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Principal Emeritus:
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**TOWN OF NEWBURGH
PLANNING BOARD
TECHNICAL REVIEW COMMENTS**

PROJECT: GERENTINE TIMBER HARVEST
PROJECT NO.: 21-5
PROJECT LOCATION: SECTION 08, BLOCK 1, LOT 49.1,49.2,49.3,49.4,49.5,49.6,49.7
REVIEW DATE: 9 APRIL 2021
MEETING DATE: 15 APRIL 2021
PROJECT REPRESENTATIVE: LOWER HUDSON FORRESTY

1. Highway Superintendents comments regarding the access to Old Post Road should be received.
2. Code Section 83-12 Performance Guaranty requires Performance Guaranty for the project. Typically for forestry operations the Town requires security for the access point and an inspection fee be posted with the Building Department.
3. Tree cutting has been identified to be limited by the DEC for a time period between October 1st and March 31st to avoid impacts to Bat Species.
4. The consultant is requested to address re-vegetation of the log landing area. A stabilized construction entrance consistent with NYSDEC Soil, Erosion and Sediment Control Manual should be installed at the access point.
5. Hours of operation for the Timber Harvest should be identified consistent with Town Code.

Respectfully submitted,

**McGoey, Hauser and Edsall
Consulting Engineers, D.P.C.**

Patrick J. Hines
Principal

PJH/kbw



PB 2021-05

LOWER HUDSON FORESTRY SERVICES, LLC

P.O. Box 756, Nyack, NY 10960
(845) 270-2071
www.lowerhudsonforestry.com

March 1, 2021

To The Planning Board:

Attached is an application for a timber harvesting permit for a property located along Old Post Road. A total of seven tax parcels, 8-1-49.1 – 49.7, owned by Domenica Gerentine is where the harvesting is to take place. The parcels total 24.61 acres of which 18 acres are being considered for timber harvesting.

The trees to be harvested are hardwood species ranging in diameter from 8" to 35" with a total of 154 trees (130 sawtimber and 24 firewood/cull) to be removed (9 trees per acre). Other vegetation is not being removed and all precautions will be taken to minimizing damage to vegetation not marked for harvest. This includes other trees, small saplings, seedlings and ground vegetation. All trees designated for harvest will be utilized down to a 10" top diameter and tops and slash will be lopped to a height no greater than 3 feet off the ground. There are no DEC classified streams of wetlands on or adjacent to the property.

The erosion control plan for this property will be the installation of erosion control measures where needed and may include water bars, rolling dips and/or water turnouts. All of the property is fairly flat and soils in the project area are rocky. This rock layer will aid in preventing rutting and soil disturbance by letting equipment ride over the top of the rocks. Although the ground is rocky, there will be areas of disturbed soil in the skid trails and these areas will be waterbarred and stabilized at the completion of the project. All trails are to be smoothed and left free of debris at the completion of the project. Access to the property will be made via Old Post Road with one landing location for the project. This landing will be located at least 50 feet off the road. At the completion of the project this landing area will be smoothed off and all logging debris will be removed. The landing area will be reseeded upon completion of the project.

The DEC has identified bald eagles and Indiana bats as being near the project area. Please see the enclosed letter from the DEC regarding these species. The letter states that the project is far enough away from the eagle nest, so no adverse impacts are expected on this species. As for the non-breeding location there are no pine trees to be harvested, nor are there any pine trees in the area. This project is not near any wetlands and is over ½ mile from the Hudson River, so there will be no adverse impacts to the eagles. For the Indiana bat, the project will have a harvesting restriction that allows for harvesting only between October 1st and March 31st. This project will abide by these DEC cutting restrictions. It is expected that approximately 9 log trucks will be required to complete this project. During the project it is expected that there will be approximately 3-4 trucks per week coming to pick up logs. Under normal circumstances, it is expected that this project will take 2-3 weeks to complete. Adverse weather such as rain or

muddy conditions will increase the project timeframe and may result in the logging having to occur during drier weather (as long as within the cutting restriction guidelines).

If you have any questions, please let me know. I can be reached via phone at (845) 270-2071 or by email at chris@lowerhudsonforestry.com. Thank you for your time on this matter and I will be speaking to you soon.

Sincerely,

A handwritten signature in black ink, appearing to read "Chris Prentis". The signature is written in a cursive, flowing style.

Christopher Prentis, Certified Forester

**TOWN OF NEWBURGH
APPLICATION FOR
SUBDIVISION/SITE PLAN REVIEW**

**RETURN TO: Town of Newburgh Planning Board
308 Gardnertown Road
Newburgh, New York 12550**

DATE RECEIVED: _____ **TOWN FILE NO:** _____
(Application fee returnable with this application)

1. Title of Subdivision/Site Plan (Project name):
_____ Gerentine Timber Harvest _____

2. Owner of Lands to be reviewed:
Name _____ Domenica Gerentine _____
Address _____ 43 South Street _____
_____ Marlboro NY 12542 _____
Phone _____ (845) 236-4855 _____

3. Applicant Information (If different than owner):
Name _____
Address _____

Representative _____
Phone _____
Fax _____
Email _____

4. Subdivision/Site Plan prepared by:
Name _____ Lower Hudson Forestry Services LLC _____
Address _____ Christopher Prentis CF _____
_____ P.O. Box 756 _____
_____ Nyack NY 10960 _____
Phone/Fax _____ (845) 270-2071 _____

5. Location of lands to be reviewed:
_____ On Old Post Road _____

6. Zone AR Fire District Middlehope
Acreage 24.61 combined School District Marlboro

7. Tax Map: Section _____ Block _____ Lot _____
See Attached

Gerentine Clearing and Grading Permit

Town of Newburgh, Orange County

Tax parcels : 8-1-49.1, 8-1-49.2, 8-1-49.3, 8-1-49.4, 8-1-49.5, 8-1-49.6 and 8-1-49.7

Total acres of parcels: 24.61 acres

Total harvest area: 18 Acres

8. Project Description and Purpose of Review:

Number of existing lots _____ Number of proposed lots _____
Lot line change _____
Site plan review _____
Clearing and grading Timber harvest
Other _____

PROVIDE A WRITTEN SINGLE PAGE DESCRIPTION OR NARRATIVE OF THE PROJECT

9. Easements or other restrictions on property:

(Describe generally) none

10. The undersigned hereby requests approval by the Planning Board of the above identified application and scheduling for an appearance on an agenda:

Signature Donna L. Denture Title _____

Date: 2-17-21

NOTE: If property abuts and has its access to a County or State Highway or road, the following information must be placed on the subdivision map or site plan: entrance location, entrance profile, sizing of pipe (minimum length of pipe to be 24 feet).

The applicant will also be required to submit an additional set of plans, narrative letter and EAF if referral to the Orange County Planning Department is required under General Municipal Law Section 239.

FEE ACKNOWLEDGEMENT

The town of Newburgh Municipal Code sets forth the schedule of fees for applications to the Planning Board. The signing of this application indicates your acknowledgement of responsibility for payment of these fees to the Planning Board for review of this application, including, but not limited to escrow fees for professional services (planner/consultant, engineering, legal), public hearing and site inspection. Applicant's submissions and resubmissions are not complete and will not be considered by the planning board or placed upon its agenda unless all outstanding fees have been paid. Fees incurred after the stamping of plans will remain the responsibility of the applicant prior to approval of a building permit or certificate of occupancy. Fee schedules are available from the Planning Board Secretary and are on the Town's website.

Domenica L. Geronty

APPLICANT'S NAME (printed)

Domenica L. Geronty

APPLICANTS SIGNATURE

2-17-21

DATE

Note: if the property abuts and has access to a County or State Highway or road, the following information must be place on the subdivision map: entrance location, entrance profile, sizing of drainage pipe (minimum length of pipe to be twenty-four (24) feet).

PROXY

(OWNER) Domenica Gerentine, DEPOSES AND SAYS THAT HE/SHE

RESIDES AT 43 South Street Marlboro NY 12542

IN THE COUNTY OF Ulster

AND STATE OF New York

AND THAT HE/SHE IS THE OWNER IN FEE OF Newburgh town parcels

8-1-49.1, 8-1-49.2, 8-1-49.3, 8-1-49.4, 8-1-49.5, 8-1-49.6 and 8-1-49.7

WHICH IS THE PREMISES DESCRIBED IN THE FOREGOING

APPLICATION AS DESCRIBED THEREIN TO THE TOWN OF NEWBURGH

PLANNING BOARD AND Christopher Prentis IS AUTHORIZED

TO REPRESENT THEM AT MEETINGS OF SAID BOARD.

DATED: 2-17-21


OWNERS SIGNATURE

Domenica L. Gerentine
OWNERS NAME (printed)


WITNESS' SIGNATURE

NAMES OF ADDITIONAL REPRESENTATIVES

Austyn Gerentine
WITNESS' NAME (printed)

PLANNING BOARD DISCLAIMER STATEMENT
TO APPLICANTS

The applicant is advised that the Town of Newburgh Municipal Code, which contains the Town's Zoning Law, is subject to amendment. Submission of an application to this Board does not grant the applicant any right to continued review under the Code's current standards and requirements. It is possible that the applicant will be required to meet changed standards or new Code requirements made while the application is pending.

An approval by this Board does not constitute permission, nor grant any right to connect to or use municipal services such as sewer, water or roads. It is the applicant's responsibility to apply for and obtain the Town of Newburgh and other agency approvals not within this Board's authority to grant.

The applicant hereby acknowledges, consents, and agrees to the above.

2-17-21

DATED

Domenica L. Gerontzine

APPLICANT'S NAME (printed)



APPLICANT'S SIGNATURE

**DISCLOSURE ADDENDUM STATEMENT TO APPLICATION,
PETITION AND REQUEST**

Mindful of the provisions of Section 809 of the General Municipal Law of the State of New York, and of the Penal provisions thereof as well, the undersigned applicant states that no State Officer, Officer or Employee of the Town of Newburgh, or Orange County, has any interest, financial or otherwise, in this application or with, or in the applicant as defined in said Statute, except the following person or persons who is or are represented to have only the following type of interest, in the nature and to the extent hereinafter indicated:

_____ **NONE**

_____ **NAME, ADDRESS, RELATIONSHIP OR INTEREST**
(financial or otherwise)

This disclosure addendum statement is annexed to and made a part of the petition, application and request made by the undersigned applicant to the following Board or Officer of the Town of Newburgh.

_____ **TOWN BOARD**
 _____ **PLANNING BOARD**
_____ **ZONING BOARD OF APPEALS**
_____ **ZONING ENFORCEMENT OFFICER**
_____ **BUILDING INSPECTOR**
_____ **OTHER**

2-17-2021
DATED


INDIVIDUAL APPLICANT

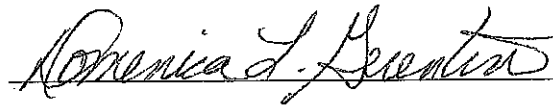
CORPORATE OR PARTNERSHIP APPLICANT

BY: _____
(Pres.) (Partner) (Vice-Pres.)
(Sec.) (Treas.)

