Sterling Environmental Engineering, P.C.

March 10, 2025

Mr. Jonathan Ialongo
Building Inspector & Zoning Administrator
Town of Washington
10 Reservoir Drive
Millbrook, New York 12545

via email: buildinginspector@washingtonny.org

Subject: Route 82 Sand & Gravel, Inc.
Town of Washington Special Use Permit Modification Application
STERLING File #20015

Dear Mr. Ialongo,

On behalf of Route 82 Sand & Gravel, Inc., Sterling Environmental Engineering, P.C. (STERLING) submits the enclosed application and supporting documents to modify the existing Special Use Permit for the sand and gravel mine (hereinafter the "Mine") located at 17 Canoe Hill Road. The Special Permit Approval was issued by the Town of Washington on April 5, 2011 and modified on March 1, 2016 (copy enclosed). The Mine is also permitted by the New York State Department of Environmental Conservation (NYSDEC) under Permit ID: 3-1358-00024/00002 and Mined Land ID: 30021.

The Mine owners are pursuing a modification of the NYSDEC permit and the Town Special Permit to laterally extend the life of mine by approximately 4.0 acres onto Tax Parcel #: 135889-6566-00-923079-0000 that is owned by one of the land surface and mineral owners of the Mine. No increases in the mineral extraction rate or changes in the extraction methods are proposed. The proposed expansion is projected to provide access to approximately 215,000 cubic yards of sand and gravel reserves. An application to modify the NYSDEC permit was submitted on November 8, 2024 (copy enclosed).

The Mine has been in operation for many years without incident or complaint from neighboring land owners. The proposed modification is contiguous to the existing active mine area and will continue to be substantially screened from review from surrounding property.

The following documents are provided in support of the application:

- Completed Planning Board Application for Special Permit.
- Property Deeds
- Property Survey
- Agent Affidavit
- Section 803 Ethics Statement
- Owner's Endorsement
- Consent to Inspection
- Agricultural Data Statement Form
    - List of properties located within 500 feet of site.
- NYSDEC Permit Modification Application including:
    - Full Environmental Assessment Form
    - Site Location Map
    - Site Vicinity Map
    - Current Mining Plan and Reclamation Plan
    - Proposed Mining Plan and Reclamation Plan

The original application forms and four (4) copies are provided for your use, as well a check for the application and escrow fees totaling $4,100.

Representatives of Route 82 Sand & Gravel, Inc. will be available to attend the next scheduled Planning Board meeting to discuss the application and address any questions. Please do not hesitate to contact me if you have questions or comments.

Very truly yours,

STERLING ENVIRONMENTAL ENGINEERING, P.C.

Andrew M. Millspaugh, P.E.
Vice President
andrew.millspaugh@sterlingenvironmental.com

Enclosures
Email/Federal Express

cc: Town of Washington Planning Board
Stewart Petrovits
Edith Hayward/Curt Hayward
Christopher Olson

S:\Sterling\Projects\2000 Projects\Route 82 Sand&Gravel - 20015\Reports\2024 Permit Mod\Special Use Permit\2025-03-10_Special Use Permit Mod_ltr.docx

SPECIAL PERMIT APPROVAL

Town of Washington Planning Board
Special Permit Approval

Matter of Route 82 Sand & Gravel, Inc.

Whereas, the Town of Washington Planning Board has received an application from Route 82 Sand & Gravel, Inc. for modification of a Special Permit that was previously issued by the Planning Board to allow the mining of aggregate material from its property located at 17 Canoe Hill Road in the Town of Washington; and

Whereas, the proposed permit modification would allow mining to occur to a greater depth below the water table than previously approved and would expand the extent of mining to increase the size of the remnant pond from about 20 acres to approximately 41 acres; and

Whereas, the proposed permit modification would not result in an expansion of the "footprint" of the mined area, but would allow the depth of the excavation in the previously mined areas to increase; and

Whereas, the NYSDEC is the designated lead agency to coordinate the environmental review of the project; and

Whereas, on January **25, 2011** the lead agency issued a Negative Declaration for the original and a prior permit modification; and

Whereas, as a result of the lead agency's determination no additional environmental review or action under SEQRA is required by the Planning Board; and

Whereas, the application for amended Special Permit approval was submitted to the Dutchess County Department of Planning and Development pursuant to GML §239-m which determined the action was a matter of local concern; and

Whereas, after review of the application and consideration of the criteria set forth in sections 473 and 485 of the Town Zoning Law, the Planning Board hereby finds:

1. The proposed use would allow the excavation of aggregate material in an area of the existing mine that was previously excavated to the top of the ground water elevation. The permit modification would allow the removal of material below the top of the ground water to the depth of bedrock or to the depth permitted by the applicant's machinery.

2. The proposed use is allowed by special permit and is therefore a permitted use for the RS-5 District.

3. The Planning Board has determined that the operation of the mine over many years has been largely without incident or complaint from neighboring land owners and the applicant

is in compliance with all prior conditions of the Planning Board's previous special permit approvals. The mine operations are substantially screened from view from surrounding property and the applicant has reclaimed substantial portions of the mine site in accordance with the NYSDEC reclamation plan. Additionally, the NYSDEC, as the agency with the expertise and sole jurisdiction to assess the potential impact of the project on water resources has determined that, although the project has been found to not have a significant adverse effect on the environment, the applicant will be required to conduct ground water monitoring and to periodically report on changes in ground water levels and directions of flow to ensure that the project would not result in diminution of quality or quantity of ground water supplies to neighboring properties.

4. Based on the Negative Declaration issued by the lead agency, and the Board's own review of the proposed permit modification, no diminishment of ground water or surface water quality or quantity is expected.

5. Modification of the special permit will not cause substantial injury to the value of other property in the neighborhood.

6. The proposed activity will be in harmony with the appropriate and orderly development of the RS-5 District, and will not hinder or discourage the appropriate development and use of adjacent land and buildings.

7. Modification of the special permit will not produce objectionable noise, odor, fumes, vibration or glare and will not cause traffic congestion or create a traffic hazard.

8. The use is appropriately located with respect to transportation facilities, water supply, sewage disposal, and emergency services.

9. The use conforms to all applicable regulations governing the RS-5 district.

10. The site plan for the project satisfies the requirements of Section 485 of the Town Zoning Law.

Therefore Be It Resolved, that the Planning Board grants amended special permit approval for the Route 82 Sand & Gravel, Inc. mining permit modification.

Be It Further Resolved, that the Planning Board approval of the application is conditioned on the following:

1) *The applicant shall obtain all required NYSDEC approvals for the permit modification.*

2) *The work shall be conducted in accordance with the plans and specifications that have been reviewed by the Planning Board, specifically:*

a) *"Figure 2 – Proposed Deep Excavation Mining Plan Route 82 Sand & Gravel" prepared by Sterling Environmental Engineering, P.C. dated August 5, 2008 and bearing a latest revision date of October 28, 2015.*

b) *"Figure 3 – Proposed Deep Excavation Reclamation Plan Route 82 Sand & Gravel" prepared by Sterling Environmental Engineering, P.C. dated August 5, 2008 and bearing a latest revision date of October 28, 2015.*

3) *Any modification to the approved plans shall be subject to prior approval by the Planning Board.*

4) *Payment of all Planning Board fees, including consultant review fees.*

5) Motion: bonail Hem.rOSj Second: JpNus do/n^/j

Paul Schwartz, Chairman	&0(I
Donald Hanson	Atj&
James Shequine	ohstnf
Edvard Jorgensen	Q hstnf
Laura Briggs	abjjurt
James Cornell	/? UIL 1
Robert Kulpa	ZkjJy

The above resolution was duly adopted by the vote of a majority of the members of the Planning Board at a regular meeting held on March 1, 2016.

By: Nion Caul

Nikki Caul, Secretary to the Planning Board

Town of Washington Planning Board
Special Permit Approval

Matter of Route 82 Sand & Gravel, Inc.

