



MICHAEL SHILALE ARCHITECTS, LLP

June 23, 2009

Town of Haverstraw – Planning Board
Attn: Annette Torres
1 Rosman Road
Garnerville, New York 10923

Re: United Water New York Inc.
Intake Line and Pumping Station

Michael Shilale, AIA, LEED
John Cirilli, AIA

140 park avenue

Dear Ms. Torres:

Since United Water New York Inc. (“United Water”) filed its 2008 applications with the Town of Haverstraw for approval of the pilot plant for United Water’s long-term water supply project (“Pilot Plant”), the plans for the Pilot Plant have changed to reflect economic, timing and environmental considerations. The primary change is the proposed relocation of the Pilot Plant’s testing facilities from the property owned by U.S. Gypsum at 710 Beach Road (“Property”) to an existing building in the Village of West Haverstraw that is owned by DSB Realty Associates, LLC. The intake line and pumping station components of the Pilot Plant would remain at the Property. An approximately 1.7 mile transmission line will carry untreated Hudson River water from the Property to the testing facilities in the Village of West Haverstraw via existing utility right-of-ways along Beach Road/Grassy Point Road and then west along Railroad Avenue into the Village of West Haverstraw (and ultimately to the testing facilities). The revised applications to the Town Board, Planning Board, Zoning Board of Appeals, and Architectural Review Board seek approval for the construction and operation of the intake line, pumping station, and transmission line.

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We recognize that the route of the transmission line is serving as a truck detour for the Farley Bridge Reconstruction Project. We have already begun a dialogue with the Rockland County Highway Department to minimize or eliminate any disruption to traffic during pipe installation operations

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We have previously requested waivers from the Town Code Section 172-16 for placing monuments at all property corners and Section 172-23 for a temporary retaining wall. The waiver for the temporary retaining wall is no longer needed. We still request the waiver for iron pins at the property corners. Monuments are proposed at each of the two property corners along the right-of-way, however the three remaining property corners would require that iron pins be located in the Hudson River.

Attached please find our revised applications for the Pilot Plant components. Summarized below are the revisions to prior agency comments that may have changed or are no longer applicable. For efficiency, only the comments that are impacted by the change in the project are addressed.

The following revisions were made based on the Town of Haverstraw Building Department letter dated June 25, 2008:

- 3) The variance for the property line buffer reduction from 50' to 20' is no longer required. The drawings show the 50' buffer.

The following revisions were made based on the County Planning letter to the Town Board dated July 14, 2008:

- 3) A review has been completed by the New York State Department of Environmental Conservation ("NYSDEC"), which has classified the Pilot Plant Project as a Type II action under the New York State Environmental Quality Review Act ("SEQRA") (see the January 26, 2009 letter from B. Hughes).
- 5) Based on the revised submission, including the elimination of the sanitary force main, the Pilot Plant is not subject to New York State Health Department approval.
- 6) A review has been completed by the Joint Regional Sewerage Board ("JRSB") and written approval to discharge to the JRSB's sewage treatment plant was received.

The following revisions were made based on the County Planning letter to the Town Planning Board dated July 23, 2008:

- 3) Based on the revised submission, including the elimination of the sanitary force main, the Pilot Plant is not subject to New York State Health Department approval.
- 5) A review has been completed by NYSDEC, which has classified the Pilot Plant Project as a Type II action under SEQRA (see the January 26, 2009 letter from B. Hughes).
- 6) A review has been completed by the JRSB and written approval to discharge to the JRSB's sewage treatment plant was received.
- 7) The equipment on site will be located above the 100-year floodplain. However, because the site will normally be unmanned, there is no need to raise the driveway above the 100-year floodplain.
- 8) As stated above, the equipment will be located above the 100-year floodplain (EL +7.0).
- 9) The sanitary force main has been eliminated from the project.
- 10) The revised site plan and landscaping are shown on drawings C-101A and 102. Based on the elimination of the building and the significant reduction in the disturbed area, the existing vegetation and the fence will provide adequate screening of the equipment.
- 16) No discharge to the sanitary sewer will be required.

The following revisions were made based on the County Planning letter to Town Zoning Board dated July 23, 2008:

- 2.3) A review has been completed by NYSDEC and they have classified the Pilot Plant Project as a Type II action under SEQRA (Jan. 26, 2009 letter from B. Hughes).

The following revisions were made based on the County Planning letter to Town Planning Board dated Sept. 4, 2008:

- 4) A review has been completed by NYSDEC, which has classified the Pilot Plant Project as a Type II action under SEQRA (see the January 26, 2009 letter from B. Hughes).

The following revisions were made based on the Maser Consulting letter dated June 30, 2008:

- 2) The retaining wall has been eliminated from the project. The retaining wall waiver is no longer required; however, a monument waiver will still be requested.
- 5) No exterior lighting will be installed.
- 6) No sewer connection is required.
- 7) No domestic water connection is required.
- 8) No new driveway is proposed. The existing driveway will be repaved by overlay paving as shown on C-101A.

The following revisions were made based on the Department of Health letter to Town Planning Board dated July 23, 2008:

- 1) Based on the revised submission, including the elimination of the sanitary force main, the Pilot Plant is not subject to New York State Health Department approval.

The following revisions were made based on the Department of Health letter to Town Planning Board dated Sept. 3, 2008 is below.

- 1) The sanitary force main has been eliminated from the project.

If you have any questions or comments, please notify our office as soon as possible.

Yours very truly,

MICHAEL SHILALE ARCHITECTS, LLP



Michael Shilale, AIA, LEED
Partner

Enc.,

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United Water New York Inc.
Intake Line and Pumping Station
June 12, 2009

Cc: John T. Dillon, Esq.
Sameet Master, P.E.
Steve Garabed, P.E.
Robert J. Alessi, Esq.
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