: Tony Gonçalves, Supervisor
Town of Lewisboro

Address: 11 Main Street
South Salem, NY 10590

Telephone: 914-763-3151

Involved Agencies

New York Department of Environmental Conservation
Region 3
21 South Putt Corners Road
New Platz, New York 12561

New York State Department of Environmental Protection
Attn: Cynthia Garcia
465 Columbus Avenue, Suite 350
Valhalla, New York 10595

Westchester County Board of Legislators
148 Martine Avenue - #800
White Plains, New York 10601

Westchester County Department of Health
25 Moore Avenue
Mount Kisco, New York 10549

Town of Lewisboro Building Department
79 Bouton Road
South Salem, NY 10590

Town of Lewisboro Planning Board
79 Bouton Road
South Salem, NY 10590

Town of Lewisboro Zoning Board of Appeals
79 Bouton Road
South Salem, NY 10590

Town of Lewisboro Architecture and Community Appearance Review Council
79 Bouton Road
South Salem, NY 10590

New York State Historic Preservation Office
Peebles Island Resource Center
P.O. Box 189
Waterford, NY 12188-0189

Interested Agency

Westchester County Department of Planning
148 Martine Avenue - #432
White Plains, New York 10601

**Full Environmental Assessment Form
Part 1 - Project and Setting**

Instructions for Completing Part 1

Part 1 is to be completed by the applicant or project sponsor. Responses become part of the application for approval or funding, are subject to public review, and may be subject to further verification.

Complete Part 1 based on information currently available. If additional research or investigation would be needed to fully respond to any item, please answer as thoroughly as possible based on current information; indicate whether missing information does not exist, or is not reasonably available to the sponsor; and, when possible, generally describe work or studies which would be necessary to update or fully develop that information.

Applicants/sponsors must complete all items in Sections A & B. In Sections C, D & E, most items contain an initial question that must be answered either "Yes" or "No". If the answer to the initial question is "Yes", complete the sub-questions that follow. If the answer to the initial question is "No", proceed to the next question. Section F allows the project sponsor to identify and attach any additional information. Section G requires the name and signature of the applicant or project sponsor to verify that the information contained in Part 1 is accurate and complete.

A. Project and Applicant/Sponsor Information.

Name of Action or Project: Truesdale Waccabuc Wastewater Solution 1		
Project Location (describe, and attach a general location map): 11 Main Street, South Salem, NY, property currently being used for recycling center and highway equipment storage		
Brief Description of Proposed Action (include purpose or need): This project is to build a new wastewater treatment plant and collection system for selected homes around Truesdale Lake and Lake Waccabuc, as phase 1 of what we hope will be a more expansive sewerage project. The homes currently have septic systems. Because of poor soils, steep slopes, and limited depth to groundwater and bedrock, together with the age of the on-site systems, they are contributing to phosphorus pollution of the East of Hudson MS4, which has a TMDL for phosphorus. The wastewater treatment plant will be constructed on property owned by the town and is designed to enable future expansion. A low-pressure collection system will connect the homes. This will require formation of the Lewisboro Sewer District which will be administered by the Town of Lewisboro. The Sewer District will administer the project will maintain the sewer system and sewer services on individual properties. The project should improve water quality in lakes Truesdale, Rippowam, Oscaleta, and Waccabuc, which have experienced toxic harmful algal blooms. It will also improve drinking water quality for the area homes, which are reliant upon wells or draw from Lake Waccabuc, and improve water quality of streams and reservoirs within EOH.		
Name of Applicant/Sponsor: Town of Lewisboro	Telephone: 914 763-3151	E-Mail: supervisor@lewisborogov.com
Address: PO Box 500		
City/PO: South Salem	State: NY	Zip Code: 10590
Project Contact (if not same as sponsor; give name and title/role): Tony Goncalves	Telephone: 914 763-3151	E-Mail: supervisor@lewisborogov.com
Address: PO Box 500		
City/PO: South Salem	State: NY	Zip Code: 10590
Property Owner (if not same as sponsor):	Telephone:	E-Mail:
Address:		
City/PO:	State:	Zip Code:

C.3. Zoning

a. Is the site of the proposed action located in a municipality with an adopted zoning law or ordinance. Yes No
 If Yes, what is the zoning classification(s) including any applicable overlay district?
 R 1/2 A and Special Overlay District

b. Is the use permitted or allowed by a special or conditional use permit? Yes No

c. Is a zoning change requested as part of the proposed action? Yes No
 If Yes,
 i. What is the proposed new zoning for the site?

