

STATE OF NEW YORK )

)ss

COUNTY OF ORANGE )

Susan D Carroll, being duly sworn, deposes and says the following to be true:

That I reside at, and own 2122 Route 300, Wallkill, New York 12589, which is located in the Town of Newburgh, County of Orange, State of New York. I have received a notice that a hearing that will occur on February 23, 2017 that involves the interpretation of a Use Variance granted to William C. Conklin ("Conklin") in March 1982 (the "Use Variance"). I am the Trustee for the Walter A Carroll Sr. Irrevocable Trust, which owns a one-half interest in SBL(3-1-20) 2116 Route 300 and borders 2102 Partners LLC SBL(3-1-21.31) premises located at 2102 Route 300 along its entire westerly border. I also am here tonight for my property that is also listed as SBL(3-1-19) 2116 Route 300 for which I have resided the last 27 years. I have attached a tax map and highlighted my families' two parcels that total 8 acres. My family has owned SBL(3-1-20) 2116 Route 300 continuously for 70 years. This application is extremely important to me because if the Board interprets the Use Variance so as to permit the addition of the new hydro-excavation business to continue at 2102 Route 300 Wallkill, NY (the subject premises) it would affect my properties adversely inasmuch as my families property SBL(3-1-20) borders this new business. I am providing this sworn Affidavit to the Board, to be entered into the record, as my testimony before the Zoning Board of Appeals. For the reasons to follow, the Board should hold that the current hydro-excavation business that is being operated on the former premises of Conklin does not fall within the Use Variance.

I have attached two printouts that show WCC Tank Technology and Hydrovac Excavation Inc. have two distinctly separate websites. WCC Tank Technology's website shows that "Ira Conklin III started Hydrovac Excavating in 2003 and it is a company he still owns and runs today." This clearly shows that it is a company separate of WCC Tank Technology and formed well after the granting of the original Use Variance for WCC Tank Technology in 1982. This clearly shows that the Hydrovac Excavation business could not have been contemplated by the ZBA in 1982 when it granted the use variance. I also wish to attach a copy of information that I have obtained that shows this company's prior address was 5288 Route 9W; Newburgh, NY 12550. Sometime between July 2015 to August 2015, this new business showed up at 2102 Route 300 Wallkill, NY and began operating its unapproved operation.

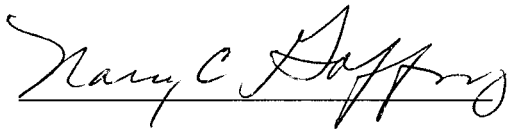
This new business has nothing to do with tank lining, rather it is an excavation business which dumps the dirt it collects off site on the premises. To be sure, this new business is not a small business like the original tank lining business that Conklin operated, but a heavy commercial industrial business that operates at all hours and days. They have also created a retention pond on the west side of the subject property that borders my family's property. To the best of my knowledge this was made without approvals or oversight of the Town of Newburgh's Storm Water Management Regulations. They have dumped thousands of yards of dirt and clear cut the entire property, this has significantly changed the grade and rural appearance of the subject premises. This grade prevents the natural runoff of water as natural springs use to go through the subject property. Water now backs up on my property and the Perry property during heavy rains and creates a flooding condition on our properties that never previously existed. Complaints about the operation have been made by numerous residents about the many issues that are violating the Town Code by this new business with no action by the Town Code Compliance

Office. I believe as many of my neighbors that this new business has nothing to do with tank lining and it does not fall under the original Use Variance. The websites for these business certainly show that they do completely different operations. It is for these reasons that I am asking the Zoning Board of Appeals after hearing all the testimony from the residents to find that these are two separate businesses and the 1982 Use Variance never intended to include anything else but Tank Lining.