Whereas, the Town of Washington Planning Board has received an application from Route 82 Sand & Gravel, Inc. for modification of a Special Permit that was previously issued by the Planning Board to allow the mining of aggregate material from its property located at 17 Canoe Hill Road in the Town of Washington; and

Whereas, the proposed site is a ±34.2 acre parcel located in the RS-5 District, and

Whereas, the applicant proposes to modify its existing NYSDEC mining permit to increase the vertical mining depth below the groundwater table to the maximum depth allowed by bedrock or to the depth permitted by the applicant's mining machinery; and

Whereas, the mining would occur in three phases over a projected fifteen year period to allow the removal of an estimated 2,125,000 cubic yards of aggregate material; and

Whereas, the proposed permit modification would not result in an expansion of the "footprint" of the mined area, but would only allow the depth of the excavation in the previously mined areas to increase; and

Whereas, the NYSDEC is the designated lead agency to coordinate the environmental review of the project; and

Whereas, on January 25, 2011 the lead agency issued a Negative Declaration for the proposed permit modification; and

Whereas, as a result of the lead agency's determination no additional environmental review or action under SEQRA is required by the Planning Board; and

Whereas, after review of the application and consideration of the criteria set forth in sections 473 and 485 of the Town Zoning Law, the Planning Board hereby finds:

1. The proposed use would allow the excavation of aggregate material in an area of the existing mine that was previously excavated to the top of the ground water elevation. The permit modification would allow the removal of material below the top of the ground water to the depth of bedrock or to the depth permitted by the applicant's machinery.

2. The proposed use is allowed by special permit and is therefore a permitted use for the RS-5 District.

3. The Planning Board has determined that the operation of the mine over many years has been largely without incident or complaint from neighboring land owners and the applicant is in compliance with all prior conditions of the Planning Board's previous special permit approvals. The mine operations are substantially screened from view from surrounding property and the applicant has reclaimed substantial portions of the mine site in accordance with the NYSDEC reclamation plan.

4. Based on the Negative Declaration issued by the lead agency, and the Board's own review of the proposed permit modification, no diminishment of ground water or surface water quality or quantity is expected.

5. Modification of the special permit will not cause substantial injury to the value of other property in the neighborhood.

6. The proposed activity will be in harmony with the appropriate and orderly development of the RS-5 District, and will not hinder or discourage the appropriate development and use of adjacent land and buildings.

7. Modification of the special permit will not produce objectionable noise, odor, fumes, vibration or glare and will not cause traffic congestion or create a traffic hazard.

8. The use is appropriately located with respect to transportation facilities, water supply, sewage disposal, and emergency services.

9. The use conforms to all applicable regulations governing the RS-5 district.

10. The site plan for the project satisfies the requirements of Section 485 of the Town Zoning Law.

Therefore Be It Resolved, that the Planning Board grants amended special permit approval for the Route 82 Sand & Gravel, Inc. mining permit modification.

Be It Further Resolved, that the Planning Board approval of the application is conditioned on the following:

1) The applicant shall obtain all required NYSDEC approvals for the permit modification.

2) The work shall be conducted in accordance with the plans and specifications that have been reviewed by the Planning Board, specifically:

a) "Plate 1 – Deep Excavation Reclamation Plan Route 82 Sand & Gravel" prepared by Sterling Environmental Engineering, P.C. dated August 6, 2008 and bearing a latest revision date of October 5, 2010.

b) "Plate 2 – Deep Excavation Reclamation Plan Route 82 Sand & Gravel" prepared by Sterling Environmental Engineering, P.C. dated August 6, 2008 and bearing a latest revision date of October 5, 2010.

3) *Any modification to the approved plans shall be subject to prior approval by the Planning Board.*

4) *Payment of all Planning Board fees, including consultant review fees.*

Motion & Second: Donald Hanson, Paul Schwartz

Joshua E. Mackey, Chairman aye

Donald Hanson aye

James Shequine aye

Ted Jorgensen aye

Paul Schwartz aye

Lisa Schwartz aye

Michael Shepley aye

Date April 5, 2011

COMPLETED PLANNING BOARD APPLICATION
FOR SPECIAL PERMIT

Town of Washington

TOWN OF WASHINGTON
PLANNING BOARD
10 Reservoir Drive • P.O Box 667 Millbrook, NY 12545 • (845) 677-3419 EXT 116 •
planningboard@washingtonny.org

COMBINED PLANNING BOARD APPLICATION

Submit Application and four copies, together with all required additional documentation and fees, to:

Planning Board Secretary
Town of Washington
10 Reservoir Drive
Millbrook, NY 12545
T: (845) 677-3419, Ext. 116
F: (845) 677-2085

With electronic copy (including all maps and forms) to:

Planning Board Secretary
planningboard@washingtonny.org

The digital copy shall be in a pdf, jpeg or other suitable write-protected image format capable of being opened and viewed using standard Windows-based software.

Name of Applicant(s): Stewart D. Petrovits

Business Name: Route 82 Sand & Gravel, Inc.

Address: 27 Commerce Street, Poughkeepsie, New York 12603

Telephone: 845-471-8700 Email Address: route82sand@verizon.net

Name of Record Owner(s) of Property: See Pages 2 and 2a below.

Address: _____

Telephone: _____ Email Address: _____

Before completing the next page, review the Town Zoning Map found at
https://www.dutchessny.gov/Departments/Planning/Docs/washington.pdf
to determine your Zoning District, which will be one of the following:

RR-10 Rural Residential	RL-5 Low Density Residential	RH-1 High Density Residential	HM Hamlet Mixed-Use
RS-10 Rural Residential	RS-5 Low Density Residential	RM-2 Medium Density Residential	

Applicant Name: Route 82 Sand & Gravel, Inc.

REAL PROPERTY INFORMATION: Complete a box for each lot which is involved. Copy and attach more sheets if more than 3 parcels.

Dutchess County Tax Map Number (1234-00-123456-0000)	135889-6566-00-993050-0000
Name of Property Owner	Christopher C. Olson (primary) Curtis & Edith Hayward (additional)
Property Street Address	5088 Route 82 Millbrook, NY 12545
Number of Acres	100.2 acres
Zoning District from Zoning Map	RS-5: Low Density Residential
Describe the Current Use of the Property	Sand and Gravel Mining
Is this property located near or in a buffer area next to a wetland, waterbody or watercourse?	X YES ____ NO May require a Town Wetlands Permit or be ruled by the Aquifer Protection Requirements
Is this property within 500 feet of the boundary of the Village of Millbrook?	____ YES X NO

Dutchess County Tax Map Number (1234-00-123456-0000)	135889-6565-00-956938-0000
Name of Property Owner	Panessa and Coluccio
Property Street Address	17 Canoe Hill Road Millbrook, NY 12545
Number of Acres	30.92 acres
Zoning District from Zoning Map	RS-5: Low Density Residential
Describe the Current Use of the Property	Sand and Gravel Mining
Is this property located near or in a buffer area next to a wetland, waterbody or watercourse?	X YES ____ NO May require a Town Wetlands Permit or be ruled by the Aquifer Protection Requirements
Is this property within 500 feet of the boundary of the Village of Millbrook?	____ YES X NO

Dutchess County Tax Map Number (1234-00-123456-0000)	135889-6566-00-923079-0000
Name of Property Owner	Christopher C. Olson
Property Street Address	10 Woodstock Road Millbrook, NY 12545
Number of Acres	5.0 Acres
Zoning District from Zoning Map	RS-5: Low Density Residential
Describe the Current Use of the Property	Sand and Gravel Mine
Is this property located near or in a buffer area next to a wetland, waterbody or watercourse?	____ YES X NO May require a Town Wetlands Permit or be ruled by the Aquifer Protection Requirements
Is this property within 500 feet of the boundary of the Village of Millbrook?	____ YES X NO

Applicant Name: Route 82 Sand & Gravel, Inc.

REAL PROPERTY INFORMATION: Complete a box for each lot which is involved. Copy and attach more sheets if more than 3 parcels.