C.4. Existing community services.

a. In what school district is the project site located? Katonah-Lewisboro School District

b. What police or other public protection forces serve the project site?
Town of Lewisboro Police

c. Which fire protection and emergency medical services serve the project site?
South Salem Fire Department, Town of Lewisboro Volunteer Ambulance Corps

d. What parks serve the project site?
Lewisboro Town Park, Mountain Lakes Park, Ward Pound Ridge Reservation

D. Project Details

D.1. Proposed and Potential Development

a. What is the general nature of the proposed action (e.g., residential, industrial, commercial, recreational; if mixed, include all components)? Installation of residential wastewater treatment plant and collection system

b. a. Total acreage of the site of the proposed action? 6.0 acres
 b. Total acreage to be physically disturbed? 3 acres
 c. Total acreage (project site and any contiguous properties) owned or controlled by the applicant or project sponsor? 6.0 acres

c. Is the proposed action an expansion of an existing project or use? Yes No
 i. If Yes, what is the approximate percentage of the proposed expansion and identify the units (e.g., acres, miles, housing units, square feet)? % _____ Units: _____

d. Is the proposed action a subdivision, or does it include a subdivision? Yes No
 If Yes,
 i. Purpose or type of subdivision? (e.g., residential, industrial, commercial; if mixed, specify types) _____
 ii. Is a cluster/conservation layout proposed? Yes No
 iii. Number of lots proposed? _____
 iv. Minimum and maximum proposed lot sizes? Minimum _____ Maximum _____

e. Will the proposed action be constructed in multiple phases? Yes No
 i. If No, anticipated period of construction: _____ months
 ii. If Yes:
 • Total number of phases anticipated _____
 • Anticipated commencement date of phase 1 (including demolition) _____ month _____ year
 • Anticipated completion date of final phase _____ month _____ year
 • Generally describe connections or relationships among phases, including any contingencies where progress of one phase may determine timing or duration of future phases: _____

ii. Describe how the proposed action would affect that waterbody or wetland, e.g. excavation, fill, placement of structures, or alteration of channels, banks and shorelines. Indicate extent of activities, alterations and additions in square feet or acres: The proposed action could increase the flow in the stream and would be permitted through NYSDEC SPDES permit.

iii. Will the proposed action cause or result in disturbance to bottom sediments? Yes No
 If Yes, describe: _____

iv. Will the proposed action cause or result in the destruction or removal of aquatic vegetation? Yes No
 If Yes:

- acres of aquatic vegetation proposed to be removed: _____
- expected acreage of aquatic vegetation remaining after project completion: _____
- purpose of proposed removal (e.g. beach clearing, invasive species control, boat access): _____
- proposed method of plant removal: _____
- if chemical/herbicide treatment will be used, specify product(s): _____

v. Describe any proposed reclamation/mitigation following disturbance: _____

c. Will the proposed action use, or create a new demand for water? Yes No
 If Yes:

i. Total anticipated water usage/demand per day: _____ gallons/day

ii. Will the proposed action obtain water from an existing public water supply? Yes No
 If Yes:

- Name of district or service area: _____
- Does the existing public water supply have capacity to serve the proposal? Yes No
- Is the project site in the existing district? Yes No
- Is expansion of the district needed? Yes No
- Do existing lines serve the project site? Yes No

iii. Will line extension within an existing district be necessary to supply the project? Yes No
 If Yes:

- Describe extensions or capacity expansions proposed to serve this project: _____
- Source(s) of supply for the district: _____

iv. Is a new water supply district or service area proposed to be formed to serve the project site? Yes No
 If, Yes:

- Applicant/sponsor for new district: _____
- Date application submitted or anticipated: _____
- Proposed source(s) of supply for new district: _____

v. If a public water supply will not be used, describe plans to provide water supply for the project: _____

vi. If water supply will be from wells (public or private), what is the maximum pumping capacity: _____ gallons/minute.

d. Will the proposed action generate liquid wastes? Yes No
 If Yes:

i. Total anticipated liquid waste generation per day: 61,000 gallons/day

ii. Nature of liquid wastes to be generated (e.g., sanitary wastewater, industrial; if combination, describe all components and approximate volumes or proportions of each): sanitary wastewater from residential properties

iii. Will the proposed action use any existing public wastewater treatment facilities? Yes No
 If Yes:

- Name of wastewater treatment plant to be used: _____
- Name of district: _____
- Does the existing wastewater treatment plant have capacity to serve the project? Yes No
- Is the project site in the existing district? Yes No
- Is expansion of the district needed? Yes No

h. Will the proposed action generate or emit methane (including, but not limited to, sewage treatment plants, landfills, composting facilities)? Yes No

If Yes:

i. Estimate methane generation in tons/year (metric): _____

ii. Describe any methane capture, control or elimination measures included in project design (e.g., combustion to generate heat or electricity, flaring): _____

i. Will the proposed action result in the release of air pollutants from open-air operations or processes, such as quarry or landfill operations? Yes No

If Yes: Describe operations and nature of emissions (e.g., diesel exhaust, rock particulates/dust): _____

j. Will the proposed action result in a substantial increase in traffic above present levels or generate substantial new demand for transportation facilities or services? Yes No

If Yes:

i. When is the peak traffic expected (Check all that apply): Morning Evening Weekend
 Randomly between hours of _____ to _____.

ii. For commercial activities only, projected number of truck trips/day and type (e.g., semi trailers and dump trucks): _____

iii. Parking spaces: Existing _____ Proposed _____ Net increase/decrease _____

iv. Does the proposed action include any shared use parking? Yes No

v. If the proposed action includes any modification of existing roads, creation of new roads or change in existing access, describe: _____

vi. Are public/private transportation service(s) or facilities available within ½ mile of the proposed site? Yes No

vii. Will the proposed action include access to public transportation or accommodations for use of hybrid, electric or other alternative fueled vehicles? Yes No

viii. Will the proposed action include plans for pedestrian or bicycle accommodations for connections to existing pedestrian or bicycle routes? Yes No

k. Will the proposed action (for commercial or industrial projects only) generate new or additional demand for energy? Yes No

If Yes:

i. Estimate annual electricity demand during operation of the proposed action: _____
Annual demand estimate at 65,000 kWh for operation of pumps and equipment

ii. Anticipated sources/suppliers of electricity for the project (e.g., on-site combustion, on-site renewable, via grid/local utility, or other):
Electricity to be supplied by the local utility

iii. Will the proposed action require a new, or an upgrade, to an existing substation? Yes No

l. Hours of operation. Answer all items which apply.

i. During Construction:		ii. During Operations:	
• Monday - Friday:	_____ 8 am - 5 pm	• Monday - Friday:	_____ 8 am - 5 pm
• Saturday:	_____ none	• Saturday:	_____ as needed
• Sunday:	_____ none	• Sunday:	_____ as needed
• Holidays:	_____ none	• Holidays:	_____ as needed

s. Does the proposed action include construction or modification of a solid waste management facility? Yes No

If Yes:

i. Type of management or handling of waste proposed for the site (e.g., recycling or transfer station, composting, landfill, or other disposal activities): _____

ii. Anticipated rate of disposal/processing:

- _____ Tons/month, if transfer or other non-combustion/thermal treatment, or
- _____ Tons/hour, if combustion or thermal treatment

iii. If landfill, anticipated site life: _____ years

t. Will the proposed action at the site involve the commercial generation, treatment, storage, or disposal of hazardous waste? Yes No

If Yes:

i. Name(s) of all hazardous wastes or constituents to be generated, handled or managed at facility: _____

ii. Generally describe processes or activities involving hazardous wastes or constituents: _____

iii. Specify amount to be handled or generated _____ tons/month

iv. Describe any proposals for on-site minimization, recycling or reuse of hazardous constituents: _____

v. Will any hazardous wastes be disposed at an existing offsite hazardous waste facility? Yes No

If Yes: provide name and location of facility: _____

If No: describe proposed management of any hazardous wastes which will not be sent to a hazardous waste facility: _____

E. Site and Setting of Proposed Action

E.1. Land uses on and surrounding the project site

a. Existing land uses.

i. Check all uses that occur on, adjoining and near the project site.

Urban Industrial Commercial Residential (suburban) Rural (non-farm)

Forest Agriculture Aquatic Other (specify): municipal government

ii. If mix of uses, generally describe: _____

b. Land uses and covertypes on the project site.

