

**New York City Department of Environmental Protection  
Bureau of Water Supply**

**Filtration Avoidance 6.1 Enforcement Actions  
for the period October 1, 2022 through March 31, 2023**

**April 2023**

*Prepared in accordance with Section 6.1 of the NYSDOH  
Revised 2017 Filtration Avoidance Determination*



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Regulatory & Engineering Programs Division



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## 1. Introduction

Encompassing eight counties and 71 towns and villages, the New York City watershed is a politically, economically and geographically diverse landscape, covering nearly 2,000 square miles. Protecting this watershed is the responsibility of the New York City Department of Environmental Protection's Bureau of Water Supply (the Bureau). To ensure that the high quality of the water is sustained, and the sources of the water are protected, the Bureau has developed an aggressive enforcement program both in the field and through the legal system. Enforcement activities of the engineers, inspectors, police and attorneys responsible for the protection of the watershed are detailed in the following report.

This semi-annual report on enforcement actions for the period **October 1, 2022 through March 31, 2023** has been submitted as required by the 2017 FAD and provides valuable information about the implementation of *New York City's Rules and Regulations for the Protection from Contamination, Degradation and Pollution of the New York City Water Supply and Its Sources* (Watershed Regulations). The report first presents an overview of the responsibilities of the Regulatory and Engineering Programs Division (REP) which administers Bureau enforcement activities and the associated City entities that assist in those efforts. Next, the report addresses new enforcement actions that have been undertaken during the above-mentioned reporting period and includes updates to ongoing violations.

The report is divided into sections relative to applicable FAD watershed areas. The **West of Hudson** (WOH) area is comprised of the following reservoir basins: Ashokan and Schoharie in the Catskill District; and Rondout, Neversink, Pepacton and Cannonsville in the Delaware District. Further included are those portions of the **East of Hudson** (EOH) area which is comprised of the following basins: West Branch, Boyd Corners, Croton Falls, Cross River and Kensico basins.<sup>1</sup> Within each of these sections of the report, enforcement actions are organized by violations occurring in connection with subsurface sewage treatment systems (SSTs) and active construction sites, as well as with other regulated activities, such as solid waste management facilities. Additionally, individual actions of the DEP police are included.

## 2. Enforcement Responsibilities

The Bureau is charged with implementation of the Watershed Regulations which identifies activities that require New York City Department of Environmental Protection (DEP) review and approval and activities which are prohibited in the watershed. Among activities that require such review and approval are the construction of WWTPs, new or repaired SSTs, soil disturbing construction activities that require SWPPPs and the construction of impervious surfaces.

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<sup>1</sup> As used in this report, the term East of Hudson (EOH) refers only to projects, permits or approvals for activities located in the West Branch, Boyd Corners, Croton Falls, Cross River or Kensico basins, the reservoir basins relevant to the 2017 Filtration Avoidance Determination. This report does not describe the Bureau's activities in the basins of other EOH reservoirs that serve exclusively as portions of the New Croton water supply system.

Following the approval of planned regulated activities, those projects are monitored and inspected to assure compliance with the conditions of the approval, the Watershed Regulations and any applicable state or federal standards. DEP also conducts investigations throughout the watershed to ensure that any violations of the Watershed Regulations or of local, state or federal law are identified and reported; citizen complaints are also routinely investigated. When an enforcement action is commenced, the Bureau works with DEP's Bureau of Legal Affairs and the New York City Law Department to resolve the identified violations. The Bureau monitors activities for compliance with the terms of any consent order or other enforcement mechanism such as a Notice of Violation (NOV).

The first portion of this report provides an overview of the responsibilities of REP and the duties specific to the identified Sections within REP. In addition, the Bureau's Water Quality (WQ) Directorate supports enforcement efforts by monitoring water quality throughout the watershed and alerting other Directorates of any adverse water quality conditions. Also, the Bureau coordinates with various other agencies on violations and enforcement actions; including the New York State Department of Health (DOH), the New York State Department of Environmental Conservation (DEC), the United States Environmental Protection Agency (EPA), the office of the Watershed Inspector General (WIG), as well as county and municipal regulatory entities.

## **2.1. The Regulatory & Engineering Programs Division**

REP is divided into three (3) regional Sections: Arkville, Kingston & Valhalla. For the purposes of this report, the regulatory implementation tasks performed by staff in each regional Section are divided into wastewater and stormwater related activities.

### **2.1.1. Wastewater**

The Sections review and approve sewer systems, WWTPs and SSTs in accordance with the Watershed Regulations and applicable New York State standards. Engineering reports and facility plans are reviewed and technical standards are applied to all new and/or modified facilities prior to approval. Section staff are also responsible for the investigation of WWTP non-compliance events, sewer system overflows, and residential and commercial SSTS failures. Upon determination of an SSTS failure, as an example, a formal NOV procedure is initiated which includes review by DEP's Bureau of Legal Affairs and the New York City Law Department who remain involved should further legal steps become necessary.

There are several programs sponsored by DEP that fund the remediation of SSTs that are documented to be in failure within certain areas of the watershed. The Catskill Watershed Corporation (CWC) "Septic Rehabilitation and Replacement Program" funds design and construction of such remedial actions. CWC solicits property owners within eligible areas, inspects the site and ensures the necessary SSTS improvements are completed as designed. The review and approval of these repairs is performed and tracked by DEP. Program details and progress are reported in the FAD Report 3.1 "Septic Rehabilitation and Replacement Program."

DEP, thru the NYS Environmental Facilities Corporation, sponsors a similar SSTS repair program in the watershed areas of the East of Hudson FAD reservoirs.

As the above programs are voluntary, DEP does not pursue enforcement actions on failing SSTSs where the owners are eligible for funding in order to encourage property owners to participate and to self-report failing systems. DEP believes that pursuing enforcement actions in such cases would reduce the overall number of failing SSTSs being detected or repaired and thus minimize water quality benefits and reduce the overall effectiveness of these programs. DEP will issue an NOV and pursue appropriate enforcement on a case by case basis where significant progress within these programs has not been made.

### **2.1.2. Stormwater**

The Sections review and approve Stormwater Pollution Prevention Plans (SWPPPs); Individual Residential Stormwater Permits; Crossing, Piping or Diversion Permits and the construction of impervious surfaces within certain limiting distances. For all regulated construction activities, staff review engineering reports, drainage calculations and site plan drawings in accordance with DEP and NYS technical stormwater standards prior to approval.

Section staff conduct weekly inspections of all approved active construction sites from commencement of construction through final stabilization and file written reports of findings. Staff are also responsible for investigating possible violations of water quality standards including turbid discharges, illicit solid waste disposal, and discharges from improperly stored winter highway maintenance materials (road salt). Upon determination of non-compliance at any DEP permitted SWPPP or other stormwater-related site or confirmation of other sources of contamination to the Water Supply, a formal NOV procedure is initiated which includes review by DEP's Bureau of Legal Affairs and the New York City Law Department who remain involved should further legal steps become necessary.

### **2.2. DEP Police**

DEP Environmental Police are responsible for protection of NYC's water supply infrastructure and the detection of potential threats to water quality throughout the watershed. Their jurisdiction includes water supply facilities in the five (5) boroughs of NYC, in addition to the portions of the watershed and the water supply system in the counties of: Westchester, Putnam, Dutchess, Orange, Ulster, Delaware, Sullivan, Greene and Schoharie. Their primary mission is to protect the water supply, the environment, and the population in the watershed from pollution, crime and terrorism. There are seven (7) police precincts which are located in: Gilboa, Downsville, Beerston, Olive, Grahamsville, Yorktown and Yonkers.

DEP Police Environmental Enforcement Division is responsible for all patrol operations, protective functions and short-term investigations relating to environmental and criminal complaints. Additionally, the Detective Bureau and Intelligence Division is responsible for all long-term investigations relating to pollution, crime and terrorism.

Where necessary, close coordination between REP and these DEP Environmental Police divisions is crucial to ensuring that swift, proper and appropriate actions are taken when violations of environmental laws or regulations are discovered.

### **2.3. DEP Bureau of Legal Affairs**

The Bureau of Legal Affairs (BLA) provides legal support for enforcement of the Watershed Regulations. As noted previously, BLA reviews all NOV's in advance to ensure that all pertinent issues have been addressed and fully documented and proper steps have been taken.

### **2.4. New York City Law Department**

The New York City Law Department, in conjunction with BLA, may enter into formal negotiations with alleged violators, and, when necessary, undertake legal action. NYC can take actions under, among other laws: the State Public Health Law, to enforce the Watershed Regulations; and, the federal Clean Water Act, to bring SPDES violators into compliance. The New York City Law Department also defends, where necessary, regulatory decisions rendered by REP and renders legal opinions, interpretations and advice on enforcement matters, as necessary.

### 3. Specific Enforcement Actions

#### 3.1. Subsurface Sewage Treatment Systems and Stormwater

The following tables provide a summary of the violations by town for the Catskill, Delaware, West Branch, Boyd Corners, Croton Falls, Cross River and Kensico Basins. Actions performed during the current reporting period are noted and cumulative information in the tables includes violations dating back to 1995.

##### Catskill District

TOWN	CUMULATIVE VIOLATIONS REPORTED	TOTAL # VIOLATIONS THIS PERIOD	TOTAL # CUMULATIVE DESIGNS APPROVED	TOTAL # DESIGNS APPROVED THIS PERIOD	TOTAL # CUMULATIVE CLOSED	TOTAL # CLOSED THIS PERIOD
ASHLAND	39		33		35	
CONESVILLE	13		10		10	
GILBOA	22		15		17	
HUNTER	117	2	88		97	
HUNTER (V)	17		9		10	
HURLEY	49		48		47	
JEWETT	51		47		51	
LEXINGTON	48		45		46	
OLIVE	198		167		174	
PRATTSVILLE	33		24		33	
ROXBURY	31	1	23		27	
SHANDAKEN	145		133		143	
TANNERSVILLE (V)	7		2		7	
WINDHAM	85		66		82	
WOODSTOCK	61	1	53		51	
<b>Total</b>	<b>913</b>	<b>4</b>	<b>763</b>	<b>0</b>	<b>831</b>	<b>0</b>

##### Delaware District

TOWN	CUMULATIVE VIOLATIONS REPORTED	TOTAL # VIOLATIONS THIS PERIOD	TOTAL # CUMULATIVE DESIGNS APPROVED	TOTAL # DESIGNS APPROVED THIS PERIOD	TOTAL # CUMULATIVE CLOSED	TOTAL # CLOSED THIS PERIOD
ANDES	83		75		7 4	
ANDES (V)	4		2		2	
BOVINA	36		33		3 4	
COLCHESTER	6		6		8	
DELHI	71		65		7 4	1
DELHI (V)	4		2		2	
DENNING	34		33		3 1	
FALLSBURGH	6		4		4	
FLEISCHMANN'S (V)	1		1		1	
FRANKLIN	6		4		4	
HALCOTT	7		7		7	



HAMDEN	34		30		30	
HARDENBURGH	12		10		12	
HARPERSFIELD	8		6		6	
JEFFERSON	6		6		6	
KORTRIGHT	64		54		61	
LIBERTY	1		1		1	
MASONVILLE	13		11		11	
MEREDITH	22		20		19	
MIDDLETOWN	119		106		112	
NEVERSINK	224		188		202	
ROCHESTER	1		1		1	
ROXBURY	35		29		38	1
STAMFORD	36		34		37	
TOMPKINS	42		37		40	
WALTON	93		86		84	
WALTON (V)	1		1		1	
WAWARSING	35		32		31	
<b>Total</b>	<b>1003</b>	<b>0</b>	<b>884</b>	<b>0</b>	<b>935</b>	<b>2</b>

### West Branch, Boyd Corners, Croton Falls, Cross River Basins

TOWN	CUMULATIVE VIOLATIONS REPORTED	TOTAL # VIOLATIONS THIS PERIOD	TOTAL # CUMULATIVE DESIGNS APPROVED	TOTAL # DESIGNS APPROVED THIS PERIOD	TOTAL # CUMULATIVE CLOSED	TOTAL # CLOSED THIS PERIOD
CARMEL	11		10		4	
EAST FISHKILL	1		0		0	
KENT	4		4		4	
PUTNAM VALLEY	0		0		0	
<b>TOTAL</b>	<b>16</b>	<b>0</b>	<b>14</b>	<b>0</b>	<b>8</b>	<b>0</b>

### Kensico Basin

TOWN	CUMULATIVE VIOLATIONS REPORTED	TOTAL # VIOLATIONS THIS PERIOD	TOTAL # CUMULATIVE DESIGNS APPROVED	TOTAL # DESIGNS APPROVED THIS PERIOD	TOTAL # CUMULATIVE CLOSED	TOTAL # CLOSED THIS PERIOD
GREENWICH CT.	0		0		0	
HARRISON			0		0	
MT. PLEASANT	0		0		0	
NEW CASTLE					0	
NORTH CASTLE	1				0	
<b>TOTAL</b>	<b>1</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>

### 3.1.1. Catskill District

Project Name: Windy Ridge Rd  
(2016-SC-0250)

Town: Hunter

Basin: Schoharie

Type of Use: Stormwater (SP)

Type of Violation: OT.2: DEP NOV for a new impervious surface; also DEC

NOV. Discovery Date: 7/8/2016

Status: Closed

#### Overview and Action:

DEP met with the applicant and engineer on the site for a pre-construction meeting on 9/14/18. DEP observed that construction commenced on or before 10/12/18. DEP performed site visits on 10/12 and 11/9/18. There were deficiencies, there was no discharge and the site was occupied.

Construction for this project is on hold as of 11/16/18 due to winter. DEP exchanged emails with the owner on 11/16/18 regarding the winter shutdown of the retention pond and water bar. DEP sent an e-mail to the owner and engineer on 3/26/19 regarding setting up a meeting to go over the plan for this season. A site meeting is scheduled for 4/12/19 to discuss the work being performed this season. DEP, CWC, the engineer and applicant will attend. DEP held a meeting with the applicant, original engineer and the new engineering firm on 4/12/19, which E&S inspections were performed. The applicant anticipates restarting within the next two weeks. DEP performed site visits on 6/5, 7/9 and 7/16/19; there were no deficiencies and there was no discharge. The site was vacant. DEP sent an e-mail to the owner on 7/24/19 regarding no further progress noticed at site visits. DEP would like to see this closed out by the end of summer. DEP received an e-mail from the owner on 7/25/19 stating that the project should be completed by the first part of September 2019. DEP spoke with the engineer and the applicant said they should be starting work next week. DEP performed a site visit on 9/10/19; there were deficiencies and there was no discharge. The site was vacant. DEP performed a site visit on 10/8/19. There were deficiencies, there was no discharge and the site was occupied. DEP observed that construction commenced on or before 10/8/19. DEP performed site visits on 10/16, 10/22, 10/30, and 11/19. There were deficiencies, there was no discharge, and the site was vacant. DEP sent an e-mail to the owner and the engineer on 11/7/19 regarding the site visit on 11/1/19 and the deficiencies noted. DEP performed site visits on 11/8 and 11/22/19. There were no deficiencies, there was no discharge and the site was occupied. DEP exchanged emails with the engineer on 03/26/20 regarding scheduling a site visit to get construction completed this season. DEP performed a site visit on 3/27/20. There were no deficiencies, there was no discharge and the site was vacant. DEP performed site visits on 4/17, 5/28, 6/18 and 7/10/20. There were no deficiencies, there was no discharge and the site was occupied. DEP received an e-mail from the engineer on 7/29/20 confirming that construction was put on hold. Owner plans on resuming and completing construction later this year. DEP sent an e-mail to the owner on 8/28/20 asking when work will resume. DEP performed a site visit on 9/3/20. There were no deficiencies, there was no discharge and the site was occupied. A meeting to discuss reimbursement was held with the project applicant and CWC on 9/3/20. According to the applicant, work is to resume next week. DEP performed a site

visit on 9/15/20, there were no deficiencies, there was no discharge and the site was vacant. DEP performed a site visit on 10/1/2020, there were no deficiencies, there was a discharge and the site was occupied. A meeting was held with the project engineer on 11/9/2020.

No further work has occurred since the last site visit. The project will be going into winter shut down in the next couple of weeks. DEP met with the contractor, engineer, CWC and the applicant on site for a pre-construction meeting on 4/15/2021 to discuss the plan for the upcoming work season. It is anticipated the project will be completed this summer. DEP performed site visits on 5/18, and 6/17/2021. There were deficiencies, there was no discharge and the site was vacant. DEP sent an e-mail to the owner on 6/18/2021 advising that construction is expected to be completed this year. DEP received an e-mail from the owner on 7/6/2021 regarding starting construction. DEP exchanged emails with the owners on 7/27/2021 regarding construction. DEP sent an e-mail to the owner on 8/24/2021 requesting a construction schedule. DEP received a response from the owner on 9/2/2021 regarding construction. DEP performed a site visit on 9/20/2021. There were no deficiencies, there was no discharge and the site was vacant. DEP exchanged e-mails with the owner on 9/21/2021 regarding the 9/20/21 site visit and when to expect construction completion. Owner plans to complete construction in October 2021. Letter next month if construction does not start. DEP performed a site visit on 10/07/2021. There were deficiencies. There was no discharge. The site was vacant. DEP exchanged e-mails with the owner on 10/22/2021 regarding construction. He still plans on being completed this season. DEP performed a site visit on 10/29/2021. There were no deficiencies. There was no discharge. The site was vacant. James reached out and no response. DEP sent an e-mail to the owner on 01/14/2022 requesting a schedule for completing the work. DEP received an e-mail from the owner on 01/17/2022 advising that the work will be completed during the 2022 building season. DEP received an email response on 03/22/2022 from the owner advising that construction would resume this spring.

Check in with DEC and consider attorney letter next month if construction does not start. DEP performed a site visit on 04/22/2022. There were no deficiencies. There was no discharge. The site was vacant. DEP sent an e-mail to the owner on 04/26/2022 regarding observation of work that was done and recommending to meet with CWC and DEC on getting a better plan. DEP performed a site visit on 05/05/2022. There were no deficiencies. There was no discharge. The site was vacant. DEP observed that construction commenced on or before 05/05/2022. DEP performed a site visit on 05/13/2022. There were no deficiencies. There was no discharge. The site was vacant. DEP performed a site visit on 05/27/2022. There were deficiencies. There was no discharge. The site was vacant.

DEP performed a site visit on 06/07/2022. There were deficiencies. There was no discharge. The site was vacant. DEP performed a site visit on 06/16/2022. There were deficiencies. There was no discharge. The site was vacant. DEP received an e-mail from the owner on 08/08/2022 advising that all the material is onsite to complete the bioretention ponds. DEP performed a site visit on 08/22/2022. There were no deficiencies. There was no discharge. The site was occupied. DEP performed a site visit on 09/09/2022. There were no deficiencies. There was no discharge. The site was occupied. DEP performed a site visit on 09/15/2022. There were no deficiencies. There was no discharge. The site was vacant. DEP called the applicant on 09/19/2022 regarding the outlet structure for the westerly pond. The outlet is shown on the approved SWPPP to be in the eastern corner of the proposed pond.

However, when the area was being excavated a significant amount of buried stumps were found. In addition, the property line is too close to properly install the level spreader. That is why the outlet has been relocated to the western end of the pond. On 9/15/22 DEP performed an E&S inspection and observed the discharge area of the relocated outlet structure is acceptable. DEP performed a site visit on 09/30/2022. There were no deficiencies. There was no discharge. The site was vacant.

DEP completed construction inspections on 12/06/2022. DEP received a certification letter and as-built drawings from the engineer.

Project Name: Hunter Dr  
(2015-SC-0498)

Town: Hunter

Basin: Schoharie

Type of Use: Stormwater (SP)

Type of Violation: Land clearing, grubbing, and grading of roadways, stockpiles, and lot development in vacant lands above Hunter Drive resulting in disturbances initiated without DEP approval; DEP NOV and DEC NOV.

Discovery Date: 8/28/2015

Status: Under

Construction

Overview and Action:

DEP exchanged emails with the engineer on 11/6/2020 regarding issues at the site. DEP received a call from the neighboring land owner on 11/9/2020 regarding concerns about the project. The neighbor said no easement was provided for the project, yet he believes that a trench was dug through his road. DEP advised that the approved plan did not show improvements on his property and that there were discussions for a modified plan based on acquiring an easement. DEP provided the neighbor with the engineer's contact information. DEP sent an e-mail to DEC on 11/10/2020 regarding site visits of 11/6 and 11/10/2020 and the deficiencies of the site conditions. DEP performed a site visit on 11/12/2020, there were deficiencies, there was no discharge and the site was vacant. DEP received an e-mail from DEC on 11/12/2020 regarding the deficiencies. DEP sent an email to DEC on 11/13/2020 regarding the drains. Water is still flowing, but it is clear and better than observed on 11/6/2020. DEP performed a site visit on 12/1/2020, there were deficiencies, there was no discharge and the site was vacant. DEP sent the Stormwater report and photos to the engineer on 12/4/2020 regarding the 12/1/2020 site visit.