Dutchess County Tax Map Number (1234-00-123456-0000)	135889-6565-00-988847-0000
Name of Property Owner	Panessa & Coluccio (primary) Route 82 Sand & Gravel (additional)
Property Street Address	17 Canoe Hill Road Millbrook, NY 12545
Number of Acres	15.08 acres
Zoning District from Zoning Map	RS-5: Low Density Residential
Describe the Current Use of the Property	Sand and Gravel Mine
Is this property located near or in a buffer area next to a wetland, waterbody or watercourse?	X YES ____ NO May require a Town Wetlands Permit or be ruled by the Aquifer Protection Requirements
Is this property within 500 feet of the boundary of the Village of Millbrook?	____ YES X NO

Dutchess County Tax Map Number (1234-00-123456-0000)	
Name of Property Owner	
Property Street Address	
Number of Acres	
Zoning District from Zoning Map	
Describe the Current Use of the Property	
Is this property located near or in a buffer area next to a wetland, waterbody or watercourse?	____ YES ____ NO May require a Town Wetlands Permit or be ruled by the Aquifer Protection Requirements
Is this property within 500 feet of the boundary of the Village of Millbrook?	____ YES ____ NO

Dutchess County Tax Map Number (1234-00-123456-0000)	
Name of Property Owner	
Property Street Address	
Number of Acres	
Zoning District from Zoning Map	
Describe the Current Use of the Property	
Is this property located near or in a buffer area next to a wetland, waterbody or watercourse?	____ YES ____ NO May require a Town Wetlands Permit or be ruled by the Aquifer Protection Requirements
Is this property within 500 feet of the boundary of the Village of Millbrook?	____ YES ____ NO

Applicant Name: Route 82 Sand & Gravel, Inc.

I. The following must be answered for **ALL APPLICATIONS:**

A. APPROVAL REQUESTED FOR (check all that apply):

Special Use Permit	X	Preliminary Subdivision Plan	
Sketch Plan		Lot Line Revision	
Site Plan		Final Subdivision Plan	

B. All applications must include all of the following documents. (Please mark with a check to indicate that each is enclosed)

X A copy of the current deed of each property.

X Any easements affecting all parcels involved in the proposed activity.

X A recent survey.
If the project involves any construction, locate all water or wetlands [streams, creeks, ponds, or marshes] on the property on the survey.

X A recent aerial photo at a scale of 1:200 or less with the relevant tax parcels delineated. (This can usually be found using Dutchess Parcel Access as long as all current structures are shown).

X Owner's Endorsement – (You will find this attached to the end of this application.) Note ALL owners must sign, including both spouses.

X Consent to Inspection – (can be found on Planning Board page under "Planning Board Documents and Forms").

X Section 803 Ethics Statement. (You will find this attached to the end of this application.)

X Environmental Assessment Form (EAF) for SEQRA review.
Complete Short Form EAF under SEQRA, which can be found at https://www.dec.ny.gov/docs/permits_ej_operations_pdf/seafpartone.pdf.
This Short Form EAF may also be filled out using the EAF Mapper Tool which creates the form as you go. See https://gisservices.dec.ny.gov/eafmapper. After initial review, the Planning Board may require a long form EAF.

C. The following documents may be required, if applicable. (Please mark with a check to indicate which, if any, are enclosed)

X Agricultural Data Statement. (This can be found on Planning Board page under "Planning Board Documents and Forms").
This document is required if any portion of the project is located on property within an agricultural district containing a farm operation, or on property with boundaries within five hundred (500) feet of a farm operation located within an agricultural district.
If this is applicable, what Agricultural District is the property in? 21

NA Wetland Permit Application. (This can be found on Planning Board page under "Planning Board Documents and Forms").
Please review Zoning Code Section 396 to determine if a permit is required in your specific instance.

Applicant Name: Route 82 Sand & Gravel, Inc.

A Wetlands Application may be required if the proposed activity is:

- within 50 feet of the boundary of a wetland that is at least ¼ acre in size but less than 1 acre; or
- within 100 feet of a boundary of a wetland that is at least 1 acre in size; or
- Within 100 feet from the high water mark of a perennial watercourse or waterbody; or
- within 50 feet from the high water mark of the identified channel for an intermittent watercourse.

D. Detailed description of proposed activity:

The proposed modification includes a lateral expansion of the life of mine limit by 4.0 acres onto parcel 135889-6566-00-923079-0000 that is owned by one of the Mine land surface and mineral owners. Sand and gravel will continue to be mined at the same rate and with the same equipment as currently performed.

E. Are there agricultural and /or forestry exemptions affecting the property?

Yes _____ No X If yes, please list in detail:

F. Total acreage involved in the application. 86.8

G. Total contiguous acreage controlled by the applicant/owner. 151.2

(This includes lands owned by family members of the applicant and any corporations, partnerships, limited liability companies, or other entities in which the applicant has an interest.)

List each contiguous property: See Page 2 and Page 2a. All parcels are contiguous.

Dutchess County Tax Map Number (1234-00-123456-0000)	
Name of Property Owner	
Property Street Address	
Number of Acres	

Dutchess County Tax Map Number (1234-00-123456-0000)	
Name of Property Owner	
Property Street Address	
Number of Acres	

Applicant Name: Route 82 Sand & Gravel, Inc.

H. Total number of existing structures (including houses, detached garages, sheds, barns or any other building structure). 2

I. Types of existing structures (list):
3,260 sf single family dwelling
256 sf office/scale house

J. Total square footage of all new construction. 0

K. Estimated value of new construction or addition. 0

L. Type of construction or activity proposed (check all that apply):

New construction:
- Residential _____
- Commercial _____
- Institutional _____

Home occupation _____

Expansion:
- Residential _____
- Commercial _____
- Institutional _____

Change in use _____

Other: Mine Plan Modification

M. If any of the following professionals are involved in the proposed project or activity, please identify and provide contact information:

Professional Engineer Name: Andrew M. Millspaugh, P.E. Sterling Environmental Engineering, P.C. Address: 24 Wade Road Latham, NY 12110 Email Address: andrew.millspaugh@sterlingenvironmental.com Telephone Number: 518-456-4900	**Licensed Land Surveyer** Name: _____ Address: _____ Email Address: _____ Telephone Number: _____
Attorney Name: Mackey Butts & Whalen LLP Address: 319 Mill Street Poughkeepsie, NY 12601 Email Address: jmackey@mbwlawyers.com Telephone Number: 845-452-4000	**Other Type of Professional:** _____ Name: _____ Address: _____ Email Address: _____ Telephone Number: _____

Applicant Name: Route 82 Sand & Gravel, Inc.

N. Does this application require approvals from any other organization or entity (for example, i.e: NYS DOT, Dutchess County Board of Health, Dutchess County Department of Transportation, the Village of Millbrook)?
Yes X No _____ If yes, please identify the organization and whether an application has been made to them.
NYSDEC - Application submitted 11/8/2024

II. For **SUBDIVISION AND LOT LINE ADJUSTMENT** applications, please also answer the following:

A. **LOTS**

Number of lots proposed: _____
Size of the smallest lot proposed: _____
Size of the largest lot proposed: _____

B. **DRIVEWAYS**

Number of private driveways proposed: _____
Number of common driveways proposed: _____
Maximum number of lots served by a common driveway: _____

C. Preliminary Plat includes _____ acres and tentatively includes _____ future lots. The amount of area shown on this Preliminary Plat proposed to be dedicated for future public use (exclusive of roads) is _____ (define your measure in acres or square feet).

D. Does subdivider intend to request any waivers or variances from the Subdivision Regulations upon submission of Final Plat for approval? No_____ Yes _____

E. Does subdivider intend to submit a single subdivision plat for filing with the County Clerk for all property in the Preliminary Plat? Yes _____ No _____
If no, state the number of sections to be filed. _____

III. FEES AND ESCROW

A. Application Fee and Escrow Deposit

An Application Fee and an initial Escrow Deposit for the amounts listed in the chart on the next page for your type of application must be included with this application.