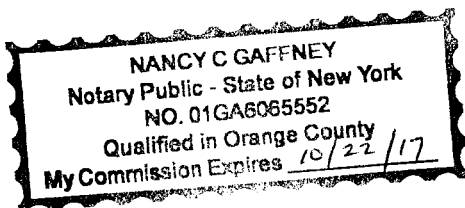


Susan D Carroll

Sworn to before me this 14<sup>th</sup> Day  
Of February, 2017

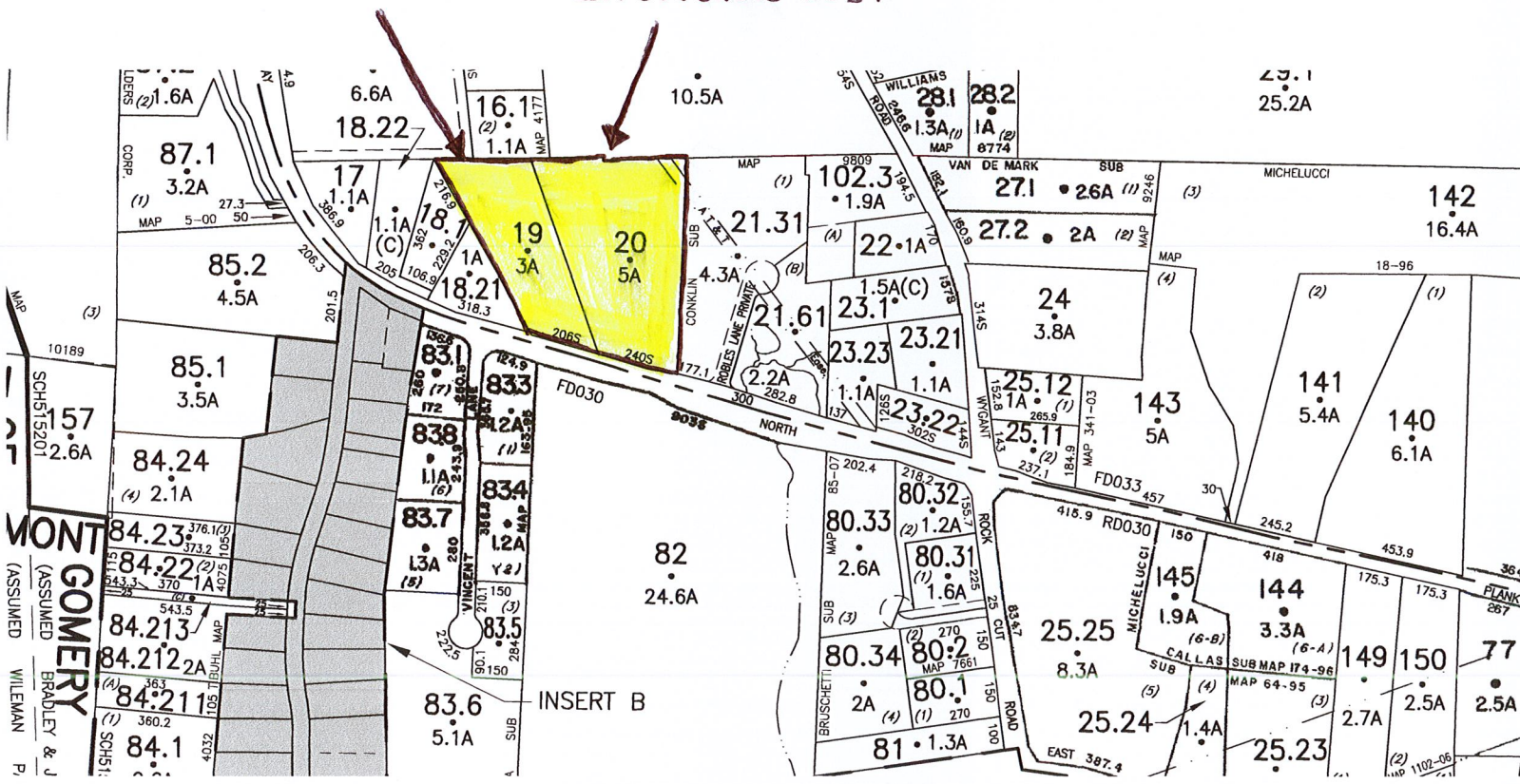


Notary Public



(3-1-19)  
Susan D. Carroll

(3-1-20)  
Walter A. Carroll  
Irrevocable Trust





P.O. BOX 580  
WALKKILL, NY 12588  
845-504-8555  
FAX: 564-6723



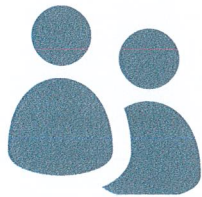
## WCC Tank Technology is a family-owned business.

We have been reconditioning underground and aboveground storage tanks since 1973. We offer permanent repairs and a corrosion-proof coating with a 10-year minimum life expectancy as an alternative to tank replacement.

Our testers have over 100 years of combined experience testing tanks.

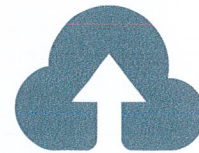
We care about your business and the tank tests we perform.

Our reputation speaks for itself.