DEP performed a site visit on 12/9, and 12/15/2020. There were deficiencies, there was no discharge and the site was vacant. DEP sent an e-mail to the engineer, DEC and CWC on 12/17/2020 regarding the 12/16/2020 site visit. DEP performed a site visit on 12/28/2020. There were deficiencies, there was no discharge and the site was vacant. On 12/23/2020 DEP met with the contractor and engineer to discuss SWPPP status. The Engineer is going to prepare an addendum for the pond including clean water diversion around the pond. Contractor was actively coating the surface of the entrance road with crushed stone. A teams meeting was held with the project engineer on 1/6/2021 to discuss reconfiguration of the lower pond. DEP received a call from the engineer on 1/6/2021

regarding redesigning the lower pond. The engineer will complete the revision and submit a formal revised plan for the pond. DEP exchanged emails with the engineer beginning 12/23/2020 to 1/7/2021 regarding items to be discussed. DEP received the Hunter Pond sketch on 1/7/2021. DEP performed a site visit on 1/13/2021. There were deficiencies, there was no discharge and the site was vacant. A site meeting was held to discuss water diversions and stabilization with the project contractor on 1/22/2021. The contractor had a lot of questions about ACOE and DEC regulatory requirements. DEP received an e-mail from the engineer on 2/16/2021 regarding winter shutdown. DEP performed a site visit on 2/25/2021. There were no deficiencies, there was no discharge and the site was vacant. DEP received an e-mail from the engineer on 3/9/2021 regarding an update. A meeting was held with the project engineer, new engineer to perform E&S inspections, contractor and DEC on 3/30/2021 to discuss the restarting of site work. DEP received an e-mail from the engineer on 4/6/2021 regarding the stabilization of the slope above the pond. DEP performed site visits on 4/23/2021. There were no deficiencies. There was no discharge. The site was occupied. DEP performed a site visit on 5/5/2021. There were deficiencies. There was no discharge. The site was vacant. DEP received the SWPPP Inspection Reports 53, 54 & 55 from the engineer on 5/5/2021. DEP sent the latest E&S Inspection to the engineer on 5/7/2021 with deficiencies that need to be addressed. DEP received the SWPPP Inspection report #56 from the engineer on 5/11/2021. DEP performed site visits on 5/18, 5/21, and 5/28/2021. There were deficiencies, there was no discharge and the site was vacant. DEP received the SWPP inspection Report #62 from the engineer on 6/2/2021. DEP exchanged emails with the engineer on 6/2/2021 regarding scheduling a meeting at the site. DEP received the SWPPP Inspection Report #64 and 65 from the engineer on 6/8/2021. DEP received the SWPPP Inspection Reports #66 & #67 from the engineer on 6/17/2021. DEP received the SWPPP Inspection Report #68 from the engineer on 6/18/2021. DEP received the SWPPP Inspection Report #69 from the engineer on 6/23/2021. DEP received the SWPPP Inspection Report #70 from the engineer on 6/29/2021. DEP received the SWPPP Inspection Report #71 and DEP.s latest Construction Report from the engineer on 6/29/2021. DEP received the SWPPP Amendment #1 from the engineer on 6/30/2021 with Report and plans. DEP performed a site visit on 7/2/2021. There were deficiencies, there was no discharge and the site was occupied. DEP received the SWPPP Inspection Report #72 from the engineer on 7/6/2021.

DEP received the SWPPP Inspection Report #73 from the engineer on 7/7/2021. DEP performed a site visit on 7/8/2021. There were deficiencies. There was a discharge. The site was vacant.

DEP sent an e-mail to the engineer on 7/9/2021 regarding the site visit of 7/8/2021. DEP received an e-mail from the day's inspection on 7/9/2021 with the results of their finding. DEP returned a call from the engineer on 7/14/2021 regarding the documented contravention. The engineer was unavailable. DEP initiated an Enforcement Action on 7/16/2021. DEP issued an NOV to the owner on 7/16/2021. DEC issued a NOV on 7/19/2021. A meeting was held with the project engineer, contractor, DEC and DEP on 7/20/2021. The site was assessed the violations cited in the NOV's were discussed. DEP received the SWPPP Inspection Report #75 and 76 from the engineer on 7/21/2021. DEP received meeting notes from the engineer on 7/23/2021. DEP performed a site visit on 7/26/2021. There were deficiencies. There was no discharge. The site was vacant. DEP

received the SWPPP Inspection Report #78 from the engineer on 7/27/2021. DEP received the SWPPP Inspection Report #79 from the engineer on 7/28/2021. DEP received the SWPPP Inspection Report #80 from the engineer on 8/3/2021. DEP received a copy of the letter and the Certificate of Compliance responding to DEC's NOV from the engineer on 8/11/2021. DEP received the Returned NOV from the Post Office on 8/9/2021. DEP received the SWPPP Inspection Report #82 from the engineer on 8/9/2021. DEP received the SWPPP Inspections Reports #81 and #83 from the engineer on 8/11/2021. DEP performed a site visit on 8/12/2021. There were no deficiencies. There was no discharge. The site was occupied. DEP received an e-mail from the engineer on 8/13/2021 providing the amended SWPPP. DEP received an e-mail from DEC on 8/18/2021 concurring that the NOV items have been addressed. DEP received an e-mail from the engineer on 8/24/2021 advising that the amended SWPPP will be presented to the planning board on 8/26/2021. DEP received the SWPPP Inspection Reports #85, 86 and 87 from the engineer on 8/25/2021. DEP received an e-mail from the engineer on 8/26/2021 that clearly shows the modifications to the plan. DEP received the SWPPP Inspection Report #90 from the engineer on 9/7/2021. DEP received the SWPPP Inspection Report #91 from the engineer on 9/8/2021. DEP observed that construction commenced on or before 9/10/2021. DEP performed a site visit on 9/10/2021. There were no deficiencies. There was no discharge. The site was occupied. DEP received the SWPPP Inspection Report #92 from the engineer on 9/14/2021. DEP received the SWPPP Inspection Report #93 from the engineer on 9/15/2021. DEP received an e-mail from DEC on 9/15/2021 regarding the need to modify the individual construction stormwater SPDES for this project, as the permit references the 4/11/2019, SWPPP and associated drawings. DEP performed a site visit on 9/20/2021. There were no deficiencies. There was no discharge. The site was occupied. DEP received the SWPPP Inspection Report #94 from the engineer on 9/21/2021. DEP had a call with the Watershed Inspector General (WIG) on 9/23/2021 regarding a 4 lot addition and the former SWPPP violations. DEP received a letter responding to the NOV from the engineer on 9/24/2021. DEP received the SWPPP Inspection Reports #95, 96 & 97 from the engineer on 9/27/2021. DEP performed a site visit on 10/01/2021. There were no deficiencies. There was no discharge. The site was occupied. DEP sent e-mail to the engineer on 10/07/2021 regarding the day's site visit. DEP exchanged e-mails with the engineer on 10/07/2021 regarding re-thinking the pond. DEP performed a site visit on 10/07/2021. There were deficiencies. There was a discharge. The site was occupied. Received a call from a new inspector, he will be coming on board as a construction manager. DEP received the SWPPP Inspection Reports #114 and #115 from the engineer on 12/3/2021. DEP performed a site visit on 12/07/2021. There were no deficiencies. There was no discharge. The site was vacant. DEP received an e-mail from the engineer on 12/29/2021 providing the first E&S inspection completed since winter shutdown. Site is reported as being stable. DEP performed a site visit on 02/07/2022. There were no deficiencies. There was no discharge. The site was vacant. DEP received a letter from the engineer on 02/16/2022 responding to the WIG's comments and requesting a site visit. A virtual meeting was held with DEP, DEC, applicant, and construction manager on 02/24/2022. Construction will resume as soon as weather permits. DEP received a letter from the WIG's office on 03/16/2022 regarding comments on the engineer's response letter and revised plans. DEP received an e-mail from DEC on 03/24/2022 regarding the applicant's proposal to blast the rock to

expedite excavating the stormwater pond. DEP performed a site visit on 03/29/2022. There were no deficiencies. There was no discharge. The site was vacant. DEP responded to an e-mail from the applicant on 03/29/2022 regarding the need to dewater when blasting.

DEP received an e-mail from the project manager on 04/06/2022 advising that blasting was scheduled for 4/18/2022. DEP received a copy of a letter from the engineer on 04/13/2022 responding to comments from the WIG. DEP received an e-mail from the construction manager on 04/19/2022 advising that blasting was postponed one day due to the weather. DEP received an e-mail from the construction manager on 04/22/2022 advising that blasting would resume 04/25/2022. DEP received a copy of a letter from the WIG on 05/02/2022 advising that the engineer's response was adequate.

A site meeting was held with the project engineer and project manager on 05/13/2022. The discussion included using the dewatering to reduce dust on the access road and the sewer connection. DEP performed a site visit on 05/27/2022. There were no deficiencies. There was no discharge. The site was occupied. DEP received an e-mail from the engineer on 06/06/2022 authorizing construction of the access road to detention pond 2. DEP performed a site visit on 06/07/2022. There were no deficiencies. There was no discharge. The site was occupied. DEP performed a site visit on 06/16/2022. There were no deficiencies. There was no discharge. The site was vacant. DEP performed a site visit on 06/23/2022. There were no deficiencies. There was no discharge. The site was vacant. DEP performed a site visit on 06/30/2022. There were no deficiencies. There was no discharge. The site was occupied. DEP performed a site visit on 07/07/2022. There were no deficiencies. There was no discharge. The site was occupied. A meeting was held with the project engineer, construction manager and contractor on 07/12/2022 to discuss the road cut and stockpile areas. The main seep along the road cut is still very wet and was flowing at the time. The seep will be stabilized with a heavy stack rock wall. Once the seep is stabilized the contractor is going to begin moving rock from the lower pond to the upper road. The engineer is revising the sequencing and will discuss a 5-acre waiver from DEC. DEP performed a site visit on 07/14/2022. There were no deficiencies. There was no discharge. The site was vacant. Site Visit type: Construction. Date: 08/17/2022. Septic Failure: Not observed. DEP inspected the site on 8/17/2022. The pond was full of water despite drought conditions. Water was not turbid. Present for Inspection: None. Property Status: Currently uninhabited, Under Construction. DEP performed a site visit on 08/22/2022. There were no deficiencies. There was no discharge. The site was vacant.

DEP performed a site visit on 08/23/2022. There were deficiencies. There was a discharge. The site was occupied. DEP exchanged an e-mail on 08/30/2022. DEP performed a site visit on 09/01/2022. There were no deficiencies. There was no discharge. The site was vacant. DEP performed a site visit on 09/06/2022. There were no deficiencies. There was no discharge. The site was occupied. DEP performed a site visit on 09/07/2022. There were no deficiencies. There was no discharge. The site was vacant. DEP performed a site visit on 09/15/2022. There were deficiencies. There was no discharge. The site was vacant. DEP performed a site visit on 09/20/2022. There were no deficiencies. There was no discharge. The site was vacant. DEP performed a site visit on 09/30/2022. There were no deficiencies. There was no discharge. The site was occupied.

DEP performed a site visit on 10/06/2022. There were deficiencies. There was no discharge. The site was

vacant. DEP received an e-mail from the engineer on 10/07/2022 regarding site work. DEP sent an e-mail to the applicant and engineer on 10/07/2022 regarding site conditions and winter shut down. A meeting was held with the project engineer and new site contractor on 10/11/2022. The contractor intends to continue working on the access road until the weather forces a shut down for winter. DEP performed a site visit on 10/18/2022. There were no deficiencies. There was no discharge. The site was vacant. DEP performed a site visit on 10/28/2022. There were no deficiencies. There was no discharge. The site was vacant. DEP received an e-mail from the engineer on 11/10/2022 regarding site stabilization and winter shut down. DEP received a call from the engineer on 11/10/2022. The applicant does not want to pursue the new road alignment but rather build out the approved layout. The engineer stated a final set of site plans with all revisions is forthcoming. DEP received an e-mail from the engineer on 11/30/2022 indicating the site is in winter shutdown. Construction for this project is on hold as of 11/30/2022 due to winter shutdown. DEP performed a site visit on 12/29/2022. There were deficiencies. There was no discharge. The site was vacant. DEP received plans from engineer DEP performed a site visit on 02/06/2023. There were deficiencies. There was no discharge. The site was vacant. DEP sent an e-mail to the engineer, applicant, contractor and NYSDEC on 02/10/2023 regarding site stabilization. DEP performed a site visit on 03/09/2023. There were deficiencies. There was no discharge. The site was vacant. DEP issued a Modified Approval Determination letter on 03/21/2023 to the engineer along with the approved plans.

Project Name: 12 Regina's Way  
 (2011-AS-0848)  
 Town: Lexington  
 Basin: Ashokan  
 Type of Use: SSTS Repair (RE)  
 Type of Violation: RE.2 (2016): Failed repair. RE.1 (2011): Likely to Fail-Rock  
 pit-CWC- 60%.

Discovery

Date:12/12/19

Status: Approved

Overview and Action:

On 11/4/19 DEP performed a follow-up inspection of the septic system. DEP called the CEO and received a call back on 12/10/19 regarding locating a proper address to resend the NOV. DEP also commented that there is a third house on the property which is not on tax rolls. DEP issued an NOV to the owner on 12/12/19 to three separate addresses, return receipt. DEP sent the NOV via email to CWC, and DEP attorneys on 12/12/19. The two NOV's that were sent to the Shandaken addresses were returned. On 12/23/19, DEP performed a follow-up inspection of the septic system. DEP received signed return receipt requested on 12/31/19 that was sent to the Kentucky address. DEP sent an e-mail to the on building inspector for Lexington 1/10/20 regarding a request for information on the three homes and their addresses located at this one property. DEP sent an email to DEP attorneys on 2/5/20 that the draft NOV follow up letter to the owner, regarding lack of response to the DEP issued NOV. DEP received the NOV that was signed for on returned as the addressee is deceased 02/11/20. On 2/20/20 DEP performed a follow-up inspection of the septic system. DEP issued a copy of the former NOV to several new addresses on 9/23/20 in an attempt to gain resolution to the SSTS failure. On 11/13/20 DEP performed a follow-up inspection of the septic system. On 11/23/20 DEP performed a follow-up inspection and spoke to the tenant regarding contact information for the



owner. On 3/31/21 DEP performed a follow-up inspection of the septic system. DEP spoke with DEP Police on 7/2/2021 to request assistance in locating when the property owner was on the premises, in order to be able to hand deliver the NOV. DEP received a call from the owner on 9/21/21 after the DEP Police dropped off the NOV directly to him, as DEP had not been able to reach him for years. DEP returned a call to the owner on 9/22/21 and had a cordial conversation regarding how the owner explained he would file a lawsuit against CWC, DEP, the engineer and the contractor for the first septic system gone wrong. He said he had another Engineer evaluate it that said it never should have gone there. He said to give him a week to work with his lawyer and get an engineer on board to do soils. DEP asked him to reach out to CWC to discuss his plan and keep us in the loop to witness soils. DEP reminded him that there is an approved design and he needs to work with CWC. DEP reiterated that we just want to see this resolved and if we can work on a plan to get there that is the best scenario and he agreed. DEP called the CWC 10/22/2021 to see if the owner has contacted them regarding SSTS repair. The owner has not reached out to CWC. DEP to inspect. DEP called the owner on 10/22/2021 regarding the ongoing failing SSTS and his lack of response. He mentioned calling back, he said something to the effect of the plan was very expensive. He did not call back. Site Visit type: Followup. Date: 11/17/2021. Septic Failure: Not observed. Wet surface on septic system, spongy ground, not running off site, no odor, could be ground water, but was in location of former failures. No one home, wood furnace not operating, but fresh cut wood outside, so tenant is probably still there. DEP will continue to inspect. Present for Inspection: None. Property Status: Currently inhabited, Full time use. Site Visit type: Followup. Date: 03/01/2022. Septic Failure: Not observed. On 03/10/22 DEP performed a follow-up inspection of the septic system. No septic failure was observed. Present for Inspection: None. Property Status: Currently inhabited, Full time use. DEP will not pursue action with Law department at this time, not until failure is visible again. Law Dept is pursuing information regarding who is current owner.

Site Visit type: Enforcement. Date: 11/09/2022. Septic Failure: Not observed. DEP inspected the site today to check for SSTS failure, none was observed. The SSTS field up top was dry, not maintained, tall grass and trees down on the field, but no evidence of soft or wet ground. Additionally, DEP staff noticed the septic tank appeared dug up. DEP asked the tenant he explained the septic was exposed and cleaned out and the line repaired that had settled and broken. No evidence of any recent discharge from the tank. Present for Inspection: tenant. Property Status: Currently inhabited, Full time use. DEP received a call from the owner on 11/09/2022 regarding DEP's visit to the property today where we met with the tenant. The owner left a message explaining repair work was done on the septic tank and that he was told there is an emergency repair possible. DEP called and left a message with the owner and received an immediate call back from the owner on 11/09/2022 regarding his SSTS for the rental. The owner was cordial and discussed recent plumbing work down on the pump chamber, as the toilet in the rental was not flushing. Owner provided that a pipe to the pump chamber had settled and was not sending flow to the pump chamber and had to be corrected. DEP provided that no active failure was observed, and enforcement would not be pursued for now and that DEP agreed a replacement system was still a preferable option due to the past failures observed. Owner has reached out to the CWC to discuss pursuing repair of the second failure. DEP called the home owner on 03/30/2023 to let him know we would do an inspection on 3/31/2023. He said that was fine. Site Visit type: Enforcement. Date: 03/31/2023. Septic Failure: Not

observed. DEP staff inspected the septic tank and absorption area and grounds around the house and observed no septic concerns. The ground was dry, not spongy. Present for Inspection: tenant. Property Status: Currently inhabited, Full time use.

Project Name: 79-81 West Shokan Hts Rd  
(2014-AS-0181)

Town: Olive

Basin: Ashokan

Type of Use: SSTS Repair (RE)

Type of Violation: Failing SSTS - CWC - surfacing - 60% (Rental). DEP NOV for failed cesspool and the unapproved Alteration/Modification of the SSTS.

Discovery Date: 5/2/14

Status: Approved

Overview and Action:

DEP performed a site visit on 10/23/18. Septic failure was observed. The ditch is full of sewage coming from the cesspool. The level in the ditch is the highest it's ever been but still not to the surface or leaving the ditch. A very strong odor was observed. DEP's Assistant Counsel issued a letter to the owner on 11/21/18 regarding the NOV and the lack of response. DEP received an email from the owner on 12/17/18 stating he is waiting for drawings from engineer to approve before submittal to DEP. DEP called the engineer on 12/18/18 who stated that the previous approved design could be implemented without impacting the future addition of a courtesy toilet to the existing garage, which may not happen for years. This possible improvement is what has been holding up revised plans from being submitted. DEP stated a construction commencement date will probably be required come spring. On 1/8/19 DEP REP, Legal, and NYC Law Department discussed and determined that stipulation agreement is a reasonable approach at this time. DEP Legal will draft a document for review, with milestone dates for construction commencing and completion/receiving DEP's construction approval. DEP received the Stipulation letter from the Bureau of Legal Affairs (BLA) on 6/19/19. DEP received a copy of the signed Certified Receipt from BLA on 7/24/19. DEP received digital draft revision from engineer of plans on 4/1/20. DEP sent email to engineer that plans are ready to be approved and they should submit hardcopies. DEP received revised plans from the engineer on 4/20/20. DEP issued a Modified Approval Determination letter on 4/23/20 to the engineer along with the approved plans. DEP emailed the owner for a construction schedule on 8/18/20. DEP performed a site visit on 9/9/20, the property as unchanged. The cesspool is still exposed on one side to a manmade ditch. DEP couldn't visibly see if sewage was in the ditch due to overgrowth, but did smell a strong odor. DEP sent an email to the engineer on 9/17/20 to check if they had any information on a proposed schedule to get this project done. DEP performed a site visit on 7/19/2021. Unable to get a visual of sewage in ditch due to overgrowth. The grass in the ditch is still present and there is a very strong odor of sewage present. DEP performed a site visit on 9/27/2021. Septic Failure: Observed. Wetness in trench. One side of the cesspool is exposed all the way down to the trench and seeps out into the trench. This is difficult to get a clear photo due to all the overgrowth but there are small spots where it can be seen and there is a very strong septic odor. 3/15/2022 Enf Mtg: DEP preparing revised Notice of Violation for legal review.

DEP to request another site visit before updating the NOV. Site Visit type: Enforcement. Date: 04/20/2022. Septic Failure: Observed. Sewage discharging out of the side of the cesspool into a ditch that was manmade to relieve the sewage from the cesspool. Present for Inspection: None. Property Status: Currently inhabited, Full time use. Drafting NOV based upon Site visit failure DEP called engineer to check on project status. They confirmed construction had not started. DEP informed them a request for DEP reapproval will be necessary. Draft revised NOV sent to attorneys for review. DEP issued an NOV to the owner on 07/29/2022. Check to see if sent certified and resend if it was not. DEP received an email from the Engineer responding to the NOV with a copy of a pump out receipt, on 09/29/2022.

11/01/2022 DEP sent engineer email requesting updates once available regarding reapproval of expired plans. 1/24/2023 DEP contacted engineer for update. Engineer will touch base with owner and contractor regarding plans to start work or if more bids are needed first (by CWC). Engineer will update DEP. DEP issued email to engineer stating that plans have expired and they need to request a reapproval. 2/21/2023 DEP emailed engineer for update on reapproval request. Engineer replied to DEP in an email stating they are checking recent survey information and will get back to DEP. 2/22/2023 DEP exchanged emails with engineer, who stated a lot line adjustment occurred since DEP's approval of plans (which expired). DEP stated that new plans with current lot line needs to be submitted for a "modified approval".

Project Name: 37 Albert Slater Road  
(2006-SC-0779)

Town: Prattsville

Basin: Schoharie

Type of Use: SSTS Repair (RE)

Type of Violation: Failed SSTS; DEP NOF. Also DEP NOV for unapproved use of a holding tank.

Discovery Date: 7/5/06

Status: Ongoing

Overview and Action:

DEP performed a site visit on 7/12/17; septic failure was not observed. There was no sign that the house is being used. DEP has put the Enforcement Status on hold as of 9/22/17 due to the property not being inhabited. Project will be monitored by tasks every six months for re-inhabitation and will deal with possible loss of NCRA status and compliance with regulations time of re-inhabitation. DEP is monitoring this project site for inhabitation/failure. DEP performed a site visit on 1/11/18. The house is abandoned and boarded. DEP performed a site visit on 7/10/18. Septic failure was not observed. It appears that the residence has not been accessed and the house is in disrepair. DEP performed a site visit on 1/4/19. Septic failure was not observed. The property still appears to be abandoned. DEP performed a site visit on 7/9/19; septic failure was not observed. The house appears to be vacant and in disrepair. DEP performed a site visit on 7/9/20. Septic failure was not observed. No sign of inhabitation. The prospective buyer called DEP on 9/10/20 inquiring about what needs to be done to be compliant on this site. He already had a copy of the NOF from the current owner. DEP asked that he get the

owner's permission to share the project information with him via email. DEP removed this project from the priority enforcement project list on 11/17/2020, and moved to non-priority to watch since this is a holding tank, used seasonally. DEP performed a site visit on 12/28/2020. There was no sign of inhabitants. DEP performed a site visit on 5/5/2021. Residence appears to be recently occupied. Some property maintenance has been done. Leaves and debris have been removed and there are ruts in the driveway from recent traffic. Plastic tank is still exposed. No visible effluent. DEP received a request for a pre-application meeting from the engineer/applicant on 6/9/2021. DEP performed a site visit on 9/30/2021. Septic Failure: Not Observed. Home is under repair. Plastic septic tank is exposed. No visible effluent. Site Visit type: Enforcement. Date: 03/01/2022. Septic Failure: Not Observed. Residence has not been recently accessed. Snow has not been plowed. No tracks in or out. Present for Inspection: None. Property Status: Currently inhabited, Used seasonally. Site Visit type: Enforcement. Date: 08/04/2022. Septic Failure: Not Observed. Plastic tank but no visible effluent. Present for Inspection: None. Property Status: Currently inhabited, Used on weekends.