Applicant Name: Route 82 Sand & Gravel, Inc.

Fees are payable to the "Town of Washington" and are due at the time the application is submitted.

Fee Type	Amount	Amount Due	Date Paid
ESCROW FEE (DUE FOR ALL APPLICATIONS)			
Initial Escrow Deposit:	$1,500.00	$1,500.00	
Plus the below amount:			
Projects under $10,000.00 in development costs	$2,000.00	$2,000.00	
Projects with $10,001.00 - $50,000.00 in development costs	$5,000.00		
Projects over $50,001.00 in development costs	$10,000.00		
LOT LINE CHANGE APPLICATION FEE			
Up to 5.99 acres	$600.00		
6.0 - 15.99 acres	$900.00		
16.00 acres or greater	$1,200.00		
SITE PLAN APPLICATION FEE	$600.00		
SPECIAL USE PERMIT FEE	$600.00	$600.00	
WETLANDS PERMIT FEE	$600.00		
SUBDIVISION:			
Preliminary Approval - Minor: Up to 4 Lots			
Application Fee:	$750.00		
Fee Per New Lot	$250.00 per lot		
Final Approval	$750.00*		
Final Approval Up to 4 lots	$200.00 per lot*		
Recreation Fee Per New Lot	$4,000.00 per lot		
Preliminary Approval - Major: 5 or more lots			
Application Fee	$850.00		
Fee Per New Lot	$250.00		
Final Approval	$850.00*		
Fee Per New Lot	$200.00 per lot*		
Recreation Fee Per Lot	$4,000.00		

* To be paid whether or not the Planning Board waives the requirements for Final Approval.

Applicant Name: Route 82 Sand & Gravel, Inc.

The applicant will periodically be advised as to the need to replenish the escrow account. Any unexpended escrow deposit will be returned to the applicant at the completion of review of the application.

Please note here the total amount of the check you are including for the Application Fee and Escrow Deposit. $ 4,100.00

Dated: 1/20/2025

Signature of Applicant

Signature of Owner (if different)

Stewart D. Petrovits
Applicant & Owner

PROPERTY DEEDS

17.60

BARGAIN AND SALE DEED—FORM NO. 227
Statutory Form C—With Covenant against Grantor—Individual

THE CHISHOLM PRINTING COMPANY, 225 VARICK ST., N.Y. 6810

Parcel # 135889-6565-00-988847-0000

15.08 acres - Book-1288 Page-001

This Indenture,

Made the XXXXX 1st *day of* ~~May~~ June *, nineteen hundred and* seventy;

Between WENDELL W. FOWLER and ROSAMOND W. FOWLER, his wife, of Canoe Hill Road, Millbrook, Dutchess County, New York,

part ies *of the first part, and*

PANESSA AND COLUCCIO, RT. 82 SAND AND GRAVEL, INC.

part Y *of the second part:*

Witnesseth, *that the part* ies *of the first part, in consideration of* One hundred ---------- *Dollars, lawful money of the United States,* and other good and valuable consideration *paid by the part* y *of the second part, do hereby grant and release unto the part* y *of the second part,* its successors *and assigns forever,*

All that parcel of land situate in the Town of Washington, County of Dutchess and State of New York bounded and described as follows:

BEGINNING at a point in the southerly line of lands of Panessa and Coluccio Inc. (Route 82 Sand and Gravel) and the northerly line of lands of Wendell Fowler, said point being distant the following three (3) courses measured along the division line of lands between Panessa and Coluccio on the North and Wendell Fowler on the South, from the easterly side of Canoe Hill Road along a curve to the right with a radius of 55 feet and a long chord of North 43° 50' 15" East 88.06 feet for a distance of 102.10 feet to a point, South 81° 29' 30" East 113.58 feet to a point and South 87° 05' 00" East 298.62 feet and runs thence the following two (2) courses along said division line, South 81° 43' 00" East 226.38 feet to a 36" diameter oak and South 55° 51' 50" East 587.80 feet to a corner of stonewalls, the northeasterly corner of lands of Panessa and Coluccio Inc. and an angle in the line of lands of the Estate of Mary Flagler Cary and runs thence the following four (4) courses along the lands of the Estate of Cary, South 55° 39' 50" East 168.73 feet, South 40° 13' 50" West 224.64 feet, South 37° 04' 00" West 218.74 feet and South 39° 22' 40" West 470.14 feet, thence leaving the westerly line of lands of Cary and running the following two (2) courses through the lands of Fowler, North 47° 12' 30" West 547.23 feet and North 09° 04' 50" East 805.84 feet to the point of beginning.

Containing 15 acres of land.

2965

6/15/70 SM

REAL ESTATE TRANSFER TAX
Dept. of Taxation & Finance
JUN 15 '70
P.B. 10948

STATE OF NEW YORK
17.60

DUTCHESS COUNTY CLERK'S OFFICE
RECEIVED ON THE 15 DAY OF JUNE 1970
AT 3 H 12 M. P M. RECORDED IN
BOOK No. 1288 OF Deeds
AT PAGE 01 AND EXAMINED
John W. Kretzmann CLERK

JUN 15 2 12 PM '70

DUTCHESS COUNTY 013287

Together *with the appurtenances and all the estate and rights of the part* ies *of the first part in and to the said premises.*

To have and to hold *the premises herein granted unto the part* y *of the second part,* its successors *and assigns forever.*

And *the said* parties of the first part *covenant that* t hey *ha* ve *not done or suffered anything whereby the said premises have been incumbered in any way whatever*

And *The grantor* s *, in compliance with Section 13 of the Lien Law, covenant as follows: That* they *will receive the consideration for this conveyance and will hold the right to receive such consideration as a trust fund to be applied first for the purpose of paying the cost of the improvement, and that* they *will apply the same first to the payment of the cost of the improvement before using any part of the total of the same for any other purpose.*

In Witness Whereof, *the part* ies *of the first part ha* ve *hereunto set* their *hand and seal* s *the day and year first above written*

In the Presence of:

Wendell W. Fowler L.S.
Wendell W. Fowler

Rosamond W. Fowler L.S.
Rosamond W. Fowler

State of New York, County of Dutchess **ss.:**

On the ~~20th~~ 1st *day of* ~~May~~ June *, nineteen hundred and* Seventy *before me personally came* WENDELL W. FOWLER and ROSAMOND W. FOWLER *, to me known to be the individual* s *described in, and who executed, the foregoing instrument, and acknowledged that* they *executed the same.*

John A. Reed

JOHN A. REED
TOWN JUSTICE
TOWN OF PLEASANT VALLEY
DUTCHESS COUNTY, NEW YORK
MY TERM EXPIRES
DECEMBER 31, 1971

JOHN A. REED
TOWN JUSTICE
TOWN OF PLEASANT VALLEY
DUTCHESS COUNTY, NEW YORK
MY TERMS EXPIRES

R+R
Reed + Reed
75 Market St
Pub., NY

RESERVE THIS SPACE FOR USE OF RECORDING OFFICE

Deed.

WENDELL W. FOWLER, et ux

TO

PANESSA AND COLUCCIO RT. 82
SAND AND GRAVEL, INC.

Dated, ~~XXXXXXXX~~ June 1, *19* 70

425.17

REED & REED
ATTORNEYS AND COUNSELLORS AT LAW
75 MARKET STREET
POUGHKEEPSIE
NEW YORK

288—Statutory Form AA. Warranty Deed with Full Covenants. Corporation.

