

# ROBERT ROSELLI, PE

PO Box 837  
Mahwah, NJ 07430

213 Route 100  
Katonah, NY 10536

Phone: 201-993-0781  
Email: [info@upstatedevelopment.com](mailto:info@upstatedevelopment.com)

April 10, 2019

US Army Corps of Engineers  
Attn: Regulatory Branch, Room 1937  
26 Federal Plaza  
New York, NY 10278-0090

RECEIVED  
APR 12 2019  
BUILDING DEPT.

Re: Joint Application, 716 & 722 Guion Drive and 721 Stuart Avenue, V. Mamaroneck

To Whom It May Concern:

The owners of the above referenced properties are proposing to re-grade and install new drainage structures to facilitate runoff and make better use of their properties. All the properties are single family residences. No additional impervious surface is proposed and one of the driveways will be reduced in size so impervious surface will actually decrease.


Please find enclosed one copy of the following for review:

- Proposed Grading and Drainage Plan
- Joint Application Form
- Location Map
- Project Plan
- Photographs of the site
- Short EAF
- Federal Consistency Assessment Form

Similar concurrent submissions are being submitted to all other agencies listed on the Joint Permit.

Please feel free to call or write per the information above with any questions. Thank you.

Sincerely,

  
Robert Roselli, PE

# ROBERT ROSELLI, PE

PO Box 837  
Mahwah, NJ 07430

213 Route 100  
Katonah, NY 10536

Phone: 201-993-0781  
Email: [info@upstatedevelopment.com](mailto:info@upstatedevelopment.com)

April 10, 2019

NYS DEC  
Regional Permit Administrator  
21 S. Putt Corners Road  
New Paltz, NY 12561-1620

Re: Joint Application, 716 & 722 Guion Drive and 721 Stuart Avenue, V. Mamaroneck

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- Location Map
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April 10, 2019

NYS Department of State  
One Commerce Plaza  
99 Washington Ave, Suite 1010  
Albany, NY 12231  
Attn: Tanna LeGere, Coastal Resources Specialist

Re: Joint Application, 716 & 722 Guion Drive and 721 Stuart Avenue, V. Mamaroneck

Dear Ms. LeGere:

The owners of the above referenced properties are proposing to re-grade and install new drainage structures to facilitate runoff and make better use of their properties. All the properties are single family residences. No additional impervious surface is proposed and one of the driveways will be reduced in size so impervious surface will actually decrease.

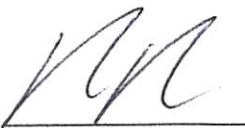
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Mahwah, NJ 07430

213 Route 100  
Katonah, NY 10536

Phone: 201-993-0781  
Email: [info@upstatedevelopment.com](mailto:info@upstatedevelopment.com)

April 10, 2019

NYS Office of General Services  
Bureau of Land Management  
39<sup>th</sup> Floor, Corning Tower  
Empire State Plaza  
Albany, NY 12242-0001

Re: Joint Application, 716 & 722 Guion Drive and 721 Stuart Avenue, V. Mamaroneck

To Whom It May Concern:

The owners of the above referenced properties are proposing to re-grade and install new drainage structures to facilitate runoff and make better use of their properties. All the properties are single family residences. No additional impervious surface is proposed and one of the driveways will be reduced in size so impervious surface will actually decrease.

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Sincerely,



Robert Roselli, PE



### JOINT APPLICATION FORM

For Permits for activities affecting streams, waterways, waterbodies, wetlands, coastal areas, sources of water, and endangered and threatened species.

**You must separately apply for and obtain Permits from each involved agency before starting work. Please read all instructions.**

#### 1. Applications To:

##### >NYS Department of Environmental Conservation



Check here to confirm you sent this form to NYSDEC.

Check all permits that apply:

☐ Stream Disturbance

☐ Dams and Impoundment Structures

☐ Excavation and Fill in Navigable Waters

☐ 401 Water Quality Certification

☐ Docks, Moorings or Platforms

☐ Freshwater Wetlands

☒ Tidal Wetlands

☐ Wild, Scenic and Recreational Rivers

☐ Coastal Erosion Management

☐ Water Withdrawal

☐ Long Island Well

☐ Incidental Take of Endangered / Threatened Species

##### >US Army Corps of Engineers



Check here to confirm you sent this form to USACE.

Check all permits that apply:

☐ Section 404 Clean Water Act

☐ Section 10 Rivers and Harbors Act

Is the project Federally funded?

☐ Yes

☒ No

If yes, name of Federal Agency:

General Permit Type(s), if known:

Preconstruction Notification:

☐ Yes

☒ No

##### >NYS Office of General Services



Check here to confirm you sent this form to NYSOGS.

Check all permits that apply:

☐ State Owned Lands Under Water

☐ Utility Easement (pipelines, conduits, cables, etc.)

☐ Docks, Moorings or Platforms

##### >NYS Department of State



Check here to confirm you sent this form to NYSDOS.

Check if this applies:

☐ Coastal Consistency Concurrence

#### 2. Name of Applicant

Peter Ristine

Taxpayer ID (if applicant is NOT an individual)

Mailing Address

716 Guion Drive

Post Office / City

Mamaroneck

State

NY

Zip

10543

Telephone 917-941-3368

Email Peter.Ristine@gmail.com

Applicant Must be (check all that apply):

☒ Owner

☐ Operator

☐ Lessee

#### 3. Name of Property Owner (if different than Applicant)

Mailing Address

Post Office / City

State

Zip

Telephone

Email

**For Agency Use Only**

Agency Application Number:





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Check all permits that apply:

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☐ Section 10 Rivers and Harbors Act

Is the project Federally funded?

