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NEW YORK, NEW YORK 10022

DAVID L. SNYDER (1956-2012) e-mail to RGaudioso@Snyderlaw.net

June 2, 2022

and

Honorable Supervisor Matthew Slater and Members of the Town Board Town of Yorktown 363 Underhill Avenue Yorktown Heights, NY 10598

RE: Homeland Towers, LLC

Hill Boulevard, Jefferson Valley

Town of Yorktown, NY

Dear Honorable Supervisor Slater and Members of the Town Board:

We are the attorneys for Homeland Towers, LLC ("Homeland Towers") in connection with its proposal to lease a portion of the above captioned property from the Town for a proposed public utility wireless telecommunication facility ("Facility"), including a 130-foot tower and equipment compound designed for the collocation of Town emergency communications equipment and four wireless carriers.

Thank you for meeting with us on April 26, 2022. Pursuant to the comments of the Tree Conservation Advisory Commission, Planning Board and Town Board, enclosed please find ten (10) copies of the following documents:

- 1. Revised Site Plan. The Site Plan has been revised to add mitigation and planting plans and sediment and erosion control plans;
- 2. Wetland Report by Jan K. Johannessen, AICP of Kellard Sessions Consulting; and
- 3. New York State Historic Preservation Office concurrence that there are no Historic Properties in the Area of Potential Effects.

We respectfully request that the Town Board declare its intent to be Lead Agency and circulate notice to all Involved and Interested agencies including the New York State Department of Environmental Conservation.

We look forward to discussing this matter with the Town Board at its next available meeting. If you have any questions, please do not hesitate to contact me.

> Respectfully submitted, SNYDER & SNYDER, LLP

Robert D. Gaudioso

Enclosures

RDG/dac

cc: Adam Rodriguez

Z:\SSDATA\WPDATA\SS3\RDG\Homelandtowers\yorktown\jefferson Valley NY087\letter to TB 6-2-22.rtf

ZONING DRAWINGS SITE NUMBER: NY087

SITE NAME: JEFFERSON VALLEY

HILL BOULEVARD TOWN OF YORKTOWN WESTCHESTER COUNTY, NY

DATE: MARCH 7, 2022 REVISED: MAY 25 2022

SITE DATA:

PROPOSED WORK: PROPOSED EMERGENCY SERVICES AND PUBLIC UTILITY WIRELESS TELECOMMUNICATIONS

FACILITY INCLUDING THE INSTALLATION OF A 130' MONOPOLE WITH ANTENNAS AND ASSOCIATED EQUIPMENT WITHIN A PROPOSED FENCED MULTI-CARRIER WIRELESS

EQUIPMENT COMPOUND

SITE ADDRESS: HILL BOULEVARD JEFFERSON VALLEY, NY 10535

PROPERTY OWNER: TOWN OF YORKTOWN

363 UNDERHILL AVE YORKTOWN HEIGHTS, NY 10598

TOWER OWNER/APPLICANT: HOMELAND TOWERS, LLC

> 9 HARMONY STREET, 2ND FLOOR DANBURY, CT 06810

LATITUDE: LONGITUDE:

TAX PARCEL:

LAT/LONG TYPE: NORTH AMERICAN VERTICAL DATUM OF 1988 (NAVD88)

16.12-1-31

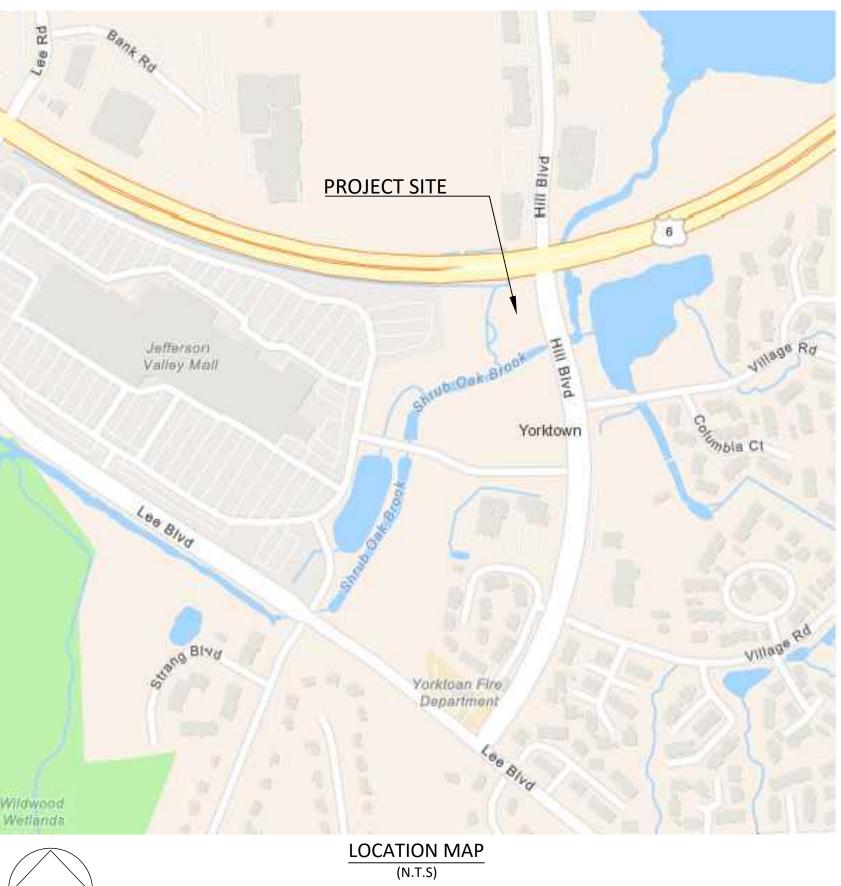
GROUND ELEVATION: ± 424.0' AMSL TOP OF PROPOSED MONOPOLE: ± 554.0' AMSL

JURISDICTION: TOWN OF YORKTOWN COUNTY: WESTCHESTER COUNTY

LOT SIZE: 51,264.82 (1.18 ACRES)

ZONING DISTRICT: O (OFFICES)

VACANT CURRENT USE:



GENERAL CONSTRUCTION NOTES:

- 1. ALL SURVEY DATA TAKEN FROM SURVEY ENTITLED "SITE SURVEY 'NY-087 JEFFERSON VALLEY'" PREPARED BY NORTHEAST TOWER SURVEYING, INC., LAST REVISED MARCH 15, 2022.
- 2. ALL CONDITIONS, LOCATIONS, AND DIMENSIONS SHALL BE FIELD VERIFIED BY THE CONTRACTOR AND THE ENGINEER SHALL BE IMMEDIATELY NOTIFIED OF ANY DISCREPANCIES.
- 3. ALL CHANGES MADE TO THE PLANS SHALL BE APPROVED BY THE ENGINEER AND ANY SUCH CHANGES SHALL BE FILED AS AMENDMENTS TO THE ORIGINAL BUILDING PERMIT.
- 4. ALL WRITTEN DIMENSIONS ON THE DRAWINGS SHALL TAKE PRECEDENCE OVER ANY SCALED DIMENSIONS.
- 5. IT IS THE CONTRACTOR'S RESPONSIBILITY TO REQUEST A "CODE 53 EXISTING UTILITY LOCATION" AT LEAST 2 DAYS BUT NO MORE THAN 10 DAYS PRIOR TO CONSTRUCTION FOR UNDERGROUND UTILITY LOCATIONS. THE CONTRACTOR SHALL NOT PERFORM ANY EXCAVATION UNTIL ALL UTILITIES ARE LOCATED AND MARKED.
- 6. SUBSTRUCTURES AND THEIR ENCROACHMENTS BELOW GRADE, IF ANY, ARE NOT SHOWN. CONTRACTOR TO VERIFY ALL SUBSTRUCTURES ENCOUNTERED DURING CONSTRUCTION.
- 7. THE CONTRACTOR SHALL SUPERVISE AND DIRECT THE WORK USING HIS BEST SKILL AND ATTENTION. THE CONTRACTOR SHALL BE SOLELY RESPONSIBLE FOR ALL CONSTRUCTION MEANS, METHODS, TECHNIQUES, SEQUENCES, AND PROCEDURES TO BE COMPLETED IN ACCORDANCE WITH ALL APPLIANCE SAFETY CODES AND STANDARDS AND FOR COORDINATING ALL PORTIONS OF THE WORK UNDER THE CONTRACT.
- 8. THE CONTRACTOR SHALL BE RESPONSIBLE TO THE OWNER FOR THE ACTS AND OMISSIONS OF HIS EMPLOYEES, SUBCONTRACTORS, AND THEIR AGENTS AND EMPLOYEES, AND ANY OTHER PERSONS PERFORMING ANY OF THE WORK UNDER A CONTRACT WITH THE CONTRACTOR.
- 9. ALL FILL MATERIAL SHALL BE CLEAN FILL AS PER THE YORKTOWN TOWN CODE WHICH ONLY ALLOWS SOIL, GRAVEL, ROCK OR OTHER NATURAL MATERIAL TO BE DEPOSITED AS FILL. CONSTRUCTION AND DEMOLITION MATERIALS ARE NOT PERMITTED AS FILL.
- 10. THE TOWN OF YORKTOWN PROHIBITS THE REUSE OR USE OF CONCRETE, BRICK, ROCK, GLASS AND ASPHALT OR ANY UNNATURAL MATERIAL TO BE USED AS FILL.
- 11. THE CONTRACTOR SHALL MAINTAIN SAFE AND ADEQUATE VEHICLE AND PEDESTRIAN ACCESS TO ALL PROPERTIES AFFECTED BY THE WORK OF THIS PROJECT AT ALL TIMES TO THE SATISFACTION OF THE OWNER'S REPRESENTATIVE.