Certificate and Acknowledgement

The undersigned applicant represents, warrants, covenants and agrees that it shall notify all successors, assigns, purchasers and transferees of applicant's interest in the subject property, or rights to develop the subject property, or membership interests in the applicant, of the deferral of the payment of the Recreation Fee in Lieu of Parkland and the delivery of the performance security for landscaping improvements and the conditions thereof and that it shall cause those conditions to be binding upon all such successors, assigns, purchasers and transferees.

The applicant agrees for itself and all successors, assigns, purchasers and transferees, that in the event of any failure to comply with any of terms and conditions of the deferral of payment of the Recreation Fee in Lieu of Parkland and the delivery of the performance security for landscaping improvements pursuant to the Town Board of the Town of Newburgh resolution dated July 15, 2009 by the applicant, its successors, assigns, purchasers or transferees, the Town of Newburgh, in addition to all other remedies, shall be entitled to (a) issue a stop work order for any and all work commenced on the Subject Property and (b) withhold or revoke any and all building permits issued for the Subject Property.



_____, Applicant

STATE OF NEW YORK :
COUNTY OF Ulster :ss.:

On the 17th day of February in the year 2021

before me the undersigned, a Notary Public in and for said State, personally appeared Dominica Gerardi personally known to me or proved to me on the basis of satisfactory evidence to be the individual whose name is subscribed to the within instrument and acknowledged to me that she executed the same in her capacity, and that by her signature on the instrument, the individual, or the person upon behalf of which the individual acted, executed the instrument.


Theresa A. Stewart
Notary Public

THERESA A. STEWART
Notary Public, State of New York
Qualified in Ulster County
Reg. No. 01ST6306977
My Commission Expires June 30, 2022

STATE OF NEW YORK :
COUNTY OF Ulster :ss.:

On the 17th day of February in the year 2021 before me personally came Domenica Giacchino to me

known, who, being by me duly sworn, did depose and say that he/she/they reside(s) in Marlboro, NY (if the place of residence is in a city, include the street and street number, if any, thereof); that he/she/they (is)(are) the (president or other officer or director or attorney in fact duly appointed) of the Adria Inc. (name of corporation), the corporation described in and which executed the above instrument; that he/she/they know(s) the seal of said corporation; that the seal affixed to said instrument is such corporate seal; that it was so affixed by authority of the board of directors of said corporation, and that he/she/they signed his/her/their name(s) thereto by like authority



Notary Public

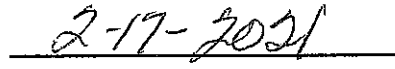
THERESA A. STEWART
Notary Public, State of New York
Qualified in Ulster County
Reg. No. 01ST6306977
My Commission Expires June 30, 2022

February 9, 2021

LANDOWNER STATEMENT

I, Domenica Gerentine, is the owner of the Town of Newburgh tax parcels 8-1-49.1, 8-1-49.2, 8-1-49.3, 8-1-49.4, 8-1-49.5, 8-1-49.6 and 8-1-49.7 located on Old Post Road. Each tree (154 in total) is marked by a professional, certified forester with blue paint at two points (one on the stump and the other at 4.5 feet off the ground) as to be readily visible. The stump mark is low enough to be visible after the tree is cut.


Signed : Owner


Date:

**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: Gerentine Timber Harvest		
Project Location (describe, and attach a general location map): Along Old Post Road		
Brief Description of Proposed Action (include purpose or need): The proposal is to harvest mature and over-mature hardwood trees and culls ranging in size from 8 " -35 " DBH on 18 acres as shown on the map. Trees to be harvested are red oak, walnut, white oak, black oak, sugar maple and hickory. There is a total of 154 trees to be removed, 130 are sawtimber and the remaining 24 trees are firewood or culls. Tree removal will be approximately 9 trees per acre. There has never been any forest management or harvesting on this property. This property is being managed for long term forest crop production and will stay forested for the long term. There will be no clearing or conversion to non-forest on this property. This property is not enrolled in the 480a forest tax law program. Skid trails will follow an old farm trail for portions of the property. Other temporary skid trails will be made to access timber where the old trail is not present. The landing area will be constructed as there is no opening or landing area currently there.		
Name of Applicant/Sponsor: Domenica Gerentine		Telephone: (845) 236-4855
		E-Mail:
Address: 43 South Street		
City/PO: Marlboro	State: NY	Zip Code: 12542
Project Contact (if not same as sponsor; give name and title/role): Christopher Prentis, CF Forester		Telephone: (845) 270-2071
		E-Mail: chris@lowerhudsonforestry.com
Address: P.O. Box 756		
City/PO: Nyack	State: NY	Zip Code: 10960
Property Owner (if not same as sponsor):		Telephone:
		E-Mail:
Address:		
City/PO:	State:	Zip Code:

B. Government Approvals

B. Government Approvals, Funding, or Sponsorship. ("Funding" includes grants, loans, tax relief, and any other forms of financial assistance.)		
Government Entity	If Yes: Identify Agency and Approval(s) Required	Application Date (Actual or projected)
a. City Counsel, Town Board, <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No or Village Board of Trustees		
b. City, Town or Village <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No Planning Board or Commission	Town of Newburgh timber harvest permit	March 2021
c. City, Town or <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No Village Zoning Board of Appeals		
d. Other local agencies <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		
e. County agencies <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		
f. Regional agencies <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		
g. State agencies <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		
h. Federal agencies <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		
i. Coastal Resources.		
i. Is the project site within a Coastal Area, or the waterfront area of a Designated Inland Waterway?		<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
ii. Is the project site located in a community with an approved Local Waterfront Revitalization Program?		<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
iii. Is the project site within a Coastal Erosion Hazard Area?		<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No

C. Planning and Zoning

C.1. Planning and zoning actions.	
Will administrative or legislative adoption, or amendment of a plan, local law, ordinance, rule or regulation be the only approval(s) which must be granted to enable the proposed action to proceed? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	
<ul style="list-style-type: none"> • If Yes, complete sections C, F and G. • If No, proceed to question C.2 and complete all remaining sections and questions in Part 1 	
C.2. Adopted land use plans.	
a. Do any municipally- adopted (city, town, village or county) comprehensive land use plan(s) include the site where the proposed action would be located? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	
If Yes, does the comprehensive plan include specific recommendations for the site where the proposed action would be located? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	
b. Is the site of the proposed action within any local or regional special planning district (for example: Greenway; Brownfield Opportunity Area (BOA); designated State or Federal heritage area; watershed management plan; or other?) <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	
If Yes, identify the plan(s):	

c. Is the proposed action located wholly or partially within an area listed in an adopted municipal open space plan, or an adopted municipal farmland protection plan? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	
If Yes, identify the plan(s):	

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?

AR _____

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? Marlboro

b. What police or other public protection forces serve the project site?
Newburgh

c. Which fire protection and emergency medical services serve the project site?
Middlehope

d. What parks serve the project site?
Cronomer Hill Park

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)? Commercial

b. a. Total acreage of the site of the proposed action? 24.61 acres
b. Total acreage to be physically disturbed? <1 acres
c. Total acreage (project site and any contiguous properties) owned or controlled by the applicant or project sponsor? 24.61 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)
Residential

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: 1 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: _____

f. Does the project include new residential uses? Yes No
 If Yes, show numbers of units proposed.

	One Family	Two Family	Three Family	Multiple Family (four or more)
Initial Phase	_____	_____	_____	_____
At completion of all phases	_____	_____	_____	_____

g. Does the proposed action include new non-residential construction (including expansions)? Yes No
 If Yes,

i. Total number of structures _____
 ii. Dimensions (in feet) of largest proposed structure: _____ height; _____ width; and _____ length
 iii. Approximate extent of building space to be heated or cooled: _____ square feet

h. Does the proposed action include construction or other activities that will result in the impoundment of any liquids, such as creation of a water supply, reservoir, pond, lake, waste lagoon or other storage? Yes No
 If Yes,

i. Purpose of the impoundment: _____
 ii. If a water impoundment, the principal source of the water: Ground water Surface water streams Other specify: _____
 iii. If other than water, identify the type of impounded/contained liquids and their source. _____
 iv. Approximate size of the proposed impoundment. Volume: _____ million gallons; surface area: _____ acres
 v. Dimensions of the proposed dam or impounding structure: _____ height; _____ length
 vi. Construction method/materials for the proposed dam or impounding structure (e.g., earth fill, rock, wood, concrete): _____

D.2. Project Operations

a. Does the proposed action include any excavation, mining, or dredging, during construction, operations, or both? (Not including general site preparation, grading or installation of utilities or foundations where all excavated materials will remain onsite) Yes No
 If Yes:

i. What is the purpose of the excavation or dredging? _____
 ii. How much material (including rock, earth, sediments, etc.) is proposed to be removed from the site?
 • Volume (specify tons or cubic yards): _____
 • Over what duration of time? _____
 iii. Describe nature and characteristics of materials to be excavated or dredged, and plans to use, manage or dispose of them. _____
 iv. Will there be onsite dewatering or processing of excavated materials? Yes No
 If yes, describe. _____
 v. What is the total area to be dredged or excavated? _____ acres
 vi. What is the maximum area to be worked at any one time? _____ acres
 vii. What would be the maximum depth of excavation or dredging? _____ feet
 viii. Will the excavation require blasting? Yes No
 ix. Summarize site reclamation goals and plan: _____

b. Would the proposed action cause or result in alteration of, increase or decrease in size of, or encroachment into any existing wetland, waterbody, shoreline, beach or adjacent area? Yes No
 If Yes:

i. Identify the wetland or waterbody which would be affected (by name, water index number, wetland map number or geographic description): _____

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:

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: _____ 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): _____

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

- Do existing sewer lines serve the project site? Yes No
- Will a line extension within an existing district be necessary to serve the project? Yes No

 If Yes:

- Describe extensions or capacity expansions proposed to serve this project: _____

iv. Will a new wastewater (sewage) treatment district be formed to serve the project site? Yes No
 If Yes:

- Applicant/sponsor for new district: _____
- Date application submitted or anticipated: _____
- What is the receiving water for the wastewater discharge? _____

v. If public facilities will not be used, describe plans to provide wastewater treatment for the project, including specifying proposed receiving water (name and classification if surface discharge or describe subsurface disposal plans):

vi. Describe any plans or designs to capture, recycle or reuse liquid waste: _____

e. Will the proposed action disturb more than one acre and create stormwater runoff, either from new point sources (i.e. ditches, pipes, swales, curbs, gutters or other concentrated flows of stormwater) or non-point source (i.e. sheet flow) during construction or post construction? Yes No
 If Yes:

- How much impervious surface will the project create in relation to total size of project parcel?
 _____ Square feet or _____ acres (impervious surface)
 _____ Square feet or _____ acres (parcel size)
- Describe types of new point sources. _____
- Where will the stormwater runoff be directed (i.e. on-site stormwater management facility/structures, adjacent properties, groundwater, on-site surface water or off-site surface waters)?