☐ Yes

☒ No

If yes, name of Federal Agency:

General Permit Type(s), if known:

Preconstruction Notification:

☐ Yes

☒ No

##### >NYS Office of General Services



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☐ Utility Easement (pipelines, conduits, cables, etc.)

☐ Docks, Moorings or Platforms

##### >NYS Department of State



Check here to confirm you sent this form to NYSDOS.

Check if this applies:

☐ Coastal Consistency Concurrence

#### 2. Name of Applicant

Brendan Lewis

Taxpayer ID (if applicant is NOT an individual)

Mailing Address

722 Guion Drive

Post Office / City

Mamaroneck

State

NY

Zip

10543

Telephone

Email

brendan@bplewis.com

Applicant Must be (check all that apply):

☒ Owner

☐ Operator

☐ Lessee

#### 3. Name of Property Owner (if different than Applicant)

Mailing Address

Post Office / City

State

Zip

Telephone

Email

**For Agency Use Only**

Agency Application Number:



### JOINT APPLICATION FORM

For Permits for activities affecting streams, waterways, waterbodies, wetlands, coastal areas, sources of water, and endangered and threatened species.

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☐ 401 Water Quality Certification

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☐ Wild, Scenic and Recreational Rivers

☐ Coastal Erosion Management

☐ Water Withdrawal

☐ Long Island Well

☐ Incidental Take of Endangered / Threatened Species

##### >US Army Corps of Engineers



Check here to confirm you sent this form to USACE.

Check all permits that apply: ☐ Section 404 Clean Water Act

☐ Section 10 Rivers and Harbors Act

Is the project Federally funded? ☐ Yes ☒ No

If yes, name of Federal Agency:

General Permit Type(s), if known:

Preconstruction Notification: ☐ Yes ☒ No

##### >NYS Office of General Services



Check here to confirm you sent this form to NYSOGS.

Check all permits that apply:

☐ State Owned Lands Under Water

☐ Utility Easement (pipelines, conduits, cables, etc.)

☐ Docks, Moorings or Platforms

##### >NYS Department of State



Check here to confirm you sent this form to NYSDOS.

Check if this applies: ☐ Coastal Consistency Concurrence

#### 2. Name of Applicant

Allana Weifenbach-O'Neill

Taxpayer ID (if applicant is NOT an individual)

Mailing Address

721 Stuart Ave

Post Office / City

Mamaroneck

State Zip

NY

10543

Telephone

Email

alanna\_oneill@hotmail.com

Applicant Must be (check all that apply): ☒ Owner ☐ Operator ☐ Lessee

#### 3. Name of Property Owner (if different than Applicant)

Mailing Address

Post Office / City

State Zip

Telephone

Email

**For Agency Use Only**

Agency Application Number:

<b>4. Name of Contact / Agent</b>			
Robert Roselli, PE			
<b>Mailing Address</b>		<b>Post Office / City</b>	<b>State</b> <b>Zip</b>
PO Box 837		Mahwah	NJ 07430
<b>Telephone</b>	201-993-0781	<b>Email</b>	Info@Upstatedevelopment.com

<b>5. Project / Facility Name</b>		<b>Property Tax Map Section / Block / Lot Number:</b>	
Private Residence		4-66H-161	
<b>Project Street Address, if applicable</b>	<b>Post Office / City</b>	<b>State</b>	<b>Zip</b>
716 Guion Drive	Mamaroneck	NY	10543
<b>Provide directions and distances to roads, intersections, bridges and bodies of water</b>			
Adjacent to Guion Creek approximately 300 feet north of S. Barry Avenue Bridge over Guion Creek			
<input type="checkbox"/> Town	<input checked="" type="checkbox"/> Village	<input type="checkbox"/> City	<b>County</b>
Mamaroneck		Westchester	
		<b>Stream/Waterbody Name</b>	
		Guion Creek	
<b>Project Location Coordinates: Enter Latitude and Longitude in degrees, minutes, seconds:</b>			
Latitude: 40 ° 92 ' 68 " Longitude: 73 ° 73 ' 60 "			

**6. Project Description:** Provide the following information about your project. Continue each response and provide any additional information on other pages. **Attach plans on separate pages.**

**a. Purpose of the proposed project:**

Allow better use and minimize flooding of the rear yards of the applicant properties.

**b. Description of current site conditions:**

Mostly grass in fair to good condition and residential driveways in good condition.

**c. Proposed site changes:**

Adding approximately 1-2 feet of new fill across the rear yards, replacement of an existing catch basin and drain pipe with 2 new catch basins and new drainage pipe. Remove section of one driveway and replace with grass. Stabilize an existing slope with new landscaping.

**d. Type of structures and fill materials to be installed, and quantity of materials to be used (e.g., square feet of coverage, cubic yards of fill material, structures below ordinary/mean high water, etc.):**

2 new catch basins, 90 linear feet of 6" drainage pipe, approximately 1.5 feet of fill and topsoil over 4,000 sf (220 cy) of existing lawn area (to be re-seeded with new lawn in accordance with DEC seeding guidelines). All construction except the end portion of the drainage pipe will be above ordinary/mean HW.

**e. Area of excavation or dredging, volume of material to be removed, location of dredged material placement:**

None

**f. Is tree cutting or clearing proposed?**

☐

Yes If Yes, explain below.

