

**TOWN OF YORKTOWN – ENGINEERING – PLANNING BOARD – TOWN BOARD  
MS4 STORMWATER MANAGEMENT / EXCAVATION PERMIT APPLICATION  
WETLAND PERMIT APPLICATION and/or TREE PERMIT APPLICATION**

SECTION: 37.10  
BLOCK: 2  
LOT#: 68

Approval Authority: TE / ~~FPB~~ / ~~TPB~~ / ~~IB~~ / ~~TTB~~  
Application # T-WP-FSWAPP-008-24  
Date Received: 03-01-24  
Date Issued: \_\_\_\_\_  
Date Expires: \_\_\_\_\_  
Fee Paid: \$ -0-

Job Site Address: Saw Mill River Rd  
City/State/Zip: Yorktown, NY 10598  
@195 S.M.R. RD

**NOTE: Application fees are doubled with issuance of a Stop Work Order / Notice of Violation as per Town Code.**

**APPLICANT:**  
NAME: Kevin Fitzpatrick, P.E.  
COMPANY: EOHWC  
ADDRESS: 2 NYS Route 164  
Suite 2 ZIP: 12563  
PHONE: 845 319-6349  
EMAIL: kevin@eohwc.org

**OWNER:**  
NAME: Town of Yorktown  
COMPANY: \_\_\_\_\_  
ADDRESS: 363 Underhill Ave  
ZIP: 10598  
PHONE: 914 962-5722  
EMAIL: \_\_\_\_\_

**APPROVED PLANS AND PERMIT SHALL BE ON-SITE AT ALL TIMES**

#	✓	Type	Approval Authority	Cost
1.	<input checked="" type="checkbox"/>	MS4 Stormwater Management Permit – Administrative	Town Engineer	\$300.00
	<input type="checkbox"/>	MS4 Stormwater Management Permit – Non-Administrative	Town Board / Planning Board	\$1,500.00
	<input type="checkbox"/>	Renewal Administrative MS4 Stormwater Management Permit	Town Engineer	\$150.00
2.	<input checked="" type="checkbox"/>	Wetland Permit – Administrative	Town Engineer	\$800.00
	<input type="checkbox"/>	Wetland Permit – Non-Administrative	Town Board / Planning Board	\$1,800.00
	<input type="checkbox"/>	Renewal Administrative Wetland Permit	Town Engineer	\$150.00
3.	<input checked="" type="checkbox"/>	Tree Permit	All	\$0.00

# Complete the sections for the permits selected on page 1:

## 1. MS4 STORMWATER MANAGEMENT PERMIT

### Stormwater/Excavation - Description of proposed activity:

The proposed activity is the excavation for a stormwater retrofit project to treat the Town's requirements as part of the EOHWC, in compliance with their MS4 Permit requirements. The project will divert water quality volume to a treatment area prior to discharge to Hallock's Mill River and the Muscoot Reservoir.

This is a previously approved stormwater retrofit that has begun construction.

## 2. WETLAND PERMIT

### If project is in a wetland or wetland control area (buffer), description of wetlands: (check all that apply)

Lake/Pond	_____	Control area of Lake/Pond	_____
Stream/River/Brook	_____	Control area of Stream/River/Brook	<input checked="" type="checkbox"/>
Wetlands	_____	Control area of Wetlands	<input checked="" type="checkbox"/>

### Description of activity in the wetland and/or wetland buffer:

Describe the proposed work including the following: i.e. maintenance, construction of dwelling, addition, driveway, culverts, including size and location.

Within the buffer area, a pretreatment/diversion structure will reroute stormwater to a bio-infiltration area on Town property. Stormwater will be allowed to infiltrate in to the ground rather than loading pollutants in to the existing wetland.

## 3. TREE PERMIT

### Description of Tree Removal:

Number of trees and/or stumps to be removed: 145

Sizes; approximate DBH: 135" x 8" 10 x 8"

Species of trees to be removed if known (i.e. Birch, Spruce): red, red pine, walnut, sugar maple

Reason for removal: to provide stormwater treatment on behalf of the Town of Yorktownh

Tree removal contractor: Coyle Industries, Inc.  
1472 Route 82, PO Box 1210  
Hopewell Junction, NY 12533

Attach survey/sketch indicating property boundaries, existing structures, driveways, roadways and location of existing trees. Trees must be marked in the field before inspection.

**PROPERTY OWNER CONSENT:** If another entity (e.g. contractor, consultant) is applying on the owner's behalf, the PROPERTY OWNER is to complete, sign and date this authorization:

I, DAVIDE CIARCA hereby authorize EOHWC to apply for this Stormwater/Wetland Permit/Tree Permit on my behalf.

Signature: [Signature] Date: 2-29-24

*Must be original signature. Digital signatures not accepted.*

No application will be processed without the above-mentioned, required information.

**GENERAL CONDITIONS:**

1. The permittee is responsible for maintaining an active application. If no activity occurs within a six (6) month period, as measured from the date of application, the application will become null and void. Applications fees are non-refundable.
2. The Town of Yorktown reserves the right to modify, suspend or revoke this permit at any time after due notice when:
  - a. Scope of the project is exceeded or a violation of any condition of the permit or provision of the law pertinent regulations are found; or
  - b. Permit was obtained by misrepresentation or failure to disclose relevant facts; or
  - c. Newly discovered information or significant physical changes are discovered.
3. The permittee is responsible for keeping the permit active by requesting renewal from the Approval Authority. Any supplemental information that may be required by the Approval Authority, including forms and fees, must be submitted 30 days prior to the expiration date. The expiration date is one year from the date the bond is paid to the Engineering Department. In accordance with Chapter 178 of the Town Code, Freshwater Wetlands, Section 178-16 -Expiration of a Permit.
4. This permit shall not be construed as conveying to the applicant any right to trespass upon private lands or interfere with the riparian rights of others in order to perform the permitted work or as authorizing the impairment of any right, title or interest in real or personal property held or vested in person not party to this permit.
5. The permittee is responsible for obtaining any other permits, approvals, easements and right-of-way, which may be required.
6. Any modification of this permit granted by the Approval Authority must be in writing and attached hereto.
7. Granting of this permit does not relieve the applicant of the responsibility of obtaining any other permission, consent or approval from the U.S. Army Corps of Engineers, N.Y.C. Department of Environmental Protection, N.Y.S. Department of Environmental Conservation or local government, which may be required.

**Kevin Fitzpatrick, P.E.**

**PRINT NAME**

  
**SIGNATURE OF APPLICANT**

  
**DATE**

*Must be original signature. Digital signatures not accepted.*