



March 11, 2024

Diana Quast, Town Clerk
Yorktown Town Board
363 Underhill Avenue
Yorktown Heights, New York 10598

Rohit T. Aggarwala
Commissioner

**Re: Notice of Intent to be Lead Agency
EOHWC Stormwater Retrofit Y-MU-40
Town of Yorktown; Westchester County
DEP Log #: 2023-MU-0028-SQ.2**

Paul V. Rush, P.E.
Deputy Commissioner

Dear Ms. Quast and Members of the Town Board:

465 Columbus Avenue
Valhalla, NY 10595

Tel. (845) 340-7800
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prush@dep.nyc.gov

The New York City Department of Environmental Protection (DEP) has reviewed the Town of Yorktown Town Board's (Board) Notice of Intent to act as Lead Agency and short Environmental Assessment Form (EAF) for the above referenced project. DEP does not object to the Board acting as Lead Agency for the Coordinated Review of the proposed action pursuant to the New York State Environmental Quality Review Act (SEQRA).

The project site is located in the Muscoot Reservoir drainage basin of New York City's Water Supply. As Muscoot Reservoir is phosphorous restricted, water quality impacts to the receiving reservoirs from pollutant-laden runoff must be avoided or mitigated.

The proposed action involves the construction of a brand specific biofiltration (R-Tank) soil media tank system in order to filter and treat stormwater runoff. The eroded streambank channel will also be stabilized prior to entering Hallocks Mill Brook which feeds into Muscoot Reservoir.

DEP does not maintain any jurisdictional permits with regard to the proposed project. As such, DEP is considered an interested agency.

Based upon review of the circulated documents, DEP respectfully submits the following comments for the Board's consideration:

1. Part 1 of the EAF identified the project location as "across from the intersection of Rt 118 and Rt 202" which differs from the location shown on the Site Plan and should be clarified.

Thank you for the opportunity to provide comments. You may reach the undersigned at cgarcia@dep.nyc.gov or (914) 749-5302 with any questions or if you care to discuss the matter further.

Sincerely,

Cynthia Garcia

Cynthia Garcia, Supervisor
SEQRA Coordination Section

X: J. Petronella, NYCDEC Region 3