 - If to surface waters, identify receiving water bodies or wetlands: _____
 - Will stormwater runoff flow to adjacent properties? Yes No

iv. Does the proposed plan minimize impervious surfaces, use pervious materials or collect and re-use stormwater? Yes No

f. Does the proposed action include, or will it use on-site, one or more sources of air emissions, including fuel combustion, waste incineration, or other processes or operations? Yes No
 If Yes, identify:

- Mobile sources during project operations (e.g., heavy equipment, fleet or delivery vehicles)
- Stationary sources during construction (e.g., power generation, structural heating, batch plant, crushers)
- Stationary sources during operations (e.g., process emissions, large boilers, electric generation)

g. Will any air emission sources named in D.2.f (above), require a NY State Air Registration, Air Facility Permit, or Federal Clean Air Act Title IV or Title V Permit? Yes No
 If Yes:

- Is the project site located in an Air quality non-attainment area? (Area routinely or periodically fails to meet ambient air quality standards for all or some parts of the year) Yes No
- In addition to emissions as calculated in the application, the project will generate:
 - _____ Tons/year (short tons) of Carbon Dioxide (CO₂)
 - _____ Tons/year (short tons) of Nitrous Oxide (N₂O)
 - _____ Tons/year (short tons) of Perfluorocarbons (PFCs)
 - _____ Tons/year (short tons) of Sulfur Hexafluoride (SF₆)
 - _____ Tons/year (short tons) of Carbon Dioxide equivalent of Hydrofluorocarbons (HFCs)
 - _____ Tons/year (short tons) of Hazardous Air Pollutants (HAPs)

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 1/2 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: _____

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

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.

<p>i. During Construction:</p> <ul style="list-style-type: none"> • Monday - Friday: _____ • Saturday: _____ • Sunday: _____ • Holidays: _____ 	<p>ii. During Operations:</p> <ul style="list-style-type: none"> • Monday - Friday: _____ • Saturday: _____ • Sunday: _____ • Holidays: _____
--	---

m. Will the proposed action produce noise that will exceed existing ambient noise levels during construction, operation, or both? Yes No
 If yes:
 i. Provide details including sources, time of day and duration:

ii. Will the proposed action remove existing natural barriers that could act as a noise barrier or screen? Yes No
 Describe: Trees will be removed

n. Will the proposed action have outdoor lighting? Yes No
 If yes:
 i. Describe source(s), location(s), height of fixture(s), direction/aim, and proximity to nearest occupied structures:

ii. Will proposed action remove existing natural barriers that could act as a light barrier or screen? Yes No
 Describe: Trees will be removed

o. Does the proposed action have the potential to produce odors for more than one hour per day? Yes No
 If Yes, describe possible sources, potential frequency and duration of odor emissions, and proximity to nearest occupied structures: _____

p. Will the proposed action include any bulk storage of petroleum (combined capacity of over 1,100 gallons) or chemical products 185 gallons in above ground storage or any amount in underground storage? Yes No
 If Yes:
 i. Product(s) to be stored _____
 ii. Volume(s) _____ per unit time _____ (e.g., month, year)
 iii. Generally, describe the proposed storage facilities: _____

q. Will the proposed action (commercial, industrial and recreational projects only) use pesticides (i.e., herbicides, insecticides) during construction or operation? Yes No
 If Yes:
 i. Describe proposed treatment(s):

ii. Will the proposed action use Integrated Pest Management Practices? Yes No

r. Will the proposed action (commercial or industrial projects only) involve or require the management or disposal of solid waste (excluding hazardous materials)? Yes No
 If Yes:
 i. Describe any solid waste(s) to be generated during construction or operation of the facility:
 • Construction: _____ tons per _____ (unit of time)
 • Operation: _____ tons per _____ (unit of time)
 ii. Describe any proposals for on-site minimization, recycling or reuse of materials to avoid disposal as solid waste:
 • Construction: _____

 • Operation: _____

 iii. Proposed disposal methods/facilities for solid waste generated on-site:
 • Construction: _____

 • Operation: _____

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): _____
 ii. If mix of uses, generally describe:

b. Land uses and covertypes on the project site.

Land use or Covertype	Current Acreage	Acreage After Project Completion	Change (Acres +/-)
• Roads, buildings, and other paved or impervious surfaces	0	0	0
• Forested	22	22	0
• Meadows, grasslands or brushlands (non-agricultural, including abandoned agricultural)	2	2	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: _____			

c. Is the project site presently used by members of the community for public recreation? Yes No
 i. If Yes: explain: _____

d. Are there any facilities serving children, the elderly, people with disabilities (e.g., schools, hospitals, licensed day care centers, or group homes) within 1500 feet of the project site? Yes No
 If Yes,
 i. Identify Facilities: _____

e. Does the project site contain an existing dam? Yes No
 If Yes:
 i. Dimensions of the dam and impoundment:
 • Dam height: _____ feet
 • Dam length: _____ feet
 • Surface area: _____ acres
 • Volume impounded: _____ gallons OR acre-feet
 ii. Dam's existing hazard classification: _____
 iii. Provide date and summarize results of last inspection: _____

f. Has the project site ever been used as a municipal, commercial or industrial solid waste management facility, or does the project site adjoin property which is now, or was at one time, used as a solid waste management facility? Yes No
 If Yes:
 i. Has the facility been formally closed? Yes No
 • If yes, cite sources/documentation: _____
 ii. Describe the location of the project site relative to the boundaries of the solid waste management facility: _____
 iii. Describe any development constraints due to the prior solid waste activities: _____

g. Have hazardous wastes been generated, treated and/or disposed of at the site, or does the project site adjoin property which is now or was at one time used to commercially treat, store and/or dispose of hazardous waste? Yes No
 If Yes:
 i. Describe waste(s) handled and waste management activities, including approximate time when activities occurred: _____

h. Potential contamination history. Has there been a reported spill at the proposed project site, or have any remedial actions been conducted at or adjacent to the proposed site? Yes No
 If Yes:
 i. Is any portion of the site listed on the NYSDEC Spills Incidents database or Environmental Site Remediation database? Check all that apply: Yes No
 Yes – Spills Incidents database Provide DEC ID number(s): _____
 Yes – Environmental Site Remediation database Provide DEC ID number(s): _____
 Neither database
 ii. If site has been subject of RCRA corrective activities, describe control measures: _____
 iii. Is the project within 2000 feet of any site in the NYSDEC Environmental Site Remediation database? Yes No
 If yes, provide DEC ID number(s): _____
 iv. If yes to (i), (ii) or (iii) above, describe current status of site(s): _____

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? _____ 2 feet

b. Are there bedrock outcroppings on the project site? Yes No
 If Yes, what proportion of the site is comprised of bedrock outcroppings? _____ 10 %

c. Predominant soil type(s) present on project site:

Farmington silt loam	_____	60 %
Pittsfield gravelly loam	_____	25 %
Rock outcrop	_____	9 %

d. What is the average depth to the water table on the project site? Average: _____ 7 feet

e. Drainage status of project site soils: Well Drained: _____ 85 % of site
 Moderately Well Drained: _____ % of site
 Poorly Drained _____ % of site

f. Approximate proportion of proposed action site with slopes: 0-10%: _____ 80 % of site
 10-15%: _____ 20 % 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: _____

m. Identify the predominant wildlife species that occupy or use the project site: _____
 White tailed deer _____

n. Does the project site contain a designated significant natural community? Yes No
 If Yes:
 i. Describe the habitat/community (composition, function, and basis for designation): _____
 ii. Source(s) of description or evaluation: _____
 iii. Extent of community/habitat:
 • Currently: _____ acres
 • Following completion of project as proposed: _____ acres
 • Gain or loss (indicate + or -): _____ acres

o. Does project site contain any species of plant or animal that is listed by the federal government or NYS as endangered or threatened, or does it contain any areas identified as habitat for an endangered or threatened species? Yes No
 If Yes:
 i. Species and listing (endangered or threatened): _____
 Bald Eagle, Indiana Bat

p. Does the project site contain any species of plant or animal that is listed by NYS as rare, or as a species of special concern? Yes No
 If Yes:
 i. Species and listing: _____

q. Is the project site or adjoining area currently used for hunting, trapping, fishing or shell fishing? Yes No
 If yes, give a brief description of how the proposed action may affect that use: _____
 Deer hunting tree stands are evident throughout the property

E.3. Designated Public Resources On or Near Project Site

a. Is the project site, or any portion of it, located in a designated agricultural district certified pursuant to Agriculture and Markets Law, Article 25-AA, Section 303 and 304? Yes No
 If Yes, provide county plus district name/number: ORAN001

b. Are agricultural lands consisting of highly productive soils present? Yes No
 i. If Yes: acreage(s) on project site? _____
 ii. Source(s) of soil rating(s): _____

c. Does the project site contain all or part of, or is it substantially contiguous to, a registered National Natural Landmark? Yes No
 If Yes:
 i. Nature of the natural landmark: Biological Community Geological Feature
 ii. Provide brief description of landmark, including values behind designation and approximate size/extent: _____

d. Is the project site located in or does it adjoin a state listed Critical Environmental Area? Yes No
 If Yes:
 i. CEA name: _____
 ii. Basis for designation: _____
 iii. Designating agency and date: _____

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? Yes No

If Yes:

i. Nature of historic/archaeological resource: Archaeological Site Historic Building or District

ii. Name: Mill House

iii. Brief description of attributes on which listing is based: _____

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? Yes No

g. Have additional archaeological or historic site(s) or resources been identified on the project site? Yes No

If Yes:

i. Describe possible resource(s): _____

ii. Basis for identification: _____

h. Is the project site within five miles of any officially designated and publicly accessible federal, state, or local scenic or aesthetic resource? Yes No

If Yes:

i. Identify resource: _____

ii. Nature of, or basis for, designation (e.g., established highway overlook, state or local park, state historic trail or scenic byway, etc.): _____

iii. Distance between project and resource: _____ miles.

i. Is the project site located within a designated river corridor under the Wild, Scenic and Recreational Rivers Program 6 NYCRR 666? Yes No

If Yes:

i. Identify the name of the river and its designation: _____

ii. Is the activity consistent with development restrictions contained in 6NYCRR Part 666? Yes No

F. Additional Information

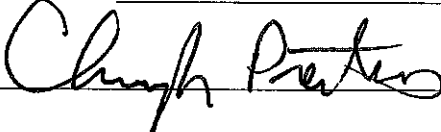
Attach any additional information which may be needed to clarify your project.

