

Town of Washington Planning Board  
Wetlands and Watercourse Permit Application

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Street Address of Project Site: 119 North Mabbettsville Rd.

Name of Applicant(s): David Mellins

Address: 900 West 190th Street, Apt. 9N

Telephone: 917 478-6492

Name and Address of Record Owner(s): \_\_\_\_\_  
\_\_\_\_\_

Tax Map Number of all parcels involved in the proposed activity: 135889-6865-00-304694-00000

1) Detailed Description of Proposed Activity: Removal of ash trees killed or debilitated  
by emerald ash borer, and removal of sugar maple trees that threaten electrical pole, electrical  
line, house and deck. Selective thinning of branches and understory to improve view of waterfall.  
Embankment planting to prevent erosion. Patio Construction to North and Southwest of house.

2) Describe the area of the wetland and/or watercourse or control area in which the work would occur:

A 250 ft (approx) stretch of Shaw Creek which runs Southwest at a distance of 100 ft  
(approx) due West of house and deck.

3) Provide the names and addresses of all abutting property owners.

1. Wormell, William H (Primary) - 40 Rascal Rd; Washington, NY 12545

2. Stevens, Winslow B IV (Primary); Stevens, Judith H (Additional) -- 5 Verbank Rd; Millbrook, NY 12545

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- 4) Provide an explanation of why the proposed activity cannot be located at another site, i.e., out of the wetland, watercourse, water body or controlled areas.

Trees are located adjacent to electric pole and line. Tree is tilted toward house. Branches of trees encroach on house and deck structure. Embankment is subject to erosion and <sup>too</sup> steep for safe mowing, groundcover is the correct solution. Patios will provide much needed space for outdoor recreation and light entertainment.

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- 5) Provide a description of the vegetative cover of the area, including dominant species. The description of the vegetative cover of the regulated area shall include the dominant species and their wetland classified status as referred to in *The National List of Plant Species That Occur in Wetlands, New York or Northeast (Region 1)* published by the U.S. Fish and Wildlife Service or the most recent edition.

Predominantly sugar maples, ash trees, invasive species of honeysuckle and multiflora roses.  
Lawn and meadow grass mixture.

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- 6) Provide a description of the soil types on the site.

Nassau-Cardigan very rocky. Nassau and similar soils 45%. Cardigan and similar soils 35%.

Minor components 20%. Nassau -Channery - silt loam (0-5"), very channery silt loam (5-16"), unweathered bedrock (16-20"). Parent material slate and shale. Drainage 1-6"/hr.

Cardigan -silt loam (0-30"). Well drained. Parent material - loamy till or coluvium. Drainage 1-6"/hr.

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- 7) Provide a map showing all wetlands, watercourses, water bodies and controlled areas on the site under review and within 200 feet of the site boundaries. The Planning Board reserves the right to require land data information for distances of greater than 200 feet based on the Board's assessment of field conditions.

- 8) Provide a map at a scale no greater than one inch equals 50 feet (1" = 50') and containing contour

intervals of one (1) foot or less in the regulated area showing the area of wetland or watercourse directly or indirectly affected, with the location of the proposed activity thereon.