### Customer Focused

At WCC Tank Technology we understand that your business



### Forward Thinking

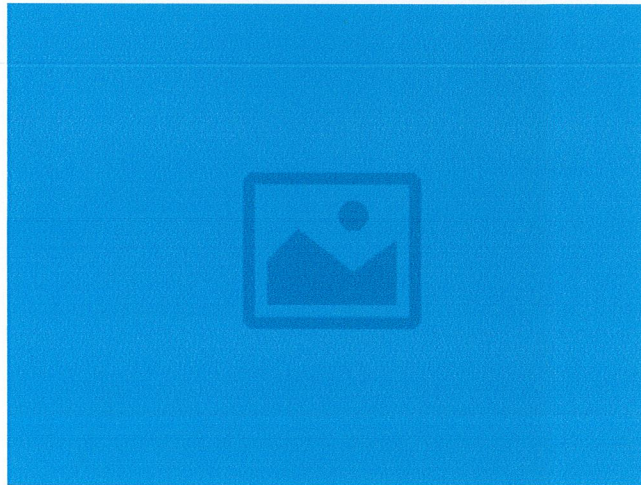
WCC Tank Technology offers cutting-edge Armor Shield systems to

depends on your ability to deliver fuel to your customers. Our focus is to make sure you can do just that.

guarantee that you get the latest in tank reconditioning technology.

isn't any challenge we haven't seen and solved. We guarantee that there's no fuel tank issue we can't resolve.

test number for a nationwide company. Let our family help your family.



## Robert Deitz

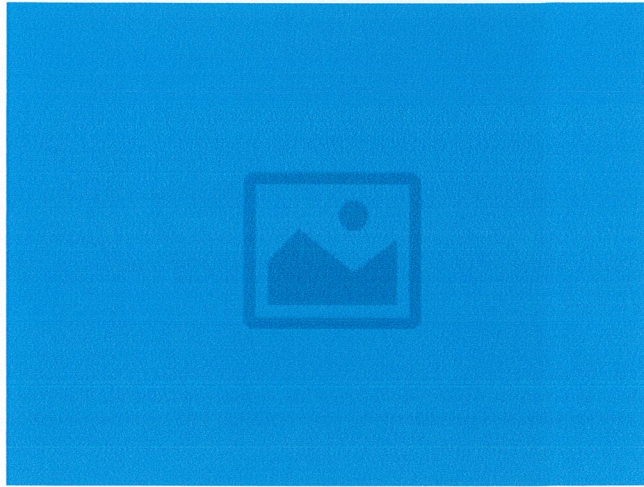
President

Bob has been President of WCC Tank Technology, Inc. since 1994.

He began working at WCC in 1978, working in the field and learning all aspects of underground tank linings, coatings, and fiberglass repair.