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

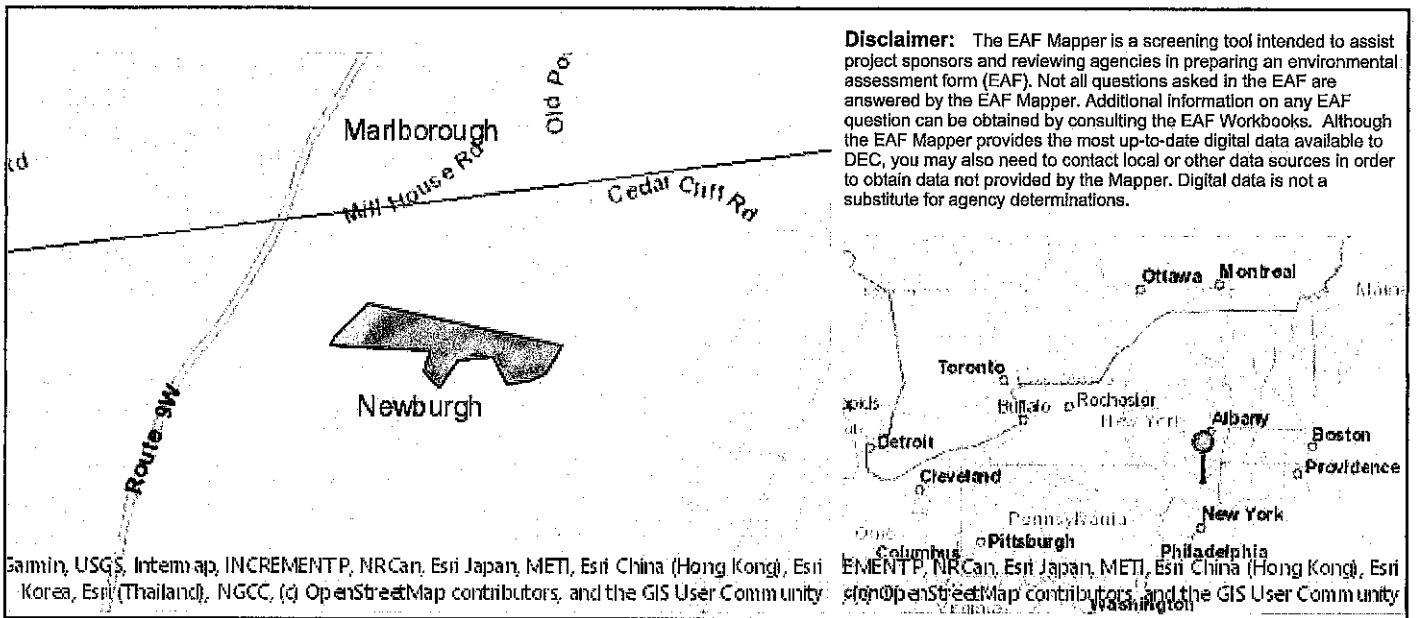
I certify that the information provided is true to the best of my knowledge.

Applicant/Sponsor Name Christopher Prentis, CF Date 3/1/21

Signature  Title Forester/Agent

EAF Mapper Summary Report

Monday, March 1, 2021 12:41 PM



B.1.i [Coastal or Waterfront Area]	Yes
B.1.ii [Local Waterfront Revitalization Area]	No
C.2.b. [Special Planning District]	Digital mapping data are not available or are incomplete. Refer to EAF Workbook.
E.1.h [DEC Spills or Remediation Site - Potential Contamination History]	Digital mapping data are not available or are incomplete. Refer to EAF Workbook.
E.1.h.i [DEC Spills or Remediation Site - Listed]	Digital mapping data are not available or are incomplete. Refer to EAF Workbook.
E.1.h.i [DEC Spills or Remediation Site - Environmental Site Remediation Database]	Digital mapping data are not available or are incomplete. Refer to EAF Workbook.
E.1.h.iii [Within 2,000' of DEC Remediation Site]	No
E.2.g [Unique Geologic Features]	No
E.2.h.i [Surface Water Features]	No
E.2.h.ii [Surface Water Features]	No
E.2.h.iii [Surface Water Features]	No
E.2.h.v [Impaired Water Bodies]	No
E.2.i. [Floodway]	No
E.2.j. [100 Year Floodplain]	No
E.2.k. [500 Year Floodplain]	No
E.2.l. [Aquifers]	No
E.2.n. [Natural Communities]	No
E.2.o. [Endangered or Threatened Species]	Yes
E.2.o. [Endangered or Threatened Species - Name]	Bald Eagle, Indiana Bat

E.2.p. [Rare Plants or Animals]	No
E.3.a. [Agricultural District]	Yes
E.3.a. [Agricultural District]	ORAN001
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]	Mill House
E.3.f. [Archeological Sites]	No
E.3.i. [Designated River Corridor]	No

From: Pacella, Christina (DEC)
To: chris@lowerhudsonforestry.com
Cc: dec.sm.DEP.R3; dos.sm.Cstl.OPD; Masi, Lisa M (DEC); town-clerk@townofnewburgh.org
Subject: 3-3346-00483_00001 (ETS) PERMIT JURISDICTION REVIEW - GERENTINE TIMBER HARVEST
Date: Thursday, January 21, 2021 1:29:18 PM

Christopher B. Prentis
Lower Hudson Forestry Services, LLC
P.O. Box 756
Nyack, New York 10960

RE: Gerentine Timber Harvest – Old Post Road
Tax Identification Numbers: 8-1-49.1, 8-1-49.2, 8-1-49.3, 8-1-49.4, 8-1-49.5, 8-1-49.6 and 8-1-49.7
Town of Newburgh, Orange County
DEC Facility ID# 3-3346-00483/00001
Permit Jurisdiction Screening

Dear Mr. Prentis:

The New York State Department of Environmental Conservation (DEC or Department) has reviewed your inquiry received by this office on December 7, 2020. The project involves a timber harvest of 154 trees located across eighteen (18) acres at the above-referenced parcels. The parcels will be managed for long-term forest crop production and will stay forested for the long term. No clearing or conversion to non-forest is proposed. In addition, this property is not enrolled in a 480-a Forest Tax Law program. Based upon our review of your inquiry and submitted materials, the Department offers the following comments:

PROTECTION OF WATERS

There are no waterbodies that appear on our regulatory maps at the project site you identified. Therefore, if there is a stream or pond outlet present at the site with year-round flow, it assumes the classification of the watercourse into which it feeds, and a Protection of Waters permit may be required. If there is a stream or pond outlet present at the site that runs intermittently (seasonally), it is not protected, and a Protection of Waters permit is not required.

If a permit is not required, please note, however, you are still responsible for ensuring that work shall not pollute any stream or waterbody. Care shall be taken to stabilize any disturbed areas promptly after construction, and all necessary precautions shall be taken to prevent contamination of the stream or waterbody by silt, sediment, fuels, solvents, lubricants, or any other pollutant associated with the project.

FRESHWATER WETLANDS

The project site is not within a New York State protected Freshwater Wetland.

WATER QUALITY CERTIFICATION

If the United States Army Corps of Engineers (ACOE) requires a permit for work completed in or impacting a federal wetland or waters of the U.S., you will need a Section 401 Water Quality Certification from the Department. Please contact the ACOE at (917) 790-8411 for a determination.

STATE-LISTED SPECIES

The DEC has reviewed the State's Natural Heritage records. We have determined that the site is located within or near records of the following state-listed species:

<u>Name</u>	<u>Status</u>
Bald eagle (<i>Haliaeetus leucocephalus</i>)	Threatened
Indiana bat (<i>Myotis sodalis</i>)	Endangered

Any potential impacts of the proposed project on these species should be fully evaluated during the review of the project pursuant to the State Environmental Quality Review Act (SEQR). A permit is required for the incidental taking of any species identified as "endangered" or "threatened," which can include the removal of habitat. In addition, project modifications may be needed to avoid or adequately mitigate any potential impacts identified.

According to the provided project narrative, the project consists of harvesting mature and over-mature hardwood trees and culls ranging in size from 8" - 35" diameter at breast height (DBH) across eighteen (18) acres as depicted on the provided maps and located at the above-referenced tax parcels in the Town of Newburgh, Orange County. A total of 154 trees are proposed to be removed at approximately 9 trees per acre. This property is being managed for long-term forest crop production and will stay forested for the long term. No clearing or conversion to non-forest will occur as part of the proposed harvest. In addition, this property is not enrolled in the 480-a Forest Tax Law program.

Due to the presence of state-listed species bald eagle and Indiana bat located within close proximity to the proposed harvest, the project falls within what is considered occupied habitat and could result in adverse impacts and result in a "take" under Article 11, Part 182 of the Department's regulations. In order to avoid the need for an Article 11, Part 182 permit for this activity, the following incidental take-avoidance measures must be used. In addition, the timber harvest must not result in a land use change and must result in a managed forest. The measures outlined below are practices that protect individuals of this species as well as the habitat of the listed species. These practices include seasonal restrictions on activities as well as other recommended measures to avoid impacts to habitat.

Bald eagle:

Based on a review of the New York Natural Heritage Database, bald eagle, a threatened species, is found within 1 mile of the project site. A potential bald eagle nest is located approximately 0.6 miles from the proposed harvest site. Based on available guidance related to Timber Harvest activities on Page 13 of the National Bald Eagle Management Guidelines (2007) and Page 33 of The Conservation Plan for Bald Eagles in New York State (2016), since no work is proposed within 660 feet of the nest, no adverse impacts are anticipated to nesting bald eagles.

The project is located approximately 0.14 miles from a documented bald eagle non-breeding location. The Conservation Plan for Bald Eagles in New York includes the following information on avoiding impacts to non-breeding bald eagles on page 33:

Forestry Activities

When harvesting near shoreline or wetland areas, the largest native pines should be retained for use as potential roost or nest trees, as well as snags along shoreline areas. These trees may be important perches for eagles foraging along waterways.

In addition, single trees in areas devoid of elevated perch sites should be retained.

Indiana bat:

The proposed timber harvest is located approximately 2.3 miles from the closest roost tree for this species. Tree cutting should be conducted from **October 1st through March 31st** to avoid impacts to bats during their active season: during this period of time, the Indiana bats are inactive and are within their hibernacula. In addition, to protect habitat, the following measures should be used:

- Leave uncut all snag and cavity trees unless their removal is necessary for protection of human life and property. For the purposes of this guidance, protection of human life and property includes removal of trees that, if not removed, could result in the loss of electric service. Snag and cavity trees are defined under DEC Program Policy ONR-DLF-2 Retention on State Forests.
- Leave uncut all known and documented roost trees, and any trees within a 100 meter radius of a documented summer occurrence.
- If any bats are observed flying from a tree, or on a tree that has been cut, forestry activities in the area should be suspended and DEC Wildlife staff notified as soon as possible.

As long as the take-avoidance measures outlined above are implemented, the Department has determined that the proposed activity is not likely to result in the incidental taking of these threatened species and an Article 11, Part 182 Permit is not required for this project.