☒

No

Timing of the proposed cutting or clearing (month/year):

Number of trees to be cut:

Acreage of trees to be cleared:



g. Work methods and type of equipment to be used:

Hand labor, small backhoe, hand tamper

h. Describe the planned sequence of activities:

1. Install silt fence 2. Construct new drainage/repair sea wall as needed 3. Import fill/grade/compact 4. Install topsoil and seed and stabilize all exposed areas 5. Remove silt fence

i. Pollution control methods and other actions proposed to mitigate environmental impacts:

Installation and maintenance of silt fence, minimize exposure time of bare soils

j. Erosion and silt control methods that will be used to prevent water quality impacts:

Properly maintained silt fence, seeding and stabilization of all exposed soil as quickly as possible. Add additional erosion control measures as needed during the project.

k. Alternatives considered to avoid regulated areas. If no feasible alternatives exist, explain how the project will minimize impacts:

These are private properties with fixed boundaries so there is no alternative. Erosion control measures will be in place from the start to completion of the project and all areas will be seeded and stabilized as quickly as possible.

l. Proposed use: ☒ Private ☐ Public ☐ Commercial

m. Proposed Start Date: 9/1/19 Estimated Completion Date: 10/1/19

n. Has work begun on project? ☐ Yes If Yes, explain below. ☒ No

o. Will project occupy Federal, State, or Municipal Land? ☐ Yes If Yes, explain below. ☒ No

p. List any previous DEC, USACE, OGS or DOS Permit / Application numbers for activities at this location:

None

q. Will this project require additional Federal, State, or Local authorizations, including zoning changes?

☐ Yes If Yes, list below. ☒ No

**7. Signatures.**

Applicant and Owner (If different) must sign the application.

Append additional pages of this Signature section if there are multiple Applicants, Owners or Contact/Agents.

I hereby affirm that information provided on this form and all attachments submitted herewith is true to the best of my knowledge and belief.

Permission to Inspect - I hereby consent to Agency inspection of the project site and adjacent property areas. Agency staff may enter the property without notice between 7:00 am and 7:00 pm, Monday - Friday. Inspection may occur without the owner, applicant or agent present. If the property is posted with "keep out" signs or fenced with an unlocked gate, Agency staff may still enter the property. Agency staff may take measurements, analyze site physical characteristics, take soil and vegetation samples, sketch and photograph the site. I understand that failure to give this consent may result in denial of the permit(s) sought by this application.

False statements made herein are punishable as a Class A misdemeanor pursuant to Section 210.45 of the NYS Penal Law. Further, the applicant accepts full responsibility for all damage, direct or indirect, of whatever nature, and by whomever suffered, arising out of the project described herein and agrees to indemnify and save harmless the State from suits, actions, damages and costs of every name and description resulting from said project. In addition, Federal Law, 18 U.S.C., Section 1001 provides for a fine of not more than \$10,000 or imprisonment for not more than 5 years, or both where an applicant knowingly and willingly falsifies, conceals, or covers up a material fact; or knowingly makes or uses a false, fictitious or fraudulent statement.

Signature of Applicant



Date

04.09.19

Applicant Must be (check all that apply): ☒ Owner ☐ Operator ☐ Lessee


Printed Name

BRENDAN P. LEWIS

Title

Owner

Signature of Owner (If different than Applicant)



Date

Printed Name

Title

Signature of Contact / Agent



Date

4/8/19

Printed Name

Robert Rose

Title

Prof. Engineer

**For Agency Use Only**

**DETERMINATION OF NO PERMIT REQUIRED**

Agency Application Number

(Agency Name) has determined that No Permit is

required from this Agency for the project described in this application.

Agency Representative:

Printed Name

Title

Signature

Date

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Applicant and Owner (if different) must sign the application.

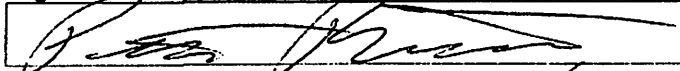
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**Signature of Applicant**



**Date**

4/9/18

Applicant Must be (check all that apply): ☒ Owner ☐ Operator ☐ Lessee

**Printed Name**

Peter Ristine

**Title**

Owner

**Signature of Owner (if different than Applicant)**

**Date**

**Printed Name**

**Title**

**Signature of Contact / Agent**



**Date**

4/8/19

**Printed Name**

Robert Roselli

**Title**

Prof. Engineer

**For Agency Use Only**

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**Agency Representative:**

**Printed Name**

**Title**

**Signature**

**Date**

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**Signature of Applicant**

**Date**

*Alanna Wartenbach*

4.9.19

Applicant Must be (check all that apply)

☒ Owner

☐ Operator

☐ Lessee

**Printed Name**

**Title**

Alanna Wartenbach

Owner

**Signature of Owner (if different than Applicant)**

**Date**

**Printed Name**

**Title**

**Signature of Contact / Agent**

**Date**

*Robert Russell*

4/8/19

**Printed Name**

**Title**

Robert Russell

Prof. Engineer

**For Agency Use Only**

**DETERMINATION OF NO PERMIT REQUIRED**

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**Agency Representative:**

**Printed**

**Name**

**Title**

**Signature**

**Date**



# Environmental Resource Mapper

Base Map: Topographical

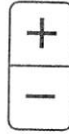
[Using this map](#)