- 9) Provide a Short Form Environmental Assessment Form. The Planning Board reserves the right to require the applicant to prepare a Long Form EAF after the initial review of an application.
- 10) Provide maps and information as follows:
  - a) Ground water table elevations indicating depth to ground water, direction of flow and hydrologic connections with surface water features.
  - b) Location of the construction area and area proposed to be disturbed, and its relation to property lines, roads, buildings, regulated areas within a minimum of two-hundred (200) feet or such other distance as determined by the Planning Board.
  - c) Applications affecting the water retention capacity, water flow, or other drainage characteristics of any wetland, watercourse or water body shall include a statement of the impact of the project on upstream and downstream areas giving appropriate consideration to flood and drought levels and the amount of rainfall.
  - d) Where creation of a lake or pond is proposed, details of the construction of any dams, embankments, outlets or other water control devices and an analysis of the wetland hydrologic system including seasonal water fluctuation, inflow/outflow calculations and subsurface soil, geology and groundwater conditions.
  - e) Locations and specifications for any proposal to drain, fill, grade, dredge and clear vegetation, including areas and quantities proposed for deposition or removal, the procedures to be used and dominant species of vegetation to be removed.
  - f) Locations and details of any existing and proposed storm water drainage facilities, including any point discharges, artificial inlets, or other conveyances which would discharge into regulated areas, and measures proposed to control erosion both during and after the proposed work including a schedule for installation and maintenance for such measures.
  - g) An analysis of hydrologic systems located within and connected to the regulated areas and a narrative to explain how the regulated areas will be affected by the proposed action including water retention capacity, water flow and drainage characteristics. Applications for projects affecting the water-retention capacity, water flow, or other drainage characteristics of any pond, lake, reservoir, natural drainage system, or wetland shall include a statement and numerical calculations of the impact of the project on upstream and downstream areas, giving appropriate consideration of other than normal levels of watercourses and amounts of rainfall, specifically the 100-year storm event.
- 11) Attach a letter of determination from the United States Army Corps of Engineers that the wetlands and watercourses are not subject to regulation under Section 404 of the Federal Clean Water Act, or a copy of a 404 permit application. If area is governed by NYSDEC or USACE, then copy of applicable letter from the oversight agency is required.
- 12) Identify any requested waivers from the information requirements herein.
- 13) Property Data for All Applications:
  - a) Attach a copy of the current deed and any easements affecting the property to this application.
  - b) Are there agricultural and/or forestry exemptions affecting the property?  
No  Yes \_\_\_\_\_. If yes, please list in detail:

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The signature of the Owner or Agent of the Owner below shall mean that the applicant is familiar with and will comply with the requirements of the Town Wetland and Watercourse Law and any amendments therein and other appropriate Town ordinances and regulations.

Applicant Signature:  David Mellins

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Date: July 1, 2021

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AFFIDAVIT TO BE COMPLETED BY APPLICANT/OWNER

State of New York

County of Dutchess

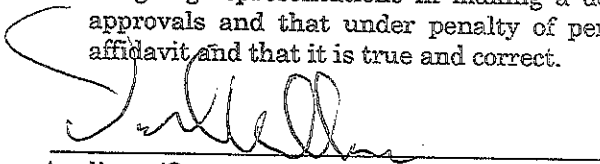
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ss:

David Mellins

being duly sworn, deposes and says:

1. That he/she resides at 119 North Mabbetsville Rd; Millbrook, NY 12545 in the County of Dutchess and the State of New York. That he/she is the Owner / Agent of the Owner of the within property as described in the foregoing application for Wetland / Watercourse Permit approval and that the statements contained therein are true to the best of his/her knowledge and belief.
2. That we hereby authorize Mark McEathron of Pleasant Valley to act as our representative in all matters regarding the application that may come before the Town of Washington Planning Board.
3. That he/she has the legal right to make or authorize the making of said application.
4. That he/she understands that the Town of Washington Planning Board intends to rely on the foregoing representations in making a determination to issue the requested applications and approvals and that under penalty of perjury he/she declares that he/she has examined this affidavit and that it is true and correct.

  
Applicant/Owner

David Mellins  
Applicant/Owner

Heather L. Lamont  
Notary Public

Sworn To and Subscribed Before Me  
This 6<sup>th</sup> Day of July 2021

HEATHER L. LAMONT  
Notary Public, State of New York  
Reg. No. 01LA6356382  
Qualified in Dutchess County  
Commission Expires March 27, 2025

DISCLOSURE OF BUSINESS INTEREST

State of New York

County of Dutchess

} ss:  
}

David Mellins being duly sworn, deposes and says:

1. Pursuant to §803 of the General Municipal Law the following municipal officer(s) or employee(s), and any of their family members, outside employers, business associates, clients, or campaign contributors, have, or will later acquire, an ownership position, employment position, or other contractual interest in the proposed project: (Insert name, home address and municipal position held. Attach additional pages as necessary.)

NONE

2. That the interest of said municipal officer(s) or employee(s) is: (Detail the nature and extent of the interest. Attach additional pages as necessary.)

NONE

3. That he/she understands that the Town of Washington intends to rely on the foregoing representations in making a determination to issue the requested applications and approvals and that under penalty of perjury he/she declares that he/she has examined this affidavit and that it is true and correct.

  
Agent/Owner

David Mellins  
Agent/Owner

  
Notary Public

HEATHER L. LAMONT  
Notary Public, State of New York  
Reg. No. 01LA6356382  
Qualified in Dutchess County  
Commission Expires March 27, 2025

Sworn to and Subscribed Before Me  
This 1<sup>st</sup> Day of July 2021