JULIUS BLUMBERG, INC., LAW BLANK PUBLISHERS
80 EXCHANGE PLACE AT BROADWAY, NEW YORK

To Rec w/all

3 recording
1 stamp

RECEIVED
JAN 11 1980
ROSEN, CRANE AND WOLFSON

File #4081

This Indenture

Made the 20th *day of* December, *nineteen hundred and* Seventy-nine,

Between SURICO BROTHERS, INC., of Canoe Hill Road, Millbrook, New York, 12545,

Parcel #135889-6565-00-956938-0000 Book 1527/Page 029

a corporation organized under the laws of the State of New York,

party of the first part,

and ROUTE 82 SAND & GRAVEL, INC., a New York Corporation, having its principal place of business at Canoe Hill Road, Millbrook, Dutchess County, New York, 12545,

parties of the second part,

Witnesseth, *that the party of the first part, in consideration of* ----------

TEN and 00/100 ($10.00)----------*Dollars, lawful money of the United States,* and other good and valuable consideration,

paid by the part ies *of the second part, do* es *hereby grant and release unto the parties of the second part,* their heirs, successors----------*and assigns forever.*

All that parcel of land situate in the Town of Washington, County of Dutchess and State of New York, bounded and described as follows:

BEGINNING at an iron pipe set on the northeasterly side of Canoe Hill Road at the division line between lands of Marion Barrett reputed owner (formerly Marion Cronkrite, Minnie Fowler, eno.) and lands of Wendell Fowler, (said iron pipe being distant 33 feet northeasterly at right angles to the center of a stonewall on the southwesterly side of Canoe Hill Road), thence the following 4 courses along said division line and lands of Barrett; North 42-14-00 East 125.00 feet to a 6 inch diameter elm tree, along a row of trees North 41-20-15 East 87.45 feet to a 4 foot diameter maple tree, continuing along a row of trees North 38-55-15 East 136.39 feet to a 6 inch diameter maple tree and North 13-49-15 East 497.87 feet generally along a fence line to a corner fence post and lands of Remington, reputed owner, thence along last mentioned lands and generally along a fence line South 81-47-00 East 593.44 feet to a corner fence post and lands of Haight, reputed owner; thence the following 2 courses along lands of Haight: South 3-47-30 West 322.56 feet to a corner fence post and South 54-47-15 East 293.39 feet to an iron pipe set; thence the following 5 courses through the lands of Wendell Fowler; South 30-13-30 West 611.17 feet to a 2 foot diameter oak tree, North 81-43-00 West 226.38 feet to a corner fence post, North 87-05-00 West 298.62 feet generally along a fence to a fence post, North 81-39-30 West 113.58 feet generally along a fence to a fence post, and 102.10 feet generally along a fence on a curve to the left having a radius of 55 feet and a long chord of South 43-50-15 West 88.06 feet to an iron pipe set on the northesterly side of Canoe Hill Road (said iron pipe being distant 33 feet northeasterly from the center of a stonewall on southwesterly side of Canoe Hill Road), thence along the northeasterly side of Canoe Hill Road North 22-45-00 West 385.01 feet to the point of beginning.

ALSO ALL that piece or parcel of land situate, lying and being in the Town of Washington, Dutchess County, New York, as surveyed by Charles J. Miller on September 10, 1965 and bounded as follows:

BEGINNING at the southwest corner, a point marked by a 24" oak tree, said point also marking the southeast corner of a 19.15 acres parcel conveyed by Wendell Fowler to Surico and Tozzi by deed recorded in the Dutchess County Clerk's Office and continuing from said point of beginning thence North 30-13-30 East 611.17 feet along the easterly line of said parcel conveyed to Surico and Tozzi to an iron pipe marking the northwest corner of the herein described parcel, thence easterly along a wire fence, the southerly line of the lands of Haight reputed owner, the following 3 courses: South 55-12-10 East 79.04 feet, South 53-57-50 East 223.55 feet and South 53-13-00 East 198.59 feet to a stake set in a stone wall marking the northeast corner of the herein described parcel, thence southerly along said stone wall, the westerly line of the lands of Cary, the following 2 courses and distances: South 23-19-30 West 220.41 feet and South 21-02-30 West 385.30 feet to a stake set in a stone wall corner marking the southeast corner of the herein described parcel; thence through the lands of Wendell Fowler North 55-54-30 West 587.80 feet to the point or place of beginning.

BEING the same premises heretofore conveyed by deed dated May 28, 1965, from Salvatore Surico, Frank Surico, Malteo Surico and John Surico, to Surico Brothers, Inc., and recorded in the Dutchess County Clerk's Office on October 18, 1965, in Liber 1190 of Deeds at Page 531; and by deed dated June 15, 1966, from Wendell Fowler to Surico Brothers, Inc., and recorded in the Dutchess County Clerk's Office on June 17, 1966, in Liber 1204 of Deeds at Page 836.

18

13.00

DUTCHESS COUNTY CLERK'S OFFICE
RECEIVED ON THE 2 DAY OF Jan, 1980
AT 3 H 24 M PM. RECORDED IN
BOOK No. 1527 OF Deeds
AT PAGE 29 AND EXAMINED
William R. Steinhaus CLERK

RECEIVED
$ 11.00
REAL ESTATE
JAN 2 1980
TRANSFER TAX
DUTCHESS
COUNTY
3396

DUTCHESS COUNTY
CLERK'S OFFICE
RECEIVED
JAN 2 3 24 PM '80

Together *with the appurtenances and all the estate and rights of the party of the first part in and to said premises.*

To have and to hold *the premises herein granted unto the part* ies *of the second part,*

their heirs, successors----------*and assigns forever,*

Reserve this space for use of Recording Office.

SURICO BROTHERS, INC.

-to-

ANTHONY COLUCCIO and
PATSY V. COLUCCIO

Deed

WARRANTY

Dated, December 20th, *19* 79

The land affected by the within instrument lies in the Town of Washington, Dutchess County, New York.

RECORD AND RETURN TO

ROSEN CRANE AND WOLFSON
Attorneys at Law
Office & P.O. Address
11 Market Street
Poughkeepsie, New York 12601
914-454-2200

State of NEW YORK
County of DUTCHESS } ss.:

032

LIBER 1527 PAGE 32

On the 20th *day of* December, *19* 79, *before me came* PATSY V. COLUCCIO, *to me known, who, being by me duly sworn, did depose and say that he resides in* 16 Park Place, Poughkeepsie, New York 12601, *that he is the* President *of* SURICO BROTHERS, INC. *the corporation described in, and which executed, the foregoing instrument; that he knows the seal of said corporation; that the seal affixed to said instrument is such corporate seal; that it was so affixed by order of the board of* directors *of said corporation; and that he signed his name thereto by like order.*

Phyllis S. Imm
Notary Public

PHYLLIS S. IMM
NOTARY PUBLIC, STATE OF NEW YORK
QUALIFIED IN DUTCHESS COUNTY
COMMISSION EXPIRES MARCH 30, 1981

And *the party of the first part covenants as follows:*

First.—*That the party of the first part is seized of the said premises in fee simple, and has good right to convey the same;*

Second. —*That the part* ies *of the second part shall quietly enjoy the said premises;*

Third. —*That the said premises are free from incumbrances;*

Fourth. —*That the party of the first part will execute or procure any further necessary assurance of the title to said premises;*

Fifth.—*That the party of the first part will forever warrant the title to said premises;*

Sixth.—*The grantor, in compliance with Section 13 of the Lien Law, covenants that the grantor will receive the consideration for this conveyance and will hold the right to receive such consideration as a trust fund to be applied first for the purpose of paying the cost of the improvement and that the grantor will apply the same first to the payment of the cost of the improvement before using any part of the total of the same for any other purpose.*

In Witness Whereof, *the party of the first part has caused its corporate seal to be hereunto affixed, and these presents to be signed by its duly authorized officer the day and year first above written.*

In presence of:

SURICO BROTHERS, INC.

By Patsy V. Coluccio

Patsy V. Coluccio, President

LIBER 1527 PAGE 31

A 291

Standard N.Y.B.T.U. Form 8007
Bargain & sale deed, with covenant against grantor's acts—Ind. or Corp.

