

**PLEASE TAKE NOTICE** that the Town Board of the Town of Warwick does hereby set a public hearing on May 8, 2025 at 7:00pm at the Town Hall, 132 Kings Highway, Warwick, New York on proposed Application for FY-2026 Orange County Community Block Grant Program or soon thereafter as the matter may be heard.

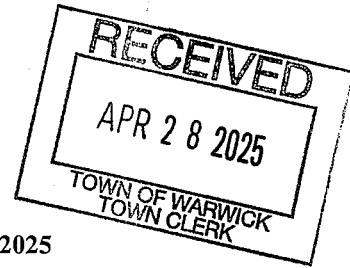
The Town of Warwick invites public comments and suggestions regarding projects to be considered for funding under the Orange County Community Development Block Grant Program. Under this Program a variety of physical improvements as listed below are eligible for funding: acquisition and disposition of real property; public works, public facilities or site improvements; code enforcement (housing and health codes); clearance, demolition and rehabilitation for public use or economic development; housing rehabilitation loan and grants; special projects for elderly and handicapped; provision of public services (shelter, clinics, senior nutrition, etc); payment of non-federal shares of other grant programs; relocation payments and assistance. The Town of Warwick will be considering projects to be submitted to the Orange County Development Block Grant Program. The deadline for submittal is June 20, 2025 at 4:00pm.

All interested persons will be given the opportunity to be heard. All written comments must be received by the Board at or prior to the public hearing.

**DATED: April 30, 2025**

**BY ORDER OF THE TOWN  
BOARD OF THE TOWN OF WARWICK  
EILEEN M. ASTORINO  
TOWN CLERK**

TOWN OF CHESTER  
1786 KINGS HIGHWAY  
CHESTER, NY 10918



**NOTICE OF PUBLIC HEARING**

**INTRODUCTORY LOCAL LAW NO. 6 OF 2025**

**A LOCAL LAW TO EXTEND THE MORATORIUM ON CERTAIN PERMITS, CERTIFICATES  
OF OCCUPANCY AND APPROVALS FOR CERTAIN DEVELOPMENT AS SET FORTH IN  
LOCAL LAW 1 OF 2024**

Be it enacted by the Town Board of the Town of Chester in the County of Orange as follows:

**Section 1. Purpose and Intent**

The Town of Chester finds and determines that the current comprehensive plan, subdivision and zoning laws do not adequately protect the Town's unique character and significant natural and cultural resources while accommodating appropriate and complementary growth. As such the Town Board recognizes the need to review and amend the Town's Comprehensive Plan and conform its zoning and subdivision regulations to that comprehensive plan and also to the New York State laws governing land use. It is the intent of the Town Board to extend the existing moratorium to give the Town Board and its consultants adequate time to finalize the comprehensive plan and related code amendments including the Town's zoning, subdivision, and other development related laws.

**Please take notice** that the Town Board of the Town of Chester will hold a public hearing on Wednesday, May 28, 2025 at 6:45PM in the Town Hall Meeting Room, 1786 Kings Highway, Chester, NY. Said public hearing is to hear comments on the above captioned proposed local law.

A copy of the proposed local law is on file in the Town Clerk's Office and is available for inspection during normal business hours (Monday-Friday, 8 am to 5 pm).

Any person interested in the proposed local law may appear in person or by agent. All written communications should be addressed to the Town Clerk at the above address.

**BY ORDER OF THE TOWN BOARD  
TOWN OF CHESTER**

**LINDA A. ZAPPALA  
TOWN CLERK  
DATED: April 24, 2025**

## TOWN OF CHESTER

### INTRODUCTORY LOCAL LAW NO. 6 OF 2025

#### A LOCAL LAW TO EXTEND THE MORATORIUM ON CERTAIN PERMITS, CERTIFICATES OF OCCUPANCY AND APPROVALS FOR CERTAIN DEVELOPMENT AS SET FORTH IN LOCAL LAW 1 OF 2024

Be it enacted by the Town Board of the Town of Chester in the Count of Orange as follows:

##### **Section 1. Purpose and Intent**

The Town of Chester finds and determines that the current comprehensive plan, subdivision and zoning laws do not adequately protect the Town's unique character and significant natural and cultural resources while accommodating appropriate and complementary growth. As such the Town Board recognizes the need to review and amend the Town's Comprehensive Plan and conform its zoning and subdivision regulations to that comprehensive plan and also to the New York State laws governing land use. It is the intent of the Town Board to extend the existing moratorium to give the Town Board and its consultants adequate time to finalize the comprehensive plan and related code amendments including the Town's zoning, subdivision, and other development related laws.

##### **Section 2. Legislative Findings**

The Town Board of Chester does hereby find that appropriate measures must be taken to secure a temporary reasonable halt on non-residential development and certain residential permits, certificates of occupancy and approvals for development within the Town to protect the public interest while the Town Board completes its review and potential revisions to the Town's Comprehensive Plan and Zoning Code, including the necessary compliance with the analysis and procedures mandated by the State Environmental Quality Review Act ("SEQRA").

Without a temporary halt on non-residential development and certain residential permits, certificates of occupancy and approvals for development within the Town of Chester, there is the potential that undesirable development could be located in areas within the Town which would be unsuitable or incompatible with the goals and objectives of the Comprehensive Plan revisions. The potential for such unsuitable or incompatible development would have materially adverse and irreversible impacts to the Town. By maintaining the *status quo* on all non-residential development and residential development consisting of five (5) or more residential lots or Multifamily or Multi-Unit dwellings containing five (5) or more dwelling units in the Town until such time as appropriate consideration and potential amendments to the Town Zoning Code and Comprehensive Plan are adopted, the Board of Trustees can provide for the planned orderly growth and development of the Town.

The Town Board has retained the services of a planning consultant to provide recommendations regarding review and amendments to Comprehensive Plan, and draft said Comprehensive Plan. The Town Board also created an advisory board of residents and members of various Town boards,

including the Town Board, to assist the Planning Consultant. The planning consultant and advisory board have worked diligently and anticipate a draft Comprehensive Plan to be submitted within the next six to nine months. Therefore, the Town Board has determined that the moratorium on land use approvals and building permits should be adopted for a finite amount of time in order to allow the planning consultant and advisory board to complete their work.

**Section 3. Moratorium Imposed; Applicability**

- A. A moratorium on all land use approvals and building permits as set forth below is hereby imposed commencing on June 22, 2025.
- B. This Local Law shall expire without further action of the Town Board nine (9) months following the effective date hereof and thereafter shall be of no force or effect. However, if it appears that any required review and study referred to hereinabove will not be completed within nine (9) months from the effective date of this Local Law, the Town Board may, by resolution, extend the period of this Moratorium for up to two (2) additional three (3) month extensions.
- C. Scope: Other than as excepted in subsection (E) below, no Town board, agency or department shall process, hear, approve or sign any new or pending preliminary or final site plan, preliminary or final subdivision, special permit, variance or other land use application or permit including, but not limited to any land disturbance or grading permit, erosion and sediment control permit, wetland permit, sewer connection permit, floodplain development permit, and water connection permit.
- D. To the extent that any provision of New York State Law imposes a time frame for action by a municipal entity, board or body so that a default approval will result from any inaction, the time for any action required by any Town Board, Body, Agency or other entity shall be and is hereby extended until this Moratorium and any as well as all extensions thereof have expired and have not been extended by the Town Board. Therefore, no default approval shall be deemed to have taken place with regard to any application for any approval concerning land use development by reason of this Moratorium being in effect. Should any New York State Law preempt this provision, then this Local Law shall be deemed to constitute a denial without prejudice of any application or relief sought by any land use applicant or entity with said application or relief being deemed as ready for resubmission and reconsideration ninety (90) days after the date of the expiration of any and all moratorium or extension thereof.
- E. Exemptions:

The following types of approvals shall be exempt from the moratorium and may be considered and acted upon during the moratorium:

1. Consideration of subdivision and/or site plan applications for residential dwellings of fewer than five (5) units or lots and the issuance of any building permits in relation thereto.

2. The issuance of building permits to a property that has received site plan, special permit approval, or subdivision approval provided however, that said property is under development at the time of the adoption of this law and provided that said site plan or special permit approval has not lapsed.
  3. The following Projects, which are presently before the Chester Planning Board and have received conditional final approval, are specifically exempt:  
     Hills of Chester;  
     Ridgeview Estates;  
     Chesterdale; and  
     Woodridge.
  4. Consideration and approval by the Zoning Board of Appeals for an application for an area variance or interpretation.
  5. Issuance of a ministerial permit such as a building permit issued for the purpose of complying with the New York State Uniform Fire Prevention and Building Code or to remedy a violation.
  6. Approval of a lot line adjustment, provided that said adjustment does not increase the size of any lot by greater than ten (10) percent.
  7. Approval of an addition, alteration or reconstruction of an existing structure which results in no greater than a ten percent (10%) change in the square footage of such structure and which is not intended or designed to alter the approved or legal use or accommodate any new or different use of such structure.
  8. Approval of a land use application that has been issued a Negative Declaration pursuant to the State Environmental Quality Review Act (SEQRA) by the lead agency, as of the effective date of this Moratorium.
- F. Any applications for approvals or permits filed after the Effective Date, and not otherwise exempted from this moratorium, shall be filed at the risk of the applicants and shall not be processed, granted or issued until this moratorium is lifted.
- G. During the period of the moratorium, the Town Board shall endeavor to complete all reasonable and necessary review, study, analysis and, if warranted, revisions to the Town of Chester Zoning Code.

**Section 4. Administrative Relief from Moratorium**

- A. In order to prevent an unlawful taking of property and to prevent irreparable harm, the Town Board is authorized to grant limited relief from this moratorium pursuant to the standards and requirements herein. An applicant seeking such relief shall be required to show by clear and convincing evidence including credible dollars and cents proof, that the applicant cannot make any reasonable use of its property with any of the uses permitted in the relevant zoning district; that the moratorium causes irreparable injury to the applicant;

and that it would be unreasonable and unjust not to grant relief from the moratorium. Any relief granted by the Town Board shall be the minimum necessary and the Town Board may impose conditions on any relief granted.

- B. All such applications for relief shall be deemed Unlisted actions under SEQRA. The Town Board shall be declared lead agency for such applications.
- C. The applicant or any other person aggrieved by a decision of the Town Board hereunder may apply to the New York State Supreme Court pursuant to Article 78 of the Civil Practice Laws and Rules.
- D. In the event relief from the moratorium is granted by the Town Board, the applicant shall proceed to other Town board(s) to apply for required development approval(s). Notwithstanding any relief granted pursuant to this section, a development approval shall not be granted unless the approved application complies with all zoning and all other requirements in effect on the date of approval.

#### **Section 5.**

This section provides notice to all applicants that although an application authorized in Section 4 above may proceed through the Planning Board and/or Zoning Board of Appeals review process, the applicant proceeds at its risk, because such application may be impacted or denied because of a change in subdivision or planning and zoning requirements. A development approval shall not be granted unless the approved application complies with all subdivision or planning and zoning and other requirements in effect on the date of approval.

#### **Section 6. Effect on Other Laws**

To the extent that any law, ordinance, rule or regulation, or parts thereof, are in conflict with the provisions of this Local Law, including all provisions of Article 16 of the New York State Town Law concerning special use permit, site plan, building permit and certificate of occupancy procedure and requirements, this Local Law shall control.

#### **Section 7. Severability**

If any clause, sentence, paragraph, section or part of this Local Law shall be adjudged by any court of competent jurisdiction to be invalid, such judgment shall be confined in its operation to the clause, paragraph, section or part thereof directly involved in the controversy in which such judgment shall have been rendered, and the remaining provisions shall remain in full force and effect.

#### **Section 8. Authority**

This moratorium is enacted by the Town Board of the Town of Chester pursuant to its authority to adopt local laws under the New York State Constitution and Section 10 of the Municipal Home Rule Law.

**Section 9. Supersession of Inconsistent Laws, if any.**

The Town Board hereby declares its legislative intent to supersede any provision of any local law, rule, or regulation and any provision of the state Town Law or other special law that may be declared inconsistent or in conflict with this local law. The state law provisions that shall be, and hereby are, superseded include, but are not limited to, all of Article 16 of the State of New York Town Law, and any other provision of law that the Village may supersede pursuant to the state Municipal Home Rule Law and the Constitution of the State of New York, The courts are specifically requested to take notice of this legislative intent and apply such intent in the event the Town has failed to specify any provision of law that may require supersession. The Town Board hereby declares that it would have enacted this local law and superseded such provision had it been apparent.