PROJECT CONTACTS:

SITE PLANNER & CIVIL ENGINEER



ARCHITECTURE PLANNING, D.P.C. **500 MAIN STRET** ARMONK, N.Y. 10504

ENGINEERING & LANDSCAPE

KELLARD SESSIONS CONSULTING

WWW.KELSES.COM

P: (914) 273-2323 F: (914) 273-2329

APPLICANT



HOMELAND TOWERS, LLC 9 HARMONY STREET, 2ND FLOOR DANBURY, CT 06810 P: (203) 297-6345

ATTORNEY:

SNYDER & SNYDER, LLP 94 WHITE PLAINS ROAD TARRYTOWN, NY 10591 (914) 333-0700

SURVEYOR:

NORTHEAST TOWER SURVEYING, INC. 140 WEST MAPLEMERE ROAD WILLIAMSVILLE, NY 14221 (716) 548-2894

KELLARD SESSIONS CONSULTING DRAWINGS:

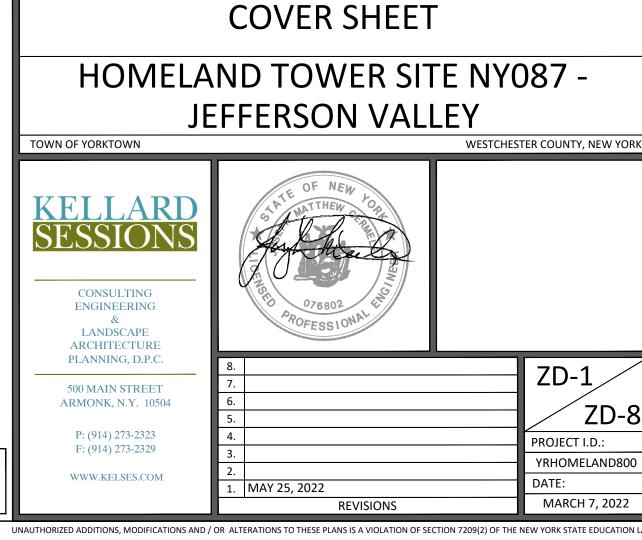
COVER SHEET

EXISTING CONDITIONS AND REMOVALS ZD-2 SITE LAYOUT PLAN

LEASE AREA PLAN GRADING, UTILITY, AND SEDIMENT & EROSION CONTROL PLAN

MITIGATION & PLANTING PLAN TOWER ELEVATION **DETAILS AND NOTES**

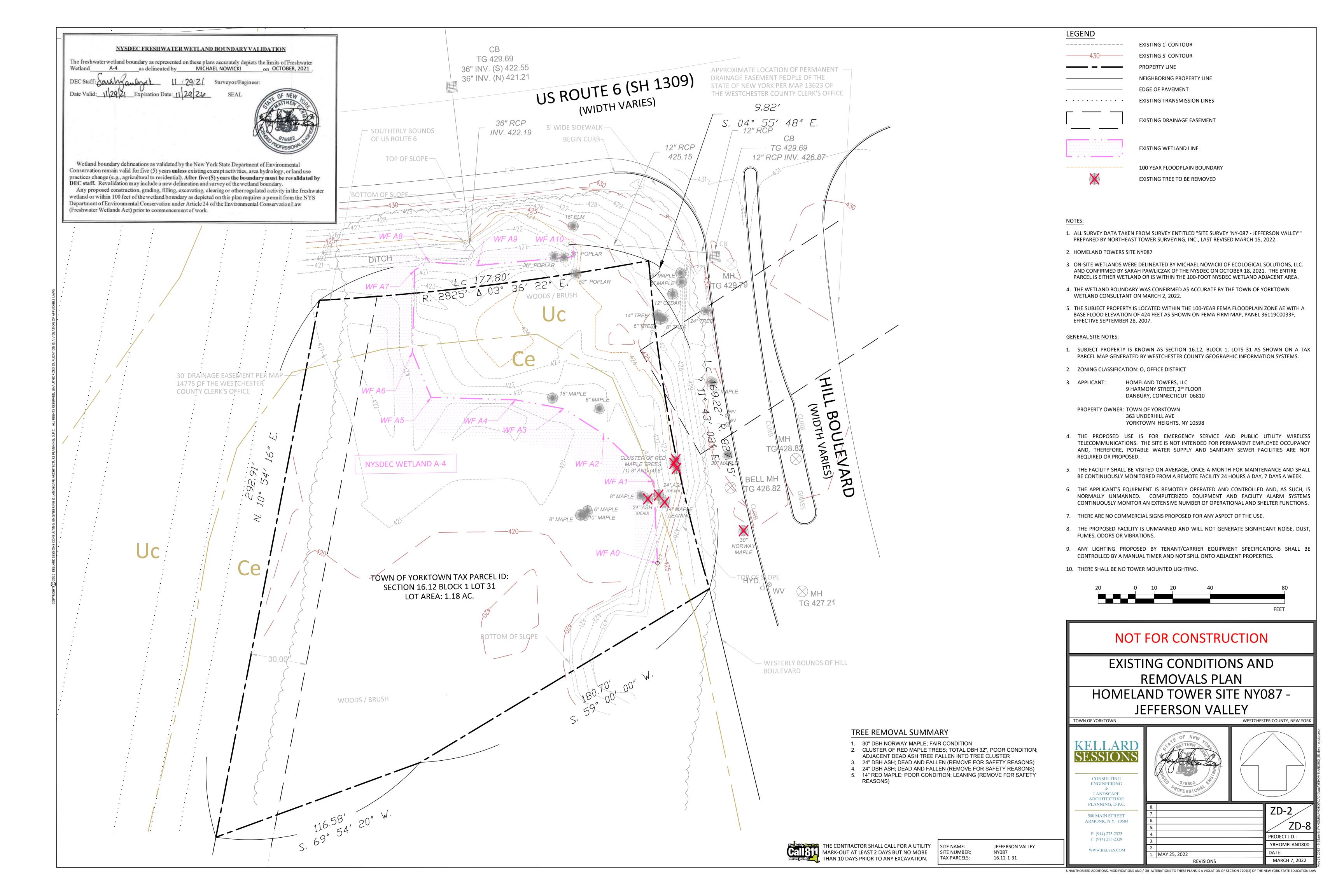
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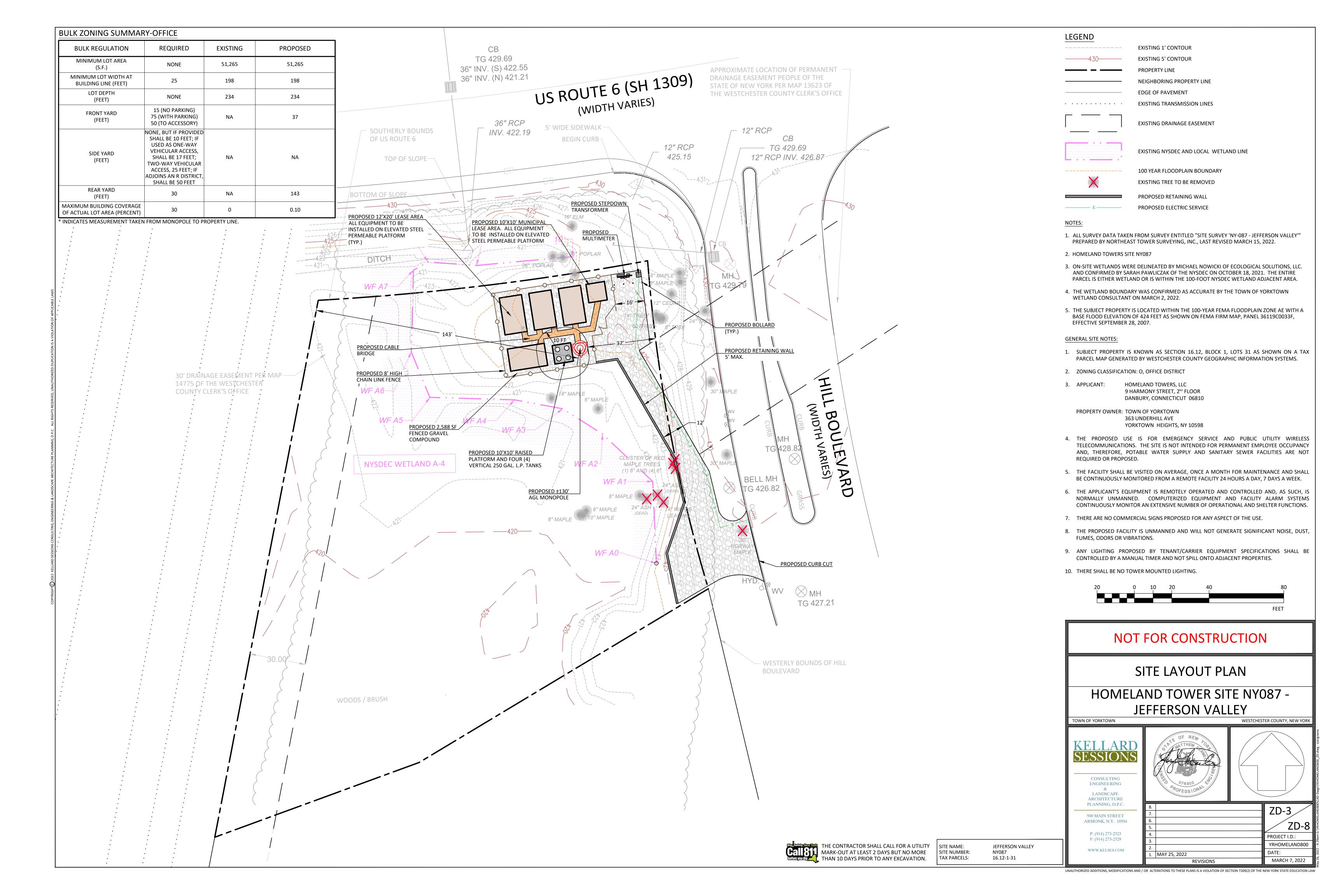