Project Name: 5564 State Route 23  
(2019-SC-0142)  
Town: Windham  
Basin: Schoharie  
Type of Use: Stormwater (SP)  
Type of Violation: DEP NOV for the clearing and grading of approximately 5.4 acres on steep slopes.  
Discovery Date: 4/9/19  
Status: On Hold

#### Overview and Action:

DEP issued an Incident Referral Report to DEC on 4/4/19 with a map of the parcels and the area of disturbance. DEP initiated an Enforcement Action on 4/9/19. DEP issued an NOV to the owner on 4/16/19. DEP received a call from the land owner responding to the NOV on 4/22/19. A meeting was held with the landowner on 4/22/19. He acknowledged the NOV and suggested the next step of have a meeting with DEP, engineer and CWC to discuss the SWPPP. DEC issued a NOV on 5/3/19. DEP exchanged emails with DEC on 5/31/19 regarding the SWPPP and temporary stabilization. DEP received an e-mail from the engineer on 7/02/19 regarding target dates for the project. DEP received the site stabilization plan from the engineer on 7/23/19. DEP sent an e-mail to the engineer and DEC on 7/25/19 regarding comments on the interim stabilization plan. No check dams in the roadside swale have been installed. DEP exchanged emails with the engineer on 10/8/19 regarding the site conditions and the check dams. DEP sent an e-mail to the engineer on 11/26/19 regarding working on the SWPPP and asked if the check dams were put in. DEP discussed the project with the engineer. The applicant never had the check dams installed and now there is too much snow to get the check dams in. The engineer will be working on the SWPPP over the winter and the site will be stabilized in the spring when weather permits. DEP sent an e-mail to the engineer on 2/25/20 regarding submission of the SWPPP. DEP called the engineer on 2/27/20 regarding the E&S plan. The engineer indicated the applicant has not responded to several attempts by the engineer to discuss the project.

DEP received an e-mail response from the engineer on 6/2/20 advising that there are no updates on the project. DEP issued a letter to the applicant on 6/16/20 requesting a construction schedule and outlining the outstanding work necessary to close out the NOV. DEP sent an e-mail to the owner on 7/7/20 regarding the owner's plan to address the remaining work as soon as funding is received. DEP drove by the site and there are no changes. DEP performed a site visit on 11/24/2020. There were no deficiencies, there was no discharge and the site was vacant. No changes to the site. DEP issued a letter to the owner on 11/24/2020 regarding the outstanding NOV. DEP performed a site visit on 4/9/2021. There were no deficiencies. There was no discharge. The site was vacant. DEP exchanged emails with the owner on 4/27/2021 regarding the For Sale sign being taken down. The owner stated that he wants to lease it to a Solar Panel company. Owner is retaining another engineer to pick up where the prior engineer left off. DEP received an e-mail from the owner on 6/16/2021 stating that he has hired a new engineer to prepare the SWPPP and SSTs's for the lots. A site meeting was held with the project applicant, engineer, contractor and DEC on 6/23/2021. The project will consist of either 3-5 homes or a solar panel field. DEP sent an e-mail to the owner and engineer on 8/24/2021 requesting design status.. DEP sent an e-mail to the engineer on 9/15/2021 regarding what was required, along with an application. DEP received an Application for a SWPPP on 9/21/2021 from the engineer. DEP issued a NOCA on 10/08/2021. A soil evaluation was performed on 10/22/2021. Soils are very deep, consist of sandy loam with some silt. No mottling or indication of high seasonal water table was observed. The location is well suited for an infiltration basin. 11/3/2021 CL DEP issued a comment letter on 11/03/2021 to the engineer. DEP exchanged e-mails with the owner and DEC on 11/18/2021 regarding the need for a SWPPP approval and General SPDES Permit prior to any construction at the site. DEP performed a site visit on 11/19/2021. There were deficiencies. There was no discharge. The site was vacant. DEP initiated an Enforcement Action on 11/19/2021 because construction is underway without an approval. DEP exchanged e-mails with the engineer and the applicant on 12/11/2021 regarding latest design submission. DEP legal issued a letter to the applicant on 12/21/2021 advising them that the NOV is still open and that the recent work on the building lot is not authorized. 12/28/2021 RL DEP received a letter and revised plans from the engineer on 12/28/2021. A conference call was held with the engineer, applicant, DEC and DEP on 01/06/2022. The need for a SWPPP was reinforced and the applicant agreed not to challenge the requirement. Also discussed was concerns about the stormwater basin encroaching on the DOT right-of-way. Engineer to revise plans and resubmit. DEC issued an NOV and a blank cert of compliance to be fill out by owner on 01/12/2022. 1/12/2022 CL DEP issued a comment letter on 01/12/2022 to the engineer. DEP received an email and photographs from the owner on 2/1/2022 documenting actions taken in response to the NOV. DEP performed a site visit on 02/07/2022. There were no deficiencies. There was no discharge. The site was occupied. DEP received an e-mail from DEC on 03/15/2022 responding to the applicant's request to stabilize the road. DEP performed a site visit on 03/16/2022. There were deficiencies. There was no discharge. The site was occupied. DEP sent DEC an e-mail to DEC on 03/17/2022 regarding site conditions observed during the last site visit. DEP sent an e-mail to the engineer on 03/17/2022 requesting an update on the SWPPP and DOT right-of-way issue. DEP called DEC on 03/18/2022 to discuss the road construction. DEC to inspect the site next week. DEP received an e-mail response from DEC on 03/22/2022 advising that

another inspection was planned. DEP received an e-mail from the owner on 03/24/2022 disputing that the contractor was building the road. The owner stated that the road work involved regarding to "reduce corrosion." Attorney letter sent 12/21/22 and still no compliance, need to discuss what to do next. DEP received a letter and revised plans from the engineer on 04/29/2022 to DEP's letter of 01/12/22. DEP issued a comment letter on 05/12/2022 to the engineer/applicant/Lead Agency. DEP performed a site visit on 06/07/2022. There were deficiencies. There was no discharge. The site was occupied. DEP sent an e-mail to DOT on 06/08/2022 inquiring about the most recent plan submission. DEP responded to an e-mail from the applicant on 06/16/2022 explaining that we have not received revised plans. DEP responded to an e-mail from the applicant on 06/22/2022 advising that DEP is still awaiting revised plans that address the comments raised in DEP's 5/12/2022 letter. DEP received an e-mail from the engineer on 06/24/2022 providing a drop box link to the revised plans. The engineer is sending hard copies via Fedex. DEP received a letter and revised plans from the engineer on 06/30/2022 to DEP's letter of 05/12/22. DEP issued a comment letter on 07/06/2022 to the engineer/applicant/Lead Agency. DEP exchanged an e-mail with the engineer on 07/08/2022 DEP exchanged an e-mail with the engineer on 07/08/2022 DEP responded to an e-mail from the owner on 08/08/2022 advising that the last email provided by the engineer was July 8, 2022. DEP received a letter and revised plans from the engineer on 08/11/2022 to DEP's letter of 07/06/2022 DEP exchanged an e-mail with the Engineer on 08/19/2022 regarding receiving hard copies of plans DEP issued a comment letter on 08/22/2022 to the engineer/applicant/Lead Agency. DEP received a letter and revised plans from the engineer on 08/29/2022 to DEP's letter of 08/22/22. DEP sent an e-mail to the engineer on 09/07/2022 DEP issued an Approval Determination letter on 09/15/2022. DEP met with the contractor and applicant on the site for a preconstruction meeting on 09/15/2022. DEP performed a site visit on 09/20/2022. There were deficiencies. There was a discharge. The site was occupied. DEP received an NOI acknowledgment letter from DEC on 09/22/2022. DEP performed a site visit on 09/23/2022. There were deficiencies. There was no discharge. The site was occupied. A meeting was held with the project applicant on 09/23/2022 to discuss stabilizing the site. The applicant indicated he would get the site stabilized right away. DEP sent photos to DEC, DEP staff to meet with DEC this Friday 9/30/2022. DEP attorney to discuss with Law Dept whether we can incorporate the DEC Gp015 002 permit in the NOV. DEP issued an NOV to the owner on 09/29/2022. DEP performed a site visit on 09/30/2022. There were deficiencies. There was no discharge. The site was occupied. A meeting was held with the project applicant and NYSDEC on 09/30/2022 at the site.

DEP performed a site visit on 10/05/2022. There were no deficiencies. There was no discharge. The site was occupied. DEP responded to multiple e-mails from the applicant on 10/05/2022 regarding other nearby sites causing turbidity. DEP sent an e-mail to the applicant, engineer and NYSDEC on 10/05/2022 regarding the 9/30/2022 E&S inspection. DEP received an e-mail from the owner on 10/05/2022 responding to the NOV. DEP received an e-mail from the applicant on 10/12/2022 regarding work progress. DEP received an e-mail from DEC on 10/12/2022 advising applicant to do weekly inspections and submit copies of the reports weekly. DEP performed a site visit on 10/18/2022. There were no deficiencies. There was no discharge. The site was occupied. DEP sent an e-mail to the applicant and engineer on 10/20/2022 regarding the 10/18/2022 E&S inspection. Construction for this project is on hold as of 10/28/2022 due to winter

shut down. DEP performed a site visit on 10/28/2022. There were no deficiencies. There was no discharge. The site was occupied. DEP received an e-mail from the applicant on 10/28/2022 regarding their intention to put the site into winter shut down. DEP performed a site visit on 11/18/2022. There were deficiencies. There was no discharge. The site was occupied. DEP performed a site visit on 12/29/2022. There were deficiencies. There was a discharge. The site was vacant. DEP sent an e-mail to the applicant, engineer and NYSDEC on 12/30/2022 regarding the 12/29/22 erosion and sediment control inspection. DEP performed a site visit on 01/20/2023. There were deficiencies. There was no discharge. The site was vacant. DEP received an e-mail from the engineer on 01/23/2023 responding to DEP's request for a revised design. The engineer is working on the sewer design with the Town and wants to coordinate the sewer design with the revised SWPPP design. DEP exchanged an e-mail with the applicant and involved parties on 01/27/2023 regarding modifications to the flow diffuser. DEP advised the applicant to not do any work until the engineer has properly designed and outlet and conveyance to the scour hole. DEP performed a site visit on 02/06/2023. There were deficiencies. There was a discharge. The site was occupied. DEP performed a site visit on 03/09/2023. There were deficiencies. There was no discharge. The site was vacant.

Project Name: Eastview Subdivision  
(2014-SC-0628)  
Town: Windham  
Basin: Schoharie  
Type of Use: Stormwater (SP)  
Type of Violation: SP.1: DEP NOV. Greater than two acres of disturbance within 100 feet of a watercourse; non-compliance with approved SWPPP.  
Discovery Date: 3/5/22  
Status: Closed

**Overview & Action:**

DEP received an Application for a SWPPP on 09/29/2021 from the engineer. DEP received an e-mail from the engineer on 10/12/2021 responding to DEP's NOICA. DEP called the engineer on 10/15/2021 regarding the NOICA. There was no answer, so DEP left a message. DEP received a letter and revised plans from the engineer on 01/10/2022 to DEP's letter of 12/15/22. 10/8/2021 NOICA DEP issued a NOICA to the owner and engineer on 10/08/2021 requesting additional information. DEP issued an Approval Determination letter on 01/11/2022. 1/10/2022 RL DEP received an e-mail from the engineer on 10/29/2021 regarding the calculations. DEP received an e-mail response from the engineer on 03/22/2022 advising that stormwater inspections would begin in the coming weeks. DEP responded to an e-mail from the engineer on 03/29/2022 providing guidance for reduced inspection frequency. DEP issued an NOV to the owner on 03/28/2022.

DEP issued an NOV to the owner on 04/01/2022. DEP received an e-mail from owner responding to the NOV letter on 04/07/2022. DEP sent an e-mail to the owner on 05/04/2022 requesting a status check on hiring an engineer. One lot left to sell; we are

concerned owner won't finish the items required. Discussed at WECC. Gave NOV to get going. Owner reports he is reaching out to Engineer based on changes he made in the field. DEP received an e-mail response from the applicant on 05/06/2022 advising that he understood the Town's requirements and that he was going to seek out another engineer.

DEP performed a site visit on 06/17/2022. There were deficiencies. There was no discharge. The site was vacant. DEP received an e-mail response from the engineer on 06/22/2022 advising that he would set a meeting up over the next couple of days. DEP received an e-mail from the owner on 06/29/2022 advising that they are researching hiring a different engineer. DEP responded to an e-mail from the owner on 07/25/2022 advising that DEP has no objection to current plan being constructed as approved. A site meeting was held with the CWC on 07/27/2022 to discuss the project status. DEP sent an e-mail to the engineer on 08/22/2022 requesting a status update. A meeting was held with the owner of Lot 7 on 09/09/2022. The owner has been in contact with GDP in regard to making Anchor Drive a private road instead of public. The owner of Lot 7 spoke with each other property owner about the road. Two of the current lot owners do not want the road to become private.

The violation was resolved and the case was closed on 01/12/2022 with DEP Closure letter dated 01/12/2022. DEP has resolved the Enforcement Action on 01/12/2022. DEP issued a letter of Construction Compliance on 12/07/2021. DEP received As-Built plans and an engineer's certification letter from the engineer on 11/12/2021, just to need to finish swale.

Project Name: Parlman Road (2006-SC-1040)  
Town: Gilboa  
Basin: Schoharie  
Type of Use: Stormwater (SP)  
Type of Violation: DEP NOV. Non-compliance with DEP approved SWPPP.  
Discovery Date: 9/17/21  
Status: Approved

Overview & Action:

DEP received a report for the clearing of trees from the engineer on 10/01/2021.

Site Visit type: Construction. Date: 10/13/2021. DEP inspected the site on 10/13/2021. No SWPPP work underway. Area is mostly stable except the north end near the pond. Present for Inspection: None. Property Status: Currently uninhabited, Under Construction. Site Visit type: Followup. Date: 10/21/2021. DEP inspected the site on 10/21/2021. York rake was scarifying parts of the cleared area prepping it for seed and mulch. Present for Inspection: Owner's Representative, Contractor. Property Status: Currently uninhabited, Under Construction. DEP initiated an Enforcement Action on 10/27/2021 for tracking purposes while the draft NOV is under consideration. 10/27/2021 ENFO Site Visit type: Followup. Date: 10/28/2021. On 10/28/2021 DEP inspected the site. No earthwork activity going on. It appears the tree clearing area was partially scarified. Present for Inspection: None. Property Status: Currently uninhabited, Under Construction. DEP issued an NOV to the owner on 11/04/2021. DEP inspected the site on 11/5/2021. No earthwork underway. Building crew was working on interior of building. Present for



Inspection: None. Property Status: Currently inhabited, Used seasonally, Under Construction. DEP observed that construction commenced on or before 11/05/2021. DEP received an e-mail from the engineer on 11/12/2021 with a copy of the SWPPP site inspection report for 11/12/2021. DEP performed a site visit on 11/18/2021. There were no deficiencies. There was no discharge. The site was occupied. DEP sent an e-mail to the engineer on 11/19/2021 regarding the prior days' site visit. DEP received an e-mail from the engineer on 11/24/2021 with a copy of the SWPPP inspection report for 11/24/2021. DEP received an e-mail from the engineer on 11/26/2021 with a copy of the SWPPP inspection report for 11/26/2021. DEP received an e-mail from the engineer on 11/30/2021 with a copy of the site inspection report. DEP sent an e-mail to the applicant's representative and construction manager on 12/02/2021 with a copy of the Engineer's 11/12/2021 SWPPP inspection indicating deficiencies regarding erosion and sediment controls at the construction site that have not been corrected to date. DEP received an e-mail from the engineer on 12/02/2021 with a copy of the site inspection report. DEP received an e-mail from the engineer on 12/06/2021 with a copy of the site inspection report. DEP received an e-mail from the engineer on 12/06/2021 with a copy of the SWPPP amendment. DEP received an e-mail from the engineer with a copy of the site inspection report on 12/10/2021. DEP received an e-mail from the engineer with a copy of the site inspection report on 12/14/2021. DEP performed a site visit on 12/16/2021. There were deficiencies. There was no discharge. The site was occupied. DEP received an e-mail from the engineer on 12/16/2021 with a copy of the site inspection report. DEP issued a comment letter to the engineer on 12/17/2021 regarding the amended SWPPP. DEP sent an e-mail to the engineer on 12/20/2021 regarding two new fuel oil tanks (2,805 gallons each) located in the parking lot waiting to be installed. Depending on the classification, the tanks may be prohibited within 100-feet of a watercourse. DEP received an e-mail from the engineer on 12/21/2021 with a copy of the site inspection report. DEP received an e-mail from the engineer on 12/23/2021 with a copy of the site inspection report. DEP received an e-mail from the engineer on 12/29/2021 with a copy of the site inspection report. DEP received an e-mail from the engineer on 12/31/2021 with a copy of the site inspection report. DEP received an e-mail from the engineer on 01/04/2022 with a copy of the site inspection report. DEP received an e-mail from the engineer on 01/07/2022 with a copy of the site inspection report. DEP received an e-mail from the engineer on 01/12/2022 with a copy of the site inspection report. DEP received an e-mail from the engineer on 01/13/2022 regarding two new structures/additions being built at the camp. One is a 25'x35' carport and the other is a 10'x22' addition to the "Chalet" trailer. DEP received an e-mail from the engineer on 01/14/2022 with a copy of the site inspection report. DEP sent an e-mail to the engineer on 01/14/2022 stating the two new impervious areas require post-construction stormwater controls in addition to erosion and sediment controls. DEP also informed the engineer that new impervious surfaces may be prohibited within 100-feet of a watercourse. DEP performed a site visit on 01/18/2022. There were deficiencies. There was no discharge. The site was occupied. 1/18/2022 SV DEP sent an e-mail to the engineer on 01/18/2022 a watercourse within close proximity to the new carport based on GIS mapping. 1/18/2022 EMAIL DEP received an e-mail from the engineer on 01/18/2022 stating the setback from the watercourse to the new carport structure was greater than 100-feet. The engineer included a site plan showing 100-foot offset based on aerial topo and some assumptions. The engineer offered to meet DEP at the site to field verify the separation. DEP sent an e-mail to the engineer on 01/19/2022 regarding the setback from the watercourse to the new carport. The mapping indicated the

carport was greater than 100-feet from the watercourse, however based on DEP site investigation the watercourse appears to be within 100-feet of the carport. Further evaluation of the watercourse is required due to snow cover and multiple channels. DEP received an e-mail from the engineer on 01/21/2022 with a copy of the site inspection report. DEP received an e-mail from the engineer with a copy of the site inspection report on 01/26/2022. DEP received an e-mail from the engineer with a copy of the amendment to the Dining Hall SWPPP on 01/27/2022. 1/27/2022 EMAIL DEP received an e-mail from the engineer with a copy of the SWPPP inspection report on 01/28/2022. DEP received an amendment to the SWPPP from the engineer on 01/31/2022 regarding additional structures proposed at the site. DEP received an e-mail from the engineer with a copy of the SWPPP inspection on 01/31/2022. DEP performed a site visit on 02/03/2022. There were deficiencies. There was a discharge. The site was occupied. DEP visited the site on 02/03/2022. Two or three structures on the northeast side of South Gilboa Road across from Parlman Road burned to the ground. Fire companies were on site. DEP performed a watercourse determination on 02/03/2022 however, due to snow cover a determination could not be made. DEP will follow-up when the snow has melted. DEP received an e-mail from the engineer with a copy of the SWPPP site inspection on 02/03/2022. DEP received an e-mail from the engineer with a copy of the SWPPP site inspection on 02/08/2022. DEP called the engineer on 02/09/2022 regarding the amendment to the SWPPP. Earlier the engineer asked if the review would continue on the amendment with the pending watercourse determination. DEP could continue with the review, however an approval cannot be issued until the watercourse has been determined and the impervious surface issue resolved for the carport. The engineer inquired about separating the amendment into two separate amendments one for the carport and the other for the tree clearing so that the review and approval could continue on the tree clearing portion. DEP agreed the amendment could be separated as long as the carport was identified as a separate amendment on the tree clearing documents and it will be resolved pending the watercourse determination. DEP received an e-mail from the engineer with a copy of the SWPPP site inspection report on 02/10/2022. DEP sent an e-mail to the engineer on 02/11/2022 following up on a phone call regarding the proposal to construct new building(s) to replace the structures that burned on February 3, 2022. DEP sent an e-mail to the Rabbi on 02/14/2022 with a letter regarding outstanding issues with the erosion and sediment controls at the site. The letter requested a meeting on site to discuss the issues and bring the project back into compliance. DEP received an e-mail from the engineer on 02/15/2022 with a copy of the SWPPP site inspection on 02/15/2022. It appears the contractor has started clearing additional trees for the new building development. DEP exchanged e-mails with the engineer, contractor, applicant and camp manager on 02/17/2022 regarding site inspection and people responsible for overseeing the

construction at the site. DEP performed a site visit on 02/18/2022. There were deficiencies. There was no discharge. The site was occupied. A meeting was held with the camp manager, contractor and engineer on 02/18/2022 to discuss the new tree clearing operation, outstanding erosion and sediment control issues and future development. DEP informed the group no additional tree clearing can take place until approvals are obtained. The trees that were cut can be removed and the tops chipped for mulch as long as no disturbance occurs, no grubbing. All proposed work will require SEQR review and the applicant and engineer should include all proposed future development in the EAF. The

camp manager agreed to implement the erosion and sediment controls to reduce tracking out onto the road, turbid runoff from the construction

site and divert run-on from above the dining hall construction area. 2/18/2022 WD DEP performed a watercourse determination on 02/18/2022. DEP received an e-mail from the engineer with a copy of the SWPPP site inspection report on 02/23/2022. DEP received a call from the engineer on 03/01/2022 requesting the SWPPP inspections be reduced from twice weekly to once every 7 days. DEP performed a site visit on 03/02/2022. There were no deficiencies. There was no discharge. The site was occupied. DEP received an e-mail from the engineer with a copy of the SWPPP site inspection report on 03/02/2022. The inspection report indicates the project manager is implementing the erosion and sediment controls that were discussed during the meeting on 02/18/2022. DEP sent an e-mail to the engineer on 03/03/2022 regarding reduced site inspections and watercourse determination near the carport. 3/16/2022 C DEP received an amended swppp from the engineer 03/16/2022. DEP received an e-mail from the engineer on 03/16/2022 with a copy of the SWPPP inspection report. DEP received an e-mail from the engineer on 03/23/2022 with a copy of today's SWPPP inspection report. DEP exchanged e-mails with DEC on 03/25/2022 requesting guidance on how they would like to proceed with permitting new developments and revising current NOI's due to ongoing construction at the site. DEP received an e-mail from the engineer with a copy of the SWPPP site inspection report on 03/30/2022. DEP performed a site visit on 03/31/2022. There were deficiencies. There was no discharge. The site was occupied.