**Section 10. Effective Date**

This Local Law shall take effect on June 22, 2025 subject to being filed in the Office of the Secretary of State in accordance with Section 27 of the Municipal Home Rule Law.

TOWN OF CHESTER  
TOWN BOARD  
RESOLUTION TO INTRODUCE INTRODUCTORY LOCAL LAW 6 OF 2025  
A LOCAL LAW TO EXTEND THE MORATORIUM ON CERTAIN PERMITS, CERTIFICATES  
OF OCCUPANCY AND APPROVALS FOR CERTAIN DEVELOPMENT AS SET FORTH IN  
LOCAL LAW 1 OF 2024

WHEREAS, the Town of Chester previously adopted a moratorium through the adoption of Local Law 1 of 2024, establishing a moratorium for a period of up to 15 months as the Town of Chester prepares a comprehensive plan; and

WHEREAS, said moratorium is set to expire on June 22, 2025;

WHEREAS, the Town of Chester has appointed Lanc & Tully to prepare a comprehensive plan; and

WHEREAS, the Town has appointed a Comprehensive Plan Committee to evaluate the needs of the Town and develop a comprehensive plan;

WHEREAS, the Comprehensive Plan Committee by resolution dated December 18, 2024 recommended a draft Comprehensive Plan to the Town Board; and

WHEREAS, the Town Board by resolution dated January 22, 2025, acknowledged receipt of the Comprehensive Plan and authorized the Town's consultants to prepare an expanded Environmental Assessment Form; zoning amendments and battery storage local law consistent with the draft Comprehensive Plan;

WHEREAS, the Town Board desires to conduct a single unified review of the comprehensive plan and draft code amendments and hold unified public hearings.

WHEREAS, the Town wishes to avoid land use applications that would be inconsistent with the proposed comprehensive plan;

WHEREAS, the Town Board, in consultation with its consultants, has determined that it is in the best interest of the Town to extend the existing moratorium on certain land use and building permit applications;

WHEREAS, a land use moratorium is a Type II action under the State Environmental Quality Review Act and no further environmental review is required

NOW THEREFORE BE IT RESOLVED that INTRODUCTORY LOCAL LAW 6 OF 2025, A LOCAL LAW TO EXTEND THE MORATORIUM ON CERTAIN PERMITS, CERTIFICATES OF OCCUPANCY AND APPROVALS FOR CERTAIN DEVELOPMENT AS SET FORTH IN LOCAL LAW 1 OF 2024, is hereby introduced;

BE IT FURTHER RESOLVED that a copy of said local law shall be laid upon the desks of each Town Board member; and

BE IT FURTHER RESOLVED that a copy of said local law be referred to the Orange County Department of Planning, the Village of Chester, the Town of Blooming Grove, the Town of Monroe, the Town of Warwick, Village of Florida and Palisades Interstate Park Commission and Town of Goshen pursuant to General Municipal Law 239 et seq.;



BE IT FURTHER RESOLVED that a public hearing shall be held on May 28, 2025 at 6:45 P.M. or as soon thereafter as may be heard at Town of Chester Town Hall, 1786 Kings Highway, Chester, NY 10918. The Town Clerk shall cause to be published public notice in the official newspaper as is required by law.

**STATE OF NEW YORK**

**COUNTY OF ORANGE**

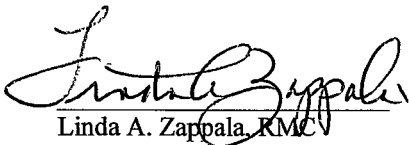
**TOWN OF CHESTER**

I, **Linda A. Zappala**, Town Clerk of the Town of Chester, Orange County, New York,

**DO HEREBY CERTIFY**, that I have compared the foregoing and is a true and correct copy of a resolution adopted at a meeting of the Chester Town Board held on April 23, 2025.

**I DO FURTHER CERTIFY** that each of the members of said Town Board had due notice of said meeting, and that Brandon Holdridge, Supervisor, Tom Becker, Robert Courtenay and Larry Dysinger, Council Members were present at such meeting.

**IN WITNESS WHEREOF**, I have hereunto set my hand and the seal of the Town of Chester, this 24<sup>th</sup> day of April, 2025.

  
Linda A. Zappala, RMC  
Town Clerk

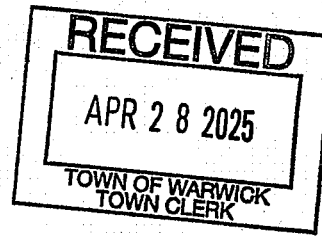


**Department of  
Transportation**

**KATHY HOCHUL**  
Governor

**MARIE THERESE DOMINGUEZ**  
Commissioner

**LANCE MACMILLAN, P.E.**  
Regional Director



April 22, 2025

NYS Department of State  
Division of Administrative Rules  
99 Washington Avenue, Suite 650  
Albany, NY 12231

Attn: Ms. D. Ritzko

**RE: DESIGNATION OF RESTRICTED HIGHWAY  
CONTRACT D265402, PIN 8002.24  
NY ROUTES 94 & 17A PAVEMENT AND  
IMPROVEMENTS PROJECT, ORANGE COUNTY**

Dear Ms. Ritzko:

The highways on the subject Contract have been designated Restricted Highways pursuant to Section 104a of the Highway Law.

We are attaching one (1) original and four (4) copies of Form CONR230, Designation of Restricted Highway, properly executed with copies sent to all appropriate parties.

Very truly yours,

GREG BENDELL, P.E.  
REGION 8 CONSTRUCTION ENGINEER

GB:dr  
Attachments

cc: County Clerks: Orange  
Town Clerks: Warwick, Goshen  
Village Clerks: Warwick, Florida, Goshen  
NYS Police, Troop F  
G. Bendell, Region 8 Construction Engineer  
G. Charleston, Regional Traffic Engineer  
E. Potter, Engineer-in-Charge  
Argenio Brothers Inc., Contractor

**NEW YORK STATE DEPARTMENT OF TRANSPORTATION**

**DESIGNATION OF RESTRICTED HIGHWAY**

Pursuant to Section 104a of the Highway Law the following described highway: NY Routes 94 and 17A Pavement and Improvements Project in the Towns of Warwick and Goshen and the Village of Warwick, Florida and Goshen, Orange County, which is being performed under Contract No. D265402 is hereby designated as a Restricted Highway. The restriction will be an additional one mile in each direction. The locations are shown on the attached location map. Roadway and sidewalk segments in each direction is hereby declared as Restricted Highway until the operation is completed. County road segments for signage and portable variable message board locations are inclusive of this Restricted Highway. The Designation of Restricted Highway shall expire 30 days after completion of project.

Pursuant to Section 1625 of the Vehicle and Traffic Law all movement of vehicles, persons, or animals on such highway is hereby restricted and regulated in accordance with the determination of the Commissioner of Transportation as evidenced by posted signs, signals, or barriers placed along said highway and/or by direction by an authorized representative of the Commissioner of Transportation.

Any Action taken by the Commissioner of Transportation pursuant to Section 1625 of the Vehicle and Traffic Law shall supersede any other provisions of the Vehicle and Traffic Law where inconsistent or in conflict with respect to the following enumerated subjects:

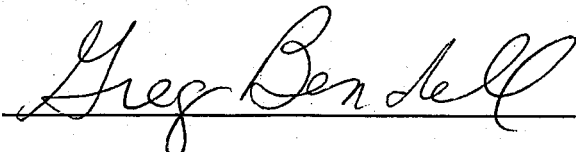
1. Establishment of maximum and minimum speed limits at which vehicles may proceed along any such restricted highway.
2. Weights and dimensions of vehicles.
3. Use of such restricted highway by pedestrians, equestrians, and animals.
4. Parking, standing, stopping, and backing of vehicles.
5. Control of persons and equipment engaged in work on such highway.

The provisions of the Vehicle and Traffic Law with respect to registration shall not apply to vehicles and equipment engaged in work on such restricted highways.

When used on such restricted highways, all traffic control devices shall be considered as official traffic control devices and shall conform to the manual and specifications for a uniform system of traffic control devices adopted by the Department of Transportation.

Marie Therese Dominguez  
Commissioner of Transportation

BY:



4/22/25  
Date

GREG BENDELL, P.E.  
REGION 8 CONSTRUCTION ENGINEER

NEW YORK STATE DEPARTMENT OF TRANSPORTATION  
4 BURNETT BOULEVARD  
POUGHKEEPSIE, NY 12603



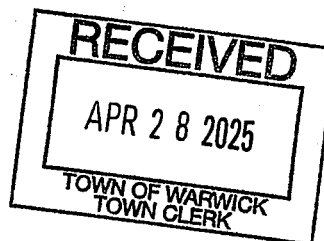


Steven M. Neuhaus  
County Executive

## Warwick Town Clerk

**From:** Andersen, Nicole <NAndersen@orangecountygov.com>  
**Sent:** Monday, April 28, 2025 9:25 AM  
**To:** Andersen, Nicole  
**Subject:** FW: Land Preservation for Municipalities Workshop - Set for May 8th

See workshop below:



**For Immediate Release**  
**Jeremy Schneider**  
**April 25,**  
**2025**

**Contact:**

**[Jeremy@octl.org](mailto:Jeremy@octl.org)**

### **Land Preservation for Municipalities:**

Establishing a Land Preservation Program and Achieving Balance with Affordable Housing  
*Thursday, May 8th, 6:30 pm-8:30 pm, Rowley Center, SUNY Orange- Middletown Campus*

The Orange County Planning Department and Orange County Land Trust will host a workshop for municipal and community leaders about establishing a land preservation program and pursuing affordable housing options that balances community housing needs with the protection of vital natural and agricultural resources. The event will take place on Thursday, May 8th from 6:30 p.m. - 8:30 p.m. at the Rowley Center at SUNY Orange-Middletown Campus, located at 10 East Conkling Avenue, Middletown, NY 10940.

Part 1, Establishing a Land Preservation Program, led by OCLT's Michael Sweeton, will focus on the strategy and planning involved in creating a successful land preservation program. Topics include Land preservation funding mechanisms, partnerships with Land Trusts, ensuring your Comprehensive Plan supports the effort, creating a system to rank proposed acquisitions, developing conservation easements, and responsibilities of the municipality.