In 1985, Bob went on to become general manager of WCC Tank Technology, Inc. As general manager, he was responsible for personnel, equipment maintenance, sales, scheduling, regulation, and compliance.

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## Ira D. Conklin, III

Vice President

Ira is Vice President and part owner of WCC Tank Technology, Inc., a company originally established by his father and uncle in 1973. Ira worked for WCC from 1976 to 1977.

From 1977 to 1999, Ira owned Ira D. Conklin & Sons, Inc., growing this family-owned business from 40 employees to over 200. In 1999, he sold the company to Barclay Partners and stayed on as manager until 2003.

In 2003, Ira started **Hydrovac Excavating, Inc.**, a company specializing in non-destructive, hydro-vacuum excavation, a company he still owns and runs today.

Ira has been on the Board of Directors of Walden Savings Bank since 1992.





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## Repairs for Municipalities



Small Hole Technology 18" coring unit mounted on a Service Vacuum truck. This is a small unique vacuum truck with a 4 cyd body. It has pipe bedding material and select item #4 in two 2 yard hoppers. Air compressor, sand blaster plus a wide variety of long handle pneumatic tools to perform many tasks are included. In addition to the air lance to break up soil, there is also high pressure hot water that allows us to cut through soil. Valve Box Replacement Job...

"The process of Hydro Excavation, the only non-destructive method of digging,...

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carry petroleum products,...

Repairs for Municipalitie...

"Small Hole Technology 18" coring unit mounted on a Service Vacuum truck....



### Our History

**Hydrovac, Inc.** has been in business since 2003 and has grown to support utilities (electric, gas, water, sewer, telecommunications), their contractors, and engineers on a daily basis, digging thousands of holes per year. We service the Tri-State area including Albany, NY, but we will travel.

[Read more](#)



### What We Do

**While Hydro-Excavation** is the main service we offer, we can also provide:

#### Environmental Services

- Tank Removals
- Site Assessments
- Remediation



- Consulting Services

### Site Assessment

- Phase I ESA
- Phase II ESA
- UST Investigations
- SPCC Plans

[Read more](#)



### Contact

#### Our Location:

[2102 Rt 300](#)

Wallkill, NY 12589

#### Call us:

**Ira Conklin, Vice President**

(845) 742-1710

#### E-mail us:

[info@hydrovacinc.com](mailto:info@hydrovacinc.com)

#### Office hours:

Monday – Friday,

7:00 am – 5:00 pm (EST)

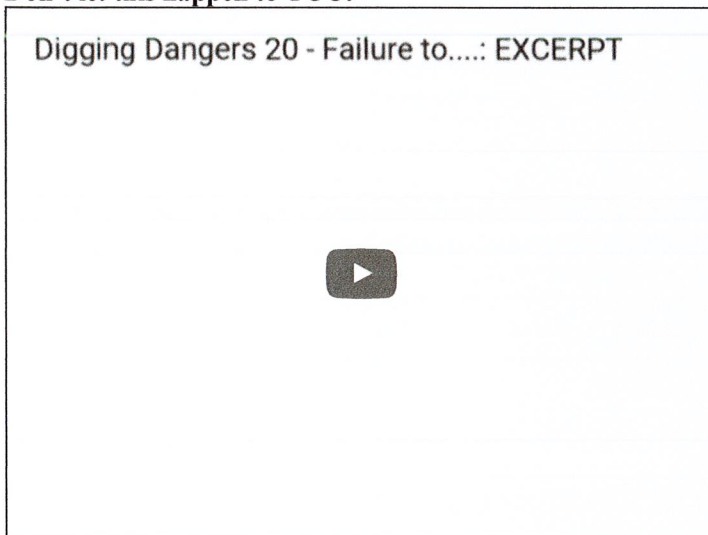
24/7 Emergency Response

[Read more](#)