Staff to call SCDOH about new waterlines and wells. Also email DEC to see how he made out with new regional water engineer about feedback for new disturbances. Issue revised comment letter to address new disturbances. Issue revised NOV. Also three burned down buildings to be regraded to make fields and add cabins. DEP exchanged e-mails with DEC on 04/06/2022 following up on DEC guidance on how to proceed with permitting new developments and revising current NOI's due to ongoing construction at the site. At this time DEC is not able to provide a recommendation on how to proceed.

DEP received an e-mail from the engineer with a copy of the SWPPP site inspection report from 04/06/2022 site inspection. DEP issued a letter to the engineer on 04/13/2022 regarding SWPPP submission from the engineer on 3/16/22 DEP received an e-mail from the engineer with a copy of the SWPPP site inspection report from 04/14/2022 site inspection. DEP exchanged e-mails with the engineer on 04/20/2022 regarding the DEP letter issued on April 13, 2022. DEP called the engineer on 04/21/2022 to discuss remaining comments and concerns noted in the comment letter. It was discussed that the bunkhouse SWPPP will be amended to include the water building addition and water line work, the dining hall will be amended to include the chalet and carport, and a new SWPPP and new NOI will be submitted for the tree clearing and cabin construction. The engineer ask about SEQR, DEP will request clarification from the SEQR group on how best to proceed. DEP received an e-mail from the engineer with a copy of the SWPPP site inspection report from 04/22/2022 site inspection. DEP performed a site visit on 04/26/2022. There were deficiencies. There was no discharge. The site was occupied.

DEP issued an NOV to the owner on 04/29/2022. A Zoom meeting was held with DEC on 04/29/2022 to discuss the ongoing and future development at the site, permitting and challenges. DEP received an e-mail from the engineer with a copy of the SWPPP site inspection report from 04/28/2022 site inspection. DEP received an e-mail from the engineer with a copy of the SWPPP site inspection report from todays 05/05/2022 site

inspection. DEP received an e-mail from the applicant on 05/06/2022 acknowledging receipt of the NOV. DEP performed a site visit on 05/10/2022. There were deficiencies. There was no discharge. The site was occupied. A soil evaluation was performed on 05/10/2022 for the new water building stormwater treatment system. During the soil testing for the water building DEP discussed with the engineer the proposed bioretention design. Soil test revealed dark silty clay loam to 30-inches and silty clay with cobbles from 30-inches to 72-inches. Minor signs of mottling at 30" and no water seep. The engineer proposed no liner and DEP did not object as long as the bioretention includes an under drain. DEP received an e-mail from the engineer with a copy of the SWPPP site inspection report from 05/10/2022 site inspection. DEP received an e-mail from the engineer on 05/12/2022 acknowledging receipt of the NOV. DEP exchanged e-mails with the engineer on 05/18/2022 regarding the bunkhouse micro pool concept sketch. DEP received a call from the engineer on 05/19/2022 regarding DEP's comments about the micro-pool in the 05/18/2022 email. DEP suggested a stone safety bench installed around the perimeter of the pond. The engineer explained that due to limited space and reluctance to regrade the entire pond, they feel the existing fencing is protective and meets the safety requirements of section 6.1.6 of the Design Manual (bullet #6). DEP received an e-mail response from the engineer on 05/19/2022 regarding DEP concerns with the micro-pool. DEP received an e-mail from the engineer with a copy of the SWPPP site inspection report from today's 05/19/2022 site inspection. DEP responded to an e-mail from the engineer on 05/19/2022 regarding the micro-pool. DEP responded to an e-mail from the engineer on 05/25/2022 advising that the Dining Hall access road could be paved as long as the SWPPP was amended to incorporate the improvements. DEP received an e-mail from the engineer on 05/26/2022 with a copy of the Dining Hall & Bunkhouse SWPPP Amendments. DEP received an e-mail from the engineer with a copy of the SWPPP site inspection report from the 05/26/2022 site inspection. DEP sent an e-mail to the engineer on 05/31/2022 requesting hard copies of the Dining Hall & Bunkhouse SWPPP Amendments. DEP received a letter and plans from the engineer on 06/03/2022 regarding amended SWPPPs. DEP received an e-mail from the engineer with a copy of the SWPPP site inspection report from today's 06/03/2022 site inspection. DEP received a NAR from the DEC via email on 06/06/2022 for the relocation of a watercourse and water intake at the pond. DEP performed a site visit on 06/09/2022. There were deficiencies. There was no discharge. The site was occupied. DEP called engineer on 06/10/2022 regarding road widening and paving around the Dining Hall. Engineer was unaware of work. Engineer requested that DEP review Amended SWPPP and address the road widening and paving separately. DEP sent an e-mail to DEC on 06/10/2022 providing a summary of the paving that was done around the Dining Hall and the widening of the Dining Hall access road. Internal emails discussing how to deal with latest infraction at the facility. DEP received an e-mail from the engineer with a copy of the SWPPP site inspection report from 06/10/2022 site inspection. DEP responded to DEC on 06/17/2022 regarding the NAR received on 06/06/2022. DEP received an e-mail from the engineer with a copy of the SWPPP site inspection report from 06/18/2022 site inspection. DEP sent an e-mail to the applicant on 06/23/2022 regarding the DEP and DEC meeting scheduled for 06/29/2022. DEP performed a site visit on 06/29/2022. There were deficiencies. There was a discharge. The site was occupied. A meeting was held with the project representative, engineer, DEC and CWC on 06/29/2022. The purpose of meeting was to show DEC the site and discuss the past, current and future developments at the facility. DEP received an e-mail from the engineer with a copy of the SWPPP site inspection report from

06/29/2022 site inspection. DEP received an e-mail from the engineer with a copy of the SWPPP site inspection report dated 07/08/2022. DEP received a copy of DEC's response to the NAR in an email on 07/08/2022 for the relocation of a watercourse and water intake at the pond. A meeting was held with DEP REP, DEP Bureau of Legal Affairs, NYC Corporation Counsel, DEC Division of Water and DEC Legal on 07/12/2022 to discuss enforcement issues. DEC will meet internally to discuss enforcement options. DEP received an e-mail from the engineer with a copy of the SWPPP site inspection report dated 07/14/2022. DEP received an e-mail from the camp manager on 07/18/2022 acknowledging receipt of the 07-18-2022 NOV. DEP issued an NOV to the owner on 07/18/2022 for unauthorized paving near the dining hall.

DEP received a call from the engineer on 07/27/2022 regarding the SWPPP Amendments. According to the engineer, DEC would prefer the Bunkhouse SWPPP amendment to be 10/11/2022 incorporated into the Dining Hall SWPPP amendment so that both projects are under one NOI. DEP did not object to combining the two amendments. DEP was copied on an e-mail from DEC to the engineer on 08/01/2022 requesting additional information to the 07/08/2022 NOICA.

DEP received an e-mail from the engineer on 08/04/2022 with a copy of the SWPPP site inspection report dated 08/03/2022. DEP received an e-mail from the engineer with a copy of the SWPPP site inspection report dated 08/12/2022. DEP received a letter and revised plans from the engineer on 08/15/2022. We have heard nothing from DEC. We need to coordinate complaint with DEC. DEP received an e-mail from the engineer with a copy of the SWPPP site inspection report dated 08/25/2022. DEP performed a site visit on 08/30/2022. There were deficiencies. There was no discharge. The site was occupied.

DEP called the engineer on 09/01/2022 regarding the new clearing and to discuss the camp's request to clean up (clear and grub) along the fence line and path between the dining hall and bunk houses and install crushed stone on the path. DEP and the engineer agreed that installing stone along the path would help with stabilization, however no clearing or grubbing along the fence line is permitted. DEP received an e-mail from the engineer with a copy of the SWPPP site inspection report dated 09/01/2022 and a site plan sketch of the active construction areas and other areas that are temporarily stabilized.

DEP received an e-mail from the engineer with a copy of the SWPPP site inspection report dated 09/07/2022. DEP issued a comment letter to the engineer on 09/15/2022.

DEP received an e-mail from the engineer with a copy of the SWPPP site inspection report dated 09/15/2022. DEP received an email from BWS legal to NYC law regarding the complaint prep, on 09/19/2022. DEP performed a site visit on 09/26/2022. There were deficiencies. There was no discharge. The site was vacant. A meeting was held with the project engineer on 09/26/2022 to discuss the 09/15/2022 DEP SWPPP comment letter. DEP legal to check status with DEC attorneys. Following QRM, DEP to get update from DEC before pushing complaint out.

DEP received an e-mail from the engineer with a copy of the SWPPP site inspection report dated 10/07/2022. The Engineer provided a SWPPP amendment on 10/17/2022. This system may be an Alteration/Modification to an existing SWPPP. DEP received an e-mail from the engineer with a copy of the SWPPP site inspection report dated 10/25/2022. The inspection report indicated approximately 0.17 acres of new disturbance near the zip line tower. DEP issued a comment letter on 11/04/2022 to the engineer/applicant/Lead Agency. DEP received an e-mail from the engineer on

11/08/2022 responding to DEP's comment letter dated 11/04/2022. DEP called the engineer on 11/09/2022 to discuss some of the engineer's responses to DEP's comment letter. DEP sent an e-mail to the engineer on 11/10/2022 following up on the phone call from 11/09/2022. DEP received an e-mail from the engineer on 11/11/2022 with a draft site plan of the proposed parking area and buffer zone. DEP sent an e-mail to the engineer on 11/15/2022 responding to the draft parking area and buffer plan. DEP received an e-mail from the engineer with a copy of the SWPPP site inspection report dated 11/14/2022. DEP received an e-mail from the engineer with a copy of the SWPPP site inspection report dated 11/04/2022. DEP received an amended SWPPP from the engineer on 11/16/2022. DEP performed a site visit on 11/18/2022. There were deficiencies. There was no discharge. The site was occupied. NYC Law issued a draft complaint against the applicant on 11/18/2022 with request for review prior to finalizing and pursuing further enforcement. This is not yet filed in court. DEP sent an e-mail to the engineer on 11/21/2022 with minor comments on the revised SWPPP. DEP received an e-mail from the engineer on 11/28/2022 with a copy of the revised SWPPP. DEP sent an e-mail to the engineer on 11/30/2022 requesting four sets of the SWPPP stamped and signed. DEP received an e-mail from the engineer with a copy of the SWPPP site inspection report dated 11/22/2022. DEP received an e-mail from the engineer with a copy of the SWPPP site inspection report dated 12/01/2022. A meeting was held with the project applicant on 12/02/2022 and DEP BWS Legal and NYC Law regarding open enforcement. DEP received revised plans from the engineer on 12/07/2022. DEP issued a Modified Approval Determination letter on 12/08/2022 to the engineer along with the approved plans. DEP received an e-mail from the engineer with a copy of the SWPPP site inspection report dated 12/09/2022. DEP sent an e-mail to the engineer on 12/15/2022 following up on the phone call meeting with them on 12/09/2022. The meeting was held to discuss concerns regarding the camp starting construction on the amended SWPPP. DEP received an e-mail from the engineer with a copy of the SWPPP site inspection report dated 12/19/2022. DEP exchanged e-mails with the engineer on 12/23/2022 regarding the 20% rule and two stormwater practices in series. DEP received an e-mail from the engineer on 01/09/2023 requesting a pre-construction meet for 01/10/2023 at 8:00am. DEP responded regarding availability to meet. DEP sent an e-mail to the CWC on 01/09/2023 regarding the pre-construction meeting date and time. DEP sent an e-mail to the engineer on 01/09/2023 regarding the revised NOI and acknowledgement letter. DEP met with the contractor, engineer and applicant on the site for a preconstruction meeting on 01/10/2023. The preconstruction meeting was held to discuss the implementation of the SWPPP Amendment approved on 12/08/2022. The applicant has decided to start construction on the proposed pocket pond located on the north side of South Gilboa Road. Winter stabilization requirements are in effect and the contractor and applicant understands that work should be focused on constructing the pond without additional disturbance to surrounding areas. DEP was copied on an e-mail from the engineer to DEC on 01/12/2023 regarding revisions to the original Dining Hall NOI that includes project changes addressed in the SWPPP Amendments revision dated 11/16/2022 and approved by DEP on 12/08/2022. DEP performed a site visit on 01/13/2023. There were no deficiencies. There was no discharge. The site was vacant. DEP performed a site visit on 01/18/2023. There were no deficiencies. There was no discharge. The site was occupied. DEP was copied on an email from the engineer to DEC on 01/18/2023 notifying DEC of the updated eNOI submission. The eNOI revision covers the changes to the project in the approved SWPPP Amendment. DEP received an e-mail from the engineer with a copy of the SWPPP site

inspection report dated 01/17/2022. DEP was copied on an e-mail from DEC to the engineer on 01/19/2023 regarding DEC sign off on the updated eNOI. DEP received an e-mail from the engineer on 02/01/2023 with a copy of two SWPPP site inspection reports dated 01/24/2023 and 01/31/2023. DEP performed a site visit on 02/13/2023. There were no deficiencies. There was no discharge. The site was occupied. DEP sent an e-mail to the engineer on 02/14/2023 regarding the reconstruction of the stormwater pond. The pond is lacking the deep pool area and aquatic bench shown on the approved SWPPP plans. DEP received an e-mail from the engineer on 02/14/2023 with a copy of the SWPPP site inspection report dated 02/07/2023. The engineer spoke with the camp manager about DEP's concerns noted in the earlier email and will verify pond dimensions during the next site inspection. DEP received an e-mail from the engineer with a copy of the SWPPP site inspection report dated 02/07/2023. DEP received an e-mail from the engineer with a copy of the SWPPP site inspection report dated 02/15/2023. DEP received an e-mail from the engineer with a copy of the SWPPP site inspection report dated 02/22/2023. DEP received an e-mail from the engineer with a copy of the SWPPP site inspection report dated 03/10/2023. DEP sent an e-mail to the engineer and project manager on 03/13/2023 regarding concerns about the pocket pond construction. DEP received an e-mail from the engineer with a copy of the SWPPP site inspection report dated 03/17/2023. DEP received an e-mail from the engineer on 03/21/2023 regarding proposed installation of underground conduit for a new security camera at the upper Parliman Road entrance. The email included a sketch of the underground conduit location. DEP received a call from the camp manager on 03/22/2023 regarding the status of the request to install the underground conduit. The camp manager provided some additional detail of the installation, such as the conduit will be installed on the opposite side of the access road from where it is shown on the sketch to avoid cutting across the blacktop access road. DEP told the camp manager that an email response to the engineer's 3/21/2023 email will be sent that afternoon. DEP sent an e-mail to the engineer and camp manager on 03/22/2023 regarding the request to install underground conduit.

Project Name: 116 & 125 Galway Road (2020-SC-0212)

Town: Windham

Basin: Schoharie

Type of Use: Residential SWPPP (SP)

Type of Violation: Proposal for 2 residential lots, possibly more in the future.

Construction commenced without prior DEP SWPPP approval.

Discovery Date: 06/13/2022

Status: New

#### Overview & Action:

Received drawings/plan sheets dated 2/11/2022. DEP received Letter along with SWPPP report and plans responding to DEP comments on 3/24/2022 DEP issued a NOCA on 06/01/2022. Notes and pics from a site visit following up on a complaint DEP performed a site visit on 06/07/2022. There were deficiencies. There was no discharge. The site was vacant. DEP observed that construction commenced on or before June 7, 2022 12:00AM DEP sent an e-mail to the engineer on 06/08/2022 sharing pictures of the road cut.

Engineer advised that Town of Windham Highway is requiring immediate improvements to the access road for safety reasons. DEP advised that we would not object but requested documentation as to the exact nature of the work. DEP received an e-mail response from the engineer on 06/09/2022 expanding on town's requirements to address safety concerns with the culvert installation. DEP issued an NOV to the owner on 06/13/2022. DEP received letter and revised plans from the engineer on 06/13/2022. DEP received an e-mail from the owner on 06/23/2022 acknowledging NOV and requesting a meeting at the site. DEP performed a site visit on 07/07/2022. There were no deficiencies. There was no discharge. The site was occupied. DEP performed a site visit on 07/27/2022. There were deficiencies. There was no discharge. The site was vacant. DEP performed a site visit on 09/06/2022. There were deficiencies. There was no discharge. The site was vacant. DEP performed a site visit on 09/20/2022. There were deficiencies. There was no discharge. The site was vacant.

DEP performed a site visit on 10/18/2022. There were deficiencies. There was no discharge. The site was vacant. DEP sent an e-mail to the engineer on 10/20/2022 regarding the machines being removed from the site as well as the swale on Galway Rd. Engineer advised that the Town has not issued final approval for the project yet so construction is on hold. DEP received an e-mail from the NYSDEC on 11/03/2022 acknowledging the completed NOI. DEP performed a site visit on 11/18/2022. There were deficiencies. There was no discharge. The site was vacant. DEP received an email from the engineer on 01/23/2023 requesting a preconstruction meeting on 1/24/2023. 1/24/2023 A meeting was held with the project applicant on 01/24/2023. UC DEP observed that construction commenced on or before 02/06/2023. DEP performed a site visit on 02/06/2023. There were deficiencies. There was no discharge. The site was vacant. DEP received a copy of NYSDEC's affirmation of coverage letter on 02/14/2023. DEP exchanged e-mails with the NYSDEC on 02/14/2023 regarding modifications to the proposed stream crossing design from an arched culvert to a round culvert. DEP performed a site visit on 02/15/2023. There were deficiencies. There was no discharge. The site was vacant. DEP performed a site visit on 03/09/2023. There were deficiencies. There was no discharge. The site was vacant.

Project Name: Wittenberg Road (2002-AS-0771)  
Town: Town of Woodstock  
Basin: Ashokan  
Type of Use: Intermediate Repair (CR)  
Type of Violation: Failed SSTs; 2002 -NOV issued; 2006 new failure; 2021 - Failing SSTs - CWC for small business - Surfacing of sewage on the ground  
Entered CWC program on 9/22/2021  
Status: New

#### Overview and Action:

DEP sent an e-mail to the engineer on 10/21/2022 requesting a status update. Site Visit type: Investigation. Date: 11/15/2022. Septic Failure: Not observed. DEP met with the engineer to perform soil testing for the SSTs replacement system. Present for Inspection: Engineer. Property Status: Currently inhabited, Full time use. A soil evaluation was



performed on 11/15/2022. DEP sent an e-mail to the engineer on 11/18/2022 requesting a status update. DEP received an e-mail response from the CWC on 01/19/2023 advising that the facility sign on date was 9/22/21. DEP sent an e-mail to the engineer on 01/19/2023 requesting an update. DEP sent an email to the engineer on 02/22/2023 requesting a status update. Site Visit type: Followup. Date: 03/23/2023. Septic Failure: Observed. Failure Description: Absorption field, Surfacing of sewage on ground. On 03/23/2023 DEP performed a follow-up inspection. Septic failure was observed on the surface of the ground. Present for Inspection: None. Property Status: Currently inhabited, Full time use. DEP sent an e-mail to the engineer on 03/23/2023 requesting a status update. DEP issued an NOV to the owner on 03/29/2023.

Project Name: 42,48,50 Clove Rd (2022-SC-0732)  
 Town: Town of Hunter  
 Basin: Schoharie  
 Type of Use: SSTS Repair (RE)  
 Type of Violation: Anonymous complaint of sewage discharge to bank of stream, DEP confirmed direct discharge to creek with dye  
 Status: New

#### Overview and Action:

Site Visit type: Complaint. Date: 10/28/2022. Septic Failure: Observed. Failure Description: Visibly entering watercourse/wetland, Direct discharge from building. DEP witnessed direct discharge from culvert pipe into the Schoharie creek. Strong septic odor and paper visible on the ground at pipe discharge. Present for Inspection: None. Property Status: Currently inhabited, Unknown usage. DEP received anonymous complaint of sewage discharging to bank of stream. DEP initiated an Enforcement Action on 10/28/2022. DEP issued an NOV to the owner on 11/02/2022. DEP received return mail undeliverable which consisted of NOV mailed out 11/2/2022 to POB 525 Tannersville NY 12485. DEP called the Town of Hunter to verify Tax mailing address they verified same address that DEP has. NOV was mailed again, regular mail no signature required. DEP received return mail undeliverable which consisted of NOV that was mailed a second time through regular mail on 11/25/2022. Site Visit type: Enforcement. Date: 11/29/2022. Septic Failure: Observed. attached copy of NOV to front door. Present for Inspection: None. Property Status: Currently inhabited, Used on weekends. DEP received a letter responding to the NOV on 11/30/2022. DEP sent email to owner regarding steps to take to resolve NOV. He has already called for a pump out and will keep DEP updated. He should contact DEP Inspector and CWC in effort to resolve direct discharge/failure. DEP exchanged emails with owner regarding the site. DEP received a call from the owner on 12/28/2022 regarding setting up of a dye test for the two cabins. The owner agreed to have the dye test performed on 1/4/23 at 10:00 AM Site Visit type: Enforcement. Date: 01/24/2023. Septic Failure: Observed. Failure Description: Visibly entering watercourse/wetland. DEP performed a dye test on the two cabins on the property. The main house was dyed previously by the septic hauler. DEP returned at 13:30 hours and no dye has been recovered.