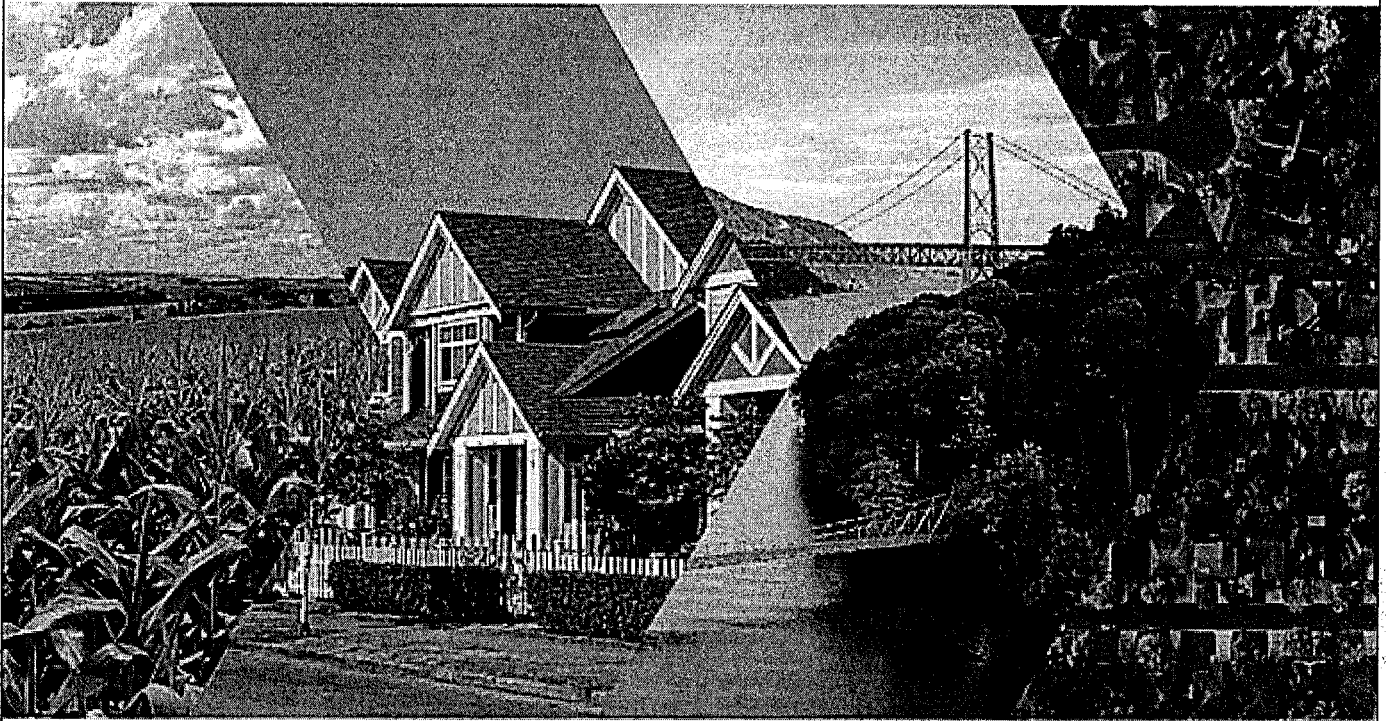
Part 2, Pursuing Affordable Housing in your Community, led by Steve Rosenberg of the Hudson Valley Alliance for Housing and Conservation, will cover how an integrated approach to housing and open space can address the affordable housing needs of a community while preserving land for clean water, food production, climate resilience, and outdoor recreation.

This event is free and open to the public. Pre-registration is required. E-mail [Jeremy@octl.org](mailto:Jeremy@octl.org) to reserve a spot/s.



## **LAND PRESERVATION FOR MUNICIPALITIES:**

**Establishing a Land Preservation Program  
and Achieving Balance with Affordable Housing**



**Thursday, May 8th, 6:30 - 8:30 pm**  
**Rowley Center, SUNY Orange Middletown Campus**  
**10 East Conkling Avenue, Middletown, NY 10940**

**This workshop will provide municipal and community leaders with information about establishing a land preservation program and pursuing affordable housing options that balances community housing needs with the protection of vital natural and agricultural resources.**

**This event is free and open to the public.**

**Pre-registration is required. E-mail [Jeremy@oclt.org](mailto:Jeremy@oclt.org) to reserve a spot/s.**

**Presented by: Orange County Planning Department and Orange County Land Trust**

*Rebecca Sheehan*

*Assistant to County Executive Steven M. Neuhaus*

*Director of Public Information & Media Relations*

*Orange County Government Center*

*255-275 Main Street, 3<sup>rd</sup> Floor*

*Goshen, New York 10924*

*Main: 845-291-2700*

*Direct: 845-291-3255*



This communication may contain confidential information and is intended only for the individual or entity to whom it is addressed. Any review, dissemination, or copying of this communication by anyone other than the intended recipient is strictly prohibited. If you are not the intended recipient, please contact the sender, and destroy all copies of the original message. No responsibility is accepted by Orange County Government for any loss or damage arising in any way from receiving this communication.

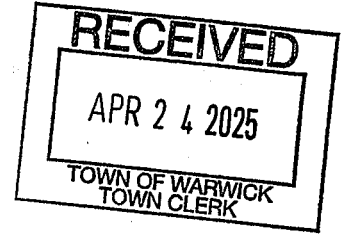
STATE OF NEW YORK  
DEPARTMENT OF ENVIRONMENTAL CONSERVATION

-----X  
In the Matter of the Violations of Article 17 of  
the Environmental Conservation Law, and  
Title 6 of the Official Compilation of Codes, Rules  
and Regulations of the State of New York,

-by-

TOWN OF WARWICK,

Respondent.  
-----X



ORDER ON CONSENT

NYSDEC Case No.  
R3-20241106-136

**WHEREAS:**

1. The New York State Department of Environmental Conservation (the Department or NYSDEC) is responsible for the conservation, improvement, and protection of the natural resources and environment of New York State to enhance the health, safety, and welfare of the people of the state and their overall economic and social well-being.
2. The Department is authorized to administer and enforce the laws and regulations regarding Water Pollution Control and the State Pollutant Discharge Elimination System (SPDES), and permits issued thereunder, pursuant to Article 17 of the Environmental Conservation Law (ECL) and Title 6 of the Official Compilation of Codes, Rules, and Regulations of the State of New York (NYCRR) Parts 700 *et. seq.* and 750 *et. seq.*; and
3. Respondent is a municipality maintaining its offices at 132 Kings Highway Warwick, NY 10990 and operates a wastewater treatment plant at 50 State School Road, Warwick, NY 10990 (the Facility) under a SPDES Permit ID NY0021890 (the SPDES Permit).



4. The violations in this Order on Consent will address all outstanding violations that are related to the United States Environmental Protection Agency's Significant Non-Compliance designation.

### FACTS

5. On May 21, 2024, Department staff issued a Notice of Violation (NOV) to Respondent for effluent violations and for allowing bypass of the facility's rapid sand filters to occur which reduced the degree of treatment of sewage. Following the issuance of the NOV, Department staff monitored the NY-Alert Sewage Pollution Right to Know reports and Discharge Monitoring Reports (DMRs) submitted to the Department by Respondent.

6. Department Staff reviewed the NY-Alert Sewage Pollution Right to Know reports and noted that Respondent had one hundred thirty-two (132) days of bypass reported from March 18, 2024, to July 2024.

7. Respondent's DMRs document that from March 31, 2024, to December 31, 2024, there were twelve (12) violations of the daily maximum for total suspended solids.

8. Respondent's DMRs document that from March 31, 2024, to October 31, 2024, there were four (4) violations of the monthly average removal percentage for total suspended solids.

9. Respondent's DMRs document that from May 31, 2024, to October 31, 2024, there were twenty (20) violations of the daily maximum for settleable solids.

10. Respondent's DMRs document that from May 31, 2024, to October 31, 2024, there were three (3) violations of the daily maximum for CBOD<sub>5</sub>.

11. Respondent's DMRs document that in May 2024, there was one (1) violation of the daily minimum for dissolved oxygen.

12. Respondent's DMRs document that in September 2024, there was one (1) violation of the 7-day geometric mean and one (1) violation of the 30-day geometric mean for fecal coliform.

13. Respondent's DMRs document that in June 2024, there was one (1) violation of the daily maximum for ammonia.

#### **APPLICABLE LAW**

14. 6 NYCRR 750-2.8(b)(2) provides in pertinent part that bypass is prohibited, and that the department may take enforcement action against a permittee for bypass unless they meet a narrow set of exceptions.

15. 6 NYCRR 750-2.1(e) provides that a SPDES permittee "must comply with all the terms and conditions of the permit".

16. ECL § 71-1929 states "A person who violates any of the provisions of, or who fails to perform any duty imposed by titles 1 through 11 inclusive and title 19 of article 17, or the rules, regulations, orders, or determinations of the commissioner promulgated thereto, or the terms of any permit issued thereunder, shall be liable to a penalty of not to exceed thirty-seven thousand, five hundred dollars (\$37,500) per day for each violation..."

#### **VIOLATIONS**

17. By allowing one hundred thirty-two (132) days of bypass to occur between March 18, 2024, and July 2024, Respondent violated 6 NYCRR 750-2.8(b)(2).

18. By violating effluent limits for CBOD<sub>5</sub>, Total Suspended Solids, Ammonia, Settleable Solids, Fecal Coliform, and Dissolved Oxygen forty-two (43) times between March 2024 and December 2024, Respondent violated 6 NYCRR 750-2.1(e).

**CONSENT**

19. Respondent admits the violations set forth above, waives the right to a public hearing in this matter, consents to the issuing and entering of this Order, and agrees to be bound by the terms, provisions and conditions of this Order including the attached Schedule of Compliance.

**NOW, having considered this matter and being duly advised, it is**

**ORDERED that:**

**I. Civil Penalty**

A. Respondent is hereby assessed a civil penalty in the amount of SEVENTY-FOUR THOUSAND SEVEN HUNDRED THIRTEEN dollars (\$74,713). Of that amount, FOURTEEN THOUSAND NINE HUNDRED FORTY-THREE dollars (\$14,943) is payable to the Department on the Respondent's execution of this Order. The remaining penalty amount of FIFTY-NINE THOUSAND SEVEN HUNDRED SEVENTY dollars (\$59,770) is suspended provided Respondent complies strictly with the terms of this Order. If Respondent violates any term of this Order, the entire suspended penalty shall be due within 10 days of receiving a notice of noncompliance from the Department.

B. Payment shall be either by electronic transfer at the following web address: <http://www.dec.ny.gov/about/61016.html> or by check or money order payable to the "New York State Department of Environmental Conservation" with the NYSDEC

case number of this Order written in the memo section of the check, and sent to NYSDEC, Division of Management and Budget, 625 Broadway, 10<sup>th</sup> Floor, Albany, NY 12233-4900 along with the enclosed invoice.

C. The executed original of this Order shall be forwarded to the Regional Attorney, NYSDEC Region 3, 21 South Putt Corners Road, New Paltz, NY 12561.

## **II. Full Settlement**

This Order shall be in full settlement of all claims for civil and administrative penalties that have been or could be asserted by the Department against Respondent, their trustees, officers, employees, successors and assigns for the violations expressly noted in this Order. This Order shall not be construed as being in settlement of events regarding which the Department lacks knowledge, or which occur after the effective date of this Order.

## **III. Schedule of Compliance**

The Respondent shall strictly comply with the terms of this Order and any Schedule of Compliance attached to this Order. The Schedule of Compliance and any submissions made pursuant thereto are hereby deemed incorporated into this Order, upon approval by the Department if such approval is required and shall be fully enforceable as part of this Order.

## **IV. Review of Submitted Remedial Plans and Proposals**

If the Department approves any submission required under this Order, the Respondent shall implement it in accordance with its schedule and terms. If the Department disapproves the submission, the Department shall specify the grounds for disapproval. Within 15 days after receiving notice of disapproval, the Respondent shall

submit a revision that fully responds to each of the Department's grounds for disapproval. If the Department approves the revised submission, the Respondent shall implement it in accordance with its schedule and terms as approved. If the revised submission is not approvable, the Department may approve it on condition that the Respondent accept such modifications as may be specified by the Department. If the Respondent does not accept such modifications, and the Department disapproves the revised submission, the Respondent shall be in violation of this Order. The Respondent shall be in violation of this Order if any submission is of such poor quality that it does not constitute a good faith effort to comply with the provisions of this Order.

**V. Inspections**

Department representatives shall be permitted access to the subject site and facility and to relevant records during regular hours to inspect and/or perform such tests and other activities to ensure compliance with this Order and applicable law.

**VI. Other Approvals**

This Order is not a permit, or a modification of a permit, under any federal, state, or local laws or regulations. Unless otherwise allowed by law or regulation, the Respondent must comply with all applicable federal, state, and local laws, regulations and permits. The Respondent shall obtain whatever permits, easements, rights of entry, approvals, or authorizations necessary to comply with this Order.

**VII. Other Remedies; Natural Resource Damages**

A. Nothing in this Order shall be construed as barring, diminishing, adjudicating or in any way affecting (1) any rights or claims, actions, suits, causes of action or demands that the Department may have against anyone other than the

Respondent; (2) the Department's right to enforce the terms of this Order against the Respondent, its directors, officers, employees, servants, agents, successors and assigns in the event that the Respondent shall be in breach of its provisions; (3) the Department's right to bring any action against the Respondent, its directors, officers, employees, servants, agents, successors and assigns that the Department could otherwise maintain with respect to areas or resources that may have been affected or contaminated as a result of the release or migration of wastes from the site or its vicinity, or to require that the Respondent take such additional measures as may be necessary for the protection of public health or the environment, including interim remedial measures; (4) the Department's right to commence any action or proceeding relating to any disposal of hazardous wastes at or from the site, as those wastes are defined by applicable regulation; or (5) the Respondent's right to challenge any such action by the Department, whether by administrative hearing or otherwise, to the extent otherwise permitted by law.