Land use or Covertypes	Current Acreage	Acreage After Project Completion	Change (Acres +/-)
• Roads, buildings, and other paved or impervious surfaces	1.7	1.7	0
• Forested	0	0	0
• Meadows, grasslands or brushlands (non-agricultural, including abandoned agricultural)	0	0	0
• Agricultural (includes active orchards, field, greenhouse etc.)	0	0	0
• Surface water features (lakes, ponds, streams, rivers, etc.)	0	0	0
• Wetlands (freshwater or tidal)	0	0	0
• Non-vegetated (bare rock, earth or fill)	0	0	0
• Other Describe: _____			

v. Is the project site subject to an institutional control limiting property uses? Yes No

- If yes, DEC site ID number: _____
- Describe the type of institutional control (e.g., deed restriction or easement): _____
- Describe any use limitations: _____
- Describe any engineering controls: _____
- Will the project affect the institutional or engineering controls in place? Yes No
- Explain: _____

E.2. Natural Resources On or Near Project Site

a. What is the average depth to bedrock on the project site? _____ 3 - 6 feet

b. Are there bedrock outcroppings on the project site? Yes No
 If Yes, what proportion of the site is comprised of bedrock outcroppings? _____ %

c. Predominant soil type(s) present on project site: Paxton fine sandy loam _____ 100 %
 _____ %
 _____ %

d. What is the average depth to the water table on the project site? Average: 1.5 - 3 feet

e. Drainage status of project site soils: Well Drained: 100 % of site
 Moderately Well Drained: _____ % of site
 Poorly Drained _____ % of site

f. Approximate proportion of proposed action site with slopes: 0-10%: 100 % of site
 10-15%: _____ % of site
 15% or greater: _____ % of site

g. Are there any unique geologic features on the project site? Yes No
 If Yes, describe: _____

h. Surface water features.

i. Does any portion of the project site contain wetlands or other waterbodies (including streams, rivers, ponds or lakes)? Yes No

ii. Do any wetlands or other waterbodies adjoin the project site? Yes No
 If Yes to either i or ii, continue. If No, skip to E.2.i.

iii. Are any of the wetlands or waterbodies within or adjoining the project site regulated by any federal, state or local agency? Yes No

iv. For each identified regulated wetland and waterbody on the project site, provide the following information:

- Streams: Name _____ Classification _____
- Lakes or Ponds: Name _____ Classification _____
- Wetlands: Name _____ Approximate Size _____
- Wetland No. (if regulated by DEC) _____

v. Are any of the above water bodies listed in the most recent compilation of NYS water quality-impaired waterbodies? Yes No
 If yes, name of impaired water body/bodies and basis for listing as impaired: _____

i. Is the project site in a designated Floodway? Yes No

j. Is the project site in the 100-year Floodplain? Yes No

k. Is the project site in the 500-year Floodplain? Yes No

l. Is the project site located over, or immediately adjoining, a primary, principal or sole source aquifer? Yes No
 If Yes:
 i. Name of aquifer: _____

<p>e. Does the project site contain, or is it substantially contiguous to, a building, archaeological site, or district which is listed on the National or State Register of Historic Places, or that has been determined by the Commissioner of the NYS Office of Parks, Recreation and Historic Preservation to be eligible for listing on the State Register of Historic Places? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No</p> <p>If Yes:</p> <p>i. Nature of historic/archaeological resource: <input type="checkbox"/> Archaeological Site <input checked="" type="checkbox"/> Historic Building or District</p> <p>ii. Name: <u>S Salem Presbyterian Church Cemetery</u></p> <p>iii. Brief description of attributes on which listing is based: _____</p>
<p>f. Is the project site, or any portion of it, located in or adjacent to an area designated as sensitive for archaeological sites on the NY State Historic Preservation Office (SHPO) archaeological site inventory? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No</p>
<p>g. Have additional archaeological or historic site(s) or resources been identified on the project site? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No</p> <p>If Yes:</p> <p>i. Describe possible resource(s): _____</p> <p>ii. Basis for identification: _____</p>
<p>h. Is the project site within five miles of any officially designated and publicly accessible federal, state, or local scenic or aesthetic resource? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No</p> <p>If Yes:</p> <p>i. Identify resource: _____</p> <p>ii. Nature of, or basis for, designation (e.g., established highway overlook, state or local park, state historic trail or scenic byway, etc.): _____</p> <p>iii. Distance between project and resource: _____ miles.</p>
<p>i. Is the project site located within a designated river corridor under the Wild, Scenic and Recreational Rivers Program 6 NYCRR 666? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No</p> <p>If Yes:</p> <p>i. Identify the name of the river and its designation: _____</p> <p>ii. Is the activity consistent with development restrictions contained in 6 NYCRR Part 666? <input type="checkbox"/> Yes <input type="checkbox"/> No</p>

F. Additional Information

Attach any additional information which may be needed to clarify your project.

If you have identified any adverse impacts which could be associated with your proposal, please describe those impacts plus any measures which you propose to avoid or minimize them.