If significant modifications are proposed to the above referenced scope of work, please contact the Department for additional review. For technical questions regarding these species and their associated avoidance and mitigation measures, please contact Lisa Masi, NYSDEC Bureau of Wildlife, at lisa.masi@dec.ny.gov.

The absence of data does not necessarily mean that other rare or state-listed species, natural communities, or other significant habitats do not exist on or adjacent to the proposed site. Rather, our files currently do not contain information which indicates their presence. For most sites, comprehensive field surveys have not been conducted. We cannot provide a definitive statement on the presence or absence of all rare or state-listed species or significant natural communities. Depending on the nature of the project and the conditions at the project site, further information from on-site surveys or other sources may be required to fully assess impacts on biological resources.

COASTAL MANAGEMENT ZONE

The project site is located within the Coastal Management Zone. If the Department has individual permit approvals for this project, the Department would review it in accordance with Coastal Management Program requirements. For additional information about the Coastal Management Zone, please contact the NYS Department of State (DOS), (518) 474-6000.

OTHER

Other permits from this Department or other agencies may be required for projects conducted on this property now or in the future. Also, regulations applicable to the location subject to this determination occasionally are revised and the project sponsor should, therefore, verify the need for permits if your project is delayed or postponed. This

determination regarding the need for permits will remain effective for a maximum of one year. More information about DEC permits may be found on our website, www.dec.ny.gov, under "Regulatory" then "Permits and Licenses." Application forms may be downloaded at <http://www.dec.ny.gov/permits/6081.html>.

Please contact this office if you have questions regarding the above information. Thank you.

Sincerely,
Christina Pacella
Division of Environmental Permits
Region 3, Telephone No. (845) 256-2250

cc: Lisa Masi, NYSDEC Bureau of Wildlife
Town of Newburgh Town Clerk
NYSDOS Office of Planning and Development

Christina Pacella

Environmental Engineering Technician, Division of Environmental Permits
New York State Department of Environmental Conservation
21 South Putt Corners Road, New Paltz, NY 12561
P: (845) 256-2250 | F: (845) 255-4659 | christina.pacella@dec.ny.gov
www.dec.ny.gov

ORANGE COUNTY CLERK'S OFFICE RECORDING PAGE
THIS PAGE IS PART OF THE INSTRUMENT - DO NOT REMOVE



TYPE NAME(S) OF PARTY(S) TO DOCUMENT: BLACK INK

RICHARD A. CERENTINE

TO

DOMENICA L. CERENTINE

8 1 49.1
8 1 49.2
8 1 49.3
SECTION 8 BLOCK 1 LOT 49.4
8 1 49.5
8 1 49.6
8 1 49.7

RECORD AND RETURN TO:
(Name and Address)

RUSK, WADLIN, HEFFNER & MARTUSCELLO, LLP
1313 Route 9W, PO Box 727
Marlboro, NY 12542

THERE IS NO FEE FOR THE RECORDING OF THIS PAGE

ATTACH THIS SHEET TO THE FIRST PAGE OF EACH

RECORDED INSTRUMENT ONLY

DO NOT WRITE BELOW THIS LINE

INSTRUMENT TYPE: DEED MORTGAGE _____ SATISFACTION _____ ASSIGNMENT _____ OTHER _____

PROPERTY LOCATION

- | | |
|----------------------------|---------------------------|
| 2089 BLOOMING GROVE (TN) | 4289 MONTGOMERY (TN) |
| 2001 WASHINGTONVILLE (VLG) | 4201 MAYBROOK (VLG) |
| 2289 CHESTER (TN) | 4203 MONTGOMERY (VLG) |
| 2201 CHESTER (VLG) | 4205 WALDEN (VLG) |
| 2489 CORNWALL (TN) | 4489 MOUNT HOPE (TN) |
| 2401 CORNWALL (VLG) | 4401 OTISVILLE (VLG) |
| 2800 CRAWFORD (TN) | 4600 NEWBURGH (TN) |
| 2800 DEERPARK (TN) | 4800 NEW WINDSOR (TN) |
| 3089 GOSHEN (TN) | 5089 TUXEDO (TN) |
| 3001 GOSHEN (VLG) | 5001 TUXEDO PARK (VLG) |
| 3003 FLORIDA (VLG) | 5200 WALKILL (TN) |
| 3005 CHESTER (VLG) | 5489 WARWICK (TN) |
| 3200 GREENVILLE (TN) | 5401 FLORIDA (VLG) |
| 3489 HAMPTONBURGH (TN) | 5403 GREENWOOD LAKE (VLG) |
| 3401 MAYBROOK (VLG) | 5405 WARWICK (VLG) |
| 3889 HIGHLANDS (TN) | 5800 WAWAYANDA (TN) |
| 3801 HIGHLAND FALLS (VLG) | 5889 WOODBURY (TN) |
| 3889 MINISINK (TN) | 5801 HARRIMAN (VLG) |
| 3801 UNIONVILLE (VLG) | |
| 4089 MONROE (TN) | |
| 4001 MONROE (VLG) | |
| 4003 HARRIMAN (VLG) | |
| 4005 KIRYAS JOEL (VLG) | |

CITIES

- 0900 MIDDLETOWN
- 1100 NEWBURGH
- 1300 PORT JARVIS
- 9999 HOLD

NO. PAGES 2 CROSS REF _____
CERT. COPY _____ AFFT. _____

PAYMENT TYPE: CHECK _____
CASH _____
CHARGE _____
NO FEE _____

CONSIDERATION \$ 0
TAX EXEMPT _____

MORTGAGE AMT \$ _____
DATE _____

- MORTGAGE TYPE:
- ___ (A) COMMERCIAL
 - ___ (B) 1 OR 2 FAMILY
 - ___ (C) UNDER \$10,000.
 - ___ (E) EXEMPT
 - ___ (F) 3 TO 6 UNITS
 - ___ (J) NAT.PERSON/CR.UNION
 - ___ (K) NAT.PER.CR.UNI OR 2
 - ___ (K) CONDO

Donna L. Benson

DONNA L. BENSON
Orange County Clerk

RECEIVED FROM: Rusk

LIBER 4710 PG 227

LIBER 4710 PAGE 227

ORANGE COUNTY CLERKS OFFICE 6412 MCD
RECORDED/FILED 02/04/98 11:45:25 AM
FEES 41.00 EDUCATION FUND 5.00
SERIAL NUMBER: 005152
DEED CNTL NO 51376 RE TAX .00

Bargain and Sale Deed with Covenant against Grantor's Acts

CONSULT YOUR LAWYER BEFORE SIGNING THIS INSTRUMENT—THIS INSTRUMENT SHOULD BE USED BY LAWYERS ONLY.

THIS INDENTURE, made this 2nd day of January, nineteen hundred and ninety-eight

BETWEEN RICHARD A. GERENTINE, residing at 43 South Road, Town of Marlborough, Ulster County, New York 12542

party of the first part, and

DOMENICA L. GERENTINE, residing at 43 South Road, Town of Marlborough, Ulster County, New York 12542

party of the second part,

WITNESSETH, that the party of the first part, in consideration of Ten Dollars and other valuable consideration paid by the party of the second part, does hereby grant and release unto the party of the second part, the heirs or successors and assigns of the party of the second part forever.

SEE ATTACHED SCHEDULE A

TOGETHER with all right, title and interest, if any, of the party of the first part in and to any streets and roads abutting the above described premises to the center lines thereof; TOGETHER with the appurtenances and all the estate and rights of the party of the first part in and to said premises; TO HAVE AND TO HOLD the premises herein granted unto the party of the second part, the heirs or successors and assigns of the party of the second part forever.

AND the party of the first part covenants that the party of the first part has not done or suffered anything whereby the said premises have been encumbered in any way whatever, except as aforesaid.

AND the party of the first part, in compliance with Section 13 of the Lien Law, covenants that the party of the first part will receive the consideration for this conveyance and will hold the right to receive such consideration as a trust fund to be applied first for the purpose of paying the cost of the improvement and will apply the same first to the payment of the cost of the improvement before using any part of the total of the same for any other purpose.

The word "party" shall be construed as if it read "parties" whenever the sense of this indenture so requires.

IN WITNESS WHEREOF, the party of the first part has duly executed this deed the day and year first above written.

IN PRESENCE OF:

Richard A. Gerentine
RICHARD A. GERENTINE

STATE OF NEW YORK)
) SS:
COUNTY OF ULSTER)

On the 2nd day of January, 1998, before me personally came Richard A. Gerentine, to me known to be the individual described in, and who executed the foregoing instrument and duly acknowledged to me that he executed the same.

DANIEL M. MARTUSCELLO
NOTARY PUBLIC, State of New York
Qualified in Ulster County
Commission Expires Sept. 30, 1998

Daniel M. Martuscello
Notary Public

R & R to: Rusk, Wadlin, Heppner & Martuscello, LLP
1313 Route 9W, PO Box 727
Marlboro, NY 12542

SCHEDULE A

TOWN OF NEWBURGH
Being Lots No. 1, 2, 3, 4, 5, 6 and 7 on a filed subdivision map entitled "Subdivision of the Lands of Richard A. Gerentine", said map having been filed in the Orange County Clerk's Office and assigned Map No. 8670.

All the above lots being contained in the following described property:

BEGINNING at a point in the center of Albany Post Road (Old Post Road) where the same is intersected by the easterly line of lands now or formerly of Nocton, and running thence along said lands the following three (3) courses and distances:

- (1) N 27 degrees 44 minutes 51 seconds W, 370.72 feet:
- (2) S 83 degrees 57 minutes 53 seconds W, 388.63 feet:
- (3) S 31 degrees 03 minutes 12 seconds W, 343.73 feet:

to lands now or formerly of Dina; running thence along said lands of Dina, N 52 degrees 48 minutes 53 seconds W, 248.77 feet to lands now or formerly of Clark; running thence along said lands of Clark the following (4) courses and distances:

- (1) N 14 degrees 13 minutes 27 seconds E, 234.55 feet:
- (2) N 88 degrees 14 minutes 34 seconds W, 437.62 feet:
- (3) S 89 degrees 51 minutes 28 seconds W, 185.88 feet:
- (4) N 88 degrees 48 minutes 32 seconds W, 468.33 feet:

to a point in the line of lands now or formerly of Hudson Valley Apple Products, Inc; running thence along said lands of Hudson Valley Apple Products, Inc., the following (2) courses and distances:

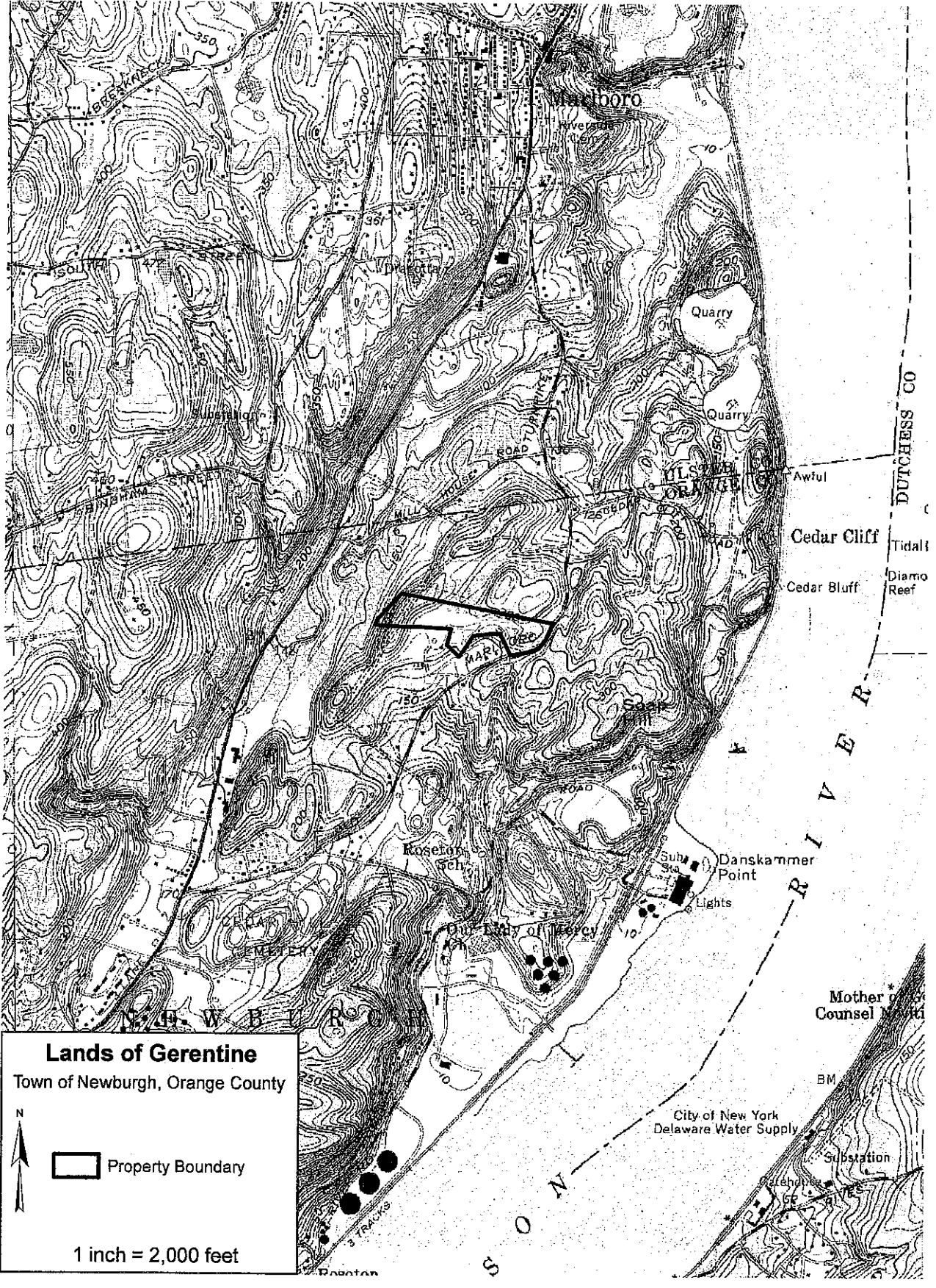
- (1) N 23 degrees 07 minutes 08 seconds E, 97.04 feet:
- (2) N 42 degrees 16 minutes 56 seconds E, 496.01 feet:

thence S 80 degrees 41 minutes 14 seconds E, 2237.15 feet to a point in the center of Albany Post Road (Old Post Road); running thence along the center line of said road, the following six (6) courses and distances:

- (1) S 27 degrees 07 minutes 43 seconds W, 156.73 feet:
- (2) S 24 " 51 " 58 " W, 152.83 feet:
- (3) S 39 " 24 " 12 " W, 88.86 feet:
- (4) S 56 " 31 " 39 " W, 126.01 feet:
- (5) S 73 " 23 " 26 " W, 92.80 feet:
- (6) S 78 " 47 " 46 " W, 229.19 feet:

to the easterly line of lands now or formerly of Nocton, the point or place of **BEGINNING**.

BEING the same premises as conveyed by deed dated September 23, 1986 from Sarah Suhami to Richard A. Gerentine, said deed having been filed in the Orange County Clerk's Office in Liber 2587 of Deeds at Page 256.