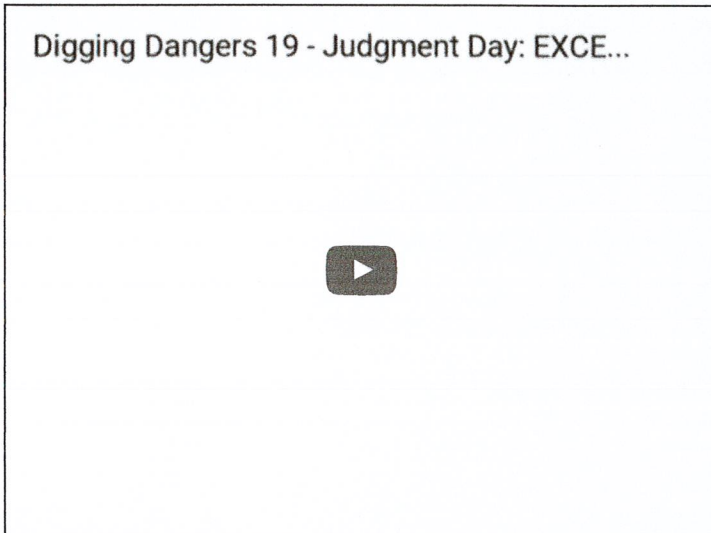
## Dangers of Traditional Excavation

**The Dangers of Traditional Digging can be avoided with Hydrovac Excavating**

**Don't let this happen to YOU!**



*Gas company contractor hits existing 3" line while boring for new line.*



*Utility contractor looking for gas contamination hits 24" distribution line.*

## **Make Contact**

### **Our Location:**

2102 Rt 300  
Wallkill, NY 12589

### **Call Us:**

Ira Conklin, Vice President  
(845) 742-1710

### **E-mail Us:**

[info@hydrovacinc.com](mailto:info@hydrovacinc.com)

### **Office hours:**

Monday – Friday,  
7:00 am – 5:00 pm (EST)

**24/7 Emergency Response**

© 2003-2016 Hydrovac, Inc. | 2102 Rt 300, PO BOX 590, Wallkill, NY 12589 - manage  
[info@hydrovacinc.com](mailto:info@hydrovacinc.com) | Phone (845) 742-1710 | Fax (845) 231-6333

[Site Icons by icons8.com](#)