G. Verification

I certify that the information provided is true to the best of my knowledge.

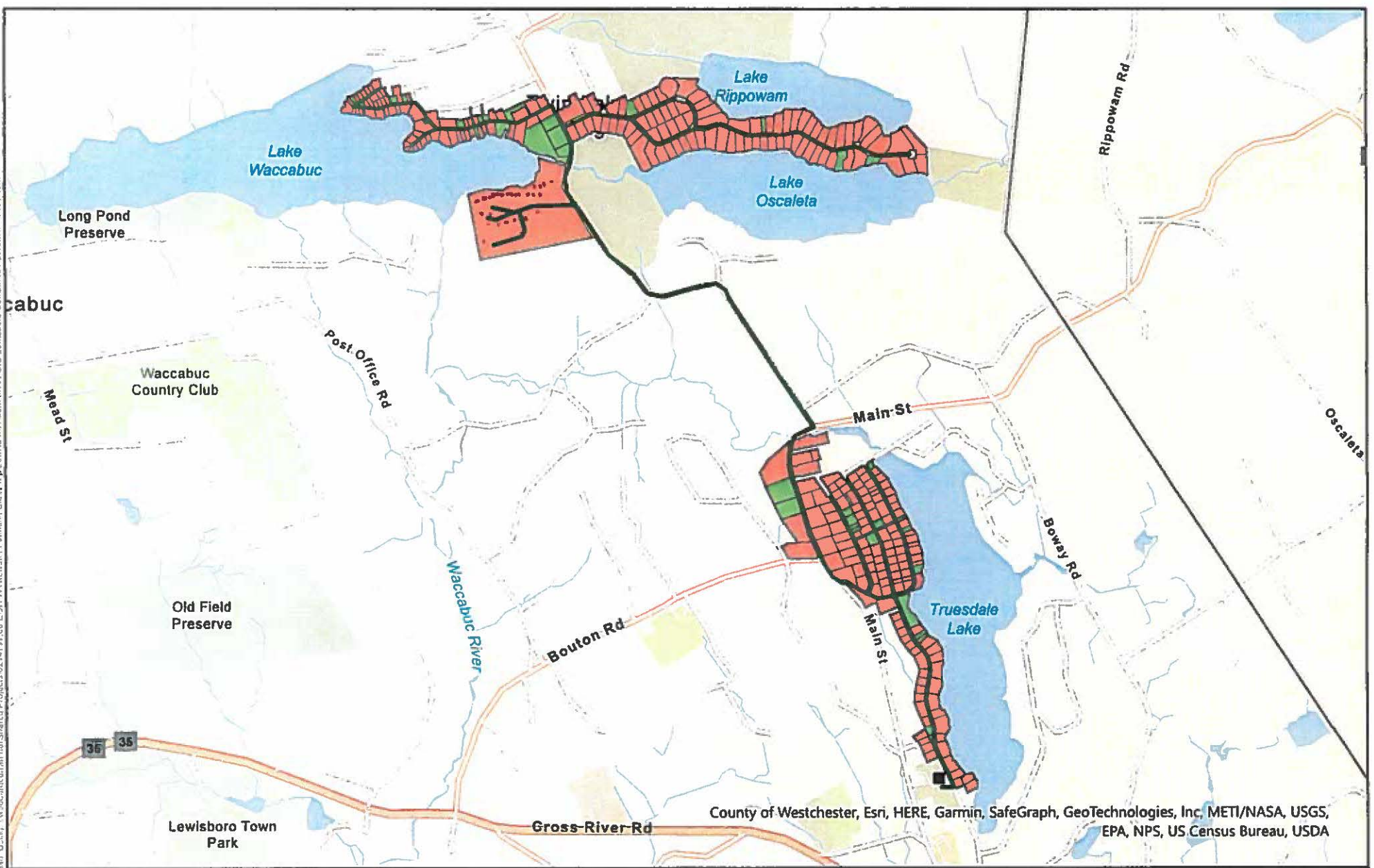
Applicant/Sponsor Name _____ Date _____

Signature _____ Title _____

PRINT FORM

E.2.p. [Rare Plants or Animals]	No
E.3.a. [Agricultural District]	No
E.3.c. [National Natural Landmark]	No
E.3.d [Critical Environmental Area]	No
E.3.e. [National or State Register of Historic Places or State Eligible Sites]	Yes - Digital mapping data for archaeological site boundaries are not available. Refer to EAF Workbook.
E.3.e.ii [National or State Register of Historic Places or State Eligible Sites - Name]	S Salem Presbyterian Church Cemetery
E.3.f. [Archeological Sites]	No
E.3.i. [Designated River Corridor]	No