Lands of Gerentine
 Town of Newburgh, Orange County

N
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 Property Boundary

1 inch = 2,000 feet

DUTCHESS CO

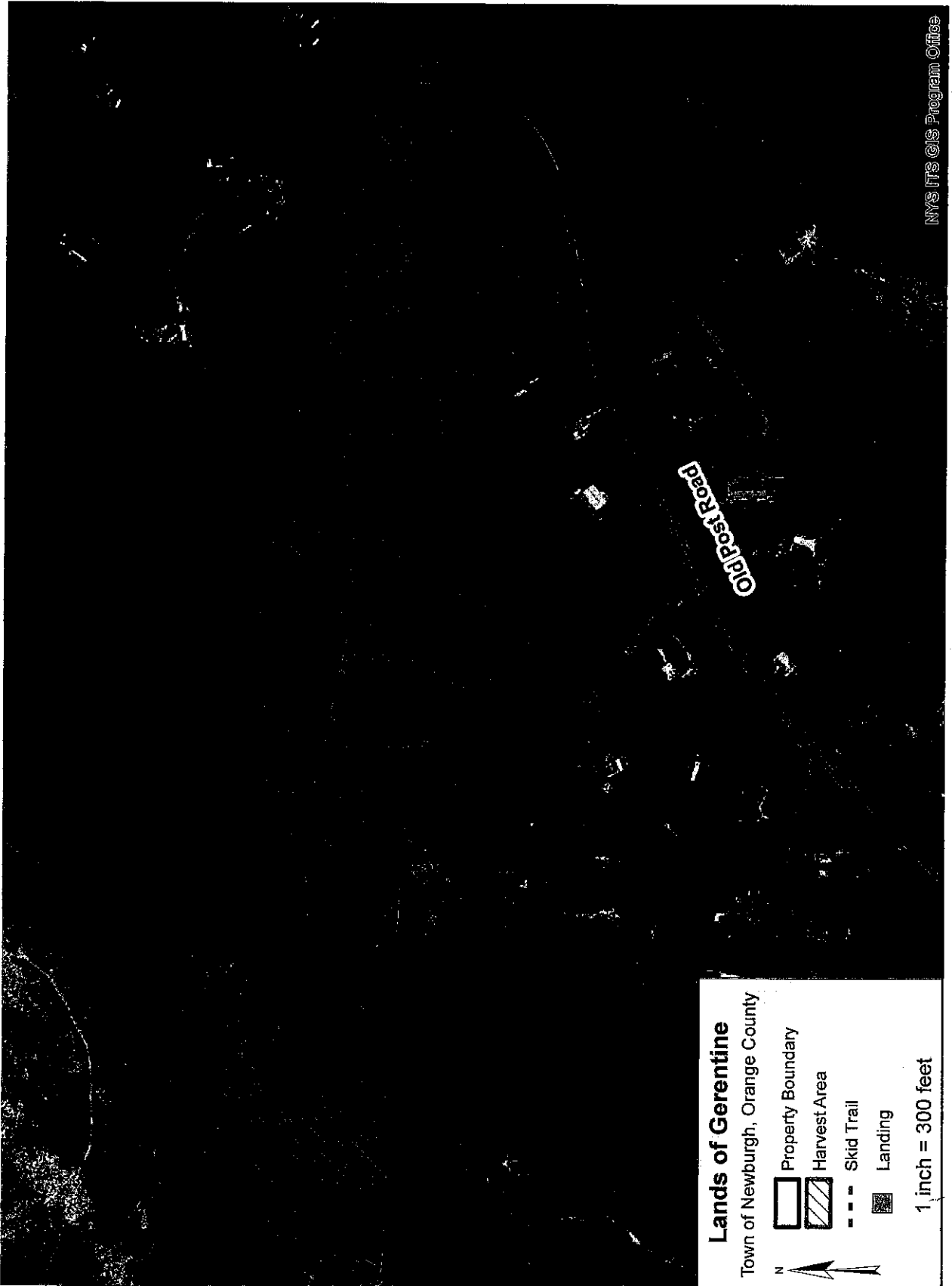
Cedar Cliff
 Cedar Bluff
 Diamo Reef

R I V E R

Mother of
 Counsel

City of New York
 Delaware Water Supply
 Substation

S O N



Lands of Gerentine

Town of Newburgh, Orange County

Property Boundary

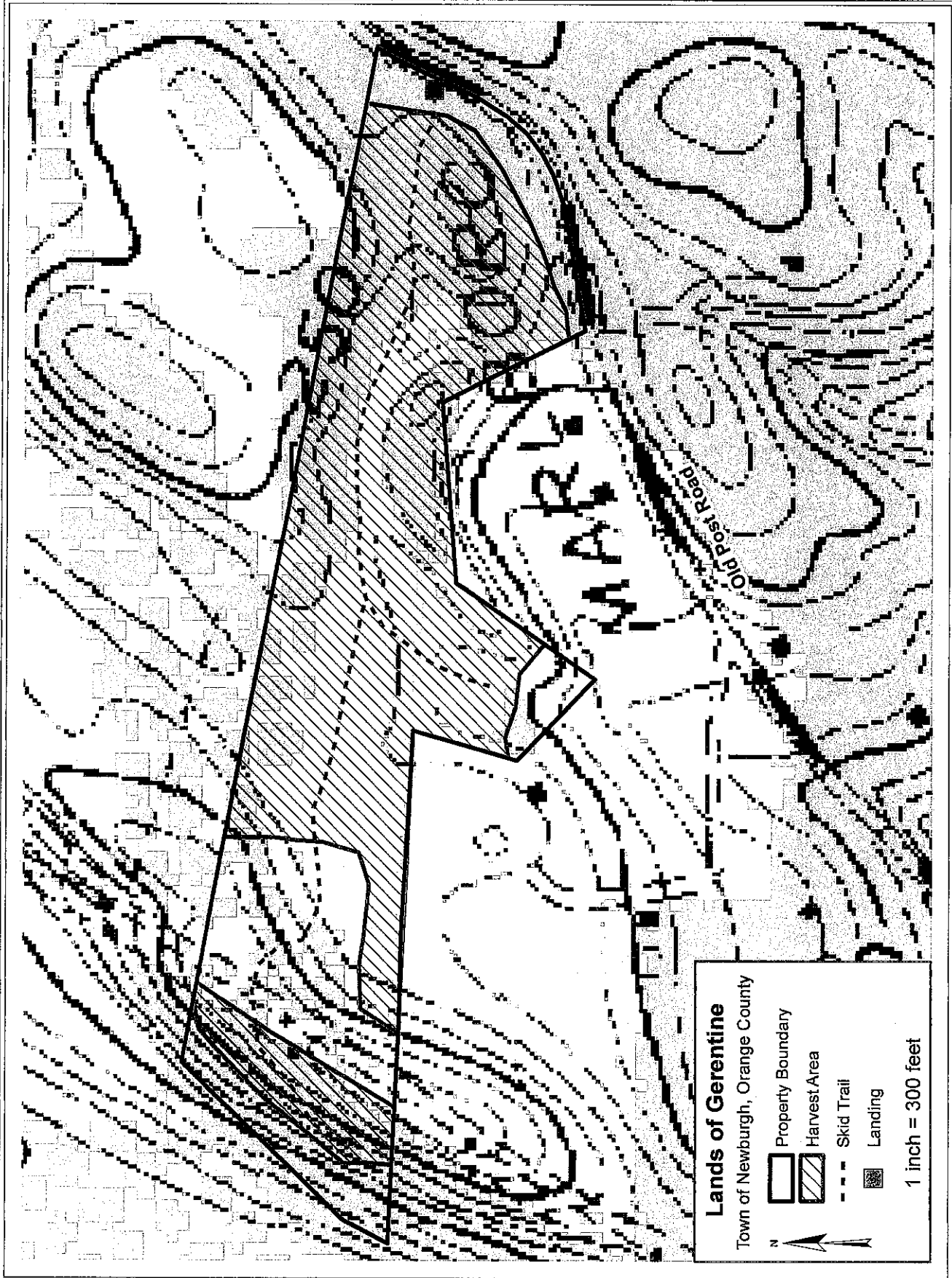
Harvest Area

Skid Trail

Landing







1 inch = 300 feet



Lands of Gerentine

Town of Newburgh, Orange County

-  Property Boundary
-  Harvest Area
-  Skid Trail
-  Landing



1 inch = 300 feet

November 19, 2020

Lands of Gerentine
Town of Newburgh
Orange County, NY

VOLUME REPORT

Species	DBH Range	# Trees	Volume Scribner	Vol/Tree
Red oak	16" – 35"	60	15,412	257
Walnut	15" - 26"	43	5,731	133
Black oak	17" – 33"	14	3,390	242
White oak	18" – 24"	9	1,358	151
Sugar maple	16" – 20"	3	240	80
Hickory	15"	<u>1</u>	<u>53</u>	<u>53</u>
Sawtimber Totals		130	26,184	201
Firewood	8" – 18"	9 trees	1 cord	

The timber is marked with a horizontal **BLUE** stripe of paint approximately 4.5' above the ground and at the base. The timber is marked on approximately 18 acres. A total of 15 trees are marked with an "X" or dot and are considered culls and must be cut. No volume was figured for cull trees. Hardwood sawtimber is cruised to a 10" top or where 2 clear faces end. No pallet or tie logs are figured in the above volumes. Property lines are marked with triple blue slashes or orange flagging.



APPLICATION SUMMARY

TOWN OF NEWBURGH
21 HUDSON VALLEY PROFESSIONAL PLAZA
NEWBURGH, NY 12550

Application No: 21-0070

File Date: 01/25/2021

SEC-BLK-LOT: 8-1-49.1

Location: Old Post Rd

Acreage: Zoned:

Application for:

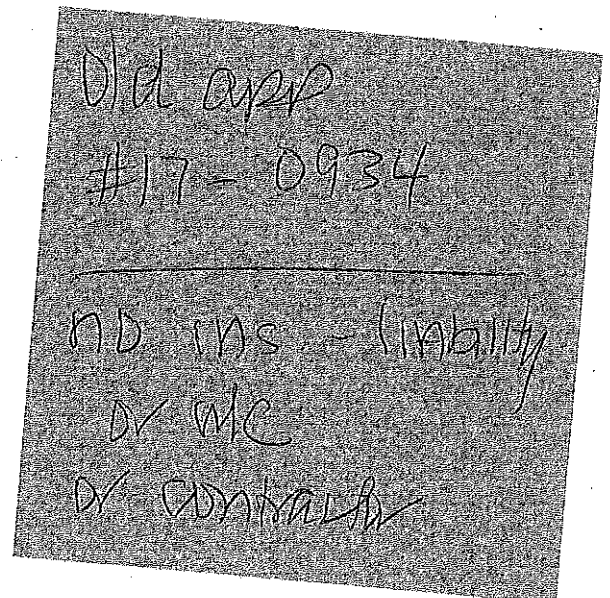
Remove 154 trees.

Type:

Owner : Domenica Gerentine

Address: 43 South St Marlboro, NY 12542

Phone:



Notify: Domenica Gerentine

Phone: 845-236-4855

Receipt(s):

CODE COMPLIANCE

DEPARTMENT

JAN 25 2021

Sign XMM

Town of Newburgh

Clearing & Grading Permit Application

21 Hudson Valley Professional Plaza

Newburgh, NY 12550

Phone: (845)564-7801 Fax: (845)564-7802

Permit #: 21-0070

Tracking #: _____

Fee: \$ 150-000014
exact cash or Check ONLY

Receipt #: 19532 \$144

(OFFICE USE ONLY)

Job Location: Old Post Road (Please Print)

S.B.L.: See attached Construction Cost: _____

OWNER: <u>Domenica Gerentine</u>	APPLICANT? <input checked="" type="radio"/> Y / N	CONTRACTOR:	APPLICANT? Y / N
ADDRESS: <u>43 South Street</u>	ADDRESS:		
CITY/STATE/ZIP: <u>Marlboro NY 12542</u>	CITY/STATE/ZIP:		
PHONE: <u>(845)236-4855</u>	PHONE:	FAX:	
CONTACT EMAIL: <u>austin.gerentine@gmail.com</u>	CONTACT EMAIL:		

SIZE OF LOT: <u>24.61 combined</u>	ZONING DISTRICT: <u>AR</u>
PROPOSED DATE/TIME OF COMPLETION: <u>Ref. to Planning Board 2/4/2021</u>	
DATE OF PLANNING BOARD APPROVAL (IF REQUIRED):	
SUBDIVISION NAME (IF REQUIRED): <u>Gerentine</u>	

\$150.00 FOR APPLICATION
\$50.00 PRIOR BUILT FEE RESIDENTIAL \$200.00 PRIOR BUILT FEE COMMERCIAL

I hereby agree to hold the Town of Newburgh harmless from any claims arising from the proposed activity.

Domenica Gerentine
 Signature of Owner

12-18-2020
 Date



Gerald Canfield <codecompliance@townofnewburgh.org>

Clearing and Grading permit

2 messages

chris@lowerhudsonforestry.com <chris@lowerhudsonforestry.com>
To: Gerald Canfield <codecompliance@townofnewburgh.org>

Mon, Feb 1, 2021 at 8:39 AM

Gerry,

I hope all is well. Just wanted to make sure you received the application I mailed in for the Gerentine timber harvest. I know the post office said the envelope was delivered a week ago, but just wanted to confirm. Thank you

Christopher B. Prentis, CF

Lower Hudson Forestry Services, LLC.

P.O. Box 756

Nyack, NY 10960

(845) 270-2071

www.lowerhudsonforestry.com

Gerald Canfield <codecompliance@townofnewburgh.org>
To: Christopher Prentis <chris@lowerhudsonforestry.com>

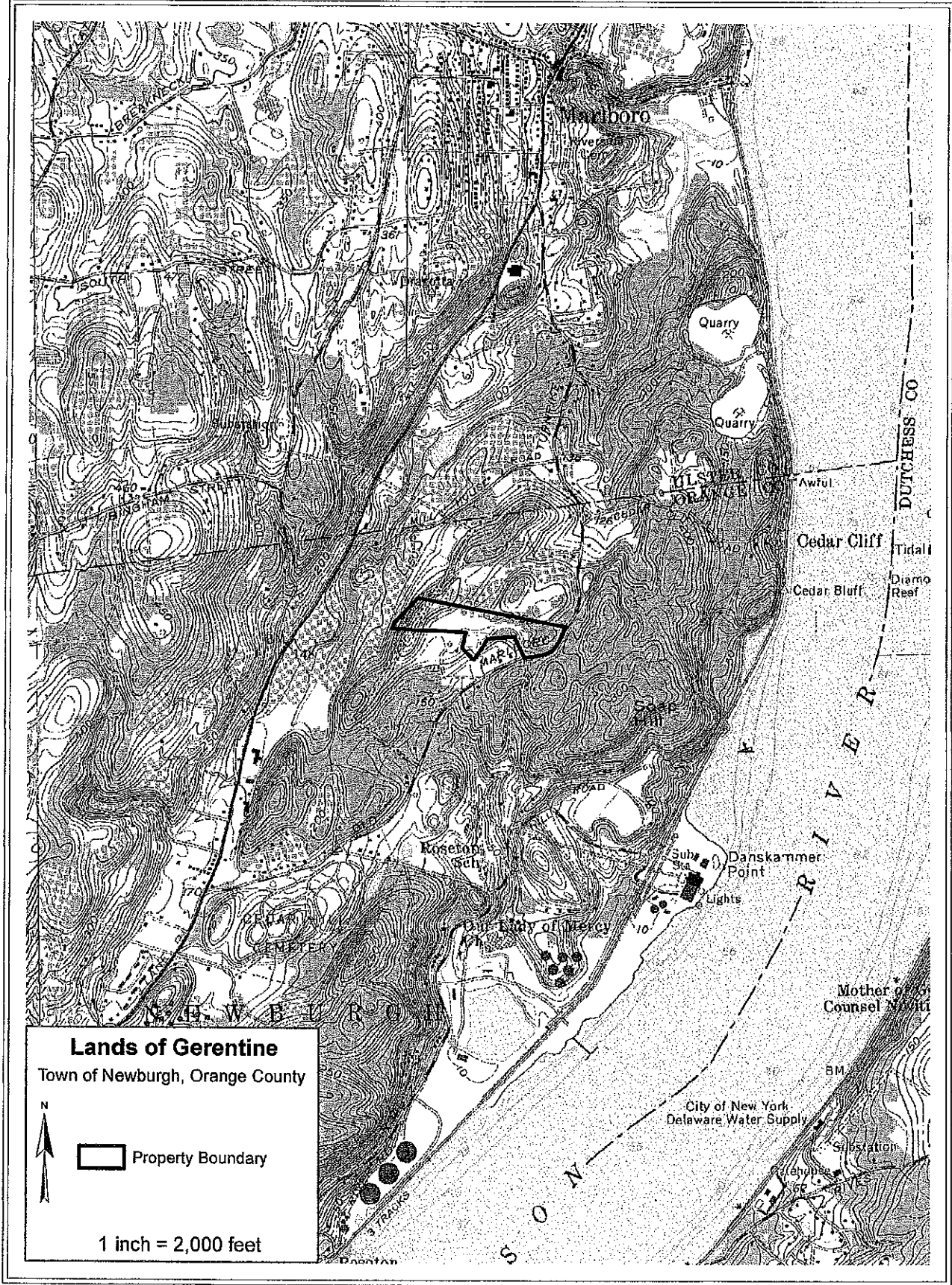
Thu, Feb 4, 2021 at 9:52 AM

Hello Chris,

All is well here. Hope the same with you. Yes I have received it. I will be forwarding it to the Planning Board. You can contact John Ewasutyn in a day or so to review his schedule and process as this is an application which must be reviewed by the Planning Board. Be Safe!