Cabin one is a 5 bedroom house, cabin two is a 2 bedroom house. Present for Inspection:

Owner. Property Status: Currently inhabited, Used on weekends. Site Visit type: Enforcement. Date: 01/26/2023. Septic Failure: Observed. Failure Description: Visibly entering watercourse/wetland. Dye recovered at outfall of culvert, which flows into the Schoharie creek. Present for Inspection: None. Property Status: Currently inhabited, Used on weekends, Airb&b. DEP received email from owner stating he asked his pumper to contact an engineer to work on this project. DEP sent owner an email requesting pump out receipts since January 26, 2023 and for a repair schedule from his engineer. DEP received response email from owner and DEP responded requesting more details, regarding second dye test recently conducted and inspection schedule. DEP received email from owner on 3/13/2023 stating system will be dug up and investigated once ground thaws. He also provided invoice for camera exploration of piping, which was inconclusive. DEP responded by email on 3/14/2023 requesting all pump out receipts since late January, since none have ever been received. DEP inspector believes three cesspools on property are at mid-level and they may be influenced by groundwater table and possibly a broken well water line. Site Visit type: Investigation. Date: 03/27/2023. DEP sampled outfall of culvert pipe for analysis for fecal coliform. Present for Inspection: None. Property Status: Currently inhabited, Full time use, Used on weekends, Used seasonally.

Project Name: 1253,1245 Route 214 (2022-AS-0751)  
 Town: Town of Hunter  
 Basin: Ashokan  
 Type of Use: Intermediate Repair (CR)  
 Type of Violation: Tenant reports failing SSTS at apartment building  
 Status: New

#### Overview and Action:

DEP received a complaint phone call DEP called the complainant on 11/16/2022 regarding the location of the failure. DEP left a voice mail message. DEP initiated an Enforcement Action on 12/22/2022. DEP issued an NOV to the owner on 12/22/2022. DEP received a call from the property owner on 12/30/2022 regarding the NOV. DEP called the property owner on 01/03/2023 regarding the next steps in repairing the SSTS. DEP exchanged e-mails with the CWC on 02/23/2023 regarding participation in the septic repair program. The owner has not made application yet. Site Visit type: Followup. Date: 03/02/2023. Septic Failure: Observed. Failure Description: Surfacing of sewage on ground. Wastewater was observed pooling on the eastern side of the driveway near the house. Present for Inspection: None. Property Status: Currently inhabited, Full time use. DEP issued a letter to the property owner on 03/03/2023 regarding the lack of progress on resolving the NOV.

### 3.1.2. Delaware District

Project Name: 1102 County Highway 1  
 (2014-PE-0154)

Town: Andes  
Basin: Pepacton  
Type of Use: SSTS Repair (RE)  
Type of Violation: Sewage discharging to roadside ditch; originated as a complaint. DEP NOV. Failing SSTS - CWC- surfacing of sewage on the ground; 60%.  
Discovery Date: 4/21/14  
Status: Approved/Ongoing

Overview and Action:

DEP Legal issued a Notice of Intent to Revoke Approval letter to the owners on 11/28/16 via certified/return receipt mail; if plans showing the required information are not received by 12/9/16, DEP intends to revoke the 3/16/16 design approval. DEP performed a site visit on 1/11/17; septic failure was not observed, and the site was uninhabited. On 2/13/17, NYC Law notified DEP that the 11/28/16 legal letter was re-sent to the owner at two different addresses via return receipt mail. On 2/12/17, one of the receipts was returned from one address, without a signature, but the letter was not returned. DEP Legal issued another Notice of Intent to Revoke Approval letter to the owners on 3/24/17; DEP intends to revoke the 3/16/16 design approval on 5/8/17, unless certain written statements are provided within 15 calendar days of the date the owners receive the letter. Affidavit of service was completed for Notice of Intent to Revoke Approval on 4/6/17. DEP performed a site visit on 4/7/17. Paperwork on the door indicates that the property may have fallen into a foreclosure status. The date could not be made out during the site visit. DEP issued a Revocation of the Approval letter to the applicant on 6/19/17 effective 5/8/17 the date specified in the Notice of Intent dated 3/24/17. DEP performed site visits on 10/13/17 and 1/29/18; septic failure was not observed. DEP called the owner on 3/16/18 and spoke with the secretary. DEP requested that the owner call back for an update on the property status, plans, and ownership change, if applicable. DEP performed a site visit on 12/3/18. Septic failure was not observed. There was no visible failure. DEP performed a Follow-up site visit on 12/6/19. Septic failure was not observed; the residence is still unoccupied. DEP performed a site visit on 6/25/20; septic failure was not observed. The house is still unoccupied. DEP received a call from the adjoining property Owner on 9/9/20 regarding an active interest of prospective buyer(s) of the property. She is concerned about the possibility of the property becoming occupied without the SSTS being fixed. She was informed that the T/Andes CEO was sent a copy of the DEP NOV from October 2015 that documents the condition of the existing septic system and the Town has authority to address sanitary issues. DEP received a request for a pre-application meeting from the engineer on 6/10/2021. A soil/site evaluation was performed on 6/10/2021. DEP received a new application and plans from the original engineer on 7/9/2021.

DEP sent an e-mail to the engineer on 8/4/2021 denying re-approval of the design due the design approval being revoked in 2017. A copy of the revocation documents were attached. DEP issued a NOICA to the owner/engineer on 10/05/2021 requesting additional information for the neighbor's wells. DEP received an e-mail from the Engineer on 10/08/2021 regarding the NOICA items missing and also revised the plan. DEP received a response to the NOICA from the engineer on 10/08/2021. Submission included plan revisions. 10/12/2021 NOCA DEP issued a NOCA on 10/12/2021. DEP issued a comment letter on 10/13/2021 to the engineer. DEP received an email response with revised plans from the engineer on 10/19/2021 to DEP's letter of 10/13/2021. DEP

accepted the email revisions and now just needs hard copy plans in order to stamp and approve them for construction. DEP issued a comment letter on 10/20/2021 to the engineer requesting four hard copies of plans to approve. Revisions via email look good. DEP received a letter and revised plans from the engineer on 10/26/2021. DEP sent an email to the engineer on 10/28/2021 pulling back approval (dated 10/27/2021) due to the absorption area being in the same location as the last revoked approval and the water lines and well for the neighboring property are too close. DEP received a letter and revised plans from the engineer on 11/18/2021 to DEP's letter of 10/28/2021. 11/24/2021 A DEP issued an Approval Determination letter on 11/24/2021. Site Visit type: Follow up. Date: 01/03/2022. Septic Failure: Not Observed. No failure observed. House is still vacant. Present for Inspection: None. Property Status: Currently uninhabited, Vacant house. DEP was informed on 09/19/2022 that construction will start on 09/20/2022. This project is funded under CWC Septic Repair Program. On 10/04/2022 DEP received CWC's notice of failure. DEP initiated an Enforcement Action on 10/04/2022. DEP issued a letter to the owner on 10/04/2022 providing guidance for remediation. DEP issued a letter to the owner on 01/31/2023 stating that the soils testing has not yet been conducted.

Project Name: Dirt Rd  
(2021-CN-0356)

Town: Delhi

Basin: Cannonsville

Type of Use: Other (OT)

Type of Violation: Report of an unpermitted Campground.

Discovery Date: 05/18/21

Status: Closed

#### Overview and Action:

DEP received a call from the Delhi CEO on 5/14/2021 regarding unpermitted campgrounds in the Town. DEP sent an e-mail to the CEO on 5/18/2021 regarding a phone call on 5/14/2021 about unpermitted campgrounds. DEP exchanged e-mails with the CEO on 5/24/2021 regarding unpermitted campgrounds. DEP exchanged internal e-mails regarding information on the campgrounds 5/24/2021. DEP exchanged e-mails with DOH on 5/24/2021 regarding the campgrounds. DEP exchanged e-mails with DOH and the CEO on 5/27/2021 regarding an inspection of the campgrounds. DEP exchanged e-mails on 6/2/2021 with the DOH and CEO regarding a site visit. On 6/4/2021, DEP meet with DOH, Town CEO, and owner of the facility. The entire facility was inspected and potential wastewater violations were observed. DEP will discuss internally and with DOH on how to proceed. DEP sent an internal e-mail on 6/7/2021 regarding the use of privies in the watershed. DEP exchanged e-mails with DOH on 6/7/2021 regarding the status of DOH's follow-up to the 6/4/21 inspection. DEP received an e-mail copy of DOH's letter to the owners on 6/16/2021 regarding the 6/4/2021 site visit. DEP issued an NOV to the owner on 7/2/2021. DEP initiated an Enforcement Action on 7/2/2021. DEP received an e-mail from the owner on 7/8/2021 regarding scheduling a conference call with their engineer to discuss the NOV. A call was held with the owners, DEP and engineer on 7/12/2021 regarding the NOV. Engineer discussed using portable toilets in the interim to address DEP's concerns with the privies. DEP said portable toilets would be an acceptable short term solution. The showers were also discussed. All of the rain barrels at the cabin structures have been disconnected. There are only two showers at the

bathhouses still in use. Alternatives were discussed including holding tanks. The owners offered to disconnect the showers until a permeant solution could be designed. SEQRA was also discussed. The owners have been before the town planning board for an initial meeting. The engineer and owners indicated that they will also be contacting DOH. DEP requested the owners notify them if the portable toilets are onsite and showers are disconnected. DEP exchanged e-mails with the owner on 7/19/2021 regarding a site inspection and installation of portable toilets. DEP exchanged e-mails with the owner on 7/21/2021 to schedule a site visit on 7/22/2021. On 7/22/2021, DEP performed a follow-up inspection with the owners. Two portable toilets were onsite and two of the four outhouses were closed. DEP discussed progress and options for remaining outhouses with the owners. Owners want to bring a portable bathroom/shower trailer onto the property with a holding tank. The portable bathhouse will need to be discussed with DOH. DEP received an e-mail from the owners on 7/23/2021 regarding a status update on the items in DOH's 6/11/2021 letter. On 8/19/2021, DEP performed a follow-up inspection with the owners. Two portable toilets remain onsite and are pumped out every two weeks. Four outhouses were closed and the doors are screwed shut. Closed signs on each outhouse direct patrons to use the portable toilets onsite. Two hand-washing stations are now onsite. Owners want to bring a portable bathroom/shower trailer onto the property with a holding tank. The portable bathhouse still needs to be discussed with DOH. DEP exchanged e-mails with the owner on 8/19/2021 regarding a status update and to schedule a site visit on 8/19/2021. DEP exchanged e-mails with DOH on 8/20/2021 regarding the number of existing and proposed campsites. On 9/22/2021 DEP performed a follow-up inspection with the owner. An additional portable toilet was added for a total of three portable toilets onsite. Four outhouses remain closed with the doors screwed shut. Closed signs are on each outhouse door to direct patrons to use the portable toilets onsite. Two hand-washing stations also remain onsite. The owners want to bring a portable bathroom/shower trailer onto the property with a holding tank. DEP received an e-mail from the owner on 9/22/2021 regarding an additional portable toilet placed onsite and construction schedule to install holding tanks below the existing privies. DEP sent an e-mail to the owner on 9/23/2021 regarding requirements for holding tanks. DEP received an e-mail from the owner on 10/16/2021 regarding the installation of one concrete holding tank. Followup. Date: 11/15/2021. Septic Failure: Not observed. On 11/15/2021 DEP performed a follow-up inspection with the owner. Three portable toilets and two portable washing stations remain onsite. Three outhouses remain closed with the doors screwed shut. Closed signs are on each outhouse door to direct patrons to use the portable toilets onsite. One concrete holding tank was installed under one outhouse that is currently in-use. Present for Inspection: Owner. Property Status: Currently inhabited, Used on weekends. DEP received an e-mail from the owner on 11/15/2021 with a status update regarding plans to install two additional holding tanks. Site Visit type: Followup. Date: 01/20/2022. Septic Failure: Not observed. On 01/20/2022, DEP performed a follow-up inspection with the owner. Three portable toilets were removed from the campground. Two portable washing stations remain onsite. Three outhouses remain closed with the doors screwed shut. Closed signs are on each outhouse door. One concrete holding tank is installed under one outhouse that is currently in-use. Over the winter the camp is serving 1-2 guests per week, mostly on weekends. Present for Inspection: Owner. Property Status: Currently inhabited, Full-time use, Used on weekends. DEP received an e-mail from the

owner on 03/08/2022 stating that the campground remains lightly used during the winter and ground conditions remain frozen.

DEP received an e-mail from the owner on 05/02/2022 regarding installation of additional holding tanks. DEP received an e-mail from the owner on 05/04/2022 with a copy of the septic tanks pump-out receipt for 05/04/2022. DEP received an e-mail from the owner on 05/09/2022 regarding installation of an additional holding tank. DEP received an e-mail from the owner on 05/11/2022 regarding installation of an additional holding tank on 05/17/2022. DEP received an e-mail from the owner on 05/25/2022 with photos of the second concrete holding tank installation and two portable toilets onsite. DEP received an e-mail from the owner on 06/30/2022 regarding installation of two concrete holding tanks and two portable toilets. DEP received an e-mail from the owner on 08/12/2022 with the 08/12/2022 site inspection report by NYSDOH requiring that a handwashing station be placed near the two existing portable toilets. DEP received a call from the owner on 08/16/2022 regarding the Notice of Closure issued by DOH for campground operating without a permit. DEP received an e-mail from the owner on 08/17/2022 regarding the Notice of Closure issued by DOH on 08/16/2022 and the owner's request for an emergency hearing. DEP received an e-mail from the owner on 08/19/2022 with photos of two new handwashing stations placed onsite. DEP received an e-mail from the owner on 08/24/2022 with the owner's letter to DOH in response to the emergency hearing held on 08/24/2022. DEP received an e-mail from DOH on 8/25/2022 with the non-jurisdictional letter.

The violation was resolved and the case was closed on 11/22/2022 with DEP Closure letter dated 11/22/2022. DEP has resolved the Enforcement Action on 11/22/2022. DEP closed this project on 11/22/2022 due to NOV being resolved.

Project Name: 33785 State Route 10  
(2007-CN-1096)

Town: Hamden

Basin: Cannonsville

Type of Use: Stormwater (SP)

Type of Violation: SP.1: DEP NOV. Greater than two acres of disturbance within 100 feet of a watercourse and on a slope over 15% without prior DEP SWPPP approval.

Discovery Date: 03/10/22

Status: Ongoing

Overview & Action:

DEP issued an NOV to the property owner on 03/30/2022.

DEP received a call from the owner on 04/06/2022 in response to the NOV. DEP received a call from the owner on 04/25/2022 regarding difficulty retaining an engineer to complete a SWPPP. Site Visit type: Follow-up. Date: 06/01/2022. On 06/01/2022 DEP performed a follow-up inspection and spoke to the owner. Total site disturbance remains over two acres and the owner has had difficulty retaining an engineer to complete a SWPPP. Present for Inspection: Owner. Property Status: Currently inhabited, Full time use. Site Visit type: Follow-up. Date: 07/22/2022. On 07/22/2022 DEP performed a follow-up inspection. Total site disturbance remains over two acres and is unchanged. Some vegetation is growing. Present for Inspection: None. Property Status: Currently inhabited, Full-time use.

DEP called DEC on 02/07/2023 regarding the site disturbance and filling of the stormwater basin. DEP received a call from DEC on 02/10/2023 regarding the site disturbance. DEC will not take action on filling the stormwater basin nor issue a NOV for greater than one acre disturbance without a permitted erosion & sediment control plan. DEP called the owner on 02/23/2023 regarding preparation and submission of an erosion and sediment control plan. The owner will be out of town 02/24/2023 to 02/27/2023 and will look into preparing a plan to submit for review. A meeting was held with the owner on 03/03/2023 to review requirements for the erosion and sediment control plan. DEP sent an e-mail to the owner on 03/03/2023 with instructions for filing an electronic Notice of Intent (eNOI) with DEC. DEP received an e-mail from the owner on 03/08/2023 with a draft written summary for an erosion and sediment control plan. DEP called the owner on 03/10/2023 regarding the draft written summary for an erosion and sediment control plan.

Project Name: 46907 State Hwy 10  
2022-CN-0550  
Town: Delhi  
Basin: Cannonsville  
Project Type: Intermediate Repair (CR)  
Type of Violation: Failing commercial SSTS  
Discovery Date: 08/08/2022  
Status : New

**Overview & Action:**

DEP performed a site visit on 08/22/2022 to investigate the septic failure. DEP called CWC on 08/23/2022 regarding the septic failure. CWC will visit the property in October 2022. DEP called the owner on 08/24/2022 to discuss steps for the septic remediation. DEP issued an NOV to the owner on 08/24/2022. DEP received a call from the contractor on 08/25/2022 in response to the NOV. DEP received a call from the owner responding to the NOV letter on 08/26/2022. Owner stated that there are two rental units each with two bedrooms and one bathroom. The third electric meter is for the onsite well. DEP received an e-mail from the owner on 08/26/2022 with the septic tank pump-out receipt dated 08/25/2022. Site Visit type: Follow-up. Date: 08/31/2022. Septic Failure: Not observed. On 08/31/2022 DEP performed a follow-up inspection. No septic failure was observed. Present for Inspection: None. Property Status: Currently inhabited, Full-time use. Site Visit type: Follow-up. Date: 09/22/2022. Septic Failure: Observed. On 09/22/2022 DEP performed a follow-up inspection. Septic failure was observed. Present for Inspection: None. Property Status: Currently inhabited, Full-time use.

DEP received a call from the town code enforcement officer on 10/06/2022 regarding a complaint by DOT about the septic failure. Site Visit type: Followup. Date: 10/31/2022. Septic Failure: Observed. On 10/31/2022 DEP performed a follow-up inspection. Septic failure was observed. Present for Inspection: None. Property Status: Currently inhabited, Full time use. DEP called the owner on 10/31/2022 regarding a second pump-out of the septic tank and hiring an engineer. Site Visit type: Followup. Date: 11/02/2022. Septic Failure: Observed. On 11/02/2022 DEP performed a follow-up inspection. Septic failure was observed. Present for Inspection: None. Property Status: Currently inhabited, Full time use. DEP received an e-mail from the owner on 11/02/2022 with the signed CWC program agreement. This project is funded under CWC Septic Repair Program. On

11/07/2022 DEP received CWC's notice of failure. DEP received an e-mail from the owner on 11/10/2022 regarding a second pump-out of the septic tank. The owner will send a copy of the pump-out receipt. A soil/site evaluation was performed on 11/17/2022. Site Visit type: Followup. Date: 11/17/2022. Septic Failure: Observed. Failure Description: Surfacing of sewage on ground. On 11/17/2022 DEP performed a followup inspection. The excavated trench was filled in by the contractor. Present for Inspection: Engineer, Contractor. Property Status: Currently inhabited, Full time use. DEP received an e-mail from the owner on 11/19/2022 with the septic tank pump-out receipt dated 11/10/2022. Site Visit type: Followup. Date: 12/02/2022. Septic Failure: Not observed. On 12/02/2022 DEP performed a follow-up inspection. No septic failure was observed. Present for Inspection: None. Property Status: Currently inhabited, Full time use. DEP received an Application for a conventional SSTS on 12/02/2022 from the engineer with plans. DEP issued a NOCA on 12/13/2022. DEP received a call from the owner on 12/19/2022 regarding next steps for construction of the septic system. DEP issued an Approval Determination letter on 12/22/2022. Site Visit type: Followup. Date: 01/04/2023. Septic Failure: Not observed. On 01/04/2023 DEP performed a follow-up inspection. No septic failure was observed. Present for Inspection: None. Property Status: Currently inhabited, Full time use.

Project Name: Miller Hollow Road  
2018-PE-0180

Town: Colchester

Basin: Pepacton

Project Type: Intermediate Repair (CR)

Type of Violation: Campground; SSTS failing for second time; DEP NOV for a discharge from a septic tank surfacing on the ground. Eight unapproved sewer connections to campers and mobile homes, and eleven greywater discharges from seasonal campers.

Discovery Date: 05/04/2022

Status: Ongoing

Overview & Action:

Site Visit type: Follow-up. Date: 04/13/2022. Septic Failure: Observed. Failure Description: Absorption field, Surfacing of sewage on ground. Present for Inspection: Owner's Representative, facility manager. Property Status: Currently inhabited, Full-time use. DEP received a call from the engineer on 04/21/2022 in response to the NOV. DEP received an e-mail from the owner on 04/21/2022 in response to the NOV. DEP received an email responding to the NOV/NOV comment letter on 04/21/2022. DEP issued an NOV to the owner on 04/21/2022. DEP sent an e-mail to owner requesting receipts of the septic tank pump outs for the facility on 05/02/2022. DEP received an e-mail from the owner on 05/03/2022 regarding septic tank pump-outs, water meter readings, and pump station doses. DEP received a letter responding to the NOV on 05/03/2022. DEP received an e-mail from the owner on 05/05/2022 with septic tank pump out log and receipts. DEP issued a comment letter to the engineer on 05/10/2022 regarding the NOV. Site Visit type: Followup. Date: 05/11/2022. Septic Failure: Not observed. On 05/11/22 DEP performed a follow-up inspection of the absorption field. Present for Inspection: Owner's Representative, facility manager. Property Status: Currently inhabited, Full time use. DEP received a call from the owner on 05/11/2022 regarding proposed remediation efforts in



response to the NOV. DEP received an e-mail from the owner sent to the contractor on 05/11/2022 regarding proposed remediation efforts in response to the NOV. DEP received an e-mail from the owner on 05/12/2022 with the septic tank pump-out receipt for 05/11/2022.

DEP received an e-mail from the owner on 05/20/2022 with daily water data.

DEP received an e-mail from the owner on 05/25/2022 with septic tank pump-out receipts for 05/22/2022, 05/23/2022, 05/24/2022, and 05/25/2022. DEP received an e-mail from the engineer on 05/26/2022 with a draft plan for a proposed additional absorption field.

DEP received an e-mail from the owner on 05/26/2022 with the septic tanks pump-out receipt for 05/26/2022. Site Visit type: Followup. Date: 05/27/2022. Septic Failure: Not observed. On 05/27/2022 DEP performed an inspection of the absorption field. No septic failure was observed. Present for Inspection: None. Property Status: Currently inhabited, Full time use. DEP received an e-mail from the owner on 05/28/2022 with the facility water use data for 05/27/2022. DEP received an e-mail from the owner on 05/31/2022 with facility water use data and the septic tanks pump-out receipt for 05/31/2022. DEP received an e-mail from the owner on 06/01/2022 with facility water use data and the septic tanks pump-out receipt for 06/01/2022. DEP received an e-mail from the owner on 06/02/2022 with the facility water use data for 06/02/2022. Site Visit type: Meeting. Date: 06/03/2022. On 06/03/2022 DEP attended a site walk with the owner and engineer to assess a location for an additional absorption field. Present for Inspection: Owner, Engineer. Property Status: Currently inhabited, Full-time use. DEP received an e-mail from the owner on 06/04/2022 with the septic tanks pump-out receipt for 06/04/2022. DEP received an e-mail from the owner on 06/05/2022 with the septic tanks pump-out receipt for 06/05/2022. DEP received an e-mail from the owner on 06/07/2022 with the septic tanks pump-out receipt for 06/06/2022.