Figure Excerpted: 5/25/2023 By: Takan U... \w\006\ndcurran\unl\shared\Projects\0214797.00 EOH\W\stevanr\Plnnet\Study... \p\l\en\br\ra\A\er\at\ives\GIS\Lewisbalo\Combinat\Approach - Copy.aprx



County of Westchester, Esri, HERE, Garmin, SafeGraph, GeoTechnologies, Inc, METI/NASA, USGS, EPA, NPS, US Census Bureau, USDA

Lake Waccabuc and Truesdale Lake Combined Sewer Approach EOH Study

Legend

Legend

- Main Street WWTP
- Low Pressure Sewer Pipe
- Group**
- Sewer
- Vacant



Woodard & Curran
 Project #: 0214797.00
 Map Created: May 2023

Third Party GIS Disclaimer: This map is for reference and graphical purposes only and should not be relied upon by third parties for any legal decisions. Any reliance upon the map or data contained herein shall be at the users' sole risk. Data Sources:

TOWN OF LEWISBORO TOWN BOARD
COORDINATED ENVIRONMENTAL REVIEW
LEAD AGENCY AGREEMENT

Waccabuc/Truesdale Wastewater Collection System and Treatment Plant
Lewisboro, NY 10590

On behalf of the Westchester County Board of Legislators,

I acknowledge receipt of the Lead Agency Notice on the above referenced matter, which was mailed on June 13, 2023.

The above-named Interested Agency hereby:
(Please Check One)

AGREES that the Lewisboro Town Board serve as Lead Agency for the coordinated environmental review of the proposed action and requests that the undersigned continue to be notified of all filings and hearings on this matter.

DOES NOT AGREE to the Lewisboro Town Board serving as Lead Agency and wishes that _____ serve as Lead Agency. To contest Lead Agency designation, the undersigned intends to follow the procedures in accordance with SEQRA 6 NYCRR Part 617.6.

Please return within 30 days of the mailing of this correspondence. In addition, please specify the jurisdiction that your agency has over this project, what issues you believe are relevant in connection with this project and any additional comments or questions.

Supervisor Tony Gonçalves
Town of Lewisboro
PO Box 500, South Salem, NY 10590
Phone: (914) 763-3151
Email: Supervisor@lewisborogov.com



MEMORANDUM OF LEGISLATION

DATE: July 06, 2023

TITLE: Restoration of Street Surfaces After Excavation

SPONSOR: Minority Whip James Nolan
Legislator Tyrae Woodson-Samuels

PURPOSE OR GENERAL IDEA OF BILL: To create a law requiring that work on any County roads, sidewalks and parkways be repaired from curb to curb.

INTENT: To ensure complete restoration after repairs and prevent patchwork repairs.

JUSTIFICATION: Westchester County does not currently have a law mandating that repairs must be made from curb to curb. The County Department of Public Works requires a permit for work on County roads, and the permittee must agree that “any present or future damage, injury to or disturbance of the highway, its pavements, slopes or gutters, caused by placing of any structures pursuant to the terms of the permit, shall be immediately repaired by the Permittee at his or its own expense and to the satisfaction of the Commissioner.” The application specifies that replacement pavement “must be at least 10 feet long as measured parallel to the center line of the pavement.”

Many municipalities in Westchester have passed legislation specifically requiring that restoration of pavement be made from curb to curb. For example, Bronxville Village Code Section 260-26.1(A)(3) provides that “restoration of pavement shall be curb to curb ... Where no curb exists, the restoration shall extend to the existing pavement limits.” Rye Brook Village Code Section 215-7 (C) states that for final restoration, “if the patch falls within 18 inches of the curb or pavement edge, the patch shall extend to the curb or pavement edge.” Yonkers City Code Section 96-2(C) states that “If any excavation for which a permit has been issued hereunder exceeds 25 feet in length, the permittee shall be responsible for resurfacing the street from curb to curb over the entire area or as determined by the City Engineer. Where no curb exists, the resurfacing shall extend to the existing pavement limits or as determined by the City Engineer.”

Requiring complete coverage rather than spot repaving is not just more aesthetically acceptable, but also more economical in the long run. It can prevent rutting and erosion from water seepage into surface cracks, which would then require further repairs. It will also set clear standards as to what is required for repairs.

PRESENT LAW: None.

FISCAL IMPACT: TBD