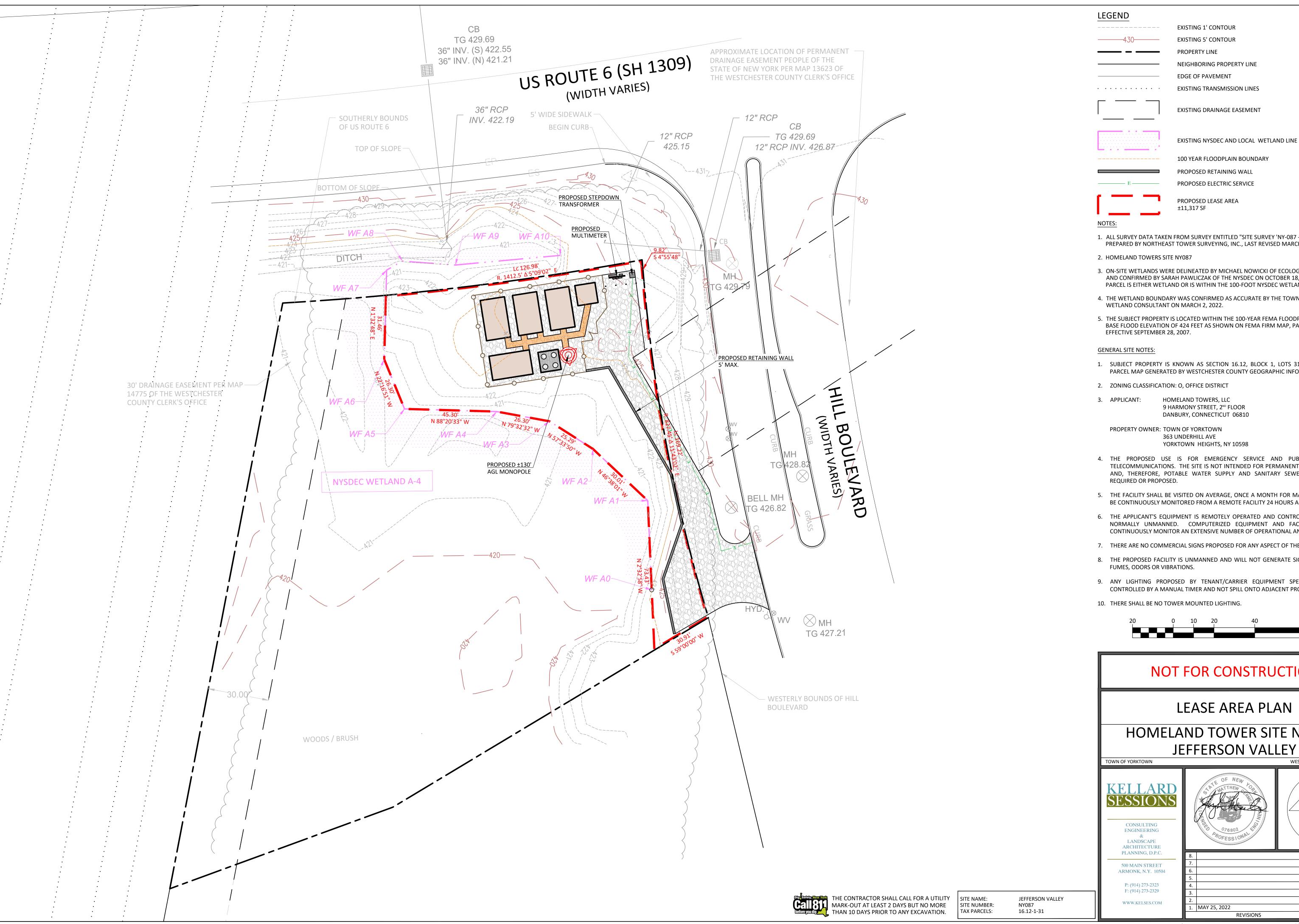


JEFFERSON VALLEY SITE NUMBER: TAX PARCELS: 16.12-1-31

UNAUTHORIZED ADDITIONS, MODIFICATIONS AND / OR ALTERATIONS TO THESE PLANS IS A VIOLATION OF SECTION 7209(2) OF THE NEW YORK STATE EDUCATION LAW







EXISTING 1' CONTOUR EXISTING 5' CONTOUR

PROPERTY LINE

NEIGHBORING PROPERTY LINE

EDGE OF PAVEMENT **EXISTING TRANSMISSION LINES**

EXISTING DRAINAGE EASEMENT

100 YEAR FLOODPLAIN BOUNDARY

PROPOSED RETAINING WALL PROPOSED ELECTRIC SERVICE

PROPOSED LEASE AREA ±11,317 SF

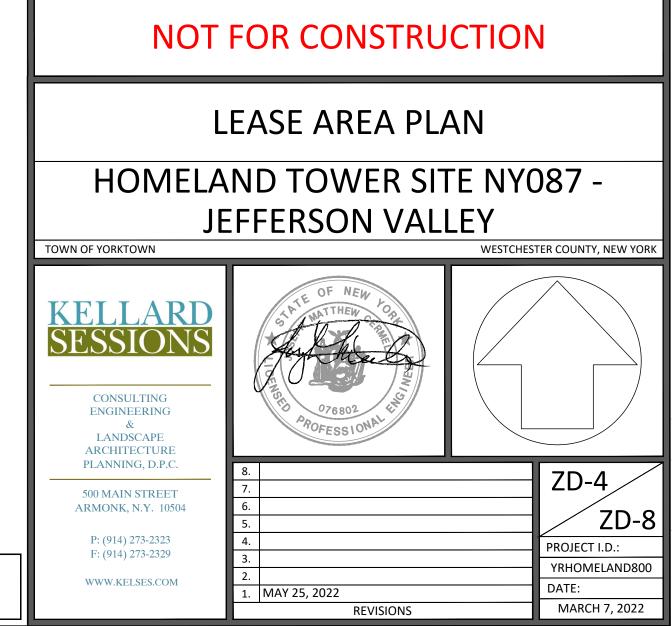
- 1. ALL SURVEY DATA TAKEN FROM SURVEY ENTITLED "SITE SURVEY 'NY-087 JEFFERSON VALLEY'" PREPARED BY NORTHEAST TOWER SURVEYING, INC., LAST REVISED MARCH 15, 2022.
- 3. ON-SITE WETLANDS WERE DELINEATED BY MICHAEL NOWICKI OF ECOLOGICAL SOLUTIONS, LLC. AND CONFIRMED BY SARAH PAWLICZAK OF THE NYSDEC ON OCTOBER 18, 2021. THE ENTIRE PARCEL IS EITHER WETLAND OR IS WITHIN THE 100-FOOT NYSDEC WETLAND ADJACENT AREA.
- 4. THE WETLAND BOUNDARY WAS CONFIRMED AS ACCURATE BY THE TOWN OF YORKTOWN
- 5. THE SUBJECT PROPERTY IS LOCATED WITHIN THE 100-YEAR FEMA FLOODPLAIN ZONE AE WITH A BASE FLOOD ELEVATION OF 424 FEET AS SHOWN ON FEMA FIRM MAP, PANEL 36119C0033F,
- 1. SUBJECT PROPERTY IS KNOWN AS SECTION 16.12, BLOCK 1, LOTS 31 AS SHOWN ON A TAX PARCEL MAP GENERATED BY WESTCHESTER COUNTY GEOGRAPHIC INFORMATION SYSTEMS.
- 2. ZONING CLASSIFICATION: O, OFFICE DISTRICT
- HOMELAND TOWERS, LLC 9 HARMONY STREET, 2ND FLOOR

PROPERTY OWNER: TOWN OF YORKTOWN

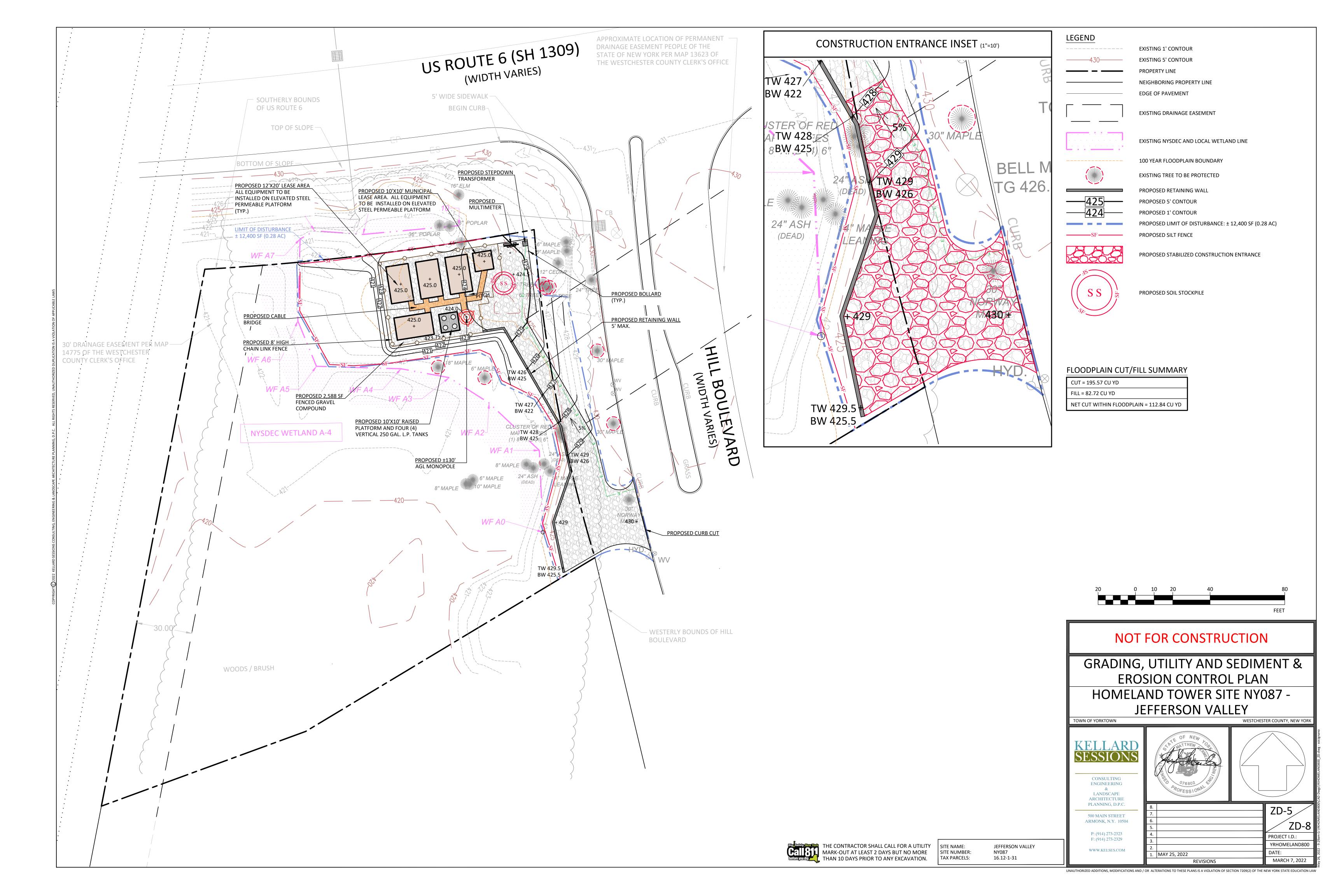
363 UNDERHILL AVE YORKTOWN HEIGHTS, NY 10598