Jerry


[Quoted text hidden]



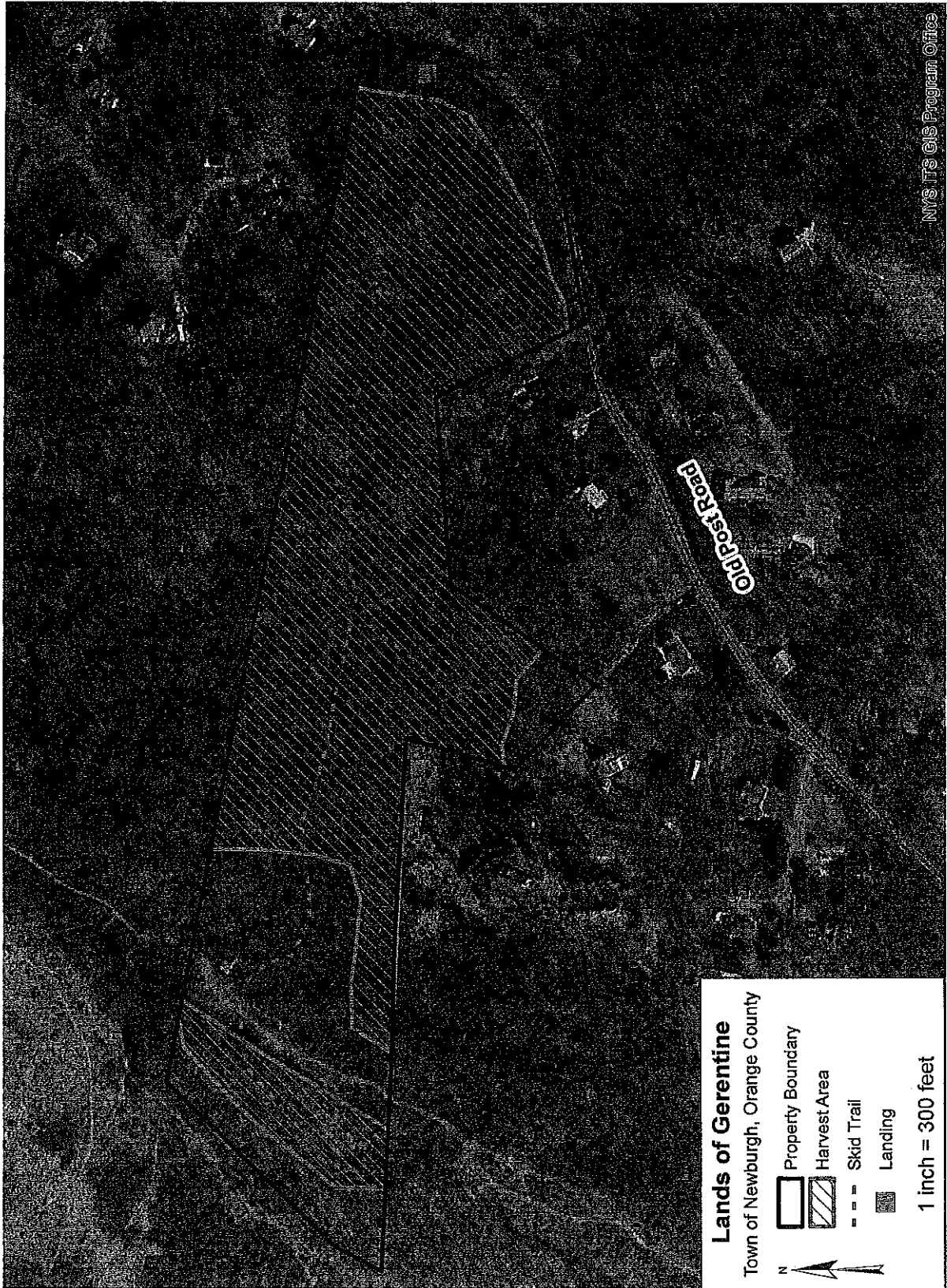
Lands of Gerentine

Town of Newburgh, Orange County







 Property Boundary

1 inch = 2,000 feet

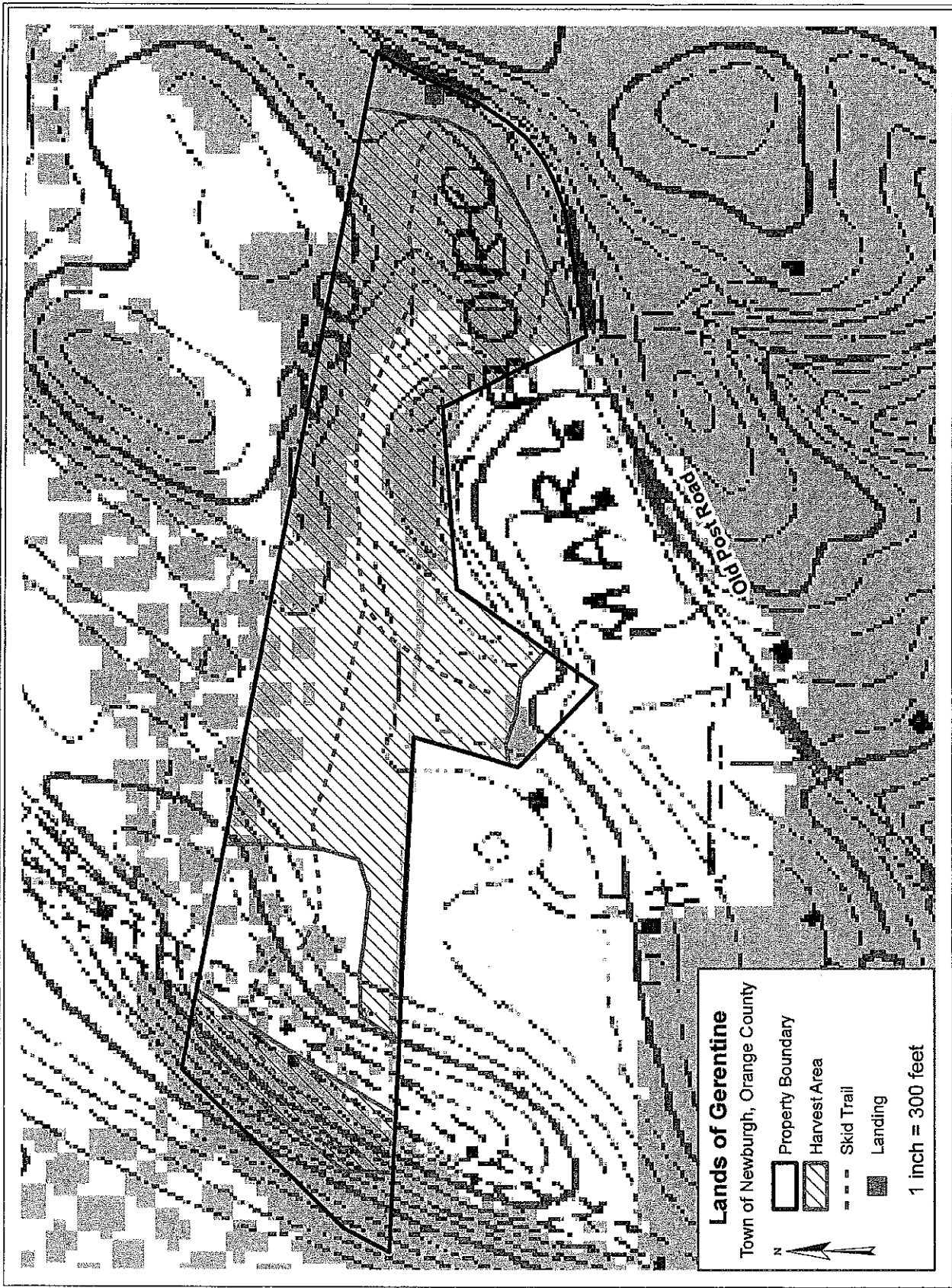


Lands of Gerentine
Town of Newburgh, Orange County


-  Property Boundary
-  Harvest Area
-  Skid Trail
-  Landing







1 inch = 300 feet



Lands of Gerentine
Town of Newburgh, Orange County

N 

 Property Boundary
 Harvest Area
 Skid Trail
 Landing

1 inch = 300 feet

November 19, 2020

Lands of Gerentine
Town of Newburgh
Orange County, NY

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LOWER HUDSON FORESTRY SERVICES, LLC

P.O. Box 756, Nyack, NY 10960
(845) 270-2071
www.lowerhudsonforestry.com

Tax parcels : 8-1-49.1, 8-1-49.2, 8-1-49.3, 8-1-49.4, 8-1-49.5, 8-1-49.6 and 8-1-49.7

Total acres of parcels: 24.61 acres

Total harvest area: 18 Acres

Attached is an application for Clearing and Grading (Timber Harvest) for a property located off of Old Post Road. The owner of the property is Domenica Gerentine. The total acreage of the property is 24.61 acres, of which approximately 18 acres are being proposed for harvesting.

The trees to be harvested are all hardwood trees ranging in size from 8" to 35" in diameter with a total of 154 trees to be removed (9 trees per acre). Other vegetation is not being removed and all precautions will be taken to minimizing damage to vegetation not marked for harvest. This includes other trees, small saplings, seedlings and ground vegetation. All trees designated for harvest will be utilized down to an 8" top diameter and tops and slash will be lopped to a height no greater than 3 feet off the ground. There will be no grading or excavation that takes place on the site during this timber harvesting operation.

There are no DEC regulated or unclassified streams or wetlands on the property. Topography is rolling with fairly gentle slopes throughout with some small steeper areas towards the front and rear of the lot.

The erosion control plan for this property will be the installation of erosion control measures where needed and may include water bars, rolling dips and water turnouts (please see enclosed documents). The terrain is rolling in areas with other areas being very flat. More erosion control devices will be placed on steeper terrain, where erosion potential is higher. The landing area will be located just off Old Post Road in a flat open area. The landing area will be kept as small as possible and once the harvest is completed, the landing area will be cleaned of all debris and reseeded with a native seed mix to stabilize the area as quickly as possible. Crushed stone or shale and a culvert will be installed at the entrance to the landing area on Old Post Road to prevent soil from being carried out onto the roadway.

If you have any questions, please let me know. I can be reached via phone at (845) 270-2071 or by email at chris@lowerhudsonforestry.com. Thank you for your time on this matter and I will be speaking to you soon.

Sincerely,

Christopher Prentis, Certified Forester