DEP received an e-mail from the owner on 06/09/2022 with the septic tanks pump-out receipt for 06/09/2022. DEP received an e-mail from the owner on 06/10/2022 with the septic tanks pump-out receipt for 06/10/2022. A soil/site evaluation was performed on 06/10/2022. DEP received an e-mail from the owner on 06/11/2022 with the septic tanks pump-out receipt for 06/11/2022. DEP received an e-mail from the engineer on 06/13/2022 with soils testing results for alternative absorption field location.

DEP received an e-mail from the owner on 06/15/2022 with the septic tanks pump-out receipt for 06/15/2022. DEP received an e-mail from the owner on 06/15/2022 with the septic tanks pump-out receipt for 06/14/2022. DEP received an e-mail from the owner on 06/16/2022 with the septic tanks pump-out receipt for 06/16/2022. A soil/site evaluation was performed on 06/17/2022. DEP received an e-mail from the owner on 06/17/2022 with the septic tanks pump-out receipt for 06/17/2022. DEP received an e-mail from the owner on 06/18/2022 with the septic tanks pump-out receipt for 06/18/2022. DEP received an e-mail from the owner on 06/19/2022 with the septic tanks pump-out receipt for 06/19/2022. DEP received an e-mail from the owner on 06/21/2022 with the soils testing summary and location map. DEP received an e-mail from the owner on 06/22/2022 with the septic tanks pump-out receipt for 06/22/2022. DEP received e-mails from the owner on 06/22/2022 with septic tank pump-out receipts for 06/20/2022 and 06/21/2022. DEP received an e-mail from the owner on 06/23/2022 with the septic tanks pump-out receipt for 06/23/2022. DEP received an e-mail from the owner on 06/24/2022 with the septic tanks pump-out receipt for 06/24/2022. DEP received an e-mail from the owner on 06/28/2022 with the septic tanks pump-out receipts for 06/26/2022 and 06/27/2022. DEP received e-mails from the owner on 07/01/2022 with the septic tank

pump-out receipts for 06/30/2022 and 07/01/2022. DEP received an e-mail from the owner on 07/02/2022 with the septic tanks pump-out receipt for 07/02/2022. DEP received an e-mail from the owner on 07/05/2022 with the septic tank pump-out receipts for 07/03/2022, 07/04/2022, and 07/05/2022. DEP received an e-mail from the owner on 07/06/2022 with the septic tanks pump-out receipt for 07/06/2022. DEP received an e-mail from the owner on 07/09/2022 with the septic tanks pump-out receipt for 07/08/2022. DEP received an e-mail from the owner on 07/11/2022 with the septic tanks pump-out receipt for 07/11/2022. DEP received an e-mail from the owner on 07/13/2022 with the septic tanks pump-out receipt for 07/13/2022. DEP received an e-mail from the owner on 07/14/2022 with the septic tanks pump-out receipt for 07/14/2022. DEP received e-mails from the owner on 07/17/2022 with septic tanks pump-out receipts for 07/15/2022, 07/16/2022, and 07/17/2022. DEP received an e-mail from the owner on 07/18/2022 with the septic tanks pump-out receipt for 07/18/2022. DEP received an e-mail from the owner on 07/19/2022 with the septic tanks pump-out receipt for 07/19/2022. DEP received an e-mail from the owner on 07/20/2022 with the septic tanks pump-out receipt for 07/20/2022. DEP received an e-mail from the owner on 07/21/2022 with the septic tanks pump-out receipt for 07/21/2022. DEP received an e-mail from the owner on 07/22/2022 with the septic tanks pump-out receipt for 07/22/2022. DEP received an e-mail from the owner on 07/24/2022 with the septic tanks pump-out receipts for 07/23/2022 and 07/24/2022. DEP received an e-mail from the owner on 07/25/2022 with the septic tanks pump-out receipt for 07/25/2022. DEP received e-mails from the owner on 07/27/2022 with the septic tanks pump-out receipts for 07/26/2022 and 07/27/2022. DEP received an e-mail from the owner on 07/28/2022 with the facility water use data. DEP received an e-mail from the owner on 07/29/2022 with the water meter readings and septic tanks pump-out receipt for 07/29/2022. DEP received an e-mail from the owner on 07/30/2022 with the water meter readings and septic tanks pump-out receipt for 07/30/2022. DEP received an e-mail from the owner on 07/31/2022 with the facility water use data. DEP received e-mails from the owner on 08/01/2022 with the water meter readings and septic tanks pump-out receipts for 07/31/2022 and 08/01/2022. DEP received an e-mail from the owner on 08/02/2022 with the water meter readings and septic tanks pump-out receipt for 08/02/2022. DEP received an e-mail from the owner on 08/03/2022 with the water meter readings and septic tanks pump-out receipt for 08/03/2022. DEP received an e-mail from the owner on 08/04/2022 with the water meter readings for 08/04/2022. DEP received an e-mail from the owner on 08/05/2022 with the water meter readings for 08/05/2022. DEP received an e-mail from the owner on 08/06/2022 with the water meter readings for 08/06/2022. DEP received an e-mail from the owner on 08/07/2022 with the water meter readings and septic tanks pump-out receipt for 08/07/2022. DEP received an e-mail from the owner on 08/08/2022 with the water meter readings and septic tanks pump-out receipt for 08/08/2022. DEP received an e-mail from the owner on 08/09/2022 with the water meter readings for 08/09/2022. DEP received an e-mail from the owner on 08/10/2022 with the water meter readings for 08/10/2022. DEP received an e-mail from the owner on 08/11/2022 with the water meter readings for 08/11/2022. DEP received an e-mail from the owner on 08/12/2022 with the water meter readings for 08/12/2022. DEP received an e-mail from the owner on 08/13/2022 with the water meter readings for 08/13/2022. DEP received an e-mail from the owner on 08/14/2022 with the water meter readings for 08/14/2022. DEP received an e-mail from the owner on 08/15/2022 with the water meter readings for 08/15/2022.

DEP received an e-mail from the owner on 08/16/2022 with the water meter readings for 08/16/2022. DEP received an e-mail from the owner on 08/17/2022 with the water meter readings for 08/17/2022. Site Visit type: Followup. Date: 08/18/2022. Septic Failure: Not observed. On 08/18/2022 DEP performed an inspection of the absorption field. No septic failure was observed. Present for Inspection: None. Property Status: Currently inhabited, Full time use. DEP received an e-mail from the owner on 08/18/2022 with the water meter readings for 08/18/2022. DEP received an e-mail from the owner on 08/19/2022 with the water meter readings for 08/19/2022. DEP received an e-mail from the owner on 08/20/2022 with the water meter readings for 08/20/2022. DEP received an e-mail from the owner on 08/21/2022 with the water meter readings and septic tanks pump-out receipt for 08/21/2022. DEP received an e-mail from the owner on 08/22/2022 with the water meter readings for 08/22/2022. DEP received an e-mail from the owner on 08/23/2022 with the water meter readings for 08/23/2022. DEP received an e-mail from the owner on 08/24/2022 with the water meter readings for 08/24/2022. DEP received an e-mail from the owner on 08/25/2022 with the water meter readings for 08/25/2022. DEP received an e-mail from the owner on 08/26/2022 with the water meter readings for 08/26/2022. DEP received an e-mail from the owner on 08/27/2022 with the water meter readings for 08/27/2022. DEP received an e-mail from the owner on 08/28/2022 with the water meter readings for 08/28/2022. DEP received an e-mail from the owner on 08/29/2022 with the water meter readings for 08/29/2022. DEP received an e-mail from the owner on 08/30/2022 with the water meter readings for 08/30/2022. DEP received an e-mail from the owner on 08/31/2022 with the water meter readings for 08/31/2022. DEP received an e-mail from the owner on 09/08/2022 with the water meter readings for 09/08/2022. Site Visit type: Followup. Date: 09/09/2022. Septic Failure: Not observed. On 09/09/2022 DEP performed an inspection of the absorption field. No septic failure was observed. Present for Inspection: None. Property Status: Currently inhabited, Full-time use. DEP received an e-mail from the owner on 09/09/2022 with the water meter readings and septic tanks pump-out receipt for 09/09/2022. DEP received an e-mail from the owner on 09/10/2022 with the water meter readings for 09/10/2022. DEP received an e-mail from the owner on 09/11/2022 with the water meter readings and septic tanks pump-out receipt for 09/11/2022. DEP received an e-mail from the owner on 09/12/2022 with the water meter readings for 09/12/2022. DEP received an e-mail from the owner on 09/13/2022 with the water meter readings for 09/13/2022. DEP received an e-mail from the owner on 09/14/2022 with the water meter readings for 09/14/2022. DEP received an e-mail from the owner on 09/15/2022 with the water meter readings for 09/15/2022. DEP received an e-mail from the owner on 09/16/2022 with the water meter readings for 09/16/2022. DEP received an e-mail from the owner on 09/17/2022 with the water meter readings for 09/17/2022. DEP received an e-mail from the owner on 09/18/2022 with the water meter readings for 09/18/2022. DEP received an e-mail from the owner on 09/19/2022 with the water meter readings for 09/19/2022. DEP received an e-mail from the owner on 09/20/2022 with the water meter readings for 09/20/2022. DEP received an e-mail from the owner on 09/21/2022 with the water meter readings for 09/21/2022. DEP received an e-mail from the owner on 09/22/2022 with the water meter readings for 09/22/2022. DEP received an e-mail from the owner on 09/25/2022 with the water meter readings for 09/25/2022. DEP received an e-mail from the owner on 09/27/2022 with the water meter readings and septic tanks pump-out receipt for 09/27/2022. DEP received an e-mail from the owner on 09/28/2022 with the water meter readings for 09/28/2022. DEP received an e-mail from

the owner on 09/29/2022 with the water meter readings for 09/29/2022. DEP received an e-mail from the owner on 09/30/2022 with the water meter readings for 09/30/2022.

DEP received an e-mail from the owner on 10/01/2022 with the water meter readings for 10/01/2022. DEP received an e-mail from the owner on 10/02/2022 with the water meter readings for 10/02/2022. DEP received an e-mail from the owner on 10/03/2022 with the water meter readings for 10/03/2022. DEP received an e-mail from the owner on 10/05/2022 with the water meter readings for 10/04/2022. DEP received an e-mail from the owner on 10/05/2022 with the water meter readings for 10/05/2022. DEP received an e-mail from the owner on 10/06/2022 with the water meter readings for 10/06/2022. DEP received an e-mail from the owner on 10/07/2022 with the water meter readings for 10/07/2022. DEP received an e-mail from the owner on 10/08/2022 with the water meter readings for 10/08/2022. DEP received an e-mail from the owner on 10/10/2022 with the septic tanks pump-out receipt and water meter readings for 10/10/2022. DEP received an e-mail from the owner on 10/10/2022 with the water meter readings for 10/09/2022. DEP received an e-mail from the owner on 10/11/2022 with the water meter readings for 10/11/2022. DEP received an e-mail from the owner on 10/12/2022 with the water meter readings for 10/12/2022. DEP received an e-mail from the owner on 10/13/2022 with the water meter readings for 10/13/2022. Site Visit type: Followup. Date: 10/14/2022. Septic Failure: Not observed. On 10/14/2022 DEP performed an inspection of the absorption field. No septic failure was observed. Present for Inspection: None. Property Status: Currently inhabited, Full time use. DEP received an e-mail from the owner on 10/14/2022 with the water meter readings for 10/14/2022. DEP received an e-mail from the owner on 10/15/2022 with the water meter readings for 10/15/2022. DEP received an e-mail from the owner on 10/16/2022 with the septic tanks pump-out receipt and water meter readings for 10/16/2022. DEP received an e-mail from the owner on 10/18/2022 with the water meter readings for 10/18/2022. DEP received an e-mail from the owner on 10/18/2022 with well water quality testing results. DEP received an e-mail from the owner on 10/19/2022 with the water meter readings for 10/19/2022. DEP received an e-mail from the owner on 10/20/2022 with the water meter readings for 10/20/2022. DEP received an e-mail from the owner on 10/21/2022 with the water meter readings for 10/21/2022. DEP received an e-mail from the owner on 10/25/2022 with the water meter readings for 10/25/2022. DEP received an e-mail from the owner on 10/26/2022 with the water meter readings for 10/26/2022. DEP received an e-mail from the owner on 10/28/2022 with the water meter readings for 10/28/2022. DEP received an e-mail from the owner on 10/29/2022 with the water meter readings for 10/29/2022. DEP received an e-mail from the owner on 10/30/2022 with the water meter readings for 10/30/2022. DEP received an e-mail from the owner on 11/02/2022 with the water meter readings for 11/02/2022. DEP received an e-mail from the owner on 11/04/2022 with the water meter readings for 11/04/2022. DEP received an e-mail from the owner on 11/05/2022 with the water meter readings for 11/05/2022. DEP received an e-mail from the owner on 11/06/2022 with the water meter readings for 11/06/2022. DEP received an e-mail from the owner on 11/08/2022 with the water meter readings for 11/08/2022. DEP received an e-mail from the owner on 11/09/2022 with the water meter readings for 11/09/2022. DEP received an e-mail from the owner on 11/10/2022 with the water meter readings for 11/10/2022. DEP received an e-mail from the owner on 11/11/2022 with the water meter readings for 11/11/2022. DEP received an e-mail from the owner on 11/15/2022 with the septic tanks pump-out receipt and water meter readings for 11/15/2022. DEP received an e-mail from

the owner on 11/20/2022 with the water meter readings for 11/20/2022. DEP received an e-mail from the owner on 11/21/2022 with the septic tanks pump-out receipt and water meter readings for 11/21/2022. DEP received an e-mail from the owner on 11/27/2022 with the water meter readings for 11/27/2022. DEP received an e-mail from the owner on 11/28/2022 with the septic tanks pump-out receipt and water meter readings for 11/28/2022. DEP received an e-mail from the owner on 11/30/2022 with the water meter readings for 11/30/2022. Site Visit type: Followup. Date: 12/02/2022. Septic Failure: Not observed. On 12/02/2022 DEP performed an inspection of the absorption field. No septic failure was observed. Present for Inspection: None. Property Status: Currently inhabited, Full time use. DEP received an e-mail from the owner on 12/05/2022 with the septic tanks pump-out receipt and water meter readings for 12/05/2022. DEP received an e-mail from the owner on 12/07/2022 with the water meter readings for 12/07/2022. DEP received an e-mail from the owner on 12/09/2022 with the water meter readings for 12/09/2022. DEP received an e-mail from the owner on 12/10/2022 with the water meter readings for 12/10/2022. DEP received an e-mail from the owner on 12/11/2022 with the water meter readings for 12/11/2022. DEP received an e-mail from the owner on 12/12/2022 with the septic tanks pump-out receipt and water meter readings for 12/12/2022. DEP received an e-mail from the owner on 12/13/2022 with the water meter readings for 12/13/2022. DEP received an e-mail from the owner on 12/14/2022 with the water meter readings for 12/14/2022. DEP received an e-mail from the owner on 12/15/2022 with the water meter readings for 12/15/2022. DEP received an e-mail from the owner on 12/16/2022 with the water meter readings for 12/16/2022. DEP received an e-mail from the owner on 12/17/2022 with the water meter readings for 12/17/2022. DEP received an e-mail from the owner on 12/18/2022 with the water meter readings for 12/18/2022. DEP received an e-mail from the owner on 12/19/2022 with the water meter readings for 12/19/2022. DEP received an e-mail from the owner on 12/20/2022 with the water meter readings for 12/20/2022. DEP received an e-mail from the owner on 12/21/2022 with the water meter readings for 12/21/2022. DEP received an e-mail from the owner on 12/22/2022 with the water meter readings for 12/22/2022. DEP received an e-mail from the owner on 12/23/2022 with the water meter readings for 12/23/2022. DEP received an e-mail from the owner on 12/24/2022 with the water meter readings for 12/24/2022. DEP received an e-mail from the owner on 12/26/2022 with the water meter readings for 12/26/2022. DEP received an e-mail from the owner on 12/26/2022 with the water meter readings for 12/25/2022. DEP received an e-mail from the owner on 12/27/2022 with the septic tanks pump-out receipt and water meter readings for 12/27/2022. DEP received an e-mail from the owner on 12/28/2022 with the water meter readings for 12/28/2022. DEP received an e-mail from the owner on 12/29/2022 with the septic tanks pump-out receipt and water meter readings for 12/29/2022. DEP received an e-mail from the owner on 12/30/2022 with the water meter readings for 12/30/2022. DEP received an e-mail from the owner on 12/31/2022 with the water meter readings for 12/31/2022. DEP received an e-mail from the owner on 01/01/2023 with the water meter readings for 01/01/2023. DEP received an e-mail from the owner on 01/02/2023 with the water meter readings for 01/02/2023. DEP received an e-mail from the owner on 01/03/2023 with the water meter readings for 01/03/2023. DEP received an e-mail from the owner on 01/04/2023 with the septic tanks pump-out receipt and water meter readings for 01/04/2023. DEP received an e-mail from the owner on 01/05/2023 with the water meter readings for 01/05/2023. DEP received an e-mail from the owner on 01/06/2023 with the water meter readings for 01/06/2023. DEP received an e-mail from the owner on 01/07/2023 with the septic tanks pump-out receipt

and water meter readings for 01/07/2023. DEP received an e-mail from the owner on 01/08/2023 with the water meter readings for 01/08/2023. DEP received an e-mail from the owner on 01/09/2023 with the water meter readings for 01/09/2023. DEP received an e-mail from the owner on 01/10/2023 with the water meter readings for 01/10/2023. Site Visit type: Followup. Date: 01/11/2023. Septic Failure: Not observed. On 01/11/2023 DEP performed an inspection of the absorption field. No septic failure was observed. Present for Inspection: None. Property Status: Currently inhabited, Full time use. DEP received an e-mail from the owner on 01/11/2023 with the water meter readings for 01/11/2023. DEP received an e-mail from the owner on 01/12/2023 with the water meter readings for 01/12/2023. DEP received an e-mail from the owner on 01/13/2023 with the septic tanks pump-out receipt and water meter readings for 01/13/2023. DEP received an e-mail from the owner on 01/14/2023 with the water meter readings for 01/14/2023. DEP received an e-mail from the owner on 01/15/2023 with the water meter readings for 01/15/2023. DEP received an e-mail from the owner on 01/16/2023 with the water meter readings for 01/16/2023. DEP received an e-mail from the owner on 01/17/2023 with the water meter readings for 01/17/2023. DEP received an e-mail from the owner on 01/18/2023 with the water meter readings for 01/18/2023. DEP received an e-mail from the owner on 01/20/2023 with the water meter readings for 01/20/2023. DEP received an e-mail from the owner on 01/21/2023 with the water meter readings for 01/21/2023. DEP received an e-mail from the owner on 01/22/2023 with the water meter readings for 01/22/2023. DEP received an e-mail from the owner on 01/23/2023 with the water meter readings for 01/23/2023. DEP received an e-mail from the owner on 01/24/2023 with the water meter readings for 01/24/2023. DEP received an e-mail from the owner on 01/25/2023 with the water meter readings for 01/25/2023. DEP received an e-mail from the owner on 01/26/2023 with the water meter readings for 01/26/2023. DEP received an e-mail from the owner on 01/27/2023 with the water meter readings for 01/27/2023. DEP received an e-mail from the owner on 01/28/2023 with the water meter readings for 01/28/2023. DEP received an e-mail from the owner on 01/29/2023 with the water meter readings for 01/29/2023. DEP received an e-mail from the owner on 01/30/2023 with the water meter readings for 01/30/2023. DEP received an e-mail from the owner on 01/31/2023 with the septic tanks pump-out receipt and water meter readings for 01/31/2023. DEP received an e-mail from the engineer on 01/31/2023 regarding the design status of the alternate absorption field. DEP received an e-mail from the owner on 02/01/2023 with the water meter readings for 02/01/2023. DEP received an e-mail from the owner on 02/02/2023 with the water meter readings for 02/02/2023. DEP received an e-mail from the owner on 02/03/2023 with the water meter readings for 02/03/2023. DEP received an e-mail from the owner on 02/04/2023 with the water meter readings for 02/04/2023. DEP received an e-mail from the owner on 02/05/2023 with the water meter readings for 02/05/2023. DEP received an e-mail from the owner on 02/06/2023 with the septic tanks pump-out receipt and water meter readings for 02/06/2023. DEP received an e-mail from the owner on 02/08/2023 with the water meter readings for 02/07/2023. DEP received an e-mail from the engineer on 02/08/2023 with a draft drawing package for the alternate absorption field. The submission does not include an application and is for courtesy design review only. DEP received an e-mail from the owner on 02/09/2023 with the water meter readings for 02/08/2023. DEP received an e-mail from the owner on 02/10/2023 with the water meter readings for 02/09/2023. DEP received an e-mail from the owner on 02/11/2023 with the water meter readings for 02/10/2023. DEP received an e-mail from the owner on 02/12/2023 with the water meter readings for 02/11/2023. DEP

received an e-mail from the owner on 02/13/2023 with the water meter readings for 02/12/2023. DEP received an e-mail from the owner on 02/14/2023 with the water meter readings for 02/13/2023. DEP received an e-mail from the owner on 02/15/2023 with the water meter readings for 02/14/2023. DEP received an e-mail from the owner on 02/16/2023 with the water meter readings for 02/15/2023. DEP received an e-mail from the owner on 02/16/2023 with the septic tanks pump out receipt and water meter readings for 02/15/2023. DEP received an e-mail from the owner on 02/17/2023 with the water meter readings for 02/16/2023. DEP received an e-mail from the engineer on 02/17/2023 regarding the design status of the additional absorption field. The engineer is working on the project drawings and design for two pump stations in series to reach the additional field. The drawings are close to being finalized now that there is a final pump configuration. DEP received an e-mail from the owner on 02/18/2023 with the septic tanks pump out receipt and water meter readings for 02/18/2023. DEP received an e-mail from the owner on 02/19/2023 with the water meter readings for 02/18/2023. DEP received an e-mail from the owner on 02/20/2023 with the water meter readings for 02/19/2023. DEP received an e-mail from the owner on 02/21/2023 with the water meter readings for 02/20/2023. DEP received an e-mail from the owner on 02/22/2023 with the water meter readings for 02/21/2023. DEP received an e-mail from the owner on 02/23/2023 with the septic tanks pump out receipt and water meter readings for 02/22/2023. DEP received an e-mail from the owner on 02/25/2023 with the water meter readings for 02/24/2023. DEP received an e-mail from the owner on 02/27/2023 with the water meter readings for 02/26/2023. DEP received an e-mail from the owner on 02/28/2023 with the water meter readings for 02/27/2023. DEP received an e-mail from the owner on 03/01/2023 with the water meter readings for 02/28/2023. DEP received an e-mail from the owner on 03/02/2023 with the septic tanks pump out receipt and water meter readings for 03/01/2023. DEP received an e-mail from the owner on 03/03/2023 with the water meter readings for 03/02/2023. DEP received an e-mail from the owner on 03/04/2023 with the water meter readings for 03/03/2023. DEP received an e-mail from the owner on 03/05/2023 with the water meter readings for 03/04/2023. DEP received an e-mail from the owner on 03/06/2023 with the water meter readings for 03/05/2023. DEP received an e-mail from the owner on 03/07/2023 with the water meter readings for 03/06/2023. DEP received an e-mail from the owner on 03/09/2023 with the water meter readings for 03/08/2023. DEP received an e-mail from the owner on 03/10/2023 with the water meter readings for 03/09/2023. DEP received an e-mail from the engineer on 03/10/2023 with draft design drawings for the alternate absorption field. DEP received an e-mail from the owner on 03/11/2023 with the water meter readings for 03/10/2023. DEP received an e-mail from the owner on 03/12/2023 with the water meter readings for 03/11/2023. DEP received an e-mail from the owner on 03/13/2023 with the water meter readings for 03/12/2023. DEP called the engineer on 03/14/2023 regarding the draft design drawings. DEP received an e-mail from the owner on 03/15/2023 with the water meter readings for 03/14/2023. DEP sent an e-mail to the engineer on 03/15/2023 regarding the draft design drawings. Mound systems are prohibited by the Watershed Regulations. DEP sent an e-mail to the engineer on 03/15/2023 regarding the draft design drawings. DEP received an e-mail from the owner on 03/16/2023 with the septic tanks pump out receipt and water meter readings for 03/16/2023. DEP received an e-mail from the owner on 03/18/2023 with the water meter readings for 03/17/2023. DEP received an e-mail from the owner on 03/19/2023 with the water meter readings for 03/18/2023. DEP received an e-mail from the owner on 03/20/2023 with the water meter readings for

