

# NEW YORK STATE DEPARTMENT OF ENVIRONMENTAL CONSERVATION

## Division of Environmental Permits, Region 4

1130 North Westcott Road, Schenectady, NY 12306-2014

P: (518) 357-2069 | F: (518) 357-2460

[www.dec.ny.gov](http://www.dec.ny.gov)

November 28, 2023

### **Letter Transmitted Electronically**

Jennifer Mete-Jeffer, Vice Chairperson  
Town of Glen Planning Board  
7 Erie Street  
Fultonville, New York 12072  
[togplanningboard@gmail.com](mailto:togplanningboard@gmail.com)

**RE: LEAD AGENCY COORDINATION RESPONSE**  
DAIM Logistics  
Park Drive  
Town of Glen, Montgomery County

Dear Jennifer Mete-Jeffer:

This letter responds to your correspondence of December 22, 2021, regarding lead agency coordination for the project referenced herein, under Article 8 (State Environmental Quality Review – SEQR) of the Environmental Conservation Law and 6 NYCRR Part 617. The New York State Department of Environmental Conservation (DEC) has the following interest in this project:

**Name of Action:** Construction of a 50,000 square foot warehouse with associated parking, loading, stormwater infrastructure, and municipal connections.

**DEC Contact Person:** Patrick Connally, Environmental Analyst I

**SEQR Classification:** ☐ Type I ☒ Unlisted ☐ Type II

**DEC Position:** Based on the information provided, DEC has no objection to your agency assuming lead agency status for this action. \* If the scope of the project changes, or the EAF is revised, the Department requests to be copied on the proposed changes.

### **Possible DEC Permits:**

- **SPDES General Permit for Stormwater Discharges from Construction Activity** – The project proposal involves the disturbance of approximately 2.77 acres of land, the applicant must comply with the State Pollutant Discharge Elimination System (SPDES) Phase II regulations for Stormwater Discharges Associated with Construction Activities.



Department of  
Environmental  
Conservation

- Article 15, Title 15 - Water Withdrawal Permit – If this project will require the installation of a new water supply system, the extension of a water district or an increase in take, a Water Withdrawal Permit or permit modification may be required.

**Additional Comments:**

- Your project site appears to be located within an area of potential historical or archeological significance. Consultation with the New York State Office of Parks, Recreation and Historic Preservation (OPRHP) is required in order to better evaluate this project's impacts on these resources. To initiate consultation with OPRHP, please visit their project submission website at <https://cris.parks.ny.gov/>.
- If an extension of any existing public sanitary sewer service is deemed necessary, the Department may require review/approval before the extension is constructed, particularly if it is intended to convey 2,500 gallons per day or more of residential sewage alone or in combination with stormwater, as required by 6 NYCRR Part 750. Please submit plans for the Department's review if this situation applies to your project.
- Article 17 Petroleum Bulk Storage (PBS) Registration – If this project will involve one or more tank systems that are designed to store 1,100 combined gallons or more of petroleum in aboveground and/or underground storage tanks; one or more underground tank systems that are designed to store 110 or more gallons of petroleum a PBS registration will be required. Information regarding PBS facilities can be found on the Department's website at: <https://www.dec.ny.gov/chemical/287.html>.
- Article 40 Chemical Bulk storage (CBS) Registration – If this project will involve an aboveground storage tank larger than 185 gallons; any size underground storage tank; or a container that can store 1,000 kg or more for a period of 90 consecutive days or more, a CBS Registration will be required. Information regarding CBS facilities can be found on the Department's website at: <https://www.dec.ny.gov/chemical/287.html>.

Enclosed is a copy of the Department's jurisdictional map for your reference. Please note that the map is intended to provide an idea as to the approximate size and location of resources; actual field conditions may vary from those depicted on the map. The project area is outlined in (red). Please feel free to contact me by telephone at (518) 357-2455 or by e-mail at [patrick.connally@dec.ny.gov](mailto:patrick.connally@dec.ny.gov) if you have any questions or concerns.

Sincerely,

*Patrick S. Connally*  
Patrick S. Connally  
Environmental Analyst 1

Enclosure: Jurisdictional Map





Division of Environmental Permits Projection: NAD\_1983\_UTM\_Zone\_18N



## PROJECT LOCATION & NYS RESOURCES MAP

### DAIM Logistics Park Drive Town of Glen Montgomery County

Date: 11/28/2023

0 180 360 540 720 Feet

1 inch = 375 feet

#### Legend

##### Regulated Freshwater Wetlands

- Class 1 Wetland
- Class 2 Wetland
- Class 3 Wetland
- Class 4 Wetland

##### Freshwater Wetland Adjacent Area

- Freshwater Wetland Adjacent Area
- Estuarine and Marine Deepwater
- Estuarine and Marine Wetland
- Freshwater Emergent Wetland
- Freshwater Forested/Shrub Wetland
- Freshwater Pond
- Lake
- Riverine
- Other

##### Water Quality Classifications

- Unprotected
- Protected

NYS ITS GIS Program Office, NYS ITS Geospatial Services

*Disclaimer: This map was prepared by the NYSDEC Division of Environmental Permits using the most current data available. It is deemed accurate but is not guaranteed. NYSDEC is not responsible for any inaccuracies in the data and does not necessarily endorse any interpretations or products derived from the data.*



Department of  
Environmental  
Conservation