

New York State Department of Environmental Conservation
Division of Environmental Permits, Region 3
21 South Putt Corners Road, New Paltz, New York 12561-1620
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Joe Martens
Commissioner

April 1, 2014

TO: Commentors on the Notice of Complete Application –
Public Comment Period Closed March 8, 2013

RE: DEC Application No. 3-3399-00065/00001 *Water Withdrawal*
Village of Kiryas Joel – Proposed Mountainville Well No. 1
Town of Cornwall, Orange County

NOTICE OF RESUMPTION OF LEGISLATIVE HEARING

To those who provided written comment during the public comment period for the above referenced permit:

The applicant has requested the resumption of permit application processing by the New York State Department of Environmental Conservation (DEC) for the Village of Kiryas Joel's proposed Mountainville Well No. 1 project. At the time permit application processing was suspended (May 31, 2013), DEC was in the process of scheduling a Legislative Public Hearing pursuant to 6 NYCRR parts 621 and 624, as a significant degree of public interest exists regarding the proposal. The purpose of this notice is to inform you that a legislative hearing has been scheduled for the above referenced permit. See the attached notice for details of the hearing, such as location, date & time.

Very truly yours,

Scott Ballard
Deputy Regional Permit Administrator
Region 3

Distribution: Commentors on Notice of Complete Application DEC No. 3-3399-00065/00001

Cc: M. Sterthous, Esq.

**STATE OF NEW YORK
DEPARTMENT OF ENVIRONMENTAL CONSERVATION
NOTICE OF PUBLIC COMMENT PERIOD
NOTICE OF LEGISLATIVE PUBLIC STATEMENT HEARING**

VILLAGE OF KIRYAS JOEL PROPOSED MOUNTAINVILLE WELL NO. 1

Applicant: Village of Kiryas Joel

DEC Application No.: 3-3399-00065/00001 Water Withdrawal

Project Description: The Village of Kiryas Joel proposes to construct a new water supply well, Mountainville Well No. 1, with 425 gallon per minute (612,000 gpd) capacity to supplement the Village of Kiryas Joel potable water supply system. The project includes construction of approximately 620 linear feet of new 8" diameter HDPE water main, 1500 gallon storage tank, pump house, and associated system components. When completed, the new well is proposed to be connected to a new water transmission main (Phase 1) to be constructed along a portion of Route 32 allowing the Village to connect its existing water supply infrastructure to the NYC Catskill Aqueduct at a point located in the Town of New Windsor. [The Village's proposed pipeline connection to the Catskill Aqueduct is a separate action for a new 13+ mile long water main to be constructed along existing roadway corridors.] The Mountainville Well No. 1 proposal will also consolidate all prior Water Supply permit approvals issued to the Village into one comprehensive permit, and will increase approved water taking from these three (3) existing Village wells: Well No. 6 – increase to 250 gpm; Well No. 8A – increase to 160 gpm; and Well No. 13A – increase to 106 gpm. The total amount of proposed water withdrawal from all active wells in the Village's water supply system is 1,928,800 gpd (approximately 1.93 million gallons per day or MGD); the Village also proposes to temporarily withdraw up to 2.54 MGD (until March 31, 2015). The new well is located on the 9.7 acre Village-owned Mountainville Pump Station Parcel on NYS Route 32 in the Town of Cornwall, Orange County.

Legislative Public Hearing: Pursuant to 6 NYCRR 621.8 the NYSDEC has scheduled a legislative public hearing to be conducted in two (2) sessions on April 29, 2014 at the **Cornwall Central High School, 10 Dragon Drive, New Windsor, New York 12553, phone number (845) 534-8009 x 5000**. The first session will begin at 3:00 p.m. and the second session will begin at 7:00 p.m. The legislative hearing is to receive unsworn comments on the proposed project. Written comments may also be submitted.

ALL PERSONS, ORGANIZATIONS, CORPORATIONS, OR GOVERNMENT AGENCIES WHO MAY BE AFFECTED BY THE PROPOSED PERMITS ARE INVITED TO ATTEND THE HEARING AND TO SUBMIT ORAL OR WRITTEN COMMENTS ON THE APPLICATION. IT IS NOT NECESSARY TO FILE IN ADVANCE TO SPEAK AT THE HEARING. LENGTHY COMMENTS SHOULD BE SUBMITTED IN WRITING. EQUAL WEIGHT WILL BE GIVEN TO BOTH ORAL AND WRITTEN STATEMENTS.

THE ADMINISTRATIVE LAW JUDGE (ALJ) MAY LIMIT THE TIME AVAILABLE FOR ORAL COMMENTS TO ENSURE THAT ALL PERSONS HAVE AN OPPORTUNITY TO BE HEARD. THE HEARING FACILITY IS REASONABLY ACCESSIBLE TO THE MOBILITY IMPAIRED.

Translator services shall be made available, at no charge, upon written request to the ALJ. All requests must be made to the NYSDEC Office of Hearings and Mediation Services, ALJ McBride, 625 Broadway, First Floor, Albany, New York, 12233-1550, phone (518) 402-9003. The request must be received no later than 4:00 p.m. on April 14, 2014. Interpreter services shall be made available to deaf persons, at no charge, upon written request to the ALJ at the address listed above by April 14, 2014.

SEQR Status:

Pursuant to Part 617 of the New York State regulations for Article 8 [State Environmental Quality Review (SEQR) Act], the Village of Kiryas Joel Village Board is lead agency for the coordinated review and has issued a negative declaration for this Type I action.

Document Availability

Hard copies of application materials are available for inspection at the NYSDEC Region 3 office, NYSDEC, 21 South Putt Corners Road, New Paltz, NY 12561-1620, Attn. Scott Ballard, (845) 256-2250, and the following locations:

Cornwall Public Library
395 Hudson Street
Cornwall, NY 12518

Cornwall Town Hall
183 Main Street
Cornwall, NY 12518
Attn: Town Clerk Office

How To Provide Your Comments Any interested person may submit comments in writing, or verbally at the legislative public hearing. All comments will be considered in making the final decision about issuance of the permit. Written comments about the permit application must be RECEIVED BY APRIL 29, 2014 to be considered and should be sent to:

Scott Ballard
Deputy Regional Permit Administrator
NYSDEC
21 South Putt Corners Road
New Paltz, NY 12561-1620