03/19/2023. DEP received an e-mail from the owner on 03/21/2023 with the water meter readings for 03/20/2023. DEP received an e-mail from the owner on 03/22/2023 with the water meter readings for 03/21/2023. DEP received an e-mail from the engineer on 03/22/2023 with revised draft design drawings for the alternate absorption field. DEP received an e-mail from the owner on 03/24/2023 with the water meter readings for 03/23/2023. DEP received an e-mail from the owner on 03/24/2023 with the septic tanks pump out receipt and water meter readings for 03/22/2023. DEP received an e-mail from the owner on 03/27/2023 with the septic tanks pump out receipt and water meter readings for 03/26/2023. DEP received an e-mail from the owner on 03/28/2023 with the septic tanks pump out receipt and water meter readings for 03/28/2023. DEP received an e-mail from the owner on 03/30/2023 with the water meter readings for 03/29/2023.

Project Name: County Route 3  
(2022-PE-0346)

Town: Halcott

Basin: Pepacton

Type of Use: Residential SSTS Repair (RE)

Type of Violation: Complaint of SSTS failure at property. Town CEO reported he had visited property and verified SSTS was failing in the backyard.

Discovery Date: 05/31/2022

Status: New

#### Overview & Action:

DEP received a call from the CEO on 05/31/2022 regarding complaint of SSTS failure at property. CEO said they had visited property and verified SSTS was failing in backyard. CEO said complaint was anonymous and indicated failure had been going on for some time. CEO requested DEP stop by property. Site Visit type: Complaint. Date: 06/02/2022. Septic Failure: Observed. Failure Description: Migrating off property, Surfacing of sewage on ground. On 06/02/2022 DEP performed a site visit to follow up on a complaint received by the town CEO. Upon visiting the site DEP observed that the SSTS for the residence was failing and surfacing on the ground. The failure is in close proximity to a watercourse. Present for Inspection: Tenant. Property Status: Currently inhabited, Full-time use. DEP issued an NOV to the owner on 06/07/2022. DEP received a call from the owner on 06/17/2022 regarding NOV. Owner confirmed receipt of NOV and stated their attorney will be contacting DEP on 06/21/22. DEP received a voicemail from the applicant's attorney on 06/21/2022 regarding the NOV. DEP called the applicant's attorney on 06/22/2022. Left message to call back. DEP called the applicant's attorney on 06/24/2022. Left message to call back. DEP received a call from the applicant's attorney on 06/29/2022. DEP discussed required steps for addressing NOV. Attorney asked if applicant can try to pump out system before hiring engineer. DEP said applicant can try a pump out first but did not think it would resolve problem. Attorney to send receipt of pump outs to DEP. Site Visit type: Follow-up. Date: 07/07/2022. Septic Failure: Not Observed. Failure not observed. Tank was pumped this morning. Present for Inspection: Owner's Representative, Tenant. Property Status: Currently inhabited, Full-time use. Site Visit type: Follow-up. Date: 09/16/2022. Septic Failure: Not Observed. Failure not observed. Photos taken. Present for Inspection: None. Property Status: Currently inhabited, Full-time use.



Site Visit type: Followup. Date: 12/21/2022. Septic Failure: Not Observed. Failure not observed. Present for Inspection: None. Property Status: Currently inhabited, Full time use. Site Visit type: Followup. Date: 02/16/2023. Septic Failure: Not Observed. Failure not observed. Present for Inspection: None. Property Status: Currently inhabited, full-time use.

### **3.1.3. West Branch, Boyd Corners, Croton Falls, Cross River Basins**

Project Name: 737 Croton Falls Rd  
(2010-CF-0892)

Town: Carmel

Basin: Croton Falls

Type of Use: Solid Waste (SO)

Type of Violation: Fill section. Failure to comply with Rules and Regulations.  
Land Use Permit for survey and eventual remediation.

Discovery Date:

10/14/10

Status: Ongoing

Overview and Action:

DEP received a Site Remediation Work Plan from the engineer on 2/14/17. DEP received a Stormwater Addendum from the engineer on 8/10/17. DEP received a copy of the Revised Site Remediation Work Plan from the geo tech engineer on 8/25/17.

Communication between NYC attorneys and the Watershed Inspector General 5/2/19 to 6/11/19. Correspondence received on 9/17/19 from the NYC Law Department. DEP received a copy of the owner's response to the Watershed Inspector General via email on 9/26/19. DEP received the Executed Certification for the On-Site Areas Remedial Work Plan from DEP Legal on 1/24/20 via email. DEP issued comments to the applicant's attorney on 3/4/20 regarding the On-Site Areas Remedial Work Plan. DEP received a letter from the applicant's attorney via email on 4/1/20 in response to comments regarding the Off-Site Areas Remedial Work Plan. DEP received a copy of the DEC comment letter to the applicant's attorney and applicant on 5/12/20 via email. REP sent an internal e-mail on 7/6/20 regarding property status from the engineer. DEP received DEC's approval of remedial work relative to the property on 7/23/20 via email. DEP received a copy of the SWPPP from the applicant's attorney via email on 7/31/20 for the removal of construction and debris material from the Property. DEP received a copy of the discussion between DEP Legal and the Watershed Inspector General on 8/11/20 in response to the 7/31/20 email received from the applicant's attorney. DEP issued a SWPPP Approval to the engineer via email on 8/25/20 for removal of construction and debris material from the property. DEP received the engineer's response to all outstanding Carmel and WIG SWPPP items on 12/15/2020 via email. DEP received a copy of an update via email from DEP Legal on 1/20/2021. REP sent an internal e-mail on 1/22/2021 regarding the application update. Internal email sent that REP attended the pre-construction meeting on 3/2/2021 for cleanup of the Prato property only. DEP received an expected construction start date via email on 4/1/2021. DEP sent an e-mail to the Town on 4/16/2021 regarding site status. Daily Activity Report received via email on 4/23/2021. DEP sent an e-mail to the Town and DEC on 5/14/2021 regarding site status.

DEP received a copy DEC's email to the engineer on 5/24/2021 regarding the site. DEP received an e-mail from DEC on 5/24/2021 regarding the site. DEP performed an inspection of the property site on 5/28/2021.

DEP received an e-mail from the DEC on 6/3/2021 regarding status of the site. DEP received an e-mail from the DEC on 6/9/2021 regarding status of the site. REP sent an internal e-mail on 6/11/2021 regarding site status. DEP sent an e-mail on 6/18/2021 regarding recent site inspection update. DEP received a copy of an email the DEC received from the NYC Town Hall on 6/18/2021 regarding the clean soil bank. DEP received a copy of correspondence on 6/18/2021 via email. DEP received a copy of a letter via email on 6/21/2021 from the Attorney General to the applicant's attorney. DEP sent an e-mail on 6/25/2021 regarding recent site inspection update. DEP received an e-mail confirmation from the applicant's attorney on 6/25/2021 that arrangements are underway to move the material from the property to a solid waste management facility. DEP sent an e-mail on 7/2, 7/9, and 7/16/2021 regarding recent site inspection update. Internal email sent on 7/30/2021 regarding copy of e-mails from the DEC to the engineer on 7/21, 7/28, and 7/30/2021 requesting status of waste removal. DEP sent an e-mail on 7/30 and 7/30/2021 regarding recent site inspection update. DEP received a copy of the waste transport permit for the trucking company via email on 8/03/2021. DEP received an e-mail on 8/4/2021 regarding recent site inspection update. DEP received an e-mail on 8/11/2021 regarding recent site inspection update. DEP sent an e-mail on 8/13, and 8/13/2021 regarding recent site inspection update. REP sent an e-mail on 9/9/2021 regarding the recent meeting with DEC, WIG, applicant's attorney and consultant to discuss cleanup of the City property. DEP sent an e-mail on 8/13/2021 regarding recent site inspection update. DEP received an e-mail on 9/15 and 9/24/2021 regarding site update. DEP sent an e-mail on 9/24/2021 regarding recent site inspection update. DEP received an e-mail on 10/01/2021 regarding 10/1/2021 EMAIL site update. DEP sent an e-mail on 10/12/2021 regarding recent site inspection update. DEP sent an e-mail on 10/22/2021 regarding recent site inspection update. 10/22/2021 EMAIL DEP received an e-mail on 10/22/2021 regarding site update. DEP received information via email from the DEC on 10/27/2021 regarding the project. DEP sent the proposed grading plan on 10/27/2021 via email. DEP sent an email to the DEC on 10/27/2021 regarding the grading plan. DEP sent an e-mail to NYSDEC, Carmel Building Dept 10/22/2021 regarding recent site inspection update. DEP received an update on the off-site sampling plan on 11/03/2021 via email. DEP received an e-mail from the DEC on 10/22/2021 regarding site update. DEP sent draft sampling plans via email on 11/08/2021. DEP sent an e-mail on 10/22/2021 regarding recent site inspection update.

DEP received a copy of documents sent via email from the engineer to the DEC on 11/18/2021 regarding plans for partial fill restoration. DEP received an email from the DEC on 11/22/2021 regarding the site update. 11/22/2021 EMAIL DEP received an e-mail from Legal on 11/22/2021 regarding site excavation work photos. DEP sent photos of the site via email to NYSDEC & Carmel on 11/22/2021 as requested. DEP issued a joint DEP/DEC comment letter on 11/22/2021 via email on 11/23/2021 in response to the Off-Site Soil Sampling Plan. DEP sent an e-mail on 12/03/2021 regarding recent site inspection update. DEP sent an e-mail on 12/10/2021 regarding recent site inspection update. DEP sent an e-mail on 12/17/2021 regarding recent site inspection update. DEP received a copy of the response to DEC's Request for Clarifications via email on 01/07/2022. DEP sent an e-mail on 01/14/2022 regarding recent site inspection update.

DEP sent an e-mail on 01/21/2022 regarding recent site inspection update. DEP sent an e-mail on 01/21/2022 regarding recent site inspection update. DEP sent an e-mail on 02/11/2022 regarding recent site inspection update – no activity in January due to weather conditions. DEP sent an e-mail on 02/18/2022 regarding recent site inspection update. The engineer responded 02/22/2022 to DEP's 02/17/2022 email regarding the status of the site, no activity in February due to weather conditions. DEP received an email from the engineer on 03/03/2022 regarding status of the site – removal of contaminated material continues and clean fill is being placed on the exposed slope; no erosion issues. DEP sent an e-mail on 03/04/2022 regarding recent site inspection update. DEP sent an e-mail on 03/18/2022 regarding recent site inspection update. DEP sent an e-mail on 03/25/2022 to NYSDEC & Carmel regarding recent site inspection update.

DEP sent an e-mail on 03/18/2022 regarding recent site inspection update. DEP responded to DEC on 04/01/2022 regarding the recent site inspection. DEP responded to DEC's comments on 04/01/2022 regarding the recent site inspection. DEP sent an e-mail on 04/08/2022 regarding recent site inspection update. DEP sent an e-mail on 04/08/2022 regarding recent site inspection update. 4/29/2022 EMAIL DEP sent an e-mail on 04/08/2022 regarding recent site inspection update. DEP received a copy of the engineer's email to the DEC on 05/17/2022 regarding the progress of the endpoint sampling. DEP sent an e-mail on 06/03/2022 regarding recent site inspection update. DEP sent an e-mail on 06/03/2022 regarding recent site inspection update. DEP received an e-mail on 06/13/2022 regarding recent site inspection update. DEP internal email exchange on 06/15/2022 regarding site status. 6/15/2022 EMAIL DEP sent a copy of the engineer's email to the DEC on 06/15/2022 regarding site status. DEP sent internal email on 06/16/2022 in response to recent site status update email of 06/15/2022. DEP sent an e-mail on 06/17/2022 regarding recent site inspection update. DEP sent an e-mail on 06/24/2022 regarding recent site inspection update. DEP sent an e-mail on 07/01/2022 regarding recent site inspection update. DEP sent an e-mail on 07/01/2022 regarding recent site inspection update. DEP sent a status update to the engineer via email on 07/07/2022. DEP sent an e-mail on 07/15/2022 regarding recent site inspection update. DEP sent an e-mail on 07/22/2022 regarding recent site inspection update. DEP sent an e-mail on 07/28/2022 regarding recent site inspection update. DEP sent an e-mail on 08/05/2022 regarding recent site inspection update. DEP sent an e-mail on 08/05/2022 regarding recent site inspection update. 8/25/2022 EMAIL DEP sent an e-mail on 8/05/2022 regarding recent site inspection update. DEP sent an internal email on 8/26/2022 regarding status of the recent site inspection. DEP received an e-mail from Legal on 09/15/2022 regarding City lands soil sampling. DEP received a copy of email discussion between DEP Legal and the attorney on 09/15/2022 regarding City lands soil sampling. DEP sent an e-mail on 09/16/2022 regarding recent site inspection update. DEP sent an e-mail on 09/16/2022 regarding recent site inspection update. DEP sent an e-mail to the engineer on 09/23/2022 regarding recent site inspection update. DEP sent an e-mail on 09/23/2022 regarding recent site inspection update.

DEP sent an e-mail on 10/23/2022 regarding recent site inspection update. DEP sent joint comments via email on 11/22/2022 regarding recent site inspection update. DEP sent an e-mail on 02/09/2023 requesting status of revised sampling plan and application submission. DEP exchanged e-mails on 02/15/2023 regarding status of the revised sampling plan and application submission. DEP received an e-mail regarding status of the

sampling plan on 03/30/2023.

Project Name: Kennicut Hill Road (1994-CF-0089)  
Town: Town of Carmel  
Basin: Croton Falls  
Type of Use: Stormwater (SP)  
Type of Violation: Subsurface disposal system/stormwater management system. 106.61 acres, residential subdivision. Proposed amendments to SWPPP.  
Status: New

**Overview and Action:**

REP received a copy of Compliance Letter issued via email from DEP Legal on 12/05/2022. DEP issued the Compliance Letter from DEP Legal to the Town via email on 12/06/2022. DEP called/received the HOA on 12/09/2022 regarding DEP's 12/05/2022 Legal Letter. DEP called the CEO and left a message on 12/09/2022 requesting a call back to discuss the Subdivision. DEP received a copy of the response to the compliance letter from a HOA Board Member via email on 12/09/2022 regarding status. Response received to DEP letter via email on 01/25/2023. DEP received a copy of owner's members response to DEP Legal's email/letter dated 01/26/2023 via email. DEP Legal issued a compliance letter to Owner/HOA members via email on 01/26/2023. DEP received a copy of an e-mail from the Town on 02/03/2023 regarding remaining work that needs to be completed. DEP initiated an Enforcement Action on 03/16/2023. DEP issued an NOV to the owner via email on 03/16/2023. DEP sent an e-mail to the Town on 03/16/2023 regarding the approved SWPPP and amended SWPPP. DEP issued a hardcopy of NOV to owner on 03/17/2023. DEP issued a hardcopy of NOV to owner (White Plains) on 03/21/2023. DEP performed a site visit on 03/24/2023. There were deficiencies. There was no discharge. The site was occupied. DEP received correspondence from the owner's attorney via email on 03/28/2023 regarding the NOV.

### **3.1.4. Kensico Basin**

Project Name: 1700 Old Orchard Street  
(1996-KE-0459)  
Town: North Castle  
Basin: Kensico  
Type of Use: Solid Waste (SO)  
Type of Violation: Illicit fill material. Turbid discharge of stormwater runoff onto City-owned Lands and into Kensico Reservoir. DEP NOV.

Discovery Date:  
10/26/21

Status: Ongoing

**Overview and Action:**

On 10-26-2021 -Heavy rain event, turbid stormwater was observed flow from DEP property adjacent to the Jennie Clarkson School, 1700 Old Orchard Street. The turbid stormwater discharged into Kensico Reservoir causing a turbid plume. Photos were taken. DEP performed a site inspection

at the Jenny Clarkson School property adjacent to DEP property. Erosion issues were found in a large fill material area adjacent to DEP property. Maintenance Supervisor stated fill material was transported to the property in Spring of 2021. The source of the turbid stormwater discharge into Kensico Reservoir on 10-26-21 was the fill material. Photos were taken. Site inspection performed. Silt fence has been installed along the DEP stone wall below the fill material. Erosion issues in the fill material has exposed metal, glass, coal ash, tile, brick, asphalt, plastic, concrete, and wood. Photos taken. 10/29/2021 EMAIL Discussion between DEP and the owner via email on 10/29/2021 regarding project status. 11/1/2021 PC DEP received a call from St. Christopher's on 11/01/2021 regarding the NOV. DEP received a call from the owner who acknowledge receiving the NOV, he confirmed immediate compliance with items 1, 2, & 4 of the NOV. regarding item 3: Silt fence have been installed & sediments removed on Route 22 – DEP to meet on site with St. Christopher's to discuss additional site stabilization. DEP initiated an Enforcement Action on 11/01/2021. 11/1/2021 NOVO DEP issued an NOV to the owner on 11/01/2021 via email. DEP received correspondence from owner on 11/01/2021 via email. DEP sent a copy of the NOV to the town of North Castle on 11/01/2021. 11/3/2021 PC DEP received a call from the owner's rep on 11/03/2021 regarding site visit and NOV. DEP responded 11/03/2021 to the owner's 11/02/2021 email regarding the scheduled meeting. DEP sent notification to the Town and DEC via email on 11/03/2021 of the upcoming site evaluation regarding the NOV. DEP received a response from the DEC via email on 11/04/2021 regarding the NOV. Discussion between REP and WLCP via email on 11/04/2021 regarding the status of the site. DEP received correspondence on 11/04/2021 via email the Town received from the DEC regarding the site. DEP received proof of compliance for beneficial use via email from owner on 11/04/2021 as requested. An onsite meeting was held with the project applicant, the Town of North Castle and DEP on 11/04/2021 to evaluate the site and discuss the project /violations. 11/5/2021 C DEP received copies of the violations on 11/05/2021 via email that the Town issued. Internal email on 11/05/2021 regarding the fill material. REP received an email from EH&S on 11/05/2021 regarding the NOV. DEP responded to the DEC on 11/08/2021 regarding the NOV. DEP received a response from the DEC on 11/08/2021 regarding the NOV. DEP sent an email to owner on 11/08/2021 regarding the NOV 11/8/2021 EMAIL DEP received a response from owner on 11/08/2021 regarding the NOV. DEP performed a site visit on 11/12/2021. There were no deficiencies. There was no discharge. The site was occupied. DEP an e-mail to owner and the engineer on 11/19/2021 regarding the status of the NOV. DEP received a response from owner to the 11/19/2021 email. DEP received an email from owner on 11/19/2021 regarding the NOV. 11/19/2021 EMAIL DEP received an e-mail from owner on 11/19/2021 regarding the NOV. DEP received an e-mail on 11/22/2021 regarding the NOV. DEP received a call from the project engineer on 11/22/2021 regarding the nature and scope of the NOV. The project engineer has not yet visited the site. A site meeting was held with REP, DEP EH&S, the project engineer, owner & landscape contractor on 11/24/2021. The engineer will prep a plan for removing the fill – I've extended his deadline to submit the plan by 5 days, from 11/28 to 12/03. The Eng. will schedule several deep test holes to determine the extent of fill to be remove which we'll review & witness; and he will look further into where the fill came from. DEP received an e-mail on 11/30/2021 with the proposed test pit locations. DEP witnessed soil testing in the fill material. 10 deep soil tests were performed. Soil samples were collected from the deep holes. A stormwater drainage pipe was located on DEP property below the fill material. Owner was advised to remove the pipe. Photos taken. DEP received an update on the campus fill removal plan from the engineer on 12/06/2021 via email. DEP received an update on the campus fill removal plan via email on 12/07/2021. The stormwater drainage pipe found on DEP property has been removed and relocated to neighbor's property. Photos taken. DEP issued a comment letter to the engineer on 12/09/2021 regarding the NOV. DEP received an update on the campus fill removal plan via email on 12/07/2021. DEP received an update on the campus fill removal plan via email on 12/22/2021. DEP received an update on the campus fill removal plan via email on

01/05/2022. Discussions between DEP and the engineer via email on 01/25/2022 regarding the site remediation status. Discussions via email regarding fill removal status. DEP received an update on the campus fill removal plan via email on 03/10/2022.