## Search

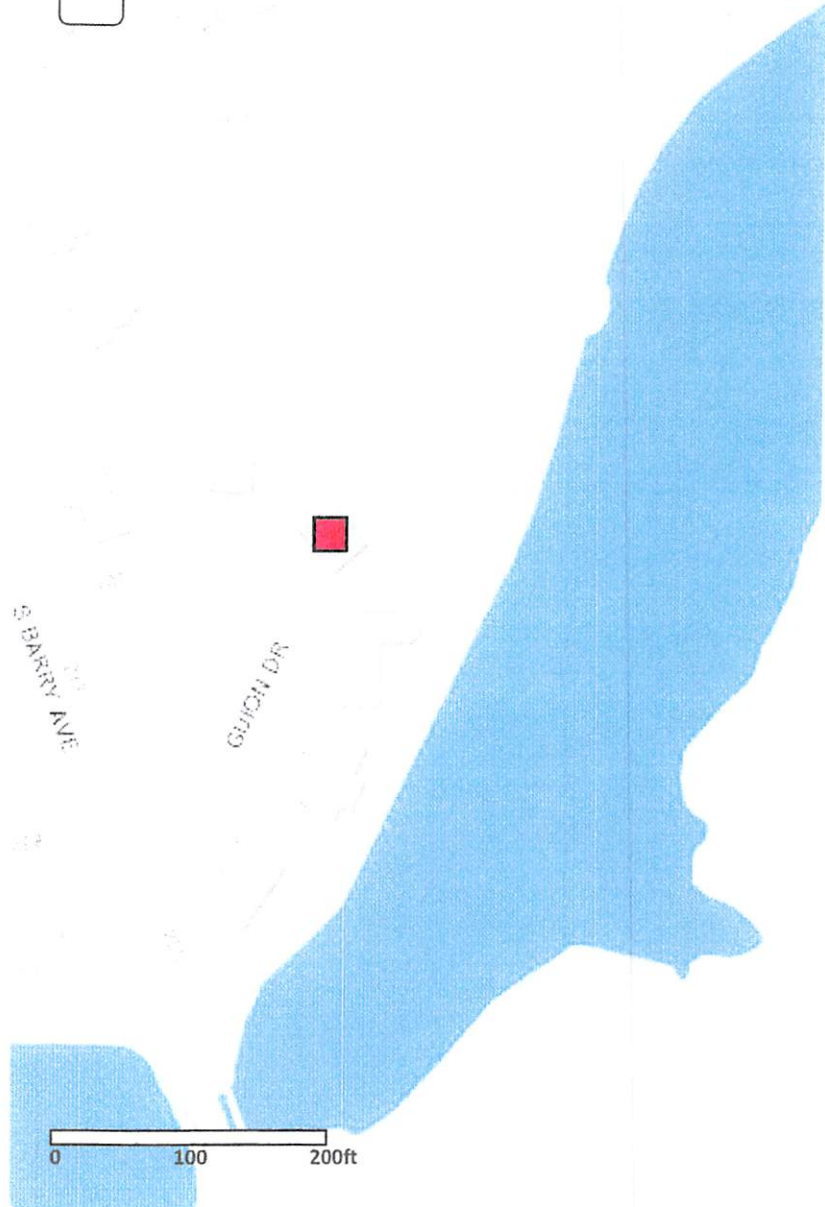
### Search by Location

716 Guion Dr, Mamaroneck, NY, 10543

- ☒ Address
- ☐ Municipalities
- ☐ Place Names
- ☐ Counties
- ☐ Zip Codes



## Tools

[Layers and Legend](#)[Other Wetland Layers](#)[Reference Layers](#)[Tell Me More...](#)[Need A Permit?](#)[Contacts](#)



