

NEW YORK STATE DEPARTMENT OF ENVIRONMENTAL CONSERVATION

Division of Environmental Permits, Region 3
21 South Platt Corners Road, New Paltz, NY 12561-1620
P: (845) 256-3054 | F: (845) 255-4659
www.dec.ny.gov

September 1, 2015

James C. Clearwater
MJS Engineering & Land Surveying PC
261 Greenwich Avenue
Goshen, NY 10924

RE: Natural Heritage Review: Paul & Linda Guaneri Subdivision 18 Natures Trail
Project ID: 5999
Town of Chester, Orange County

Dear Mr. Clearwater:

We have reviewed your jurisdictional determination request for state-listed species for a two lot single family residential subdivision on a 7 acre site, which our office received on July 31, 2015, and offer the following comments:

DEC has reviewed the State's Master Natural Heritage records. We have determined that the project site is located within or near record(s) of the following state-listed species: **Bog turtle** (*Clemmys muhlenbergii*), a New York State Endangered species; and **Timber rattlesnake** (*Crotalus horridus*) and **Northern long-eared bat** (*Myotis septentrionalis*), both New York State Threatened species.

Bog Turtle and Timber Rattlesnake

Any significant ground disturbance in the project area has the potential to harm Bog turtle or Timber rattlesnake. If any necessary ground disturbance will occur between April 1st and October 31st, then an Article 11 permit may be needed or project modifications may be required to adequately mitigate any potential impacts to Bog turtle or Timber rattlesnake.

Northern Long-eared Bat

If this project requires removal of any trees greater than 4 inches diameter at breast height; and tree removal will occur between April 1st and October 31st, then an Article 11 permit may be needed or project modifications may be required to mitigate any potential impacts to Northern long-eared bat.

Project plans are required for a detailed determination of Department jurisdiction for the above-referenced species. For more information, please contact the Department's Bureau of Wildlife, at 845-256-2257 and provide project plans for review.

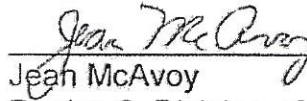
Please note that this letter does not relieve the project sponsor of the responsibility of obtaining any necessary permits or approvals from other agencies or local municipalities.



Department of
Environmental
Conservation

If you have any questions or comments in regard to this letter, or your responsibilities under the New York State Environmental Conservation Law, please do not hesitate to contact this office.

Sincerely,

A handwritten signature in dark ink, appearing to read "Jean McAvoy", is written over a horizontal line.

Jean McAvoy

Region 3, Division of Environmental Permits

Telephone: 845/256-3165

Email: jean.mcavoy@dec.ny.gov

Ecc: Lisa Masi, NYSDEC Region 3 Bureau of Wildlife
Town of Chester Supervisor