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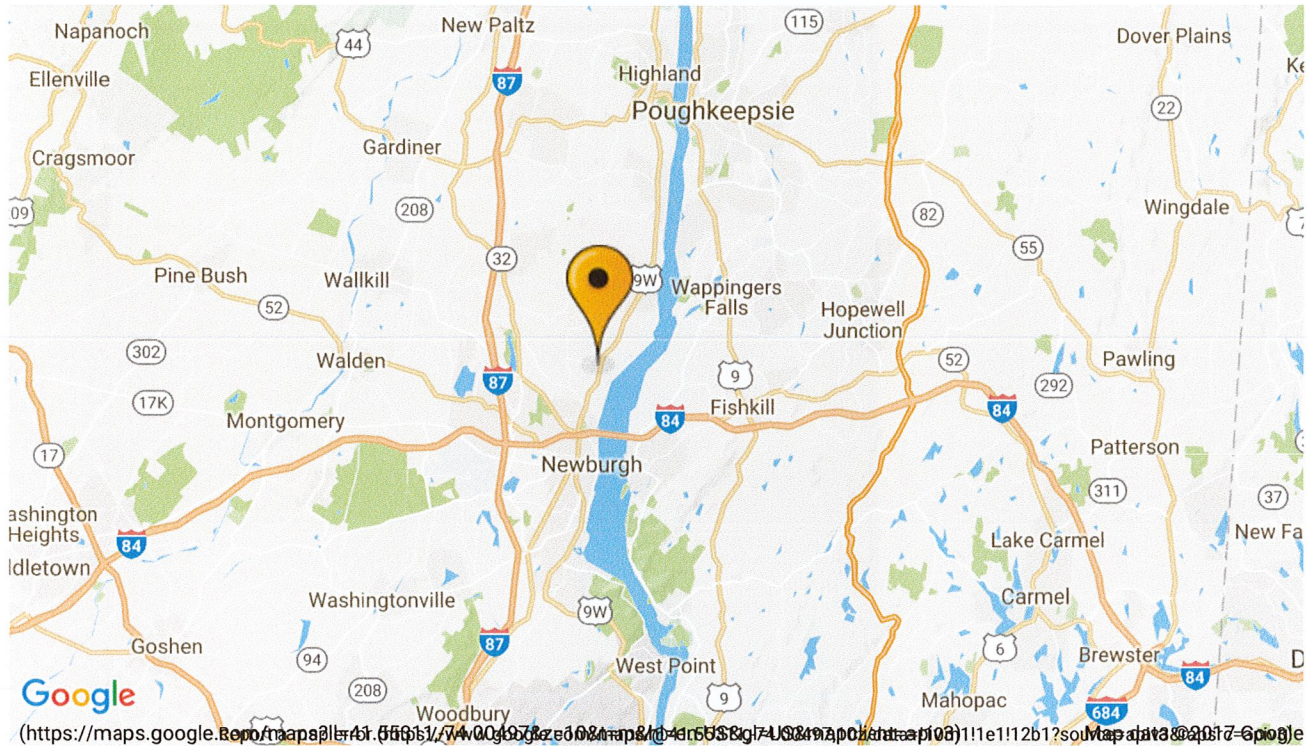
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APR	Today's Mortgage Rates	30-Year Fixed	3.88%	3.92% APR
		15-Year Fixed	3.13%	3.20% APR
		5/1 ARM	2.75%	3.74% APR

## Hydrovac Excavating Inc (/c/mmnkn0m/hydrovac-excavating-inc)

5288 Route 9w  
Newburgh, NY 12550

Web: Hydro-Vac-Inc.com (/api/v1/urlverify/http%3A%2F%2FHydro-Vac-Inc.com)



[Back to Company Profile \(/c/mmnkn0m/hydrovac-excavating-inc\)](#)

Is this your business? [Claim this profile for free.](#)



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[+ ADD YOUR BUSINESS](#)

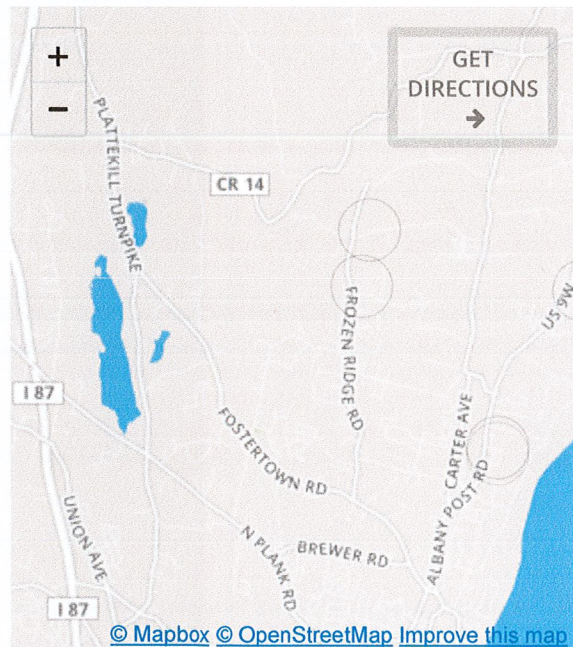


## Hydrovac Excavating Inc

5288 Route 9w,  
Newburgh, NY 12550  
(518) 752-8172  
[www.hydro-vac-inc.com](http://www.hydro-vac-inc.com)

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Founded	2003
Incorporated	--
Annual Revenue	\$740,000.00
Employee Count	7



## Media