B. Nothing in this Order shall be construed as barring, diminishing, adjudicating or in any way affecting the Department's rights or authorities, including the right to recover natural resource damages against any party including the Respondent and the right to seek reimbursement of any expenditures from the New York State Environmental Protection and Spill Compensation Fund.

C. This Order shall not be construed to prohibit the Commissioner or the Commissioner's authorized representative from exercising any summary abatement powers, either at common law or as granted pursuant to statute or regulation.

#### **VIII. Indemnification**

The Respondent or any successors, assigns or transferees, shall indemnify and hold harmless the Department, the State of New York, and their representatives and employees, for all claims, suits, actions, damages, and costs of every description arising out of or resulting from the fulfillment or attempted fulfillment of this Order by the Respondent, its directors, officers, employees, servants, agents, successors or assigns.

**IX. Force Majeure**

If the Respondent cannot comply with this Order because of a natural disaster, war, terrorist attack, strike, riot, judicial injunction, federal- or state-ordered state of emergency related to an epidemic or pandemic, or other, similar unforeseeable event which was not caused by the negligence or willful misconduct of the Respondent and which could not have been avoided through the exercise of due care, the Respondent shall apply in writing within 21 days of obtaining knowledge of such fact to request a modification of the deadline or requirement. Such application shall include the measures taken to prevent and/or minimize any delays. Failure to give such notice constitutes a waiver of any claim that a delay is not subject to penalties. The Respondent shall have the burden of proving that an event is a defense to a claim of non-compliance with this Order pursuant to this subparagraph.

**X. Default of Payment**

The penalty assessed in the Order is a debt owed to the State of New York. Failure to pay the penalty, or any part thereof, in accordance with the requirements of this Order, may result in referral to the New York State Attorney General for collection of the entire amount owed (including the assessment of interest, and a charge to cover the cost of collecting the debt), and/or referral to the New York State Department of

Taxation and Finance, which may offset any tax refund or other monies that may be owed to the Respondent by the State of New York. Any suspended and/or stipulated penalty provided for in this Order will constitute a debt owed to the State of New York when and if such penalty becomes due.

**XI. Failure, Default, and Violation of Order**

The failure of Respondent to comply with any provision of this Order shall constitute a default and a failure to perform an obligation under this Order and shall be deemed to be a violation of both this Order and the ECL. Respondent's failure to comply fully and in timely fashion with any provision, term, or condition of this Order shall constitute a default and a failure to perform an obligation under this Order and under the ECL and shall constitute sufficient grounds for revocation of any permit, license, certification, or approval issued to the Respondent by the Department.

**XII. Entire Agreement**

The provisions of this Order constitute the complete and entire Order issued to the Respondent, concerning resolution of the violations identified in this Order. Terms, conditions, understandings, or agreements purporting to modify or vary any term hereof shall not be binding unless made in writing and subscribed by the party to be bound, pursuant to Paragraph XIII of this Order. No informal oral or written advice, guidance, suggestion, or comment by the Department regarding any report, proposal, plan, specification, schedule, comment, or statement made or submitted by the Respondent shall be construed as relieving the Respondent of their obligations to obtain such formal approvals as may be required by this Order.

**XIII. Binding Effect**



This Order shall bind the Respondent, its officers, directors, agents, employees, contractors, successors and assigns, and all persons, firms and corporations acting under or for the Respondent including any subsequent operator of the facility, and any successor in title to the facility or any interest therein.

**XIV. Effective Date and Termination**

This Order shall become effective when signed by the Regional Director on behalf of the Commissioner and shall terminate when its requirements are completed to the Department's satisfaction.

Dated:       New Paltz, New York  
                  \_\_\_\_\_ , 20\_\_

AMANDA LEFTON  
Acting Commissioner, NYSDEC

By: \_\_\_\_\_  
KELLY R. TURTURRO  
Regional Director  
NYSDEC Region 3

**CONSENT BY RESPONDENT**

Respondent hereby consents to the issuance and entry of this Order without further notice, waives its right to a hearing in this matter, and agrees to be bound by the terms, conditions, and provisions of this Order. The undersigned represents and affirms that they have the legal authority to bind the Respondent to the terms and conditions of this Order.

**TOWN OF WARWICK**

By: \_\_\_\_\_

Print Name: \_\_\_\_\_

Title: \_\_\_\_\_

Date: \_\_\_\_\_

**ACKNOWLEDGMENT**

On this \_\_\_\_\_ day of \_\_\_\_\_, in the year 20\_\_\_\_, before me, the undersigned, personally appeared \_\_\_\_\_, personally known to me or proved to me on the basis of satisfactory evidence to be the individual whose name is subscribed to the within instrument and acknowledged to me that they executed the same in their capacity as shown in the instrument, and that by their signature on the instrument, the individual, or the person upon behalf of which the individual acted, executed the instrument.

\_\_\_\_\_  
Notary Public

**Schedule of Compliance**  
**NYSDEC Case No. R3-20241106-136**

**Respondent:** Town of Warwick  
**Site:** Warwick Sewer District #1 Sewage Treatment Plant  
50 State School Road, Warwick, NY 10990

Please reference NYSDEC Case No. R3-20241106-136 on all submissions required under this Order, which shall be submitted to: Regional Water Engineer, NYSDEC, 220 White Plains Road, Suite 110, Tarrytown, NY 10591.

<b>WASTEWATER TREATMENT PLANT UPGRADE</b>	
By June 1, 2025	The Respondent shall submit to the Department for approval an Engineering Report that meets the requirements of the EFC/DEC Engineering Report Outline ( <a href="https://www.dec.ny.gov/permits/6054.html">https://www.dec.ny.gov/permits/6054.html</a> ). The report shall describe treatment alternatives or other control mechanisms that may be used to comply with the final effluent limitation(s) in the SPDES permit and include design details for the selected alternative for the upgrade of the wastewater treatment plant that will ensure compliance with the SPDES permit effluent limitations.
By June 30, 2026	The Respondent shall submit to the Department for approval a Basis of Design Report, Plans, and Specifications for the upgrade of the wastewater treatment plant that will ensure compliance with the SPDES permit effluent limitations.
By May 31, 2027	The Respondent shall begin construction of the wastewater treatment plant upgrade in accordance with the Department approved Design Documents.
By December 31, 2028	The Respondent shall complete construction and commence operation of the disposal system in accordance with the Department approved Design Documents.

**APPENDIX 1  
INTERIM EFFLUENT LIMITATIONS, MONITORING REQUIREMENTS, AND  
CONDITIONS**

Permittee Name: Town of Warwick  
Facility Name: Warwick Sewer District #1 Sewage Treatment Plant  
SPDES NO: NY0021890  
Order on Consent Case No. R3-20241106-136

During the period beginning with the effective date of the attached Order on Consent and lasting until such time that the Department accepts the certificate for completion required under the SPDES Permit for the Facility, the discharges from the permitted facility shall be limited and monitored by the permittee as specified below. Effluent limitations of all parameters in the SPDES Permit not included in the list below remain per Permit requirement. Failure to abide by the interim limits and conditions below is a violation of this Order.

Parameter	Type	Units	Permitted Limit	Consent Order Interim Limit (EEQ)
CBOD <sub>5</sub> (May 1- Oct 31)	Daily Max	mg/L	5	26
		lbs/d	18	93
CBOD <sub>5</sub> (Nov 1- April 30)	Monthly Average	mg/L	25	28
	7-Day Average	mg/L	40	50
	Monthly Average	lbs/d	90	100
	7-Day Average	lbs/d	144	180
Total Suspended Solids	Daily Max	mg/L	10	140
	Daily Max	lbs/d	36	500
	% Removal	Min.	85	71
Settleable Solids	Daily Max	mL/L	0.1	19
Ammonia (as NH <sub>3</sub> ) May 1- Oct 31	Monthly Average	mg/L	1.3	4.7
Ammonia (as NH <sub>3</sub> ) Nov 1- April 30	Monthly Average	mg/L	3.9	4.1

**STATE OF NEW YORK  
DEPARTMENT OF ENVIRONMENTAL CONSERVATION**

-----X  
In the Matter of the Violations of Article 17 of  
the Environmental Conservation Law, and  
Title 6 of the Official Compilation of Codes, Rules  
and Regulations of the State of New York,

**ORDER ON CONSENT**

-by-

**NYSDEC Case No.  
R3-20241106-136**

**TOWN OF WARWICK,**

Respondent.

-----X

**WHEREAS:**

1. The New York State Department of Environmental Conservation (the Department or NYSDEC) is responsible for the conservation, improvement, and protection of the natural resources and environment of New York State to enhance the health, safety, and welfare of the people of the state and their overall economic and social well-being.
2. The Department is authorized to administer and enforce the laws and regulations regarding Water Pollution Control and the State Pollutant Discharge Elimination System (SPDES), and permits issued thereunder, pursuant to Article 17 of the Environmental Conservation Law (ECL) and Title 6 of the Official Compilation of Codes, Rules, and Regulations of the State of New York (NYCRR) Parts 700 *et. seq.* and 750 *et. seq.*; and
3. Respondent is a municipality maintaining its offices at 132 Kings Highway Warwick, NY 10990 and operates a wastewater treatment plant at 50 State School Road, Warwick, NY 10990 (the Facility) under a SPDES Permit ID NY0021890 (the SPDES Permit).

4. The violations in this Order on Consent will address all outstanding violations that are related to the United States Environmental Protection Agency's Significant Non-Compliance designation.

#### FACTS

5. On May 21, 2024, Department staff issued a Notice of Violation (NOV) to Respondent for effluent violations and for allowing bypass of the facility's rapid sand filters to occur which reduced the degree of treatment of sewage. Following the issuance of the NOV, Department staff monitored the NY-Alert Sewage Pollution Right to Know reports and Discharge Monitoring Reports (DMRs) submitted to the Department by Respondent.

6. Department Staff reviewed the NY-Alert Sewage Pollution Right to Know reports and noted that Respondent had one hundred thirty-two (132) days of bypass reported from March 18, 2024, to July 2024.

7. Respondent's DMRs document that from March 31, 2024, to December 31, 2024, there were twelve (12) violations of the daily maximum for total suspended solids.

8. Respondent's DMRs document that from March 31, 2024, to October 31, 2024, there were four (4) violations of the monthly average removal percentage for total suspended solids.

9. Respondent's DMRs document that from May 31, 2024, to October 31, 2024, there were twenty (20) violations of the daily maximum for settleable solids.

10. Respondent's DMRs document that from May 31, 2024, to October 31, 2024, there were three (3) violations of the daily maximum for CBOD<sub>5</sub>.

11. Respondent's DMRs document that in May 2024, there was one (1) violation of the daily minimum for dissolved oxygen.

12. Respondent's DMRs document that in September 2024, there was one (1) violation of the 7-day geometric mean and one (1) violation of the 30-day geometric mean for fecal coliform.

13. Respondent's DMRs document that in June 2024, there was one (1) violation of the daily maximum for ammonia.

#### **APPLICABLE LAW**

14. 6 NYCRR 750-2.8(b)(2) provides in pertinent part that bypass is prohibited, and that the department may take enforcement action against a permittee for bypass unless they meet a narrow set of exceptions.

15. 6 NYCRR 750-2.1(e) provides that a SPDES permittee "must comply with all the terms and conditions of the permit".

16. ECL § 71-1929 states "A person who violates any of the provisions of, or who fails to perform any duty imposed by titles 1 through 11 inclusive and title 19 of article 17, or the rules, regulations, orders, or determinations of the commissioner promulgated thereto, or the terms of any permit issued thereunder, shall be liable to a penalty of not to exceed thirty-seven thousand, five hundred dollars (\$37,500) per day for each violation..."

#### **VIOLATIONS**

17. By allowing one hundred thirty-two (132) days of bypass to occur between March 18, 2024, and July 2024, Respondent violated 6 NYCRR 750-2.8(b)(2).

18. By violating effluent limits for CBOD<sub>5</sub>, Total Suspended Solids, Ammonia, Settleable Solids, Fecal Coliform, and Dissolved Oxygen forty-two (43) times between March 2024 and December 2024, Respondent violated 6 NYCRR 750-2.1(e).