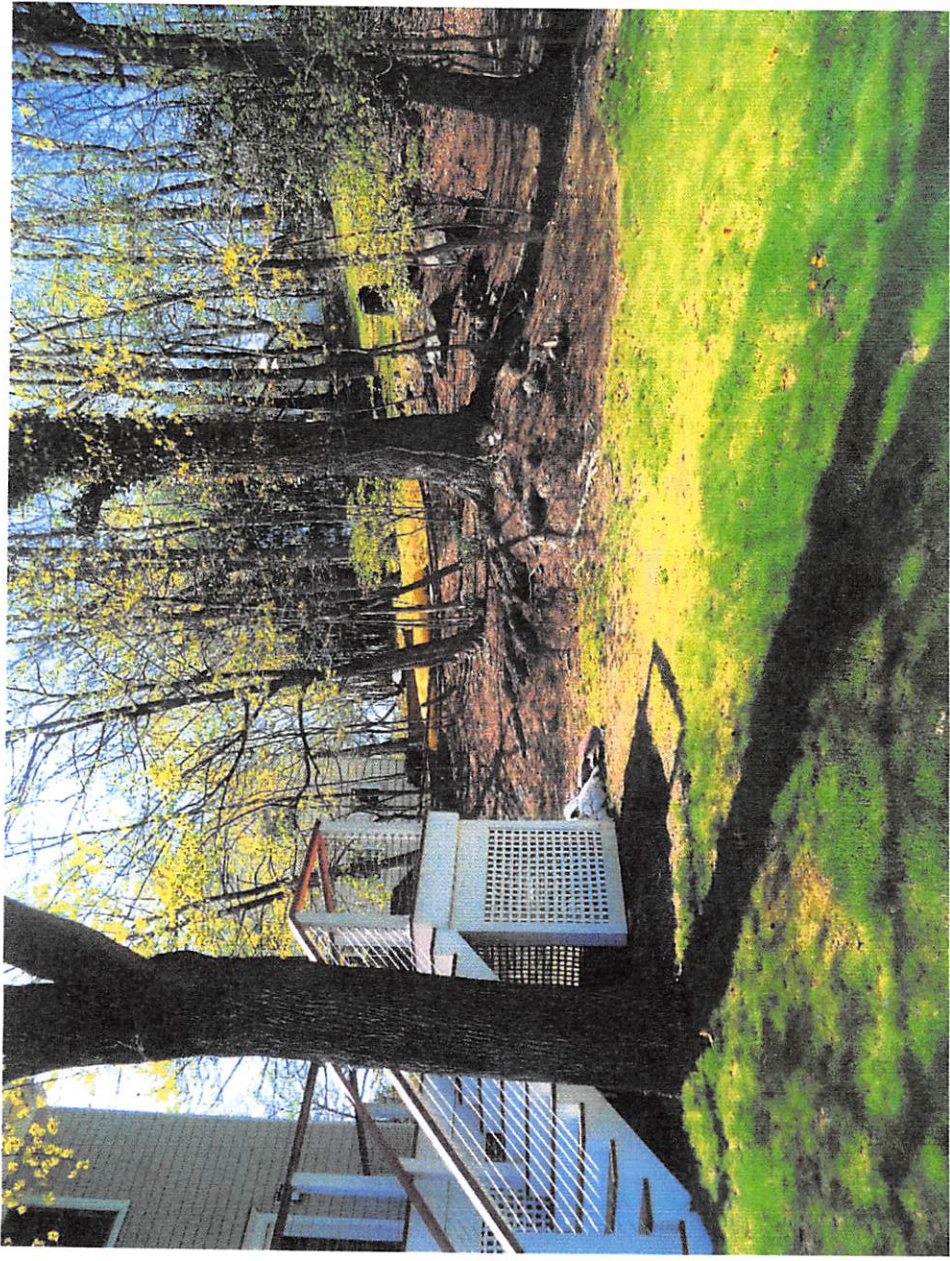


Photo 1. Looking northwest from back of 716 Guion Drive at area to be landscaped. (Photo taken 5-2-18)





Photo 2. Looking southeast at area of reeds across 721 Stuart Ave and 716 Guion Drive. (Photo taken 5-2-18)





Photo 3. Looking southeast along route of proposed 6" pipe from the driveway for 716 Guion Drive. Existing catch basin to be replaced at the corner of the driveway. (Photo taken 2-26-19)



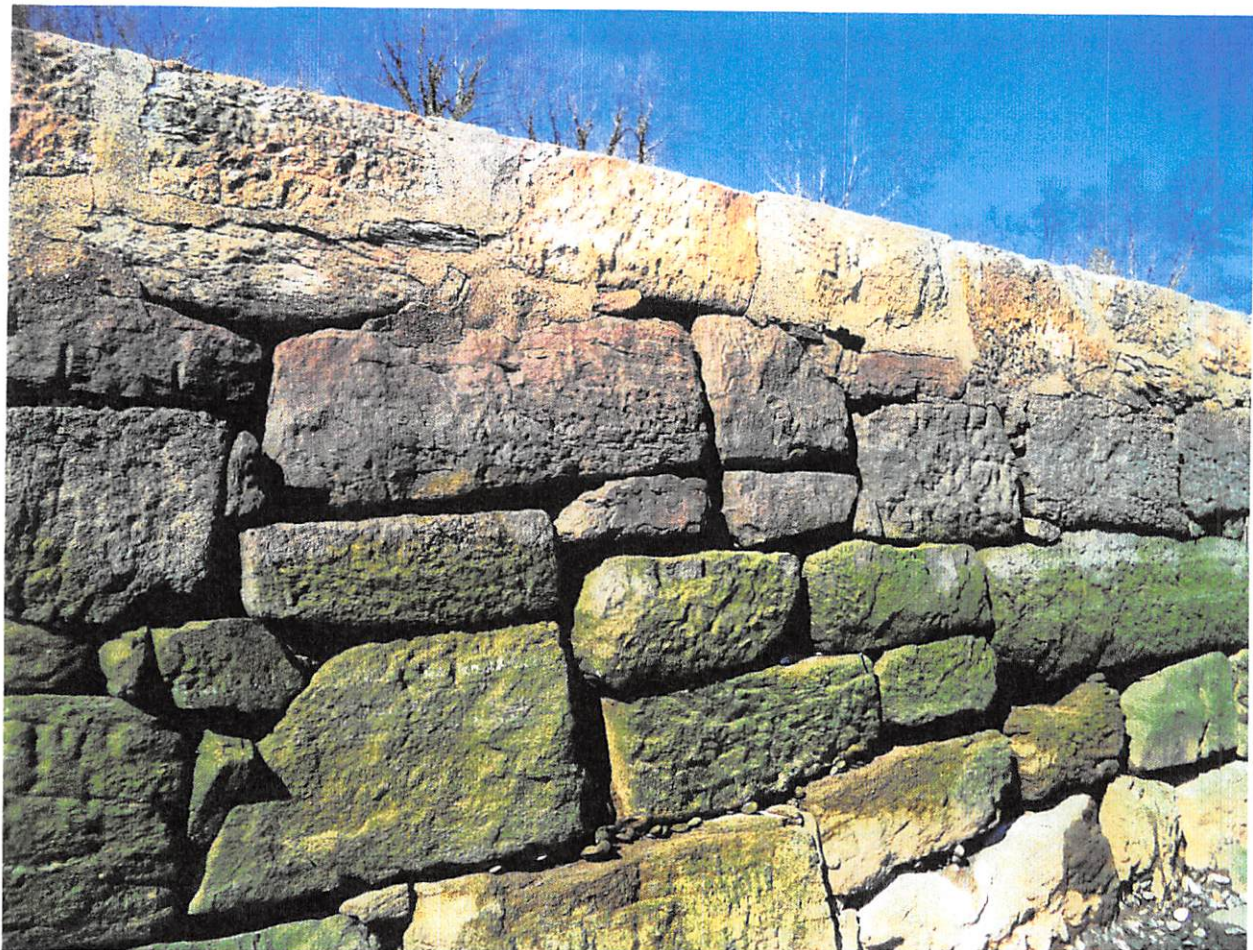


Photo 4. Looking north at sea wall during low tide around eastern property line of 721 Stuart Ave.  
(Photo taken 2-26-19)

# Short Environmental Assessment Form

## Part 1 - Project Information

### Instructions for Completing

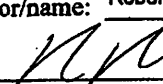
**Part 1 – Project Information.** The applicant or project sponsor is responsible for the completion of Part 1. Responses become part of the application for approval or funding, are subject to public review, and may be subject to further verification. Complete Part 1 based on information currently available. If additional research or investigation would be needed to fully respond to any item, please answer as thoroughly as possible based on current information.