Site inspection 4-8-22 The majority of the site is stable. A few areas, it appears that sediment is migrating onto DEP property. Photos taken. 4/8/2022 RIC DEP received responses from the engineer and the Town to the 04/11/2022 email regarding the recent site inspection. DEP received a copy of an email exchange between the engineer and the Town on 04/12/2022 regarding the site status of the stop work order. 4/20/2022 RIC Site inspection 4-19-22 - No change since last inspection. Sent email to owner and town. site inspection - DEP stone wall needs to be restored, rip rap stone around the discharge pipe is needed. All areas of riling must be stabilized. 5/17/2022 Discussion via email on 05/17/2022 regarding the recent site inspection. Discussion via email on 05/17/2022 regarding the recent site inspection. DEP received a copy of an e-mail from the Town on 05/19/2022. DEP performed a site visit on 06/09/2022. There were deficiencies. There was no discharge. The site was occupied. Discussion via email on 06/09/2022 regarding the recent site inspection. 6/10/2022 EMAIL DEP received an e-mail on 06/10/2022 regarding the site. 6/13/2022 RIC Site meeting/inspection to be performed 6-14-22, with property owner and DEP. DEP performed a site visit on 06/14/2022. There were deficiencies. There was no discharge. The site was occupied. DEP sent an e-mail from the Town on 06/14/2022 regarding the site meeting/inspection. 7/7/2022 EMAIL DEP received an e-mail on 07/07/2022 regarding the site. DEP performed a site visit on 07/18/2022. There were no deficiencies. There was no discharge. The site was vacant. DEP sent an e-mail to the town of North Castle on 07/19/2022 regarding update on stormwater application. DEP received a copy of the stormwater application from the Town via email on 07/19/2022. 9/12/2022 RIC North Castle Planning Board meeting for this site is scheduled for 9-12-22 DEP received an e-mail from the Town Planner on 09/13/2022 regarding an application under a review by the Planning Board and a referral to DEP for comment. SCS sent a comment request e-mail to DEP on 09/13/2022. Email was also forward to DEP. DEP received 9/19/2022 C a copy of WCPD's comment letter on 09/19/2022.

DEP issued a letter to the Town Planner on 10/13/2022 with comments on submission from Planning Board. DEP performed a site visit on 11/23/2022. There were no deficiencies. There was no discharge. The site was vacant. DEP sent an e-mail to the town on 11/23/2022 regarding any updates on the fill material issue DEP received a response from the Town via email on 11/23/2022 regarding the updates to the fill material issue. DEP sent on 02/21/2023 regarding status of NOV. DEP received a response to the NOV/NOV comment letter via email on 02/22/2023. DEP sent an e-mail to the Town on 02/22/2023 regarding status of NOV. DEP performed a site visit on 02/27/2023. There were no deficiencies. There was no discharge. The site was occupied. DEP performed a site visit on 03/22/2023. There were no deficiencies. There was no discharge. The site was occupied.

### **3.2. DEP Police Actions**

#### **3.2.1. Catskill District**

Name:	Boulevard Rd	SJS 101983
Location:	T/Hurley	
Type of Use:	Rural	
Type of Violation:	Dumping	
Date Discovered:	10/20/2022	
Status:	Closed	
Overview and Action:	NYC DEP Police received a complaint of a large amount of C&D	

material dumped alongside the road. No traceable evidence was located. NYC DEP Watershed Maintainers notified for cleanup. NYC DEP Police and NYC DEP watershed maintainers involved.

Name: Boulevard Rd SJS 102916  
Location: T/Hurley  
Type of Use: Rural  
Type of Violation: Dumping  
Date Discovered: 12/30/2022  
Status: Closed  
Overview and Action: NYC DEP Police located a large black garbage bag containing deer parts disposed of alongside the road. No traceable evidence was located. NYC DEP Watershed Maintainers notified for cleanup. NYC DEP Police and NYC DEP watershed maintainers involved.

Name: Route 28A SJS 102958  
Location: T/Hurley  
Type of Use: Rural  
Type of Violation: Dumping  
Date Discovered: 01/03/2023  
Status: Closed  
Overview and Action: NYC DEP Police while on sector patrol located an old bed mattress and headboard disposed of alongside the road. No traceable evidence was located. NYC DEP Watershed Maintainers notified for cleanup. NYC DEP Police and NYC DEP watershed maintainers involved.

Name: Collier Rd SJS 103107  
Location: T/Hurley  
Type of Use: Rural  
Type of Violation: Dumping  
Date Discovered: 01/16/2023  
Status: Closed  
Overview and Action: NYC DEP Police located outdoor furniture dumped over an embankment. No traceable evidence was found. NYC DEP Watershed Maintainers notified for cleanup. NYC DEP Police and NYC DEP watershed maintainers involved.

Name: Route 28A SJS 103372  
Location: T/Hurley  
Type of Use: Residential  
Type of Violation: Dumping  
Date Discovered: 02/05/2023  
Status: Open  
Overview and Action: NYC DEP Police received a complaint of a vehicle being observed throwing a large garbage bag into the woods. Bag contained recyclable laundry detergent bottles. Attempts are being made to locate the owner of the vehicle in question. NYC DEP Police involved.

Name: Galli Curci Rd SJS 103741  
Location: T/Shandaken  
Type of Use: Commercial  
Type of Violation: Sewage Discharge  
Date Discovered: 03/01/2023

Status: Closed

Overview and Action: NYC DEP Police while on patrol could smell the odor of sewage coming from the Bellayer Ski Center. No physical raw sewage could be observed, but a nearby small tributary had the sewage odor. Contact was made with the maintenance of the ski center who responded and located a manhole that contained a pump that had failed for grey water. The pump was replaced, and the grey water flowed as normal, stopping the overflow of grey water into the nearby tributary. NYS DEC notified of the situation to follow up. NYC DEP Police and NYS DEC involved.

### 3.2.2. Delaware District

Name: Sugarloaf Road SJS 101428

Location: T/Neversink

Type of Use: Residential

Type of Violation: Dumping

Date Discovered: 9/11/22

Status: Closed

Overview and Action: NYC DEP Police observed a large amount of refuse in the yard at a residence on Sugarloaf Road. Some of the garbage had been strewn on the opposite side of the road and made its way in the creek which feeds into the Rondout Reservoir. The distance from yard to stream is approx. 100 ft. Patrol found a shipping label with information for a subject residing in Monticello NY. Patrol will continue to monitor the area and attempt to interview the residents when possible. Follow-up: DEP Police was able to contact owner and have the area cleaned up. Enforcement action was taken. NYC DEP Police Involved.

Name: Lovers Lane SJS 101494

Location: T/Neversink

Type of Use: Rural

Type of Violation: Dumping

Date Discovered: 9/16/22

Status: Closed

Overview and Action: NYC DEP Police observed a child's mattress, a child's potty seat, a child's chair, and 2 tables made of logs deposited off Lovers Lane Road. Officers also found a large box that says, "living room heavy" and another smaller box that had a shipping label on it. All items were found within 100 feet of the stream. The box was addressed a subject in Liberty, NY Patrol will follow up with suspect. Pictures added to case folder and evidence is logged in. Follow up: DEP Police were unable to locate the owner due to moving out of state. Area was cleaned up. NYC DEP Police involved.

Name: Hasbrouck Rd SJS 101811

Location: T/Neversink

Type of Use: Rural

Type of Violation: Dumping

Date Discovered: 10/07/2022

Status: Closed

Overview and Action: NYC DEP Police observed an ongoing dump site located in a pull off area. No traceable evidence was located, NYC DEP Watershed Maintainers cleaned up the site. DEP Police installed game cameras in order to catch any future dumping incidents. Cameras were



placed out for 120 days yielding negative results in any further dumping. NYC DEP Police will continue to monitor the area for any further dumping's. NYC DEP Police involved.

Name: State Route 55 SJS 102167  
Location: T/Wawarsing  
Type of Use: Rural  
Type of Violation: Dumping  
Date Discovered: 11/04/2022  
Status: Closed  
Overview and Action: NYC DEP Police observed and located a bag filled with recyclables with no traceable evidence. NYC DEP Watershed maintainers cleaned up the area. NYC DEP Police and NYC DEP watershed maintainers.

Name: State Route 55 SJS 102355  
Location: T/Neversink  
Type of Use: Rural  
Type of Violation: Dumping  
Date Discovered: 11/18/2022  
Status: Closed  
Overview and Action: NYC DEP Police observed and located a bag filled with recyclables with no traceable evidence in the vicinity of John George Rd. NYC DEP Police removed the bag and disposed of it at the Town of Neversink transfer station. NYC DEP Police involved.

Name: State Route 55 SJS 102566  
Location: T/Neversink  
Type of Use: Rural  
Type of Violation: Dumping  
Date Discovered: 12/01/2022  
Status: Closed  
Overview and Action: NYC DEP Police observed located a bag filled with household refuse hooked onto the guiderail. no traceable evidence. NYC DEP removed the bag and disposed of it at the precinct. NYC DEP Police and NYC DEP watershed maintainers.

Name: State Route 10 SJS 102599  
Location: T/Deposit  
Type of Use: Rural  
Type of Violation: Dumping  
Date Discovered: 12/04/2022  
Status: Closed  
Overview and Action: NYC DEP Police located a TV dumped in a pull off next to the West Delaware Release along the Cannonsville Reservoir. NYC DEP Watershed maintainers cleaned up the area. NYC DEP Police and NYC DEP watershed maintainers.

Name: Aden Hill Rd SJS 102680  
Location: T/Neversink  
Type of Use: Residential  
Type of Violation: Dumping  
Date Discovered: 12/10/2022  
Status: Closed  
Overview and Action: NYC DEP Police received a complaint of garbage being dumped near a stream. DEP Police were able to locate traceable evidence. Interview of owner provided enforceable action and was taken. Site was cleaned up by owner. NYC DEP Police.

Name: Cutler Rd SJS 103013  
Location: T/Wawarsing  
Type of Use: Rural  
Type of Violation: Dumping  
Date Discovered: 01/07/2023  
Status: Closed  
Overview and Action: NYC DEP Police located 4 bags filled with household refuse. Traceable evidence was located but unable to locate the owner. NYC DEP Watershed maintainers cleaned up the area. NYC DEP Police and NYC DEP watershed maintainers.

Name: State Route 55A SJS 103157  
Location: T/Neversink  
Type of Use: Rural  
Type of Violation: Dumping  
Date Discovered: 01/19/2023  
Status: Closed  
Overview and Action: NYC DEP Police located 2 bags filled with recyclables and household garbage. Bags only contained receipts of a residence. Investigation found the residence was an AIR BnB. Owner of residence was contacted and found that the renters are responsible for the garbage, and several people have rented the AIR BnB over the past several months, and it is unsure whom may have dumped the garbage. NYC DEP Watershed maintainers cleaned up the area. NYC DEP Police and NYC DEP watershed maintainers.

Name: Rose Rd SJS 103176  
Location: T/Fallsburg  
Type of Use: Rural  
Type of Violation: Dumping  
Date Discovered: 01/22/2023  
Status: Closed  
Overview and Action: NYC DEP Police located several garbage bags filled with residential garbage, 2 televisions, and a heater. Traceable evidence was located. Responsible owner was located, and enforcement action was taken. Owner responded and cleaned up the area. NYC DEP Police involved.

Name: State Route 55 SJS 103422  
Location: T/Neversink  
Type of Use: Rural  
Type of Violation: Dumping  
Date Discovered: 02/09/2023  
Status: Closed  
Overview and Action: NYC DEP Police located a garbage bag filled with recyclables and empty pool chemical containers with no traceable evidence. NYC DEP Watershed maintainers cleaned up the area. NYC DEP Police and NYC DEP watershed maintainers.

Name: State Route 10 SJS 103502  
Location: T/Walton  
Type of Use: Rural  
Type of Violation: Dumping  
Date Discovered: 02/14/2023  
Status: Closed  
Overview and Action: NYC DEP Police located several empty bags strewn across the roadway. NYC DEP Police cleaned up the area and disposed of the bags at the precinct. NYC DEP Police involved.

Name: West Shields Rd SJS 103505  
Location: T/Neversink  
Type of Use: Rural  
Type of Violation: Dumping  
Date Discovered: 02/14/2023  
Status: Open  
Overview and Action: NYC DEP Police received a complaint of a large dumping. Investigation revealed a large pile of household garbage with traceable evidence. NYC DEP in the process of interviewing several owner names associated to the garbage dump. NYC DEP Watershed maintainers cleaned up the area. NYC DEP Police and NYC DEP watershed maintainers.

Name: State Route 10 SJS 103587  
Location: T/Tompkins  
Type of Use: Rural  
Type of Violation: Dumping  
Date Discovered: 02/19/2023  
Status: Closed  
Overview and Action: NYC DEP Police observed several bags of household refuse dumped in a parking area next to the Cannonsville reservoir with no traceable evidence. NYC DEP watershed maintainers called for cleanup. NYC DEP Police and NYC DEP watershed maintainers.

### **3.2.3. Boyd's Corner, West Branch, Croton Falls, Cross River Basins**

#### **BOYD'S CORNERS WATERSHED**

Name: RTE 52 SJS 102663  
Location: T/East Fishkill  
Type of Use: Municipal  
Type of Violation: Dumping  
Date Discovered: 12-09-22  
Status: Closed  
Overview and Action: NYC DEP Police observed a dump site consisting of a AC Condenser on NYC DEP property. Site was searched for identifying / traceable evidence with negative findings. NYC DEP Field Operations contacted for cleanup of the site. Subsequent check of the site in following shift showed the site had been cleaned of the debris. Closed. NYC DEP Police and Field Operations involved.

#### **WEST BRANCH WATERSHED**

Name: Rockmill Rd SJS 103125  
Location: T/Carmel  
Type of Use: Municipal  
Type of Violation: Dumping  
Date Discovered: 01-17-23  
Status: Closed  
Overview and Action: NYC DEP Police observed a dump site consisting of cabinets on NYC DEP property. Site was searched for identifying / traceable evidence with negative findings. NYC DEP Field Operations contacted for cleanup of the site. Subsequent check of the site in following shift showed the site had been cleaned of the debris. Closed. NYC DEP Police and Field Operations involved.

#### **CROTON FALLS WATERSHED**

Name: Branch Rd SJS 101951  
Location: T/Brewster  
Type of Use: Municipal  
Type of Violation: Dumping  
Date Discovered: 10-18-22  
Status: Closed  
Overview and Action: NYC DEP Police found a dumpsite on Branch Rd. T/Carmel. Dumping consists of three pieces of furniture and a vacuum. There was no evidence found for future investigation. Field crew notified for cleanup and removed the furniture from the site. Closed. NYC DEP Police and Field Operations involved.

Name: Magnetic Mine Road SJS 102497  
Location: T/Carmel  
Type of Use: Municipal  
Type of Violation: Dumping  
Date Discovered: 11-27-22  
Status: Closed  
Overview and Action: NYC DEP Police found a dumpsite on Magnetic Mine Rd. T/Carmel. Dumping consists of two leather recliners and two garbage bags with bottles and cans. There was no evidence found for future investigation. Field crew notified for cleanup and removed the furniture from the site. Closed. NYC DEP Police and Field Operations involved.

Name: Lower Mine Rd SJS 102811  
Location: T/Southeast  
Type of Use: Municipal  
Type of Violation: Dumping  
Date Discovered: 12-21-22  
Status: Closed  
Overview and Action: NYC DEP Police found a dumpsite on Branch Rd. T/Carmel. Dumping consists of a broken porcelain toilet. There was no evidence found for future investigation. Field crew notified for cleanup and removed the furniture from the site. Closed. NYC DEP Police and Field Operations involved.

Name: Croton Falls Road SJS 103027  
Location: T/Carmel  
Type of Use: Municipal  
Type of Violation: Dumping  
Date Discovered: 01-09-23  
Status: Closed  
Overview and Action: NYC DEP Police found a dumpsite on Croton Falls Rd. T/Carmel. Dumping consists of small grey bag with household refuse and a Styrofoam cooler. There was no evidence found for future investigation. Field crew notified for cleanup and removed the furniture from the site. Closed. NYC DEP Police and Field Operations involved.

Name: West Shore Drive SJS 103822  
Location: T/Carmel  
Type of Use: Municipal  
Type of Violation: Dumping  
Date Discovered: 03-07-23  
Status: Closed  
Overview and Action: NYC DEP Police found a dumpsite on West Shore Drive Boat area 21. T/Carmel. Dumping consists of one wooden pallet and a grey fabric chair. There was no evidence found for future investigation. Field crew notified for cleanup and removed the furniture from the site. Closed. NYC DEP Police and Field Operations involved.

Name: Croton Lake Rd SJS 103968  
Location: T/Mt. Kisco  
Type of Use: Municipal  
Type of Violation: Dumping  
Date Discovered: 03/17/2023  
Status: Open  
Overview and Action: NYC DEP Police found a dumpsite on Croton Lake Rd consisting of old household equipment and Christmas lights. No traceable evidence was located. NYC DEP watershed maintainers responded for pick up. NYC DEP Police and Field Operations involved.

Name: Reservoir Rd SJS 104021  
Location: T/Brewster  
Type of Use: Rural  
Type of Violation: Dumping  
Date Discovered: 03/22/2023  
Status: Closed  
Overview and Action: NYC DEP Police found a dumpsite consisting of a large amount of copper tubing. No traceable evidence could be located, NYC DEP field operations were called for cleanup. NYC DEP Police and Field Operations involved.

Name: State Route 100 SJS 104121  
Location: T/Somers  
Type of Use: Residential  
Type of Violation: Dumping  
Date Discovered: 03/29/2023  
Status: Closed  
Overview and Action: NYC DEP Police found a dumpsite consisting of yard debris and old books. There was no evidence found for future investigation. Field crew notified for cleanup and removed the furniture from the site. Closed. NYC DEP Police and Field Operations involved.

## **CROSS RIVER WATERSHED**

Name: Golden Bridge Rd SJS 102484  
Location: T/Bedford  
Type of Use: Municipal  
Type of Violation: Dumping  
Date Discovered: 11-26-22  
Status: Closed  
Overview and Action: NYC DEP Police found a dumpsite on Golden Bridge Rd. T/Bedford. Dumping consists of household refuse with traceable evidence. Enforcement action taken on owner and site cleaned up. Field crew notified for cleanup and removed the furniture from the site. Closed. NYC DEP Police and Field Operations involved.

Name: Potter Rd SJS 104054  
Location: T/Mahopac  
Type of Use: Municipal

Type of Violation: Dumping  
Date Discovered: 03/24/2023  
Status: Closed  
Overview and Action: NYC DEP Police found a dumpsite consisting of used contractor 5-gallon empty pails. No hazardous substances and no traceable evidence could be located. NYC DEP Field crew notified for cleanup and removed the furniture from the site. Closed. NYC DEP Police and Field Operations involved.

Name: Stillwater Rd SJS 104055  
Location: T/Mahopac  
Type of Use: Rural  
Type of Violation: Dumping  
Date Discovered: 03/24/2023  
Status: Closed  
Overview and Action: NYC DEP Police found a dumpsite consisting of household refuse. There was no evidence found for future investigation. NYC DEP Field crew notified for cleanup. NYC DEP Police and Field Operations involved.

#### 3.2.4. Kensico Basin

Name: Saw Mill Parkway South SJS 102302  
Location: T/Pleasantville  
Type of Use: Rural  
Type of Violation: Dumping Household  
Date Discovered: 11/14/2022  
Status: Closed  
Overview and Action: NYC DEP Police observed a large dumpsite consisting of plastic bags of yard waste and debris. Search of the site contents revealed no traceable evidence. DEP Field Crew was contacted for cleanup of the site. All material was removed from the location by DEP Field Operations on following day. Closed. NYC DEP Police and DEP Field Operations involved.

Name: State Route 22 SJS 103148  
Location: T/North Castle  
Type of Use: Commercial  
Type of Violation: Sewage Discharge  
Date Discovered: 11/14/2022  
Status: Closed  
Overview and Action: NYC DEP Police was called to manhole with a sewage leak at the Jennie Clarkson Campus. Campus staff/maintenance notified and responded to fix the problem. No impact to NYC water supply. All material was removed from the location by maintenance and plug was removed. Closed. NYC DEP Police and Jennie Clarkson Campus maintenance involved.

Name: State Route 120 SJS 103241  
Location: T/North Castle  
Type of Use: Rural  
Type of Violation: Dumping Household  
Date Discovered: 01/26/2023  
Status: Closed

Overview and Action: NYC DEP Police observed a large dumpsite consisting of 3 plastic bags of yard waste and debris. Search of the site contents revealed no traceable evidence. DEP Field Crew was contacted for cleanup of the site. All material was removed from the location by DEP Field Operations on following day. Closed. NYC DEP Police and DEP Field Operations involved.

Name: Beech Place SJS 103435  
Location: T/Mount Pleasant  
Type of Use: Residential  
Type of Violation: Dumping Household  
Date Discovered: 02/09/2023  
Status: Closed

Overview and Action: NYC DEP Police responded to a complaint of brush/trees discarded onto NYC DEP own lands. Homeowner was interviewed and enforcement action taken. DEP Police to reevaluate the property after cleaning up has commenced in springtime thaw. No impact to water supply. NYC DEP Police involved. Follow up, DEP Police went back to the residence and all debris were cleaned up.

Name: Westlake Drive SJS 103886  
Location: T/Mount Pleasant  
Type of Use: Residential  
Type of Violation: Dumping C&D  
Date Discovered: 03/11/2023  
Status: Closed

Overview and Action: NYC DEP Police observed a large dumpsite consisting of 8 black plastic bags of household waste, 1 plastic 5 gallon water container and a sheet of metal alongside the guide rail. Search of the site contents revealed no traceable evidence. DEP Field Crew was contacted for cleanup of the site. All material was removed from the location by DEP Field Operations on following day. Closed. NYC DEP Police and DEP Field Operations involved.