**CONSENT**

19. Respondent admits the violations set forth above, waives the right to a public hearing in this matter, consents to the issuing and entering of this Order, and agrees to be bound by the terms, provisions and conditions of this Order including the attached Schedule of Compliance.

**NOW, having considered this matter and being duly advised, it is**

**ORDERED that:**

**I. Civil Penalty**

A. Respondent is hereby assessed a civil penalty in the amount of SEVENTY-FOUR THOUSAND SEVEN HUNDRED THIRTEEN dollars (\$74,713). Of that amount, FOURTEEN THOUSAND NINE HUNDRED FORTY-THREE dollars (\$14,943) is payable to the Department on the Respondent's execution of this Order. The remaining penalty amount of FIFTY-NINE THOUSAND SEVEN HUNDRED SEVENTY dollars (\$59,770) is suspended provided Respondent complies strictly with the terms of this Order. If Respondent violates any term of this Order, the entire suspended penalty shall be due within 10 days of receiving a notice of noncompliance from the Department.

B. Payment shall be either by electronic transfer at the following web address: <http://www.dec.ny.gov/about/61016.html> or by check or money order payable to the "New York State Department of Environmental Conservation" with the NYSDEC



case number of this Order written in the memo section of the check, and sent to NYSDEC, Division of Management and Budget, 625 Broadway, 10<sup>th</sup> Floor, Albany, NY 12233-4900 along with the enclosed invoice.

C. The executed original of this Order shall be forwarded to the Regional Attorney, NYSDEC Region 3, 21 South Putt Corners Road, New Paltz, NY 12561.

## **II. Full Settlement**

This Order shall be in full settlement of all claims for civil and administrative penalties that have been or could be asserted by the Department against Respondent, their trustees, officers, employees, successors and assigns for the violations expressly noted in this Order. This Order shall not be construed as being in settlement of events regarding which the Department lacks knowledge, or which occur after the effective date of this Order.

## **III. Schedule of Compliance**

The Respondent shall strictly comply with the terms of this Order and any Schedule of Compliance attached to this Order. The Schedule of Compliance and any submissions made pursuant thereto are hereby deemed incorporated into this Order, upon approval by the Department if such approval is required and shall be fully enforceable as part of this Order.

## **IV. Review of Submitted Remedial Plans and Proposals**

If the Department approves any submission required under this Order, the Respondent shall implement it in accordance with its schedule and terms. If the Department disapproves the submission, the Department shall specify the grounds for disapproval. Within 15 days after receiving notice of disapproval, the Respondent shall

submit a revision that fully responds to each of the Department's grounds for disapproval. If the Department approves the revised submission, the Respondent shall implement it in accordance with its schedule and terms as approved. If the revised submission is not approvable, the Department may approve it on condition that the Respondent accept such modifications as may be specified by the Department. If the Respondent does not accept such modifications, and the Department disapproves the revised submission, the Respondent shall be in violation of this Order. The Respondent shall be in violation of this Order if any submission is of such poor quality that it does not constitute a good faith effort to comply with the provisions of this Order.

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Department representatives shall be permitted access to the subject site and facility and to relevant records during regular hours to inspect and/or perform such tests and other activities to ensure compliance with this Order and applicable law.

**VI. Other Approvals**

This Order is not a permit, or a modification of a permit, under any federal, state, or local laws or regulations. Unless otherwise allowed by law or regulation, the Respondent must comply with all applicable federal, state, and local laws, regulations and permits. The Respondent shall obtain whatever permits, easements, rights of entry, approvals, or authorizations necessary to comply with this Order.

**VII. Other Remedies; Natural Resource Damages**

A. Nothing in this Order shall be construed as barring, diminishing, adjudicating or in any way affecting (1) any rights or claims, actions, suits, causes of action or demands that the Department may have against anyone other than the

Respondent; (2) the Department's right to enforce the terms of this Order against the Respondent, its directors, officers, employees, servants, agents, successors and assigns in the event that the Respondent shall be in breach of its provisions; (3) the Department's right to bring any action against the Respondent, its directors, officers, employees, servants, agents, successors and assigns that the Department could otherwise maintain with respect to areas or resources that may have been affected or contaminated as a result of the release or migration of wastes from the site or its vicinity, or to require that the Respondent take such additional measures as may be necessary for the protection of public health or the environment, including interim remedial measures; (4) the Department's right to commence any action or proceeding relating to any disposal of hazardous wastes at or from the site, as those wastes are defined by applicable regulation; or (5) the Respondent's right to challenge any such action by the Department, whether by administrative hearing or otherwise, to the extent otherwise permitted by law.

B. Nothing in this Order shall be construed as barring, diminishing, adjudicating or in any way affecting the Department's rights or authorities, including the right to recover natural resource damages against any party including the Respondent and the right to seek reimbursement of any expenditures from the New York State Environmental Protection and Spill Compensation Fund.

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#### **VIII. Indemnification**

The Respondent or any successors, assigns or transferees, shall indemnify and hold harmless the Department, the State of New York, and their representatives and employees, for all claims, suits, actions, damages, and costs of every description arising out of or resulting from the fulfillment or attempted fulfillment of this Order by the Respondent, its directors, officers, employees, servants, agents, successors or assigns.

**IX. Force Majeure**

If the Respondent cannot comply with this Order because of a natural disaster, war, terrorist attack, strike, riot, judicial injunction, federal- or state-ordered state of emergency related to an epidemic or pandemic, or other, similar unforeseeable event which was not caused by the negligence or willful misconduct of the Respondent and which could not have been avoided through the exercise of due care, the Respondent shall apply in writing within 21 days of obtaining knowledge of such fact to request a modification of the deadline or requirement. Such application shall include the measures taken to prevent and/or minimize any delays. Failure to give such notice constitutes a waiver of any claim that a delay is not subject to penalties. The Respondent shall have the burden of proving that an event is a defense to a claim of non-compliance with this Order pursuant to this subparagraph.

**X. Default of Payment**

The penalty assessed in the Order is a debt owed to the State of New York. Failure to pay the penalty, or any part thereof, in accordance with the requirements of this Order, may result in referral to the New York State Attorney General for collection of the entire amount owed (including the assessment of interest, and a charge to cover the cost of collecting the debt), and/or referral to the New York State Department of

Taxation and Finance, which may offset any tax refund or other monies that may be owed to the Respondent by the State of New York. Any suspended and/or stipulated penalty provided for in this Order will constitute a debt owed to the State of New York when and if such penalty becomes due.

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The failure of Respondent to comply with any provision of this Order shall constitute a default and a failure to perform an obligation under this Order and shall be deemed to be a violation of both this Order and the ECL. Respondent's failure to comply fully and in timely fashion with any provision, term, or condition of this Order shall constitute a default and a failure to perform an obligation under this Order and under the ECL and shall constitute sufficient grounds for revocation of any permit, license, certification, or approval issued to the Respondent by the Department.

**XII. Entire Agreement**

The provisions of this Order constitute the complete and entire Order issued to the Respondent, concerning resolution of the violations identified in this Order. Terms, conditions, understandings, or agreements purporting to modify or vary any term hereof shall not be binding unless made in writing and subscribed by the party to be bound, pursuant to Paragraph XIII of this Order. No informal oral or written advice, guidance, suggestion, or comment by the Department regarding any report, proposal, plan, specification, schedule, comment, or statement made or submitted by the Respondent shall be construed as relieving the Respondent of their obligations to obtain such formal approvals as may be required by this Order.

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This Order shall bind the Respondent, its officers, directors, agents, employees, contractors, successors and assigns, and all persons, firms and corporations acting under or for the Respondent including any subsequent operator of the facility, and any successor in title to the facility or any interest therein.

**XIV. Effective Date and Termination**

This Order shall become effective when signed by the Regional Director on behalf of the Commissioner and shall terminate when its requirements are completed to the Department's satisfaction.

Dated:       New Paltz, New York  
              \_\_\_\_\_, 20\_\_\_\_

AMANDA LEFTON  
Acting Commissioner, NYSDEC

By: \_\_\_\_\_  
KELLY R. TURTURRO  
Regional Director  
NYSDEC Region 3

**CONSENT BY RESPONDENT**

Respondent hereby consents to the issuance and entry of this Order without further notice, waives its right to a hearing in this matter, and agrees to be bound by the terms, conditions, and provisions of this Order. The undersigned represents and affirms that they have the legal authority to bind the Respondent to the terms and conditions of this Order.

**TOWN OF WARWICK**

By: \_\_\_\_\_

Print Name: \_\_\_\_\_

Title: \_\_\_\_\_

Date: \_\_\_\_\_

**ACKNOWLEDGMENT**

On this \_\_\_\_\_ day of \_\_\_\_\_, in the year 20\_\_, before me, the undersigned, personally appeared \_\_\_\_\_, personally known to me or proved to me on the basis of satisfactory evidence to be the individual whose name is subscribed to the within instrument and acknowledged to me that they executed the same in their capacity as shown in the instrument, and that by their signature on the instrument, the individual, or the person upon behalf of which the individual acted, executed the instrument.

\_\_\_\_\_  
Notary Public

**Schedule of Compliance**  
**NYSDEC Case No. R3-20241106-136**

**Respondent:** Town of Warwick  
**Site:** Warwick Sewer District #1 Sewage Treatment Plant  
 50 State School Road, Warwick, NY 10990

Please reference NYSDEC Case No. R3-20241106-136 on all submissions required under this Order, which shall be submitted to: Regional Water Engineer, NYSDEC, 220 White Plains Road, Suite 110, Tarrytown, NY 10591.

<b>WASTEWATER TREATMENT PLANT UPGRADE</b>	
By June 1, 2025	The Respondent shall submit to the Department for approval an Engineering Report that meets the requirements of the EFC/DEC Engineering Report Outline ( <a href="https://www.dec.ny.gov/permits/6054.html">https://www.dec.ny.gov/permits/6054.html</a> ). The report shall describe treatment alternatives or other control mechanisms that may be used to comply with the final effluent limitation(s) in the SPDES permit and include design details for the selected alternative for the upgrade of the wastewater treatment plant that will ensure compliance with the SPDES permit effluent limitations.
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By May 31, 2027	The Respondent shall begin construction of the wastewater treatment plant upgrade in accordance with the Department approved Design Documents.
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**APPENDIX 1  
INTERIM EFFLUENT LIMITATIONS, MONITORING REQUIREMENTS, AND  
CONDITIONS**

Permittee Name: Town of Warwick  
Facility Name: Warwick Sewer District #1 Sewage Treatment Plant  
SPDES NO: NY0021890  
Order on Consent Case No. R3-20241106-136

During the period beginning with the effective date of the attached Order on Consent and lasting until such time that the Department accepts the certificate for completion required under the SPDES Permit for the Facility, the discharges from the permitted facility shall be limited and monitored by the permittee as specified below. Effluent limitations of all parameters in the SPDES Permit not included in the list below remain per Permit requirement. Failure to abide by the interim limits and conditions below is a violation of this Order.

Parameter	Type	Units	Permitted Limit	Consent Order Interim Limit (EEQ)
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Ammonia (as NH <sub>3</sub> ) Nov 1- April 30	Monthly Average	mg/L	3.9	4.1



**US Army Corps  
of Engineers®**

**RECEIVED**  
APR 28 2025  
TOWN OF WARWICK  
SUPERVISOR'S OFFICE

# PUBLIC NOTICE

**Applicant:  
The Wetland Trust (TWT)**

**Published: April 28, 2025  
Expires: May 30, 2025**

**New York District  
Permit Application No. NAN-2018-00619-UCA (M3)  
Walkkill Preserve Mitigation Site**

**RECEIVED**  
APR 29 2025  
TOWN OF WARWICK  
TOWN CLERK

TO WHOM IT MAY CONCERN: The New York District of the U.S. Army Corps of Engineers (Corps) has received a proposal pursuant to 33 CFR 332 requesting the modification of the existing Hudson River Umbrella Wetland Mitigation Banking Instrument (UMBI) sponsored by The Wetland Trust (TWT) in the West of Hudson-Roundout service area encompassing the 02020007 8-digit hydrologic unit. The purpose of this public notice is to solicit comments from the public regarding the work described below:

**APPLICANT: The Wetland Trust  
4729 State Route 414  
Burdett, New York 14818**

This modification request includes a plan for the construction of a new 28-acre wetland mitigation bank site known as the Walkkill Preserve Mitigation Site. TWT currently provides mitigation for impacts to waters of the United States under Section 404 of the clean water act through the Hudson River UMBI program in the Hudson Wappingers Service area. The purpose of this notice is to solicit comments and recommendations from the public; Federal, state, and local agencies and officials; Indian tribes; and other interested parties so that we may consider and evaluate the impacts for the work described below and determine whether to issue, modify, condition, or deny the request to modify the UMBI.