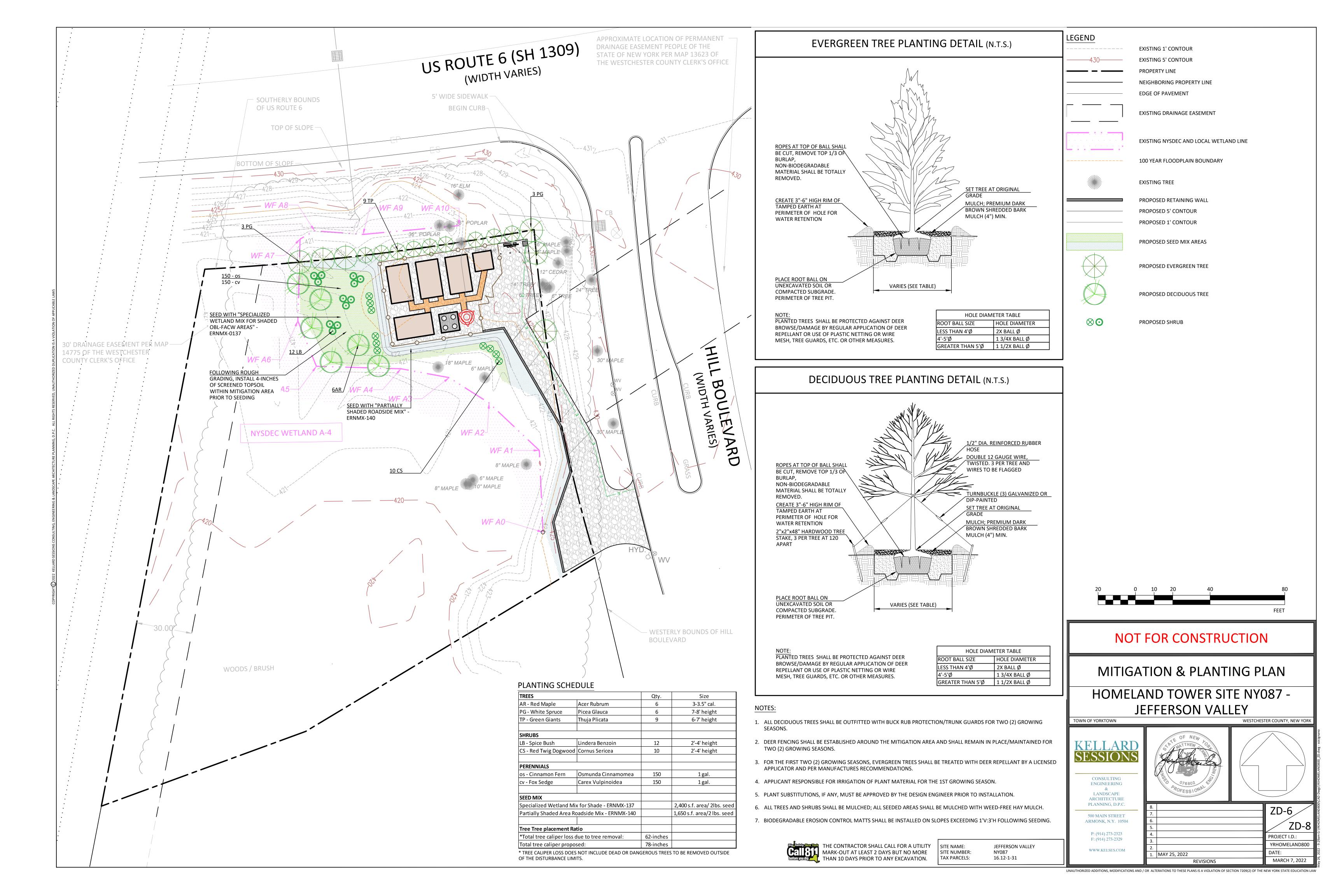
- 4. THE PROPOSED USE IS FOR EMERGENCY SERVICE AND PUBLIC UTILITY WIRELESS TELECOMMUNICATIONS. THE SITE IS NOT INTENDED FOR PERMANENT EMPLOYEE OCCUPANCY AND, THEREFORE, POTABLE WATER SUPPLY AND SANITARY SEWER FACILITIES ARE NOT
- 5. THE FACILITY SHALL BE VISITED ON AVERAGE, ONCE A MONTH FOR MAINTENANCE AND SHALL BE CONTINUOUSLY MONITORED FROM A REMOTE FACILITY 24 HOURS A DAY, 7 DAYS A WEEK.
- 6. THE APPLICANT'S EQUIPMENT IS REMOTELY OPERATED AND CONTROLLED AND, AS SUCH, IS NORMALLY UNMANNED. COMPUTERIZED EQUIPMENT AND FACILITY ALARM SYSTEMS CONTINUOUSLY MONITOR AN EXTENSIVE NUMBER OF OPERATIONAL AND SHELTER FUNCTIONS.
- 7. THERE ARE NO COMMERCIAL SIGNS PROPOSED FOR ANY ASPECT OF THE USE.
- 8. THE PROPOSED FACILITY IS UNMANNED AND WILL NOT GENERATE SIGNIFICANT NOISE, DUST,
- 9. ANY LIGHTING PROPOSED BY TENANT/CARRIER EQUIPMENT SPECIFICATIONS SHALL BE CONTROLLED BY A MANUAL TIMER AND NOT SPILL ONTO ADJACENT PROPERTIES.
- 10. THERE SHALL BE NO TOWER MOUNTED LIGHTING.

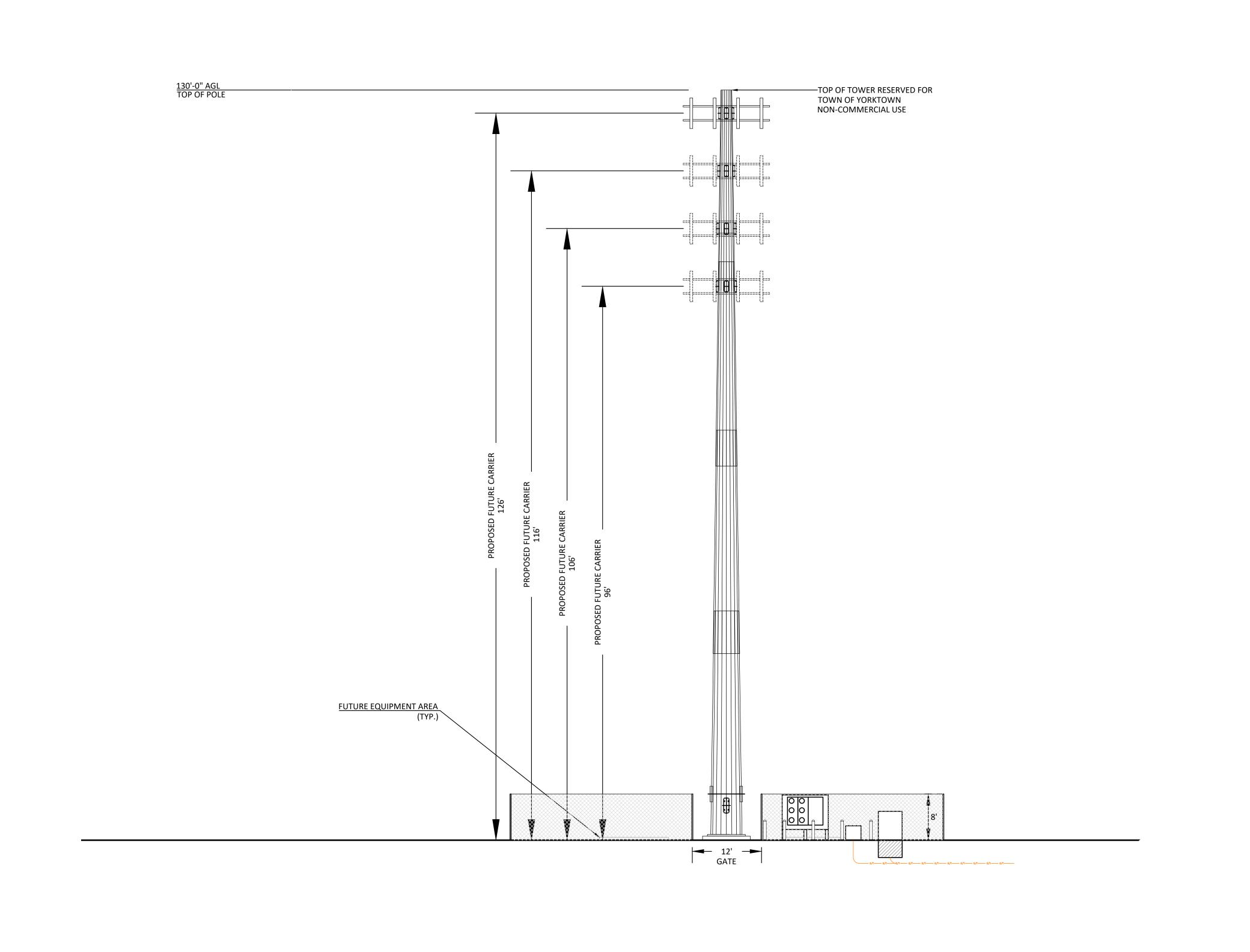


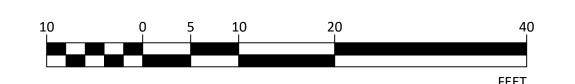


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NOT FOR CONSTRUCTION

TOWER ELEVATION

HOMELAND TOWER SITE NY087 -JEFFERSON VALLEY

TOWN OF YORKTOWN

KELLARD
SESSIONS

CONSULTING
ENGINEERING
&
LANDSCAPE
ARCHITECTURE
PLANNING, D.P.C.

500 MAIN STREET
ARMONK, N.Y. 10504

8.
7.
6.
5.

P: (914) 273-2323 F: (914) 273-2329

WWW.KELSES.COM

8.

WESTCHESTER COUNTY, NEW YORK

THE CONTRACTOR SHALL CALL FOR A UTILITY
MARK-OUT AT LEAST 2 DAYS BUT NO MORE
THAN 10 DAYS PRIOR TO ANY EXCAVATION.

SITE NAME:
SITE NUMBER:
TAX PARCELS:

SITE NAME: JEFFERSON VALLEY
SITE NUMBER: NY087
TAX PARCELS: 16.12-1-31

SILT FENCE DETAIL (N.T.S.) HEIGHT OF FILTER ABOVE GROUND 16" 8" MIN. V EMBEDMENT PERSPECTIVE VIEW UNDISTURBED EMBED FILTER CLOTH MIN. 8" INTO GROUND SECTION CONSTRUCTION NOTES FOR FABRICATED SILT FENCE 1. FILTER CLOTH TO BE FASTENED SECURELY TO POSTS: STEEL EITHER T OR U TYPE POSTS AT TOP AND MID SECTION. OR 2" HARDWOOD 2. WHEN TWO SECTIONS OF FILTER CLOTH ADJOIN FILTER CLOTH: FILTER X, MIRAFI 100X, STABILINKA T140N, EACH OTHER THEY SHALL BE OVERLAPPED BY SIX

CONSTRUCTION FENCE DETAIL (N.T.S.)

OR APPROVED EQUAL

PREFABRICATED UNIT: GEOFAB.