Complete all items in Part 1. You may also provide any additional information which you believe will be needed by or useful to the lead agency; attach additional pages as necessary to supplement any item.

<b>Part 1 – Project and Sponsor Information</b>			
Name of Action or Project: Proposed Grading and Drainage Improvements			
Project Location (describe, and attach a location map): 716 & 722 Guion Drive, 721 Stuart Ave, V. of Mamaroneck			
Brief Description of Proposed Action: Fill and grading over existing lawn area (new lawn to be placed) and installation of new drainage catch basins and pipe in the rear yards of three private single family residences.			
Name of Applicant or Sponsor: Robert Roselli, PE		Telephone: 201-993-0781 E-Mail: Info@Upstatedevelopment.com	
Address: PO Box 837			
City/PO: Mahwah		State: NJ	Zip Code: 07430
1. Does the proposed action only involve the legislative adoption of a plan, local law, ordinance, administrative rule, or regulation? If Yes, attach a narrative description of the intent of the proposed action and the environmental resources that may be affected in the municipality and proceed to Part 2. If no, continue to question 2.		NO <input checked="" type="checkbox"/>	YES <input type="checkbox"/>
2. Does the proposed action require a permit, approval or funding from any other government Agency? If Yes, list agency(s) name and permit or approval: DEC/DOS/OGS/Army Corps (Joint Application)		NO <input type="checkbox"/>	YES <input checked="" type="checkbox"/>
3. a. Total acreage of the site of the proposed action?		1.3 acres	
b. Total acreage to be physically disturbed?		0.14 acres	
c. Total acreage (project site and any contiguous properties) owned or controlled by the applicant or project sponsor?		0.14 acres	
4. Check all land uses that occur on, are adjoining or near the proposed action:			
5. <input type="checkbox"/> Urban <input type="checkbox"/> Rural (non-agriculture) <input type="checkbox"/> Industrial <input type="checkbox"/> Commercial <input checked="" type="checkbox"/> Residential (suburban)			
<input type="checkbox"/> Forest <input type="checkbox"/> Agriculture <input checked="" type="checkbox"/> Aquatic <input type="checkbox"/> Other(Specify):			
<input type="checkbox"/> Parkland			



<p>5. Is the proposed action,</p> <p>a. A permitted use under the zoning regulations?</p> <p>b. Consistent with the adopted comprehensive plan?</p>	<p>NO</p> <p><input type="checkbox"/></p> <p><input type="checkbox"/></p>	<p>YES</p> <p><input checked="" type="checkbox"/></p> <p><input checked="" type="checkbox"/></p>	<p>N/A</p> <p><input type="checkbox"/></p> <p><input type="checkbox"/></p>
<p>6. Is the proposed action consistent with the predominant character of the existing built or natural landscape?</p>	<p>NO</p> <p><input type="checkbox"/></p>	<p>YES</p> <p><input checked="" type="checkbox"/></p>	
<p>7. Is the site of the proposed action located in, or does it adjoin, a state listed Critical Environmental Area?</p> <p>Guion Creek</p> <p>If Yes, identify: _____</p>	<p>NO</p> <p><input type="checkbox"/></p>	<p>YES</p> <p><input checked="" type="checkbox"/></p>	
<p>8. a. Will the proposed action result in a substantial increase in traffic above present levels?</p> <p>b. Are public transportation services available at or near the site of the proposed action?</p> <p>c. Are any pedestrian accommodations or bicycle routes available on or near the site of the proposed action?</p>	<p>NO</p> <p><input checked="" type="checkbox"/></p> <p><input checked="" type="checkbox"/></p> <p><input checked="" type="checkbox"/></p>	<p>YES</p> <p><input type="checkbox"/></p> <p><input type="checkbox"/></p> <p><input type="checkbox"/></p>	
<p>9. Does the proposed action meet or exceed the state energy code requirements?</p> <p>If the proposed action will exceed requirements, describe design features and technologies:</p> <p>_____</p> <p>_____</p>	<p>NO</p> <p><input type="checkbox"/></p>	<p>YES</p> <p><input checked="" type="checkbox"/></p>	
<p>10. Will the proposed action connect to an existing public/private water supply?</p> <p>If No, describe method for providing potable water: _____</p> <p>_____</p>	<p>NO</p> <p><input checked="" type="checkbox"/></p>	<p>YES</p> <p><input type="checkbox"/></p>	
<p>11. Will the proposed action connect to existing wastewater utilities?</p> <p>If No, describe method for providing wastewater treatment: _____</p> <p>_____</p>	<p>NO</p> <p><input checked="" type="checkbox"/></p>	<p>YES</p> <p><input type="checkbox"/></p>	
<p>12. a. Does the project site contain, or is it substantially contiguous to, a building, archaeological site, or district which is listed on the National or State Register of Historic Places, or that has been determined by the Commissioner of the NYS Office of Parks, Recreation and Historic Preservation to be eligible for listing on the State Register of Historic Places?</p> <p>b. Is the project site, or any portion of it, located in or adjacent to an area designated as sensitive for archaeological sites on the NY State Historic Preservation Office (SHPO) archaeological site inventory?</p>	<p>NO</p> <p><input checked="" type="checkbox"/></p> <p><input checked="" type="checkbox"/></p>	<p>YES</p> <p><input type="checkbox"/></p> <p><input type="checkbox"/></p>	
<p>13. a. Does any portion of the site of the proposed action, or lands adjoining the proposed action, contain wetlands or other waterbodies regulated by a federal, state or local agency?</p> <p>b. Would the proposed action physically alter, or encroach into, any existing wetland or waterbody?</p> <p>If Yes, identify the wetland or waterbody and extent of alterations in square feet or acres: _____</p> <p>_____</p> <p>_____</p>	<p>NO</p> <p><input type="checkbox"/></p> <p><input checked="" type="checkbox"/></p>	<p>YES</p> <p><input checked="" type="checkbox"/></p> <p><input type="checkbox"/></p>	