This is an application for work in federally regulated waters; authorization under Section 404 of the Clean Water Act is required for implementation of this particular mitigation site that is proposed under the modification of the UMBI, if approved. No decision has been made as to whether this proposed modification will be approved.

**ACTIVITY:** Construction of the Walkkill Preserve Mitigation Bank Site to provide compensatory mitigation for section 404 impacts to wetlands. This action would involve amending the Umbrella Mitigation Banking Instrument by adding one new mitigation site to open the West of Hudson-Roundout Service Area.

**WATERSHED AREA:** Hudson River

**LOCATION:** The proposed project site is located north of 100 Oil City Road, southeast of Swan Street and northwest of Mission Land Road at Latitude 41.2848 Longitude -74.5192 in the Town of Warwick, Orange County NY. The service area for this site would encompass part of one 8-digit HUC (Hydrologic Unit Code is a designation for the

watershed drainage area encompassed) watersheds within the U.S. Army Corps of Engineers New York District as follows:

West of Hudson Basin (02020007), within portions of Orange, Sullivan and Ulster Counties

**DESCRIPTION OF PROPOSED ACTIVITY:** Under Section 404 of the Clean Water Act (CWA), applicants requesting Department of the Army permits to discharge dredged or fill material into waters of the United States, including wetlands and streams, are often required to mitigate for permitted wetland and stream losses by creating, restoring, enhancing, or in exceptional circumstances, preserving wetlands and streams.

Authorized Mitigation Banking programs provide the Corps and the regulated public with an additional option for compensatory mitigation using a watershed approach, instead of permittee-responsible mitigation. The January 2021 Wetland Trust Hudson River UMBI was previously approved by the Interagency Review Team (IRT) and this proposed modification of the instrument would be in accordance with the process described in 33 CFR 332. The IRT is comprised of the Corps (Buffalo and New York Districts), the U.S. Environmental Protection Agency, the U.S. Fish and Wildlife Service, New York City Department of Environmental Protection, the U. S. Department of Agriculture-Natural Resource Conservation Service, the National Oceanic and Atmospheric Administration-National Marine Fisheries Service and the New York State Department of Environmental Conservation.

The proposed Umbrella Mitigation Bank expansion plan is described in the document **"Wallkill Preserve Wetland Restoration and Mitigation Plan, Hudson River Wetland Umbrella Mitigation Bank Instrument, West of Hudson Service Area HUC 02020007, Warwick, New York"**, attached to this Public Notice. This document contains all the information normally contained in a plan to allow for the for the modification of the UMBI. If approved this modification would be incorporated as an amendment to the 2021 TWT Umbrella Mitigation Bank program instrument.

This public notice is being issued based on information furnished by the applicant. This information has not been verified or evaluated to ensure compliance with laws and regulation governing the regulatory program. The geographic extent of aquatic resources within the proposed project area that either are, or are presumed to be, within the Corps jurisdiction has been verified by Corps personnel.

The decision whether to modify the TWT UMBI will be based on an evaluation of the probable impact including cumulative impacts of the proposed activity on the public interest. That decision will reflect the national concern for both protection and utilization of important resources. The benefit which reasonably may be expected to accrue from the proposal must be balanced against its reasonably foreseeable detriments. All factors which may be relevant to the proposal will be considered including the cumulative effects thereof; among those are conservation, economics, aesthetics, general environmental concerns, wetlands, historic properties, fish and wildlife values, flood hazards, floodplain values, land use, navigation, shoreline erosion and accretion, recreation, water supply and conservation,

water quality, energy needs, safety, food and fiber production, mineral needs, considerations of property ownership and, in general, the needs and welfare of the people.

The Corps is soliciting comments from the public; Federal, State, and local agencies and officials; Indian Tribes; and other Interested parties in order to consider and evaluate the impacts of this proposed activity. Any comments received will be considered by the Corps to determine whether to issue, modify, condition, or deny a permit for this proposal. To make this determination, comments are used to assess impacts to endangered species, historic properties, water quality, general environmental effects, and the other public interest factors listed above. Comments are used in the preparation of an Environmental Assessment (EA) and/or an Environmental Impact Statement pursuant to the National Environmental Policy Act (NEPA). Comments are also used to determine the need for a public hearing and to determine the overall public interest of the proposed activity.

The New York District will receive written comments on the proposed work, as outlined above, until May 30, 2025. Comments should be submitted electronically via the Regulatory Request System (RRS) at <https://rrs.usace.army.mil/rrs> or to George Casey at [george.d.casey@usace.army.mil](mailto:george.d.casey@usace.army.mil). Alternatively, you may submit comments in writing to the Commander, U.S. Army Corps of Engineers, New York District, Attention: George Casey, 1 Buffington Street Building 10, Third Floor, North Watervliet, New York 12189. Please refer to the permit application number in your comments. ALL COMMENTS REGARDING THE PERMIT APPLICATION MUST BE PREPARED IN WRITING AND SENT IN AS INDICATED ABOVE TO REACH THIS OFFICE BEFORE THE EXPIRATION DATE OF THIS NOTICE, otherwise, it will be presumed that there are no objections to the activity.

Any person may request, in writing, within the comment period specified in this notice, that a public hearing be held to consider the application. Requests for public hearings shall state, with particularity, the reasons for holding a public hearing. Requests for a public hearing will be granted, unless the District Engineer determines that the issues raised are insubstantial or there is otherwise no valid interest to be served by a hearing.

Comments submitted in response to this notice will be fully considered during the public interest review for this permit application. Comments provided will become part of the public record for this permit application. All written comments, including contact information, will be made a part of the administrative record, available to the public under the Freedom of Information Act. The Administrative Record, or portions thereof, may also be posted on a Corps of Engineers internet web site. Due to resource limitations, this office will normally not acknowledge the receipt of comments or respond to individual letters of comment.

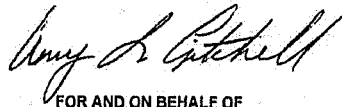
It is requested that you communicate the foregoing information concerning the activity to any person known by you to be interested and who did not receive a copy of this notice. If you have any questions concerning this application, you may contact George Casey at (518)266-6361 or [george.d.casey@usace.army.mil](mailto:george.d.casey@usace.army.mil).

In order for us to better serve you, please complete our Customer Service Survey located at:

<http://www.nan.usace.army.mil/Missions/Regulatory/CustomerSurvey.aspx>

For more information on New York District Corps of Engineers programs, visit our website at:

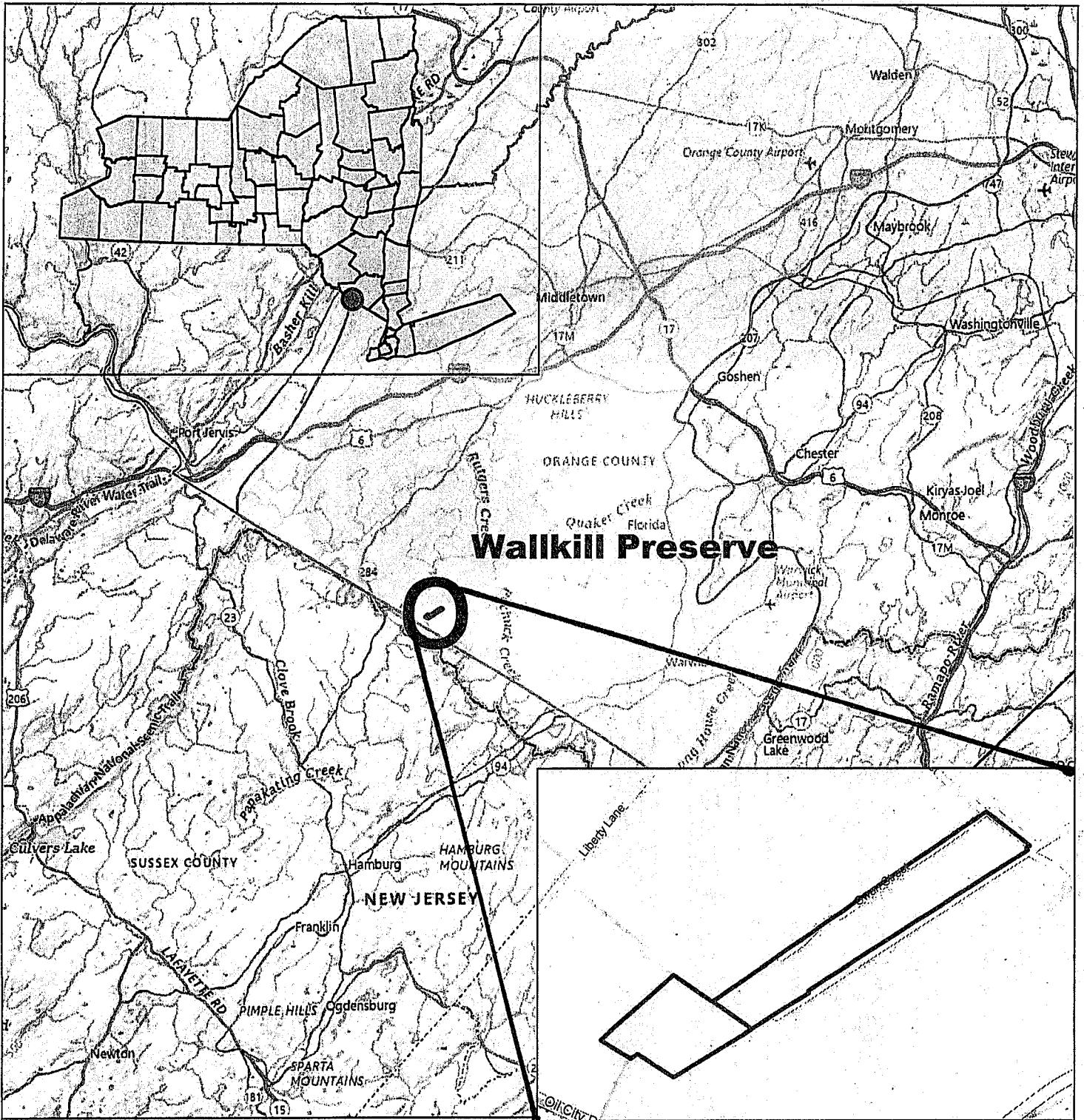
<http://www.nan.usace.army.mil>



FOR AND ON BEHALF OF




Stephan A. Ryba  
Chief, Regulatory Branch

Enclosures




# Walkkill Preserve

**Site Location**  
 Walkkill Preserve  
 Town of Warwick,  
 Orange County, NY

-  Conservation Easement Boundary
-  West of Hudson Service Area (HUC 02020007)
-  Location

**Application No. NAN-2018-00619-UCA(M3)**  
**Sheet 1 of 5**

 The Wetland Trust, Inc.  
 4729 State Route 414  
 Burdett, NY 14818  
 (607) 765-4780

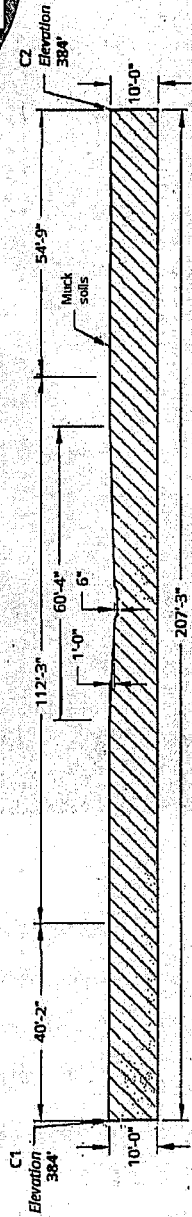


**Walkkill North Parcel Cross Section Perpendicular to Ditch**

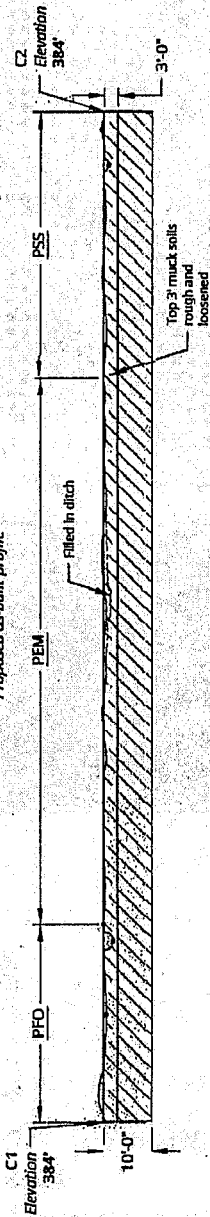
PFO includes pits averaging 6-10 feet in diameter and 2-3 feet deep, as well as scrapes ranging from 10-20 feet in diameter with an average depth of 6 inches. Mounds for planting trees are 12 inches high, not compacted. The soil is loosened to a depth of 3 feet, and drainage structures are removed or disabled to maintain soil saturation.