EQUAL

SPLICING INSTRUCTIONS

1. TO CONNECT FENCE SECTIONS, OVERLAP 2 STRAND SECTION FROM EACH END END WEAVE A 1"X2" SLAT

2. FENCE SHOULD BE TENSIONED BY HAND ONLY. DO

THROUGH THE OVERLAPPED STRANDS

NOT USE MECHANICAL TENSIONERS.

ENVIROFENCE, OR APPROVED

INCHES AND FOLDED.

INSTALLATION INSTRUCTIONS

. T-POST SHOULD BE PLACED A MAXIMUM OF 10 FEET

. VERTICAL STRAND OF FENCE SHOULD BE SANDWICHED

BETWEEN FLAT SIDE OF T-POST AND 1"X2" WOOD SLAT

B. WIRE TIES OR PLASTIC CABLE TIES CAN THEN BE USED TO

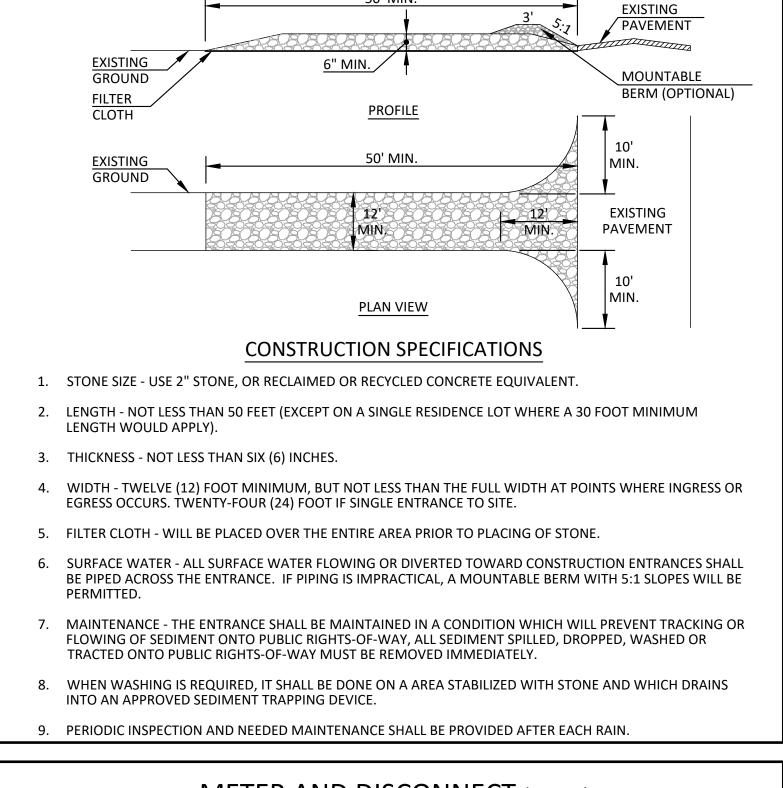
SECURE THE SLAT AND FENCE STRAND TO THE T-POST.

DEVELOP IN THE SILT FENCE.

3. MAINTENANCE SHALL BE PERFORMED AS NEEDED

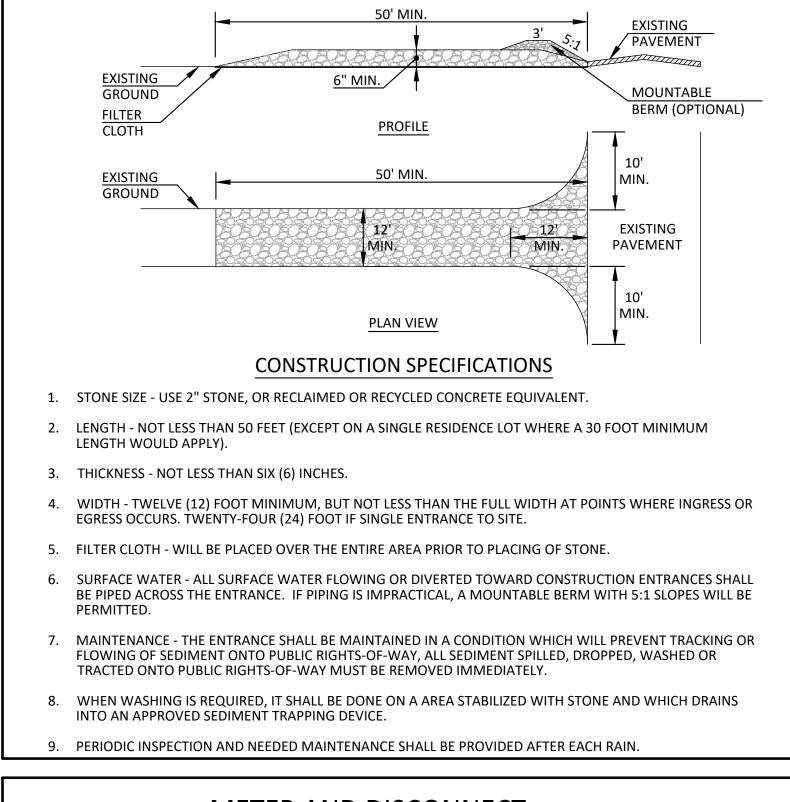
AND MATERIAL REMOVED WHEN "BULGES"

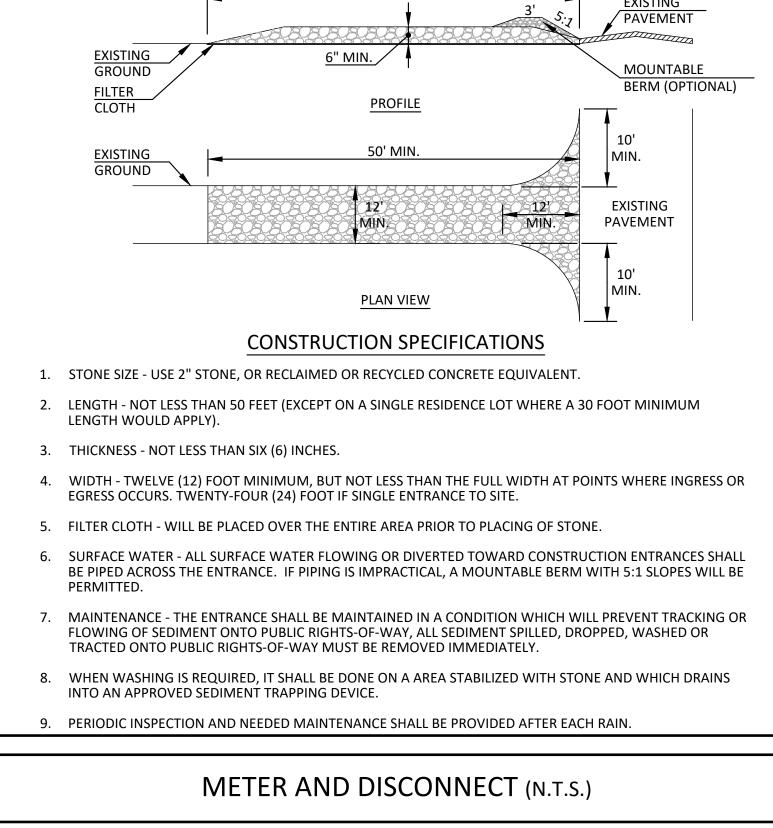
PAVEMENT XISTING 6" MIN. MOUNTABLE GROUND BERM (OPTIONAL) PROFILE 50' MIN GROUND **EXISTING** PAVEMEN1 MIN. PLAN VIEW CONSTRUCTION SPECIFICATIONS 1. STONE SIZE - USE 2" STONE, OR RECLAIMED OR RECYCLED CONCRETE EQUIVALENT. 2. LENGTH - NOT LESS THAN 50 FEET (EXCEPT ON A SINGLE RESIDENCE LOT WHERE A 30 FOOT MINIMUM LENGTH WOULD APPLY). 3. THICKNESS - NOT LESS THAN SIX (6) INCHES. 4. WIDTH - TWELVE (12) FOOT MINIMUM, BUT NOT LESS THAN THE FULL WIDTH AT POINTS WHERE INGRESS OR EGRESS OCCURS. TWENTY-FOUR (24) FOOT IF SINGLE ENTRANCE TO SITE. 5. FILTER CLOTH - WILL BE PLACED OVER THE ENTIRE AREA PRIOR TO PLACING OF STONE 6. SURFACE WATER - ALL SURFACE WATER FLOWING OR DIVERTED TOWARD CONSTRUCTION ENTRANCES SHALL BE PIPED ACROSS THE ENTRANCE. IF PIPING IS IMPRACTICAL, A MOUNTABLE BERM WITH 5:1 SLOPES WILL BE PERMITTED. 7. MAINTENANCE - THE ENTRANCE SHALL BE MAINTAINED IN A CONDITION WHICH WILL PREVENT TRACKING OR FLOWING OF SEDIMENT ONTO PUBLIC RIGHTS-OF-WAY. ALL SEDIMENT SPILLED. DROPPED. WASHED OR TRACTED ONTO PUBLIC RIGHTS-OF-WAY MUST BE REMOVED IMMEDIATELY. 8. WHEN WASHING IS REQUIRED, IT SHALL BE DONE ON A AREA STABILIZED WITH STONE AND WHICH DRAINS INTO AN APPROVED SEDIMENT TRAPPING DEVICE. 9. PERIODIC INSPECTION AND NEEDED MAINTENANCE SHALL BE PROVIDED AFTER EACH RAIN.