14. Identify the typical habitat types that occur on, or are likely to be found on the project site. Check all that apply: <input type="checkbox"/> Shoreline <input type="checkbox"/> Forest <input type="checkbox"/> Agricultural/grasslands <input type="checkbox"/> Early mid-successional <input checked="" type="checkbox"/> Wetland <input type="checkbox"/> Urban <input checked="" type="checkbox"/> Suburban		
15. Does the site of the proposed action contain any species of animal, or associated habitats, listed by the State or Federal government as threatened or endangered?	NO	YES
	<input checked="" type="checkbox"/>	<input type="checkbox"/>
16. Is the project site located in the 100-year flood plan?	NO	YES
	<input type="checkbox"/>	<input checked="" type="checkbox"/>
17. Will the proposed action create storm water discharge, either from point or non-point sources? If Yes,	NO	YES
	<input type="checkbox"/>	<input checked="" type="checkbox"/>
a. Will storm water discharges flow to adjacent properties?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
b. Will storm water discharges be directed to established conveyance systems (runoff and storm drains)? If Yes, briefly describe:	<input checked="" type="checkbox"/>	<input type="checkbox"/>
_____ _____		
18. Does the proposed action include construction or other activities that would result in the impoundment of water or other liquids (e.g., retention pond, waste lagoon, dam)? If Yes, explain the purpose and size of the impoundment:	NO	YES
	<input checked="" type="checkbox"/>	<input type="checkbox"/>
19. Has the site of the proposed action or an adjoining property been the location of an active or closed solid waste management facility? If Yes, describe:	NO	YES
	<input checked="" type="checkbox"/>	<input type="checkbox"/>
20. Has the site of the proposed action or an adjoining property been the subject of remediation (ongoing or completed) for hazardous waste? If Yes, describe:	NO	YES
	<input type="checkbox"/>	<input checked="" type="checkbox"/>
<b>I CERTIFY THAT THE INFORMATION PROVIDED ABOVE IS TRUE AND ACCURATE TO THE BEST OF MY KNOWLEDGE</b>  Applicant/sponsor/name: <u>Robert Roselli, PE</u> Date: <u>02/21/19</u>  Signature: <u></u> Title: <u>Professional Engineer</u>		

NEW YORK STATE DEPARTMENT OF STATE  
COASTAL MANAGEMENT PROGRAM

Federal Consistency Assessment Form

An applicant, seeking a permit, license, waiver, certification or similar type of approval from a federal agency which is subject to the New York State Coastal Management Program (CMP), shall complete this assessment form for any proposed activity that will occur within and/or directly affect the State's Coastal Area. This form is intended to assist an applicant in certifying that the proposed activity is consistent with New York State's CMP as required by U.S. Department of Commerce regulations (15 CFR 930.57). It should be completed at the time when the federal application is prepared. The Department of State will use the completed form and accompanying information in its review of the applicant's certification of consistency.

A. **APPLICANT** (please print)

1. Name: Peter Ristine / Brendan Lewis / Alanna Weifenbach
2. Address: 716 Guion Drive / 722 Guion Drive / 721 Stuart Ave V. Mamaroneck
3. Telephone: Area Code (    ) 917 941-3368 (Peter Ristine)

B. **PROPOSED ACTIVITY:**

1. Brief description of activity:

Raise existing lawn area approximately 1.5 feet and install new drainage

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2. Purpose of activity:

Control flooding, increase ability to utilize rear yard

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3. Location of activity:

<u>Westchester</u>	<u>V. Mamaroneck</u>	<u>next to Guion Creek</u>
County	City, Town, or Village	Street or Site Description

4. Type of federal permit/license required: Joint Application

5. Federal application number, if known: \_\_\_\_\_

6. If a state permit/license was issued or is required for the proposed activity, identify the state agency and provide the application or permit number, if known:

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**C. COASTAL ASSESSMENT** Check either "YES" or "NO" for each of these questions. The numbers following each question refer to the policies described in the CMP document (see footnote on page 2) which may be affected by the proposed activity.