PSS includes pits of 3 feet in diameter and 1 foot deep, with scrapes of 10-20 feet in diameter and an average depth of 6 inches. Mounds for planting shrubs are 4 inches high, not compacted, and remain saturated. Like the forested wetland, the soil is loosened to a depth of 3 feet, and drainage structures are removed or disabled.

*Original topography profile*

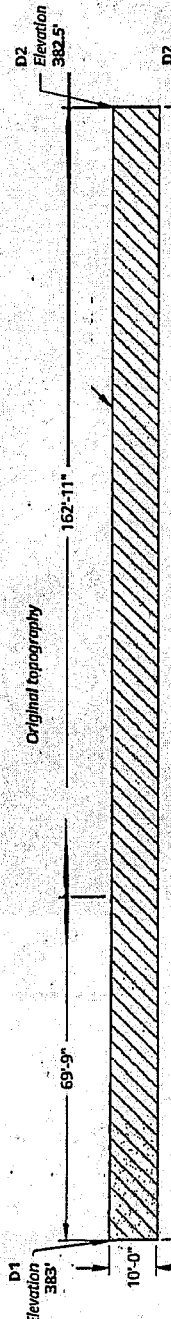


*Proposed as-built profile*

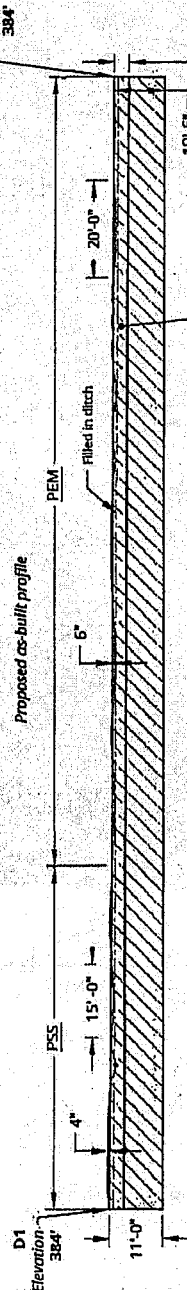


**Walkkill North Parcel Cross Section Parallel to Ditch**

*Original topography*

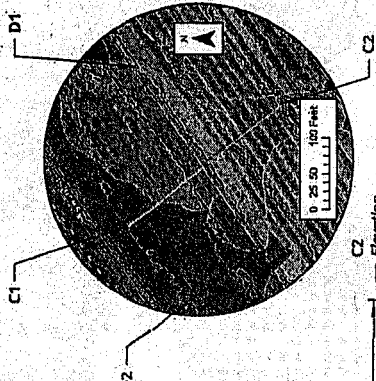


*Proposed as-built profile*



PEM areas have soil spread evenly from pits and scrapes adjacent to the wetlands. Scrapes are 10-20 feet in diameter and approximately 6 inches deep. The soil is loosened to a depth of 3 feet, and drainage structures are removed or disabled to ensure consistent saturation.

**Application No. NAN-2018-00619-UCA(M3)**  
**Sheet 3 of 5**

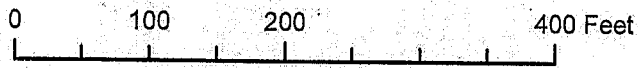
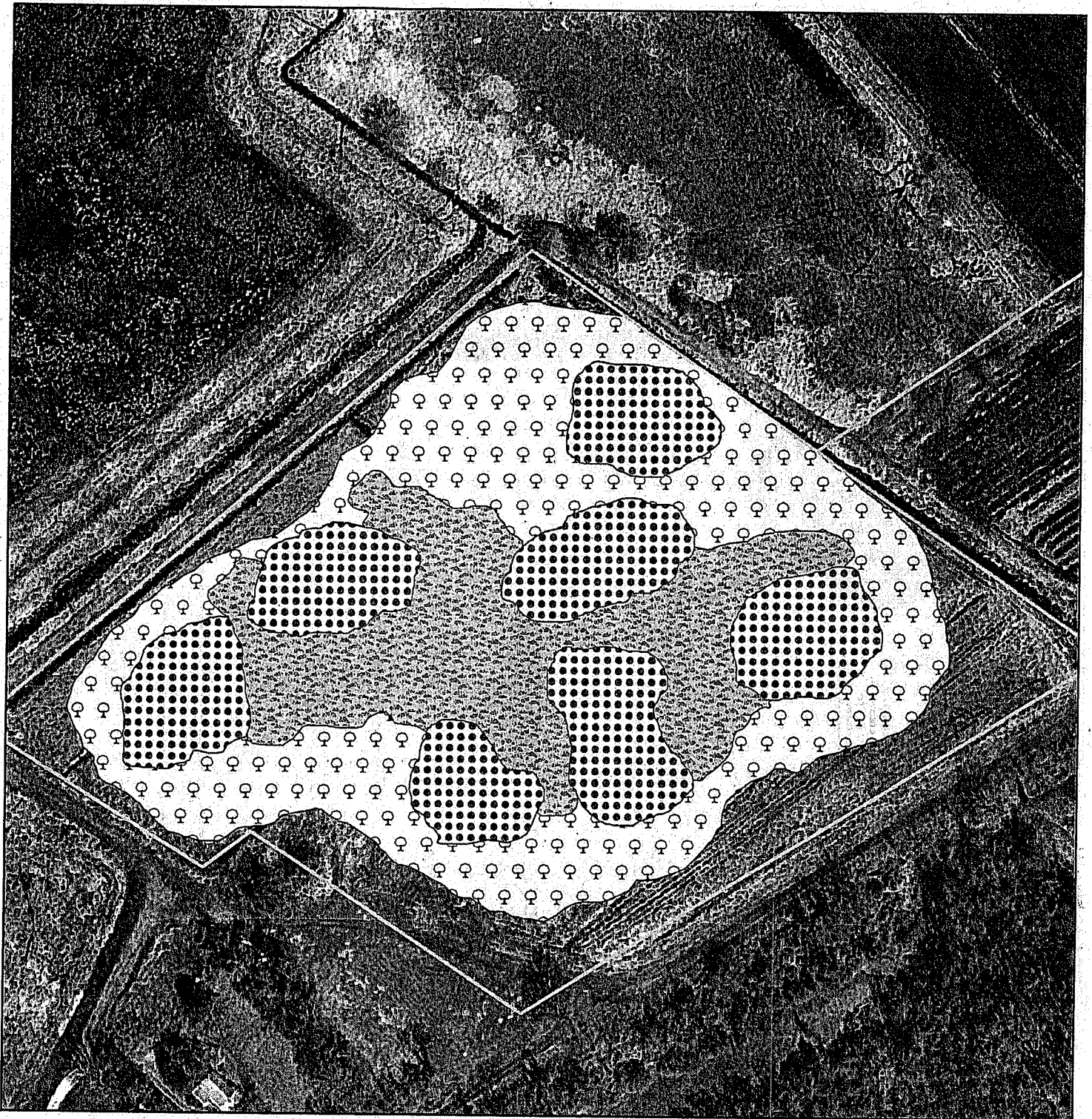


- Walkkill Tax Parcels
- Contours (1:0)
- Cross Sections
- South Parcel Perpendicular to Ditch
- South Parcel Parallel to Ditch
- North Parcel Perpendicular to Ditch
- North Parcel Parallel to Ditch
- Ditch
- Developed Wetlands
- Emergent Wetland
- Forestal Wetland
- Shrub Wetland
- Soil Spreading Area





NAME	DATE	TITLE
DESIGNED		Walkkill North Parcel Cross Sections
CHECKED		
APPROVED		
DRAWN		






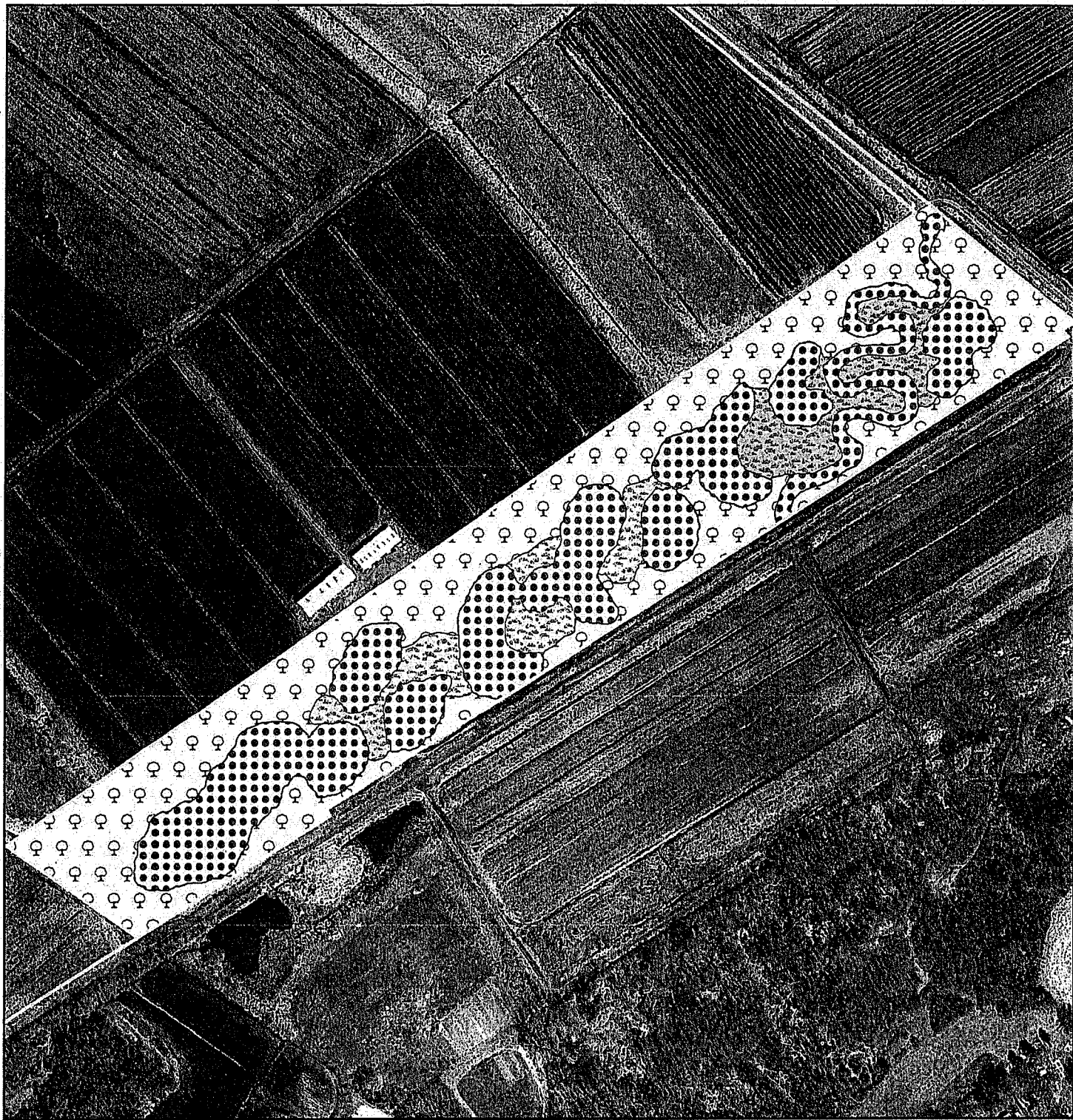


Planting Plan: South  
 Walkkill Site  
 Town of Warwick,  
 Orange County, NY

-  Tax Parcel Boundary 9.17 acres
-  Emergent Wetland (PEM) 2.39 acres
-  Shrub Wetland (PSS) 1.801 acres
-  Forested Wetland (PFO) 3.32 acres





 The Wetland Trust, Inc.  
 4729 State Route 414  
 Burdett, NY 14818  
 (607) 765-4780


**Application No. NAN-2018-00619-UCA(M3)**  
**Sheet 4 of 5**



0 225 450 900 Feet

**Planting Plan: North**  
 Wallkill Site  
 Town of Warwick,  
 Orange County, NY

-  Tax Parcel Boundary 20.5 acres
-  Emergent Wetland (PEM) 7.99 acres
-  Shrub Wetland (PSS) 2.52 acres
-  Forested Wetland (PFO) 10.39 acres

 The Wetland Trust, Inc.  
 4729 State Route 414  
 Burdett, NY 14818  
 (607) 765-4780

**Application No. NAN-2018-00619-UCA(M3)**  
**Sheet 5 of 5**

2 Broadway  
New York, NY 10004  
212 878-7000 Tel



## Metropolitan Transportation Authority

State of New York

Date: April 30, 2025



To: Municipalities in the Metro-North Railroad Service Area

From: Miriam Harris, Senior Vice President, Transit Oriented Development  
(Miriam.Harris@mtacd.org)

**Re: Notifying the MTA and its Operating Agencies of SEQRA Actions and Transit Impact Analyses**

Recent increases in residential and commercial development projects in the Metro-North Railroad service area have resulted in a range of transit-related environmental impacts, both project-specific and cumulative, on the Railroad's facilities and operations. These impacts, including impacts on station access modes such as constraints on street capacity and parking resources, may warrant mitigation by the developers in the form of station access improvements (shuttle buses, "on-demand" shuttles, bike storage infrastructure on site and at the station(s), etc.) as well as upgrades to Railroad facilities and operations. In many instances, however, the Metropolitan Transportation Authority (MTA) is unaware of these projects, and thus opportunities for constructive mitigation that would benefit local communities, the region, MTA and its ridership are being lost.

Metro-North Railroad is a New York State Public Benefit Corporation and subsidiary of the MTA, a New York State Public Authority. As such, to better assess the transit impacts of development projects in the Railroad's service area, we would appreciate your assistance in ensuring that MTA is notified of each such SEQRA reviewable action as early as possible. With such early notice, MTA can evaluate potential project impacts to Metro-North facilities and services to determine whether mitigation is called for, and what mitigation would be appropriate.

*The agencies of the MTA*

MTA New York City Transit  
MTA Long Island Rail Road

MTA Metro-North Railroad  
MTA Bridges and Tunnels

MTA Construction & Development  
MTA Bus Company

Therefore, please establish a practice of notifying the MTA of every action subject to SEQRA review in your jurisdiction at the earliest possible time. Although at times previously distributed notices have been sent directly to Metro-North Railroad, in the future, please address notices directly to MTA Headquarters, care of Louis Oliva, Deputy General Counsel – Environmental, MTA Headquarters, 2 Broadway, New York, NY 10004, or [loliva@mtahq.org](mailto:loliva@mtahq.org) (electronic submission preferred). MTA will then evaluate the project for transit impacts and analyze what, if any, steps may be taken by the applicant to mitigate those impacts and improve the transit experience for your residents and our customers.

In addition, please ensure that all SEQRA reviews undertaken in the Metro-North service area include an analysis of transit and transportation impacts, including the number of anticipated new riders for Metro-North and impacts to Metro-North services and facilities as a result. Applicants often overlook this analysis, resulting in further lost opportunities for partnerships for both station access and public realm improvements at commuter rail stations that improve service and benefit the community as a whole.

While this guidance is directed at suburban municipalities in the Metro-North service area, New York City projects will continue to notify New York City Transit Authority contacts, copying MTA. Thank you for your cooperation, and feel free to contact me or Lou Oliva if you have any questions.

Thank you for your attention to this matter.

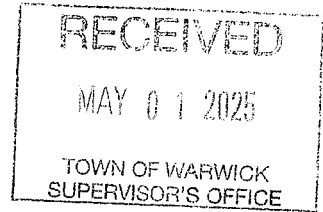
# Winslow

THERAPEUTIC CENTER

*Healing with Horses*

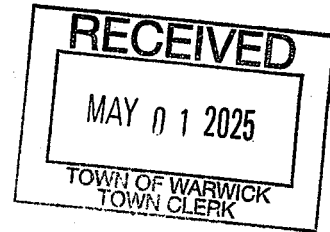
Since 1974

A CLC FOUNDATION AGENCY



May 1, 2025

Warwick Town Board  
132 Kings Highway  
Warwick, NY 10990



Dear Members of the Warwick Town Board,

CLC Foundation Inc., d/b/a Winslow Therapeutic Riding Center, is requesting your support for the FY-2026 CDBG application of \$25,000.

The grant would allow for the continuation of the Therapeutic Riding Program for adults with severe disabilities. This program promotes the development of life skills through training and support that they require to succeed in their daily lives.

This program has provided a much needed benefit to the community.

Thank you very much for your consideration.

Sincerely,

A handwritten signature in cursive script, appearing to read "Susan Ferro".

Susan Ferro  
Executive Director  
Winslow Therapeutic Riding Center

Donations to Winslow Therapeutic Riding Center are tax-deductible to the fullest extent of the law.

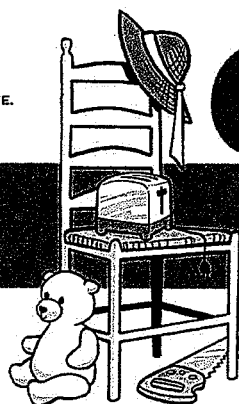
CLC Foundation, Inc. d/b/a/ Winslow Therapeutic Riding Center:

1433 State Route 17A, Warwick, NY 10990 • 845-986-6686 • fax 845-988-5980

Federal ID 13-3676239; NYS Sales Tax Exempt EX-236763

• [www.winslow.org](http://www.winslow.org)





# Too Good to Toss! 2025

## Community Recycle Event! Donate Your Unwanted Items!

**Saturday May 31st**

10 AM-4 PM  
Drop Off Items

**Sunday June 1st**

10 AM-4 PM  
Shop For Free

**MAY**

**31**

Only residents of the hamlets, village, and town of Warwick may donate items on Saturday

**JUNE**

**1**

On Sunday everyone may take what they can carry, there is no admission and everything is free.

**WHERE?** Basketball Court, Stanley Deming Park, Warwick, NY

Donations must be clean, in good repair with all working parts.

See list of unacceptable items at:  
[wickhamworks.org](http://wickhamworks.org)

Questions?

Want to volunteer?

Email: [TGTTvolunteercoordinator@gmail.com](mailto:TGTTvolunteercoordinator@gmail.com)

# A PLUS STRIPING, Inc

# PROPOSAL

PO Box 413  
Glenwood, NJ 07418

Phone # 973-764-8969

E-mail: info@aplusstriping.com

www.aplusstriping.com

Town of Warwick  
132 Kings Highway  
Warwick, NY 10990

Date: 5/5/2025

**Project:** Pine Island Park - TC Acrylic Surfacing

Estimate # 36735

Item	Description	Total
SPORT COURTS	Acrylic Surface on New Asphalt - 13,800 SF (1,534SY) - Acrylic Surfacing for (2) Tennis Courts	28,300.00
Tennis court	<ul style="list-style-type: none"> <li>- PREPARATION CLEANING - Remove all surface debris from the court as needed prior to surfacing.</li> <li>- ACRYLIC RESURFACER - Furnish and apply (2) coats of SportMaster FLEXIBLE ACRYLIC RESURFACER (or approved equal) to the entire court area.</li> <li>- ACRYLIC COLOR SYSTEMS - 2 COLOR Layout (COLOR - TBD) Furnish and apply (2) coats of SportMaster acrylic color coating (or approved equal) as per existing layout.</li> <li>- POST WORK CLEAN UP - Remove all used/unused items/materials &amp; clean up general work area.</li> <li>- GENERAL PROVISIONS - Price of this estimate does not include the cost of bonds, contract specific insurance riders, taxes, surveys, inground equipment, asphalt and/or concrete work and future repairs to the receiving surface.</li> <li>- A PLUS STRIPING is not responsible for the receiving surface(s), construction, material, coating, repairs, or any work previously or subsequently performed to said receiving surface(s). All necessary prep work will be completed as per product specifications.</li> </ul> Layout, tape and paint 2" Lines for (2) Tennis Courts & (2) Pickleball Courts. White Lines - Tennis & Yellow Lines - Pickleball. Spray Application.	2,700.00
TERMS & CONDITIONS	Payment Schedule :1/2 payment due prior to ordering of materials. Balance due at the completion of the job. Any balance left unpaid will be subject to 1.5% finance charge per month after 30 days from completion of our work.	0.00
Note	Pricing reflects standard time prevailing wage rates.	0.00

Unless otherwise noted painting of curbs is not included (if applicable) & nonprevailing wage rates apply. Painting of uncured/new concrete is not recommended and is not subject to warranty. This proposal is subject to change or withdrawal after 15 days. Payment in full is expected upon completion of job unless otherwise indicated. A Plus Striping can not be held liable for any slip/fall incidents on painted surfaces. It is the property owner's responsibility to maintain a safe environment for the public. The company reserves the right to use our referral service for any and all work. If the foregoing meets with your acceptance please sign and return this proposal with any applicable purchase order. This action will constitute an agreement between us.

<b>Subtotal</b>	\$31,000.00
<b>Sales Tax (8.125%)</b>	\$0.00
<b>Total</b>	\$31,000.00

Accepted For: \_\_\_\_\_

By (sign): \_\_\_\_\_

Print name & title: \_\_\_\_\_

Date: \_\_\_\_\_

I look forward to doing business with you. Please call me directly if you have any questions.

Sincerely,

\_\_\_\_\_  
Rob Gerczak  
President

# A PLUS STRIPING, Inc

# PROPOSAL

PO Box 413  
Glenwood, NJ 07418

Phone # 973-764-8969

E-mail: info@aplusstriping.com

www.aplusstriping.com

Town of Warwick  
132 Kings Highway  
Warwick, NY 10990

Date: 5/5/2025

**Project:** Airport Park - Basketball Court Lines

Estimate # 36734

Item	Description	Total
1/2 Basketball court	Layout, tape and paint 2" Lines for (2) 1/2 Basketball Courts. White Lines - Spray Application. No Border/No Center Circle	1,800.00
Mobilization Charge 1	Price includes one trip. Work area must be clear of all vehicles, obstacles, dirt & debris. If so, scope of work to be completed in one day. Any time spent waiting for vehicles or obstacles to be moved or for cleaning of areas to be striped beyond a power blower will be an additional charge of \$200 per hour. Each additional mobilization required after the first will incur a \$500 charge.	0.00
Note	Pricing reflects standard time prevailing wage rates.	0.00

Unless otherwise noted painting of curbs is not included (if applicable) & nonprevailing wage rates apply. Painting of uncured/new concrete is not recommended and is not subject to warranty. This proposal is subject to change or withdrawal after 15 days. Payment in full is expected upon completion of job unless otherwise indicated. A Plus Striping can not be held liable for any slip/fall incidents on painted surfaces. It is the property owner's responsibility to maintain a safe environment for the public. The company reserves the right to use our referral service for any and all work. If the foregoing meets with your acceptance please sign and return this proposal with any applicable purchase order. This action will constitute a agreement between us.

<b>Subtotal</b>	\$1,800.00
<b>Sales Tax (8.125%)</b>	\$0.00
<b>Total</b>	\$1,800.00

Accepted For: \_\_\_\_\_

By (sign): \_\_\_\_\_

Print name & title: \_\_\_\_\_

Date: \_\_\_\_\_

Sincerely,

\_\_\_\_\_  
Rob Gerczak  
President