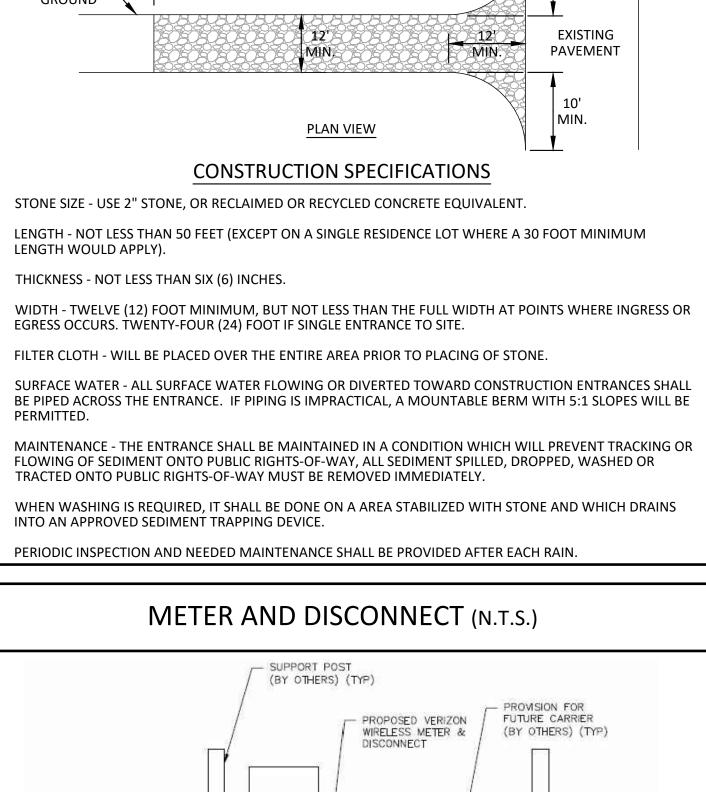


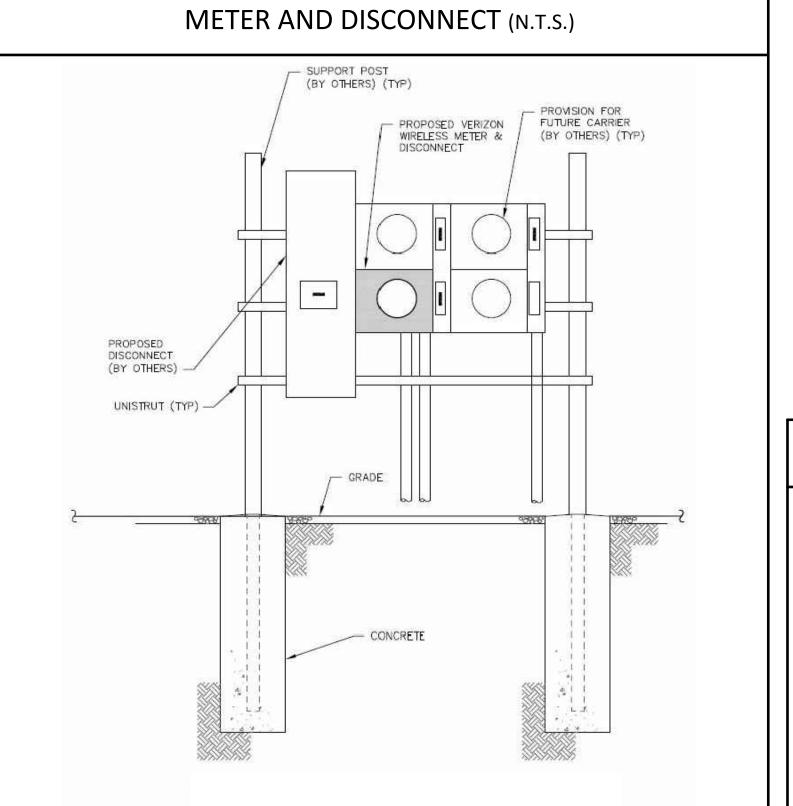
STABILIZED CONSTRUCTION ENTRANCE

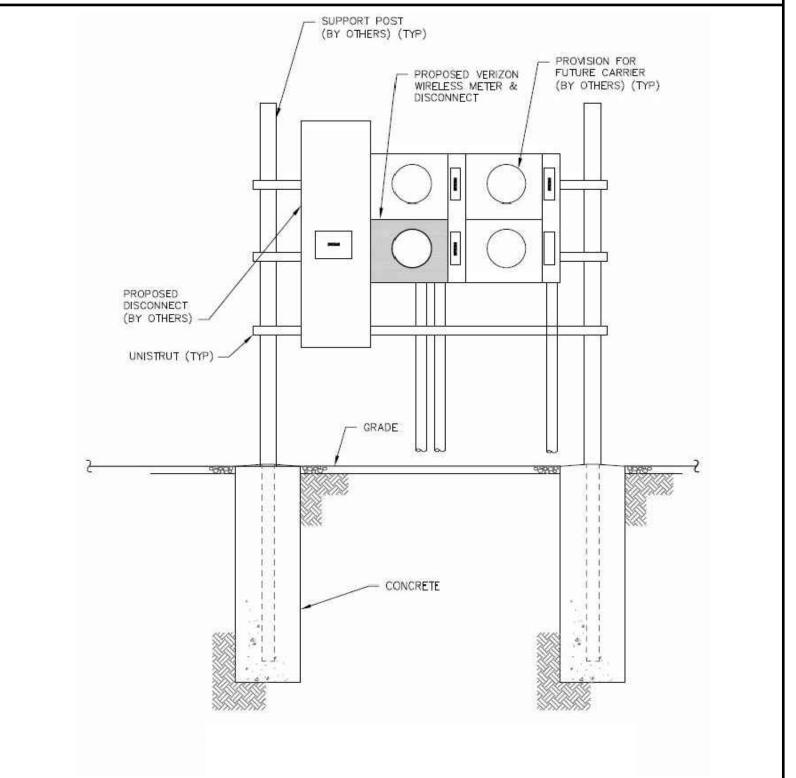
DETAIL (N.T.S.)

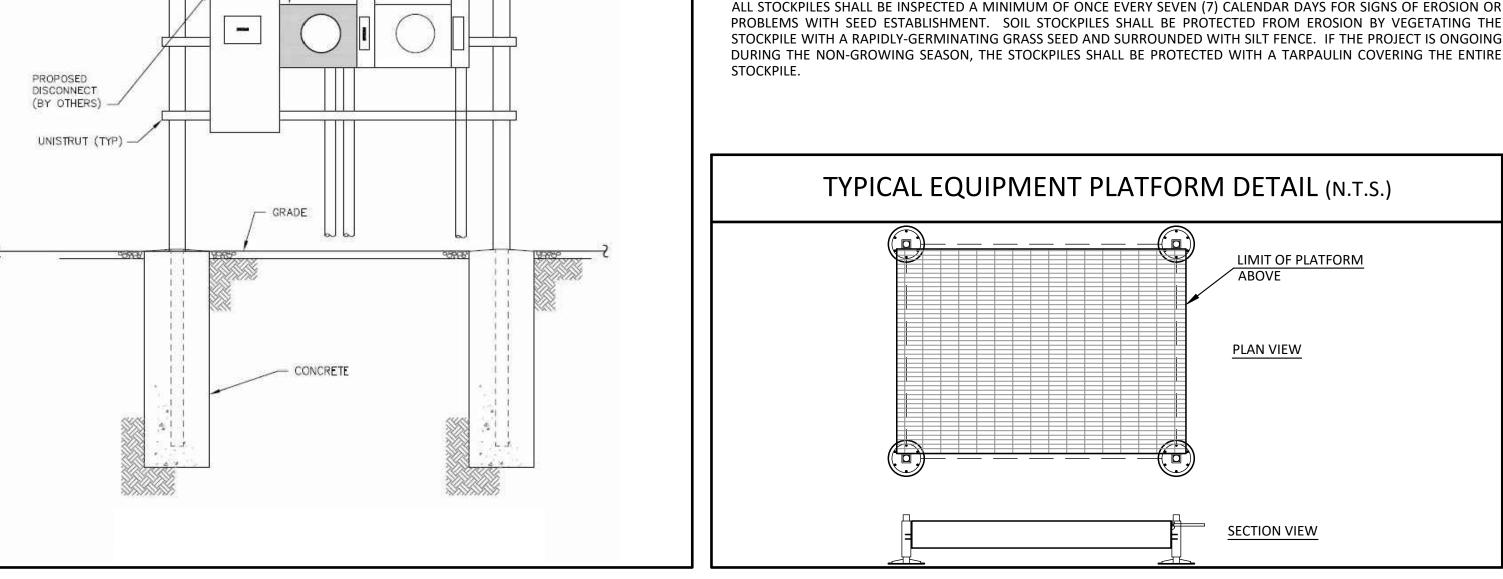












EROSION AND SEDIMENT CONTROL PLAN

MAINTAINED IN EFFECTIVE OPERATING CONDITION AT ALL TIMES.

REMOVE ANY SEDIMENT DROPPED OR WASHED ONTO OFF SITE ROADS.

• STABILIZED CONSTRUCTION ENTRANCE

MAINTENANCE/INSPECTION

MAINTENANCE/INSPECTION

• SOIL/MATERIAL STOCKPILING

MAINTENANCE/INSPECTION

• SILT FENCE

WATERBODY.

FOLLOWING PUBLICATIONS:

PROJECT.

ALL PROPOSED SOIL EROSION AND SEDIMENT CONTROL PRACTICES HAVE BEEN DESIGNED IN ACCORDANCE WITH THE

TOWN CODE OF YORKTOWN CHAPTER 248 "STORMWATER MANAGEMENT AND EROSION AND SEDIMENT CONTROL"

THE PRIMARY AIM OF THE SOIL EROSION AND SEDIMENT CONTROL PLAN IS TO REDUCE SOIL EROSION FROM AREAS STRIPPED

OF VEGETATION DURING CONSTRUCTION AND TO PREVENT SILT FROM REACHING THE DRAINAGE STRUCTURES, WETLAND

SYSTEMS, WATERCOURSES, WATERBODIES AND DOWNSTREAM PROPERTIES. THE SEDIMENT AND EROSION CONTROL PLAN IS

AN INTEGRAL COMPONENT OF THE CONSTRUCTION PHASING AND PROJECT SEQUENCING AND WILL BE IMPLEMENTED TO CONTROL SEDIMENT AND RE-ESTABLISH VEGETATION AS SOON AS PRACTICABLE. THE PLAN WILL BE IMPLEMENTED PRIOR TO

THE COMMENCEMENT OF ANY EARTHMOVING ACTIVITIES AND WILL BE MAINTAINED THROUGH THE DURATION OF THE

THE PROPOSED SOIL EROSION AND SEDIMENT CONTROL DEVICES INCLUDE THE PLANNED EROSION CONTROL PRACTICES

OUTLINED BELOW. MAINTENANCE PROCEDURES FOR EACH EROSION CONTROL PRACTICE ARE ALSO PROVIDED HEREIN. THE

OWNER OR OPERATOR MUST ENSURE THAT ALL EROSION AND SEDIMENT CONTROL PRACTICES IDENTIFIED HEREIN ARE

A STABILIZED CONSTRUCTION ENTRANCE SHALL BE INSTALLED AT THE PROJECT ENTRANCE AS INDICATED ON THE PLANS.