BOOK 1757 PAGE 560 TAX MAP CODE

JULIUS BLUMBERG, INC., LAW BLANK PUBLISHERS

CONSULT YOUR LAWYER BEFORE SIGNING THIS INSTRUMENT – THIS INSTRUMENT SHOULD BE USED BY LAWYERS ONLY

THIS INDENTURE, made the 6th day of July, nineteen hundred and eighty-seven

BETWEEN

ROUTE 82 SAND & GRAVEL, INC., a/k/a
PANESSA AND COLUCCIO, RT. 82 SAND AND GRAVEL, INC.,
a New York Corporation, having its principal place of business
at Canoe Hill Road, Millbrook, Dutchess County, New York, 12545,

Parcel #135889-6565-00-956938-0000 Book 1757/Page 560

party of the first part, and

PANESSA AND COLUCCIO, RT. 82 SAND AND GRAVEL, INC.,
a New York Corporation, having its principal place of business
at Canoe Hill Road, Millbrook, Dutchess County, New York, 12545,

party of the second part,

WITNESSETH, that the party of the first part, in consideration of

One and no/100 ($1.00)----------dollars,

lawful money of the United States, ACTUAL paid

by the party of the second part, does hereby grant and release unto the party of the second part, the heirs or successors and assigns of the party of the second part forever,

~~All that certain plot, piece or parcel of land, with the buildings and improvements thereon erected, situate, lying and being in the~~

ALL that parcel of land situate in the Town of Washington, County of Dutchess and State of New York, bounded and described as follows:

BEGINNING at an iron pipe set on the northeasterly side of Canoe Hill Road at the division line between lands of Marion Barrett reputed owner (formerly Marion Cronkrite, Minnie Fowler, eno.) and lands of Wendell Fowler, (said iron pipe being distant 33 feet northeasterly at right angles to the center of a stonewall on the southwesterly side of Canoe Hill Road), thence the following 4 courses along said division line and lands of Barrett; N 42 degrees 14' 00" E 125.00 feet to a 6 inch diameter elm tree, along a row of trees N 41 degrees 20' 15" E 87.45 feet to a 4 foot diameter maple tree, continuing along a row of trees N 38 degrees 55' 15" E 136.39 feet to a 6 inch diameter maple tree and N 13 degrees 49' 15" E 497.87 feet generally along a fence line to a corner fence post and lands of Remington, reputed owner, thence along last mentioned lands and generally along a fence line S 81 degrees 47' 00" E 593.44 feet to a corner fence post and lands of Haight, reputed owner; thence the following 2 courses along lands of Haight: S 3 degrees 47' 30" W 322.56 feet to a corner fence post and S 54 degrees 47' 15" E 293.39 feet to an iron pipe set; thence the following 5 courses through the lands of Wendell Fowler; S 30 degrees 13' 30" W 611.17 feet to a 2 foot diameter oak tree, N 81 degrees 43' 00" W 226.38 feet to a corner fence post, N 87 degrees 05' 00" W 298.62 feet generally along a fence to a fence post, N 81 degrees 39' 30" W 113.58 feet generally along a fence to a fence post, and 102.10 feet generally along a fence on a curve to the left having a radius of 55 feet and a long chord of S 43 degrees 50' 15" W 88.06 feet to an iron pipe set on the northeasterly side of Canoe Hill Road (said iron pipe being distant 33 feet northeasterly from the center of a stonewall on southwesterly side of Canoe Hill Road), thence along the northeasterly side of Canoe Hill Road N 22 degrees 45' 00" W 385.01 feet to the point of beginning.

ALSO ALL that piece or parcel of land situate, lying and being in the Town of Washington, Dutchess County, New York, as surveyed by Charles J. Miller on September 10, 1965 and bounded as follows:

BEGINNING at the southwest corner, a point marked by a 24" oak tree, said point also marking the southeast corner of a 19.15 acres parcel conveyed by Wendell Fowler to Surico and Tozzi by deed recorded in the Dutchess County Clerk's Office and continuing from said point of beginning thence N 30 degrees 13' 30" E 611.17 feet along the easterly line of said parcel conveyed to Surico and Tozzi to an iron pipe marking the northwest corner of the herein described parcel, thence easterly along a wire fence, the southerly line of the lands of Haight reputed owner, the following 3 courses: S 55 degrees 12' 10" E 79.04 feet, S 53 degrees 57' 50" E 223.55 feet and S 53 degrees 13' 00" E 198.59 feet to a stake set in a stone wall marking the northeast corner of the herein described parcel, thence southerly along said stone wall, the westerly line of the lands of Cary, the following 2 courses and distances: S 23 degrees 19' 30" W 220.41 feet and S 21 degrees 02' 30" W 385.30 feet to a stake set in a stone wall corner marking the southeast corner of the herein described parcel; thence through the lands of Wendell Fowler N 55 degrees 54' 30" W 587.80 feet to the point or place of beginning.

This conveyance is made in the normal course of business of the grantor and does not constitute all or substantially all of the assets of the grantor.

THIS DEED is executed for the purpose of correcting the name of the grantee herein.

7926

Corr Deed 17 50

RECEIVED
$ 0
REAL ESTATE
JUL 10 1987
TRANSFER TAX
DUTCHESS
COUNTY

DUTCHESS COUNTY CLERK'S OFFICE
RECEIVED ON THE 10 DAY OF JULY, 1987
AT 4 H 12 M P M. RECORDED IN
BOOK No. 1757 OF DEEDS
AT PAGE 560 AND EXAMINED
Eileen R. Atkinson CLERK

Affidavit Filed $1

JUL 10 A 12 PM '87
DUTCHESS COUNTY CLERK'S OFFICE RECEIVED

TOGETHER with all right, title and interest, if any, of the party of the first part in and to any streets and roads abutting the above described premises to the center lines thereof,

TOGETHER with the appurtenances and all the estate and rights of the party of the first part in and to said premises,

TO HAVE AND TO HOLD the premises herein granted unto the party of the second part, the heirs or successors and assigns of the party of the second part forever.

AND the party of the first part covenants that the party of the first part has not done or suffered anything whereby the said premises have been incumbered in any way whatever, except as aforesaid.

AND the party of the first part, in compliance with Section 13 of the Lien Law, covenants that the party of the first part will receive the consideration for this conveyance and will hold the right to receive such consideration as a trust fund to be applied first for the purpose of paying the cost of the improvement and will apply the same first to the payment of the cost of the improvement before using any part of the total of the same for any other purpose.

The word "party" shall be construed as if it read "parties" whenever the sense of this indenture so requires.

IN WITNESS WHEREOF, the party of the first part has duly executed this deed the day and year first above written.

IN PRESENCE OF:

ROUTE 82 SAND & GRAVEL, INC.,
a/k/a
PANESSA AND COLUCCIO, RT. 82
SAND AND GRAVEL, INC.

PANESSA & COLUCCIO ROUTE 82 SAND & GRAVEL, INC. CORPORATE SEAL 1967 NEW YORK

By: Anthony D. Coluccio
ANTHONY D. COLUCCIO
President

On the day of 19 , before me personally came

to me known to be the individual described in and who executed the foregoing instrument, and acknowledged that executed the same.

On the day of 19 , before me personally came

to me known to be the individual described in and who executed the foregoing instrument, and acknowledged that executed the same.

STATE OF NEW YORK, COUNTY OF DUTCHESS **ss:**

On the 6th day of July 19 87, before me personally came ANTHONY D. COLUCCIO to me known, who, being by me duly sworn, did depose and say that he resides at No. ;

that he is the President of Route 82 SAND & GRAVEL, INC. , the corporation described in and which executed the foregoing instrument; that he knows the seal of said corporation; that the seal affixed to said instrument is such corporate seal; that it was so affixed by order of the board of directors of said corporation, and that he signed his name thereto by like order.

STATE OF NEW YORK, COUNTY OF **ss:**

On the day of 19 , before me personally came the subscribing witness to the foregoing instrument, with whom I am personally acquainted, who, being by me duly sworn, did depose and say that he resides at No. ;

that he knows to be the individual described in and who executed the foregoing instrument; that he, said subscribing witness, was present and saw execute the same; and that he, said witness, at the same time subscribed h name as witness thereto.

Charles E. Stewart III
NOTARY PUBLIC

CHARLES E. STEWART III
Notary Public, State of New York
No. 4790125
Qualified In Westchester County
Commission Expires March 30, 19~~8~~1
Sept

Bargain and Sale Deed
WITH COVENANT AGAINST GRANTOR'S ACTS

TLE No.

SECTION
BLOCK
LOT
COUNTY OR TOWN

TO

Edmund V. Caplicki Jr
Arbor Road
Pleasant Valley, N.Y.
12569

RETURN BY MAIL TO:

~~McCabe & Mack~~
~~Attorneys at Law~~
~~63 Washington St.~~
~~P.O. Box 589~~
~~Poughkeepsie, N.Y. 12602~~ ~~Zip No.~~

Our file No. G-3296

Reserve this space for use of Recording Office.

563

BOOK 1757 PAGE 563

DUTCHESS COUNTY CLERK RECORDING PAGE

RECORD & RETURN TO :

EDMUND V CAPLICKI JR ESQ
PO BOX 15
LAGRANGEVILLE NY 12540

RECORDED: 05/10/2006

AT: 15:11:56

DOCUMENT #: 02 2006 3747

RECEIVED FROM: EDMUND V CAPLICKI JR

GRANTOR: PETROVITS DAVID E
GRANTEE: PANESSA ~~AND~~ COLUCCIO TD

RECORDED IN: DEED
INSTRUMENT TYPE:

TAX
DISTRICT: WASHINGTON

EXAMINED AND CHARGED AS FOLLOWS:

RECORDING CHARGE: 206.00

NUMBER OF PAGES: 3

TRANSFER TAX AMOUNT:

TRANSFER TAX NUMBER: #007074

E & A FORM: Y

TP-584: Y

*** DO NOT DETACH THIS
*** PAGE
*** THIS IS NOT A BILL

COUNTY CLERK BY: AAF /_____
RECEIPT NO: R33765
BATCH RECORD: A00027

Colette M Lafuente
COLETTE M. LAFUENTE
County Clerk

0 2 2 0 0 6 3 7 4 7

Parcel # 135889-6565-00-956938-0000

Book 22006/Page 3747

CONSULT YOUR LAWYER BEFORE SIGNING THIS INSTRUMENT-THIS INSTRUMENT SHOULD BE USED BY LAWYERS ONLY.

THIS INDENTURE, made the 9th day of ~~October~~ May, two thousand ~~four~~ six

BETWEEN **DAVID E. PETROVITS and RANDI J. PETROVITS,** his wife, residing at 55 Daisy Road, Poughkeepsie, New York 12603, party of the first part, and

PANESSA and COLUCCIO, Route 82 Sand and Gravel, Inc., a New York corporation, having its principal place of business at Canoe Hill Road Millbrook, New York 12545, party of the second part,

WITNESSETH, that the party of the first part, in consideration of TEN Dollars and 00/100---
----------($10.00)----------dollars, lawful money of the United States, and other valuable consideration paid by the party of the second part, does hereby grant and release unto the party of the second part, the heirs or successors and assigns of the party of the second part forever,

ALL that certain plot, piece or parcel of land, with the buildings and improvements thereon erected, situate, lying and being in the Town of Washington, County of Dutchess and State of New York, being known and designated as Lot No. 1B on a subdivision entitled, "Subdivision Map Prepared for David E. and Randi J. Petrovits", prepared by Robert D. Kalaka, L.S., and filed in the Dutchess County Clerk's Office on December 9, 2003 as Filed Map No. 11635.

Subject to the existing easements and rights-of-way of record, if any.

TOGETHER with all right, title and interest, if any, of the party of the first part in and to any streets and roads abutting the above described premises to the center lines thereof;

TOGETHER with the appurtenances and all the estate and rights of the party of the first part in and to said premises;

TO HAVE AND TO HOLD the premises herein granted unto the party of the second part, the heirs or successors and assigns of the party of the second part forever.

AND the party of the first part covenants that the party of the first part has not done or suffered anything whereby the said premises have been encumbered in any way whatever, except as aforesaid.

AND the party of the first part, in compliance with Section 13 of the Lien Law, covenants that the party of the first part will receive the consideration for this conveyance and will hold the right to receive such consideration as a trust fund to be applied first for the purpose of paying the cost of the improvement and will apply the same first to the payment of the cost of the improvement before using any part of the total of the same for any other purpose. The word "party" shall be construed as if it read "parties" whenever the sense of this indenture so requires.

IN WITNESS WHEREOF, the party of the first part has duly executed this deed the day and year first above written.

In Presence of:

DAVID E. PETROVITS

RANDI J. PETROVITS

STATE OF NEW YORK)
) ss.:
COUNTY OF DUTCHESS)

On the 9th day of ~~October, 2004~~ May, 2001, before me, the undersigned, personally appeared David E. Petrovits, personally known to me or proved to me on the basis of satisfactory evidence to be the individual(s) whose name(s) is (are) subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their capacity(ies), and that by his/her/their signature(s) on the instrument, the individual(s), or the person upon behalf of which the individual(s) acted, executed the instrument.

Notary Public

EDMUND V. CAPLICKI, JR.
Notary Public State of New York
Qualified in Dutchess County #02CA4517468
Commission Expires April 30, 2010

STATE OF NEW YORK)
) ss.:
COUNTY OF DUTCHESS)

On the 9th day of ~~October,~~ May, 2001, before me, the undersigned, personally appeared Randi J. Petrovits, personally known to me or proved to me on the basis of satisfactory evidence to be the individual(s) whose name(s) is (are) subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their capacity(ies), and that by his/her/their signature(s) on the instrument, the individual(s), or the person upon behalf of which the individual(s) acted, executed the instrument.

Notary Public

EDMUND V. CAPLICKI, JR.
Notary Public State of New York
Qualified in Dutchess County #02CA4517468
Commission Expires April 30, 2010

BARGAIN AND SALE DEED
WITH COVENANT AGAINST GRANTOR'S ACTS

Title No.

DAVID E. PETROVITS and RANDI J. PETROVITS

TO

PANESSA AND COLUCCIO

Section
Block
Lot
Town of

RECORD & RETURN
Edmund V. Caplicki, Jr., Esq.
P.O. Box 15
Lagrangeville, NY 12540

Parcel #135889-6566-00-923079-0000

Book 22014/Page 1835

Dutchess County Clerk Recording Page

Record & Return To :

CORBALLY GARTLAND & RAPPLEYEA
35 MARKET ST

POUGHKEEPSIE, NY 12601-

Date Recorded : 03/18/2014
Time Recorded : 3:57:00

Document # : 02 2014 1835

Received From : CORBALLY GARTLAND & RAPPLEYEA

Grantor : OLSON CHARLES W
Grantee : OLSON CHARLES W TRUST

Recorded In : Deed
Instrument Type :

Tax District : Washington

Examined and Charged As Follows :

Recording Charge : $190.00

Number of Pages : 4

Transfer Tax Amount : $0.00
Transfer Tax Number : #4166

*** Do Not Detach This Page
*** This Is Not A Bill

Red Hook Transfer Tax :

E & A Form: Y

TP-584 : Y

County Clerk By : eso / ____
Receipt # : R14024
Batch Record : A72

Bradford Kendall
County Clerk

0220141835

dmcol Doc #: 0220141835 Printed Page 1 of 4

BARGAIN AND SALE DEED WITH COVENANTS AGAINST GRANTORS ACTS

DEED

THIS INDENTURE, made the 12th day of March, 2014, BETWEEN

CHARLES W. OLSON, residing at 10 Woodstock Road, Millbrook, New York 12545, as party of the first part, and

CHRISTOPHER C. OLSON, as Trustee of the CHARLES W. OLSON Irrevocable Trust dated March 12th, 2014, using, for purposes of said trust, the address of 10 Woodstock Road, Millbrook, New York 12545, as party of the second part,

WITNESSETH, that the party of the first part, in consideration of TEN DOLLARS and other good and valuable consideration paid by the party of the second part, the receipt and adequacy of which is hereby acknowledged, does hereby grant and release unto the party of the second part, the heirs or successors and assigns of the party of the second part forever,

ALL that certain plot, piece, or parcel of land, with the buildings and improvements thereon erected, situate, lying and being in the Town of Washington County of Dutchess, and State of New York, more particularly bounded and described as is set forth on Schedule "A" annexed hereto.

TOGETHER WITH all right, title and interest, if any, of the party of the first part in and to any streets and roads abutting the above described premises to the center lines thereof; **TOGETHER WITH** the appurtenances and all the estate and rights of the party of the first part in and to said premises; **TO HAVE AND TO HOLD** the premises herein granted unto the party of the second part, the heirs or successors and assigns of the party of the second part forever.

AND the party of the first part covenants that the party of the first part has not done or suffered anything whereby the said premises have been encumbered in any way whatever, except as aforesaid.
AND the party of the first, in compliance with Section 13 of Lien Law, covenants that the party of the first part will receive the consideration for this conveyance and will hold the right to receive such consideration as a trust fund to be applied first for the purpose of paying the cost of the improvement and will apply the same first to the payment of the cost of the improvement before using any part of the total of the same for any other purpose. The word "party" shall be construed as if it reads "parties" whenever the sense of the indenture so requires.

IN WITNESS WHEREOF, the party of the first part has duly executed this deed the day and year first above written.

IN THE PRESENCE OF:

Charles W. Olson

dmcol Doc #: 0220141835 Printed Page 2 of 4

SCHEDULE A

ALL that tract or parcel of land lying and being in the Town of Washington, County of Dutchess and State of New York, bounded and described, as follows:

BEGINNING at a point at the easterly assumed roadline of New York State Route 82, said point being the southwesterly corner of the herein described parcel and being located N 18 deg. 51' 38" E 476.72 feet from the division line between lands of Charles Olson, Jr. and lands of Joseph A. Finelli and Louise Finelli described in Liber 1533 of deeds at page 609; thence along the easterly assumed roadline of New York State Route 82, N 18 deg. 35' E 68.00 feet to a point; thence along the southerly assumed roadline of Woodstock Road, easterly on a curve to the right of radius 25.00 feet, an arc length of 31.63 feet, S 89 deg. 09' 30" E 252.53 feet, N 89 deg. 19' E 296.00 feet, S 88 deg. 18' E 153.00 feet, and S 87 deg. 54' E 92.80 feet to a point at the northeasterly corner of the herein described parcel; thence through lands of Charles Olson, Jr. on lines of no physical bounds, S 3 deg. 19' 50" W 305.96 feet, due west 542.94 feet, N 41 deg. 45' W 270.00 feet, and N 72 deg. 52' W 104.00 feet to the point or place of beginning.

BEING and intended to be all of that certain tract or parcel of land designated as 5.00 acres on a map entitled "Subdivision Plat prepared for Charles Olson, Jr." recorded at the Dutchess County Clerk's office April 15, 1992 as filed map #9456.

SUBJECT to utility easements of record.

Being the same premises conveyed by CHARLES W. OLSON, as Successor Executor of the Estate of Frances H. Olson and as Trustee under the Last Will and Testament of Frances H. Olson and EDITH HAYWARD, as Successor Executrix of the Estate of Frances H. Olson and as Trustee under the Last Will and Testament of Frances H. Olson, to CHARLES W. OLSON and SUSAN J. OLSON, his wife, by deed dated June 28, 1996, and recorded in the office of the Dutchess County Clerk at Liber 1982 of Deeds, Page 137.

SUSAN J. OLSON died a resident of Dutchess County on October 7, 1998.

The premises are in an agricultural district and are entirely owned by the transferors.

dmcol Doc #: 0220141835 Printed Page 3 of 4

ACKNOWLEDGMENTS

STATE OF NEW YORK)
) ss.:
COUNTY OF DUTCHESS)

On the 12th day of March, 2014, before me, the undersigned, a notary public in and for said state, personally appeared CHARLES W. OLSON 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 he executed the same in his capacity, and that by his signature on the instrument, the individual or the person upon behalf of which the individual acted, executed the instrument.

Notary Public

2015

Tax Identification number: 135889-6566-00-923079-0000
Town of Washington
County of Dutchess
State of New York

Record and Return to: Allan B. Rappleyea
Corbally, Gartland and Rappleyea, LLP
35 Market Street
Poughkeepsie, New York 12601

dmcol Doc #: 0220141835 Printed Page 4 of 4

Parcel # 135889-6566-00-993050-0000

Book 22014/Page 1836

Dutchess County Clerk Recording Page

Record & Return To :

CORBALLY GARTLAND & RAPPLEYEA
35 MARKET ST

POUGHKEEPSIE, NY 12601-

Date Recorded : 03/18/2014
Time Recorded : 3:58:00

Document # : 02 2014 1836

Received From : CORBALLY GARTLAND & RAPPLEYEA

Grantor : OLSON CHARLES W
Grantee : OLSON CHARLES W TRUST

Recorded In : Deed
Instrument Type :

Tax District : Other

Examined and Charged As Follows :

Recording Charge : $190.00

Number of Pages : 4

Transfer Tax Amount : $0.00
Transfer Tax Number : #4167

*** Do Not Detach This Page
*** This Is Not A Bill

Red Hook Transfer Tax :

E & A Form: Y

TP-584 : Y

County Clerk By : eso / ____
Receipt # : R14028
Batch Record : A76

Bradford Kendall
County Clerk

0220141836

dmcol Doc #: 0220141836 Printed Page 1 of 4

BARGAIN AND SALE DEED WITH COVENANTS AGAINST GRANTORS ACTS

T/WASH
08
60
125
5
T90

DEED

THIS INDENTURE, made the 12th day of March, 2014, BETWEEN

CHARLES W. OLSON, residing at 10 Woodstock Road, Millbrook, New York 12545, as party of the first part, and

CHRISTOPHER C. OLSON, as Trustee of the CHARLES W. OLSON Irrevocable Trust dated March 12th, 2014, using, for purposes of said trust, the address of 10 Woodstock Road, Millbrook, New York 12545, as party of the second part,

WITNESSETH, that the party of the first part, in consideration of TEN DOLLARS and other good and valuable consideration paid by the party of the second part, the receipt and adequacy of which is hereby acknowledged, does hereby grant and release unto the party of the second part, the heirs or successors and assigns of the party of the second part forever, the party of the first part's entire interest in:

ALL that certain plot, piece, or parcel of land, with the buildings and improvements thereon erected, situate, lying and being in the Town of Washington and Pleasant Valley, County of Dutchess, and State of New York, more particularly bounded and described as is set forth on Schedule "A" annexed hereto.

TOGETHER WITH all right, title and interest, if any, of the party of the first part in and to any streets and roads abutting the above described premises to the center lines thereof; **TOGETHER WITH** the appurtenances and all the estate and rights of the party of the first part in and to said premises; **TO HAVE AND TO HOLD** the premises herein granted unto the party of the second part, the heirs or successors and assigns of the party of the second part forever.

AND the party of the first part covenants that the party of the first part has not done or suffered anything whereby the said premises have been encumbered in any way whatever, except as aforesaid.
AND the party of the first, in compliance with Section 13 of Lien Law, covenants that the party of the first part will receive the consideration for this conveyance and will hold the right to receive such consideration as a trust fund to be applied first for the purpose of paying the cost of the improvement and will apply the same first to the payment of the cost of the improvement before using any part of the total of the same for any other purpose. The word "party" shall be construed as if it reads "parties" whenever the sense of the indenture so requires.

IN WITNESS WHEREOF, the party of the first part has duly executed this deed the day and year first above written.

IN THE PRESENCE OF:

Charles W. Olson

dmcol Doc #: 0220141836 Printed Page 2 of 4

SCHEDULE A

ALL that tract or parcel of land situate in the Town of Washington in said County bounded generally as follows, viz: on the North by lands of R.E. Marshall; on the south by lands of Clark and Charles Haines and lands of Jacob I. Fowler and lands of John Allen; on the east by lands of