1. Will the proposed activity result in any of the following:

YES/NO

- |  |  |
|--|--|
| a. Large physical change to a site within the coastal area which will require the preparation of an environmental impact statement? (11, 22, 25, 32, 37, 38, 41, 43) | <input type="checkbox"/> <input checked="" type="checkbox"/> |
| b. Physical alteration of more than two acres of land along the shoreline, land under water or coastal waters? (2, 11, 12, 20, 28, 35, 44)                           | <input type="checkbox"/> <input checked="" type="checkbox"/> |
| c. Revitalization/redevelopment of a deteriorated or underutilized waterfront site? (1)  | <input type="checkbox"/> <input checked="" type="checkbox"/> |
| d. Reduction of existing or potential public access to or along coastal waters? (19, 20)   | <input type="checkbox"/> <input checked="" type="checkbox"/> |
| e. Adverse effect upon the commercial or recreational use of coastal fish resources? (9,10)  | <input type="checkbox"/> <input checked="" type="checkbox"/> |
| f. Siting of a facility essential to the exploration, development and production of energy resources in coastal waters or on the Outer Continental Shelf? (29)       | <input type="checkbox"/> <input checked="" type="checkbox"/> |
| g. Siting of a facility essential to the generation or transmission of energy? (27)  | <input type="checkbox"/> <input checked="" type="checkbox"/> |
| h. Mining, excavation, or dredging activities, or the placement of dredged or fill material in coastal waters? (15, 35)  | <input type="checkbox"/> <input checked="" type="checkbox"/> |
| i. Discharge of toxics, hazardous substances or other pollutants into coastal waters? (8, 15, 35)  | <input type="checkbox"/> <input checked="" type="checkbox"/> |
| j. Draining of stormwater runoff or sewer overflows into coastal waters? (33)  | <input checked="" type="checkbox"/> <input type="checkbox"/> |
| k. Transport, storage, treatment, or disposal of solid wastes or hazardous materials? (36, 39)   | <input type="checkbox"/> <input checked="" type="checkbox"/> |
| l. Adverse effect upon land or water uses within the State's small harbors? (4)  | <input type="checkbox"/> <input checked="" type="checkbox"/> |

2. Will the proposed activity affect or be located in, on, or adjacent to any of the following:

YES/NO

- |   |  |
|---|--|
| a. State designated freshwater or tidal wetland? (44)                                   | <input checked="" type="checkbox"/> <input type="checkbox"/> |
| b. Federally designated flood and/or state designated erosion hazard area? (11, 12, 17) | <input type="checkbox"/> <input checked="" type="checkbox"/> |
| c. State designated significant fish and/or wildlife habitat? (7)                       | <input type="checkbox"/> <input checked="" type="checkbox"/> |
| d. State designated significant scenic resource or area? (24)                           | <input type="checkbox"/> <input checked="" type="checkbox"/> |
| e. State designated important agricultural lands? (26)                                  | <input type="checkbox"/> <input checked="" type="checkbox"/> |
| f. Beach, dune or Barrier Island? (12)  | <input type="checkbox"/> <input checked="" type="checkbox"/> |
| g. Major ports of Albany, Buffalo, Ogdensburg, Oswego or New York? (3)                  | <input type="checkbox"/> <input checked="" type="checkbox"/> |
| h. State, county, or local park? (19, 20)   | <input type="checkbox"/> <input checked="" type="checkbox"/> |
| i. Historic resource listed on the National or State Register of Historic Places? (23)  | <input type="checkbox"/> <input checked="" type="checkbox"/> |

3. Will the proposed activity require any of the following:

YES/NO

- |  |  |
|--|--|
| a. Waterfront site? (2, 21, 22)  | <input checked="" type="checkbox"/> <input type="checkbox"/> |
| b. Provision of new public services or infrastructure in undeveloped or sparsely populated sections of the coastal area? (5) | <input type="checkbox"/> <input checked="" type="checkbox"/> |
| c. Construction or reconstruction of a flood or erosion control structure? (13, 14, 16)                                      | <input type="checkbox"/> <input checked="" type="checkbox"/> |
| d. State water quality permit or certification? (30, 38, 40)   | <input type="checkbox"/> <input checked="" type="checkbox"/> |
| e. State air quality permit or certification? (41, 43)   | <input type="checkbox"/> <input checked="" type="checkbox"/> |

4. Will the proposed activity occur within and/or affect an area covered by a State-approved local waterfront revitalization program, or State-approved regional coastal management program? (see policies in program document\*)

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#### **D. ADDITIONAL STEPS**

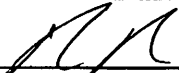
1. If all of the questions in Section C are answered "NO", then the applicant or agency shall complete Section E and submit the documentation required by Section F.

2. If any of the questions in Section C are answered "YES", then the applicant or agent is advised to consult the CMP, or where appropriate, the local waterfront revitalization program document\*. The proposed activity must be analyzed in more detail with respect to the applicable state or local coastal policies. On a separate page(s), the applicant or agent shall: (a) identify, by their policy numbers, which coastal policies are affected by the activity, (b) briefly assess the effects of the activity upon the policy; and, (c) state how the activity is consistent with each policy. Following the completion of this written assessment, the applicant or agency shall complete Section E and submit the documentation required by Section F.

#### **E. CERTIFICATION**

The applicant or agent must certify that the proposed activity is consistent with the State's CMP or the approved local waterfront revitalization program, as appropriate. If this certification cannot be made, the proposed activity shall not be undertaken. If this certification can be made, complete this Section.

"The proposed activity complies with New York State's approved Coastal Management Program, or with the applicable approved local waterfront revitalization program, and will be conducted in a manner consistent with such program."

Applicant/Agent's Name: Robert Roselli, PE  
Address: PO Box 837  
Telephone: Area Code ( ) 201 993-0781  
Applicant/Agent's Signature:  Date: 4/9/19

#### **F. SUBMISSION REQUIREMENTS**

1. The applicant or agent shall submit the following documents to the New York State Department of State, Office of Planning and Development, Attn: Consistency Review Unit, One Commerce Plaza-Suite 1010, 99 Washington Avenue, Albany, New York 12231.

- a. Copy of original signed form.
- b. Copy of the completed federal agency application.
- c. Other available information which would support the certification of consistency.

2. The applicant or agent shall also submit a copy of this completed form along with his/her application to the federal agency.

3. If there are any questions regarding the submission of this form, contact the Department of State at (518) 474-6000.

\*These state and local documents are available for inspection at the offices of many federal agencies, Department of environmental Conservation and Department of State regional offices, and the appropriate regional and county planning agencies. Local program documents are also available for inspection at the offices of the appropriate local government.