THE PURPOSE OF THE STABILIZED CONSTRUCTION ENTRANCE IS TO PREVENT VEHICLES LEAVING THE SITE FROM TRACKING

STABILIZED CONSTRUCTION ENTRANCE SHALL BE INSPECTED A MINIMUM OF ONCE EVERY SEVEN (7) CALENDAR DAYS. THE

CONTRACTOR SHALL MAINTAIN THE CONSTRUCTION ENTRANCE IN A MANNER WHICH PREVENTS OR SIGNIFICANTLY

REDUCES THE TRACKING OF SEDIMENT/SOIL OFF SITE. THE CONTRACTOR SHALL INSPECT THE CONSTRUCTION ENTRANCE

DAILY AND AFTER EACH RAIN EVENT FOR DISPLACEMENT OR LOSS OF AGGREGATE. THE CONTRACTOR SHALL TOP-DRESS

THE CONSTRUCTION ENTRANCE WHEN DISPLACEMENT/LOSS OF AGGREGATE OCCURS. OR IF THE AGGREGATE BECOMES

CLOGGED OR SILTED TO THE EXTENT THAT THE ENTRANCE CAN NO LONGER PERFORM ITS INTENDED FUNCTION. THE

CONTRACTOR SHALL INSPECT THE VICINITY OF THE CONSTRUCTION ENTRANCE SEVERAL TIMES A DAY AND IMMEDIATELY

SILT FENCE (GEOTEXTILE FILTER CLOTH) SHALL BE PLACED IN LOCATIONS DEPICTED ON THE APPROVED PLANS. THE PURPOSE

OF THE SILT FENCE IS TO REDUCE THE VELOCITY OF SEDIMENT-LADEN STORMWATER FROM SMALL DRAINAGE AREAS AND

TO INTERCEPT THE TRANSPORTED SEDIMENT LOAD. IN GENERAL, SILT FENCE SHALL BE USED AT THE DOWN-GRADIENT

PERIMETER OF DISTURBED AREAS, TOE OF SLOPES OR INTERMEDIATELY WITHIN SLOPES WHERE OBVIOUS CHANNEL

CONCENTRATION OF STORMWATER IS NOT PRESENT. SILT FENCE SHALL ALWAYS BE INSTALLED PARALLEL TO THE

SILT FENCING SHALL BE INSPECTED A MINIMUM OF ONCE EVERY SEVEN (7) CALENDAR DAYS. INSPECTIONS SHALL INCLUDE ENSURING THAT THE FENCE MATERIAL IS TIGHTLY SECURED TO THE WOOD POSTS. IN ADDITION, OVERLAPPING FILTER

FABRIC SHALL BE SECURE AND THE FABRIC SHALL BE MAINTAINED A MINIMUM OF SIX (6) INCHES BELOW GRADE. IN THE

EVENT THAT ANY "BULGES" DEVELOP IN THE FENCE, THAT SECTION OF FENCE SHALL BE REPLACED IMMEDIATELY WITH A NEW FENCE SECTION. ANY VISIBLE SEDIMENT BUILD-UP AGAINST THE FENCE SHALL BE REMOVED IMMEDIATELY AND

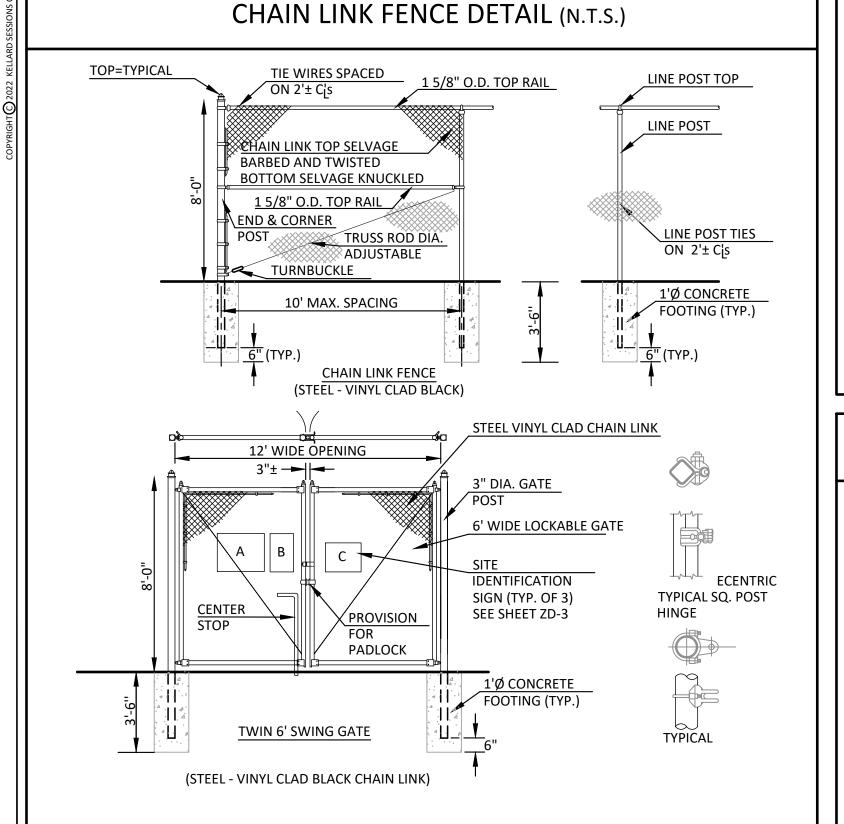
DEPOSITED ON-SITE A MINIMUM OF 100 FEET OUTSIDE OF ANY REGULATED WETLAND AREA, WATERCOURSE OR

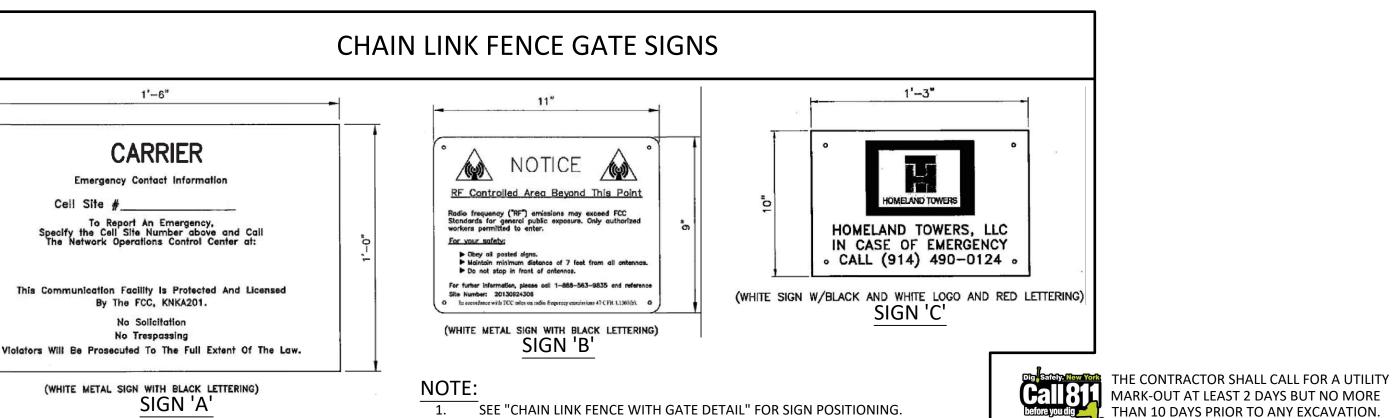
ALL SOIL/MATERIAL STRIPPED FROM THE CONSTRUCTION AREA DURING GRUBBING AND GRADING SHALL BE STOCKPILED WITHIN THE VICINITY OF THE LOCATIONS ILLUSTRATED ON THE APPROVED PLANS, OR IN PRACTICAL LOCATIONS ON-SITE.

CONTOURS IN ORDER TO PREVENT CONCENTRATED FLOWS FROM DEVELOPING ALONG THE SILT FENCE.

SEDIMENT, MUD OR ANY OTHER CONSTRUCTION-RELATED MATERIALS FROM THE SITE ONTO OFF SITE ROADS.

NEW YORK STANDARDS AND SPECIFICATIONS FOR EROSION AND SEDIMENT CONTROL, LATEST EDITION





• GENERAL LAND GRADING

THE APPLICANT/DEVELOPER OR THEIR REPRESENTATIVES SHALL BE ON-SITE AT ALL TIMES WHEN CONSTRUCTION OR GRADING ACTIVITY TAKES PLACE AND SHALL INSPECT AND DOCUMENT THE EFFECTIVENESS OF ALL SEDIMENT AND EROSION CONTROL PRACTICES.

THE INTENT OF THE EROSION CONTROLS IS TO CONTROL ALL DISTURBED AREAS, SUCH THAT SOILS ARE PROTECTED FROM EROSION BY TEMPORARY METHODS AND, ULTIMATELY BY PERMANENT VEGETATION.

DUST CONTROL

WHERE VEGETATIVE OR MULCH COVER IS NOT PRACTICAL IN DISTURBED AREAS OF THE SITE, DUST SHALL BE CONTROLLED BY THE USE OF WATER SPRINKLING. THE SURFACE SHALL BE SPRAYED UNTIL WET. DUST CONTROL SHALL CONTINUE UNTIL SUCH TIME AS THE ENTIRE SITE IS ADEQUATELY STABILIZED WITH PERMANENT VEGETATIVE COVER.

• POLLUTION PREVENTION MEASURES FOR CONSTRUCTION RELATED ACTIVITIES

POLLUTION PREVENTION PRACTICES FOR PREVENTING LITTER, CONSTRUCTION CHEMICALS (IF APPLICABLE) AND CONSTRUCTION DEBRIS FROM BECOMING A POLLUTANT SOURCE IN STORMWATER DISCHARGE INCLUDE DAILY PICKUP OF CONSTRUCTION DEBRIS, INSPECTION, AND PHYSICAL CONTROLS SUCH AS SILT FENCING. INSPECTIONS WILL ALSO BI CONDUCTED TO INSURE THAT DUST CONTROL MEASURES ARE UTILIZED AS NECESSARY. DURING CONSTRUCTION MAINTENANCE, CONSTRUCTION AND WASTE MATERIALS WILL BE STORED WITHIN SUITABLE AREAS/DUMPSTERS, AS APPROPRIATE, TO MINIMIZE THE EXPOSURE OF THE MATERIALS TO STORMWATER AND SPILL PREVENTION. ALI MAINTENANCE AND CONSTRUCTION WASTE WILL BE DISPOSED OF IN A SAFE MANNER IN ACCORDANCE WITH ALI APPLICABLE REGULATIONS.

ON-SITE SOILS

JEFFERSON VALLEY

NY087

16.12-1-31

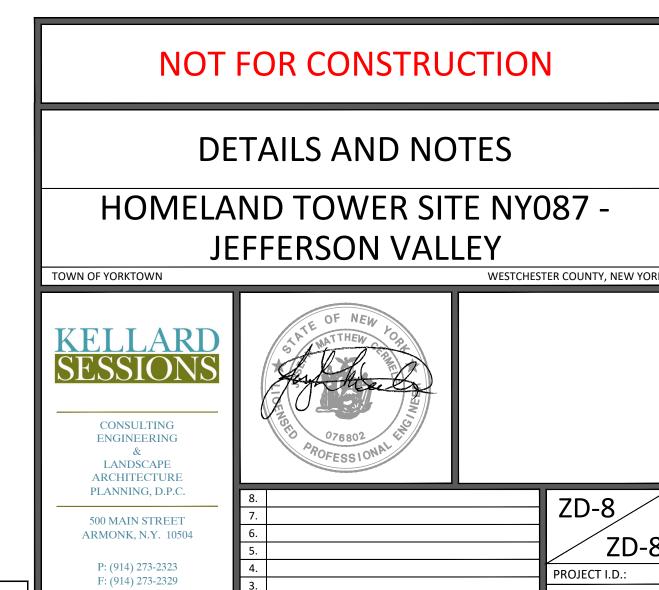
SITE NUMBER:

TAX PARCELS:

- CATDEN MUCK, 0-2% SLOPES (CE); HSG B/D
- UDORTHENTS, WET SUBSTRATUM (UC); NO HSG

CONSTRUCTION PHASING PLAN

- 1. OBTAIN ALL NECESSARY PERMITS AND CONDUCT A PRE-CONSTRUCTION MEETING WITH TOWN OFFICIALS. IF REQUESTED BY THE TOWN
- 2. INSTALL ALL TEMPORARY EROSION AND SEDIMENT CONTROLS
- 3. STAKE OUT THE LIMITS OF DISTURBANCE AND MARK ALL TREES TO BE REMOVED PER THE TREE REMOVAL PLAN.
- 4. REMOVE TREES, STRIP AND GRUB THE SITE
- 5. INSTALL RETAINING WALLS; ROUGH GRADE SITE
- 6. INSTALL CONCRETE TOWER FOUNDATION AND FOUNDATIONS FOR ELEVATED EQUIPMENT PLATFORMS
- 7. INSTALL UNDERGROUND UTILITIES
- 8. FINAL GRADE THE SITE; INSTALL GRAVEL WITHIN COMPOUND AREA
- 9. INSTALL MONOPOLE TOWER, ELEVATED EQUIPMENT PLATFORMS, AND FENCING/GATES
- 10. INSTALL WETLAND MITIGATION, TREES, AND LANDSCAPING
- 11. REMOVE TEMPORARY EROSION CONTROLS WHEN SITE HAS ACHIEVED FINAL STABILIZATION



YRHOMELAND800 WWW.KELSES.COM . MAY 25, 2022 MARCH 7, 2022 REVISIONS

UNAUTHORIZED ADDITIONS, MODIFICATIONS AND / OR ALTERATIONS TO THESE PLANS IS A VIOLATION OF SECTION 7209(2) OF THE NEW YORK STATE EDUCATION I





May 25, 2022

Mr. Manuel Vicente Homeland Towers, LLC 9 Harmony Street Danbury, Connecticut 06810

RE:

Homeland Towers, LLC

Jefferson Valley – Wetland Report

Dear Mr. Vicente:

You have requested that Kellard Sessions Consulting evaluate wetlands located on a parcel consisting of ±1.18 acres of land and located at the intersection of NYS Route 6 and Hill Boulevard in the Town of Yorktown, hamlet of Jefferson Valley. The property is identified on the Town of Yorktown Tax Map as Section 16.12, Block 1, Lot 31. The subject property is owned by the Town of Yorktown and is proposed to be developed with a 130-foot monopole tower, ancillary telecommunications equipment, gravel driveway, gravel compound area, fencing and retaining walls. The subject property is the vicinity of commercial and residential uses, with the Jefferson Valley Mall located due west.

The subject property is nearly flat except for roadway embankment slopes associated with Hill Boulevard along the easterly property line. The property is wooded, however, a clearing exists in the upland area located toward the northeast corner of the site. Soils consist of Catden Muck, 0-2% Slopes (Ce) and Udorthents, Wet Substratum (Uc). The Shrub Oak Brook is located immediately south of the subject property; however, the property contains wetlands and watercourses that are tributary to the Brook. On-site wetlands and watercourses are jurisdictional to the New York State Department of Environmental Conservation (NYSDEC) as Wetland A-4, the Army Corps of Engineers (ACOE), and the Town of Yorktown. On-site wetlands and watercourses were delineated by Michael Nowicki of Ecological Solutions, LLC and confirmed by this office.

VEGETATION, SOILS AND HYDROLOGY

Red Maple trees dominate the wetland and wetland buffer; however, a number of Ash trees are located along the periphery of the wetland boundary; Sugar Maple and Norway Maple trees are also present in the adjacent upland area. Skunk Cabbage, Spice Bush, Honeysuckle, Ash saplings, Sensitive Fern, Clearweed, and False Nettle were found along the wetland boundary with Multiflora Rose, Honeysuckle, Wineberry, Virginia Creeper, Garlic Mustard, Canada Mayflower, Poison Ivy, and Bittersweet dominating the upland area. The upland area located at the northeast corner of the site contains fewer trees and tree canopy and is dominated by invasives shrubs and vines. Hydric soils within the wetland boundary were black (10YR 2/1) within the upper 14 inches, turning gray (Gley 1, 7/N) between 14 – 18 inches. Soils within the upland

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Mr. Manuel Vicente May 25, 2022 Page 3

area consist of a 5-inch layer of topsoil, over dark yellowish-brown soil (10YR 3/4) with no redox concentrations. Hydrology indicators include observed water inundation and saturated soil.

JURISDICTION

As stated above, on-site wetlands are jurisdictional to the NYSDEC as Wetland A-4. Wetlands were delineated in accordance with the NYSDEC Freshwater Wetlands Delineation Manual, July 1995, and the boundary was verified as being accurate by Sarah Pawliczak of the NYSDEC on October 18, 2021. A fully executed NYSDEC Wetland Validation Map is on file. In addition to regulating the wetland property, the NYSDEC regulates a 100-foot Wetland Adjacent Area and disturbance within the Wetland Adjacent Area will require an Article 24 Freshwater Wetland Permit from the NYSDEC. Note that the entire site consists of regulated wetland or Wetland Adjacent Area and, therefore, any development would require an Article 24 Freshwater Wetland Permit.

On-site wetlands are jurisdictional to the Town of Yorktown under Chapter 178, Freshwater Wetlands, of the Town Code. Wetlands were delineated in accordance with the Town's definition of "Wetland/Freshwater Wetland" and the wetland boundary line was verified as accurate by the Town of Yorktown's Wetland Consultant on March 2, 2022. The Town regulates a 100-foot wetland/watercourse buffer area and disturbance within the buffer may require a wetland permit from the Town of Yorktown.

On-site wetlands are jurisdictional to the ACOE and disturbance within the wetland proper would require a permit as issued by the ACOE; note that the ACOE does not regulate a wetland adjacent or buffer area. On-site wetlands were delineated in accordance with the Corps of Engineers Wetland Delineation Manual, 1987, and its supplements. As no disturbance is proposed within the wetland proper, a permit from the ACOE is not required.

Enclosed are pictures of the on-site wetland taken from a recent site visit. Should you have any questions, please feel free to contact me.

Very truly yours,

Jan K. Johannessen, AICP Kellard Sessions Consulting

Jan K. Johannessen

Enclosures

cc: Robert Gaudioso, Esq.

https://kellardsessionsconsulti.sharepoint.com/sites/Kellard/Project Docs P/YRHOMELAND800/KSC Correspondence/2020-05-25_YRHomelandTowers800_Vicente_Wetland Evaluation_Ltr.docx



Above and Below: On-site wetland looking south



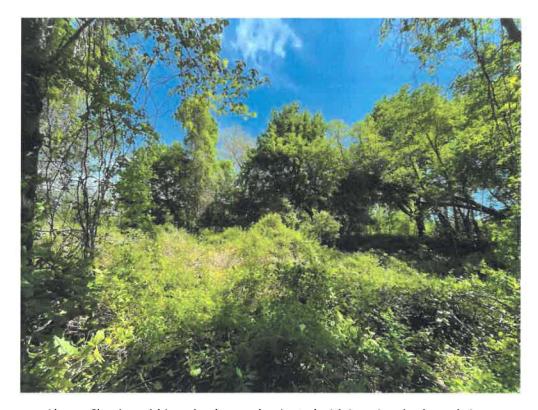


Above: Clearing within upland area; dominated with invasive shrubs and vines; looking northeast



Above and Below: On-site wetland looking south





Above: Clearing within upland area; dominated with invasive shrubs and vines; looking northeast

Maureen Bowman

From: towernotifyinfo@fcc.gov

Sent: Tuesday, May 31, 2022 2:46 PM

To: Maureen Bowman

Subject: Section 106 Notification of SHPO/THPO Concurrence- Email ID #7069104

Follow Up Flag: Follow up Flag Status: Completed

This is to notify you that the Lead SHPO/THPO has concurred with the following filing:

Date of Action: 05/31/2022

Direct Effect: No Historic Properties in Area of Potential Effects (APE) Visual Effect: No Historic Properties in Area of Potential Effects (APE)

Comment Text: The NYSHPO concurs with the recommended effect finding based on the information provided.

Reviewed by DM Rohde, NYSHPO

File Number: 0010068774 TCNS Number: 246103

Purpose: New Tower Submission Packet

Notification Date: 7AM EST 05/31/2022

Applicant: Homeland Towers, LLC

Consultant: EnviroBusiness Inc. d/b/a EBI Consulting (EBI 6122001958)

Positive Train Control Filing Subject to Expedited Treatment Under Program Comment: No

Site Name: Jefferson Valley / NY087

Site Address: Hill Boulevard

Detailed Description of Project: Proposed construction of a new telecommunications monopole tower and compound resulting in ground disturbance. Please see Attachment 4 of this filing for project design details. (EBI # 6122001958)

Site Coordinates: 41-19-45.2 N, 73-48-8.5 W

City: Yorktown

County: WESTCHESTER

State:NY

Lead SHPO/THPO: New York State Historic Preservation Office

NOTICE OF FRAUDULENT USE OF SYSTEM, ABUSE OF PASSWORD AND RELATED MISUSE

Use of the Section 106 system is intended to facilitate consultation under Section 106 of the National Historic Preservation Act and may contain information that is confidential, privileged or otherwise protected from disclosure under applicable laws. Any person having access to Section 106 information shall use it only for its intended purpose. Appropriate action will be taken with respect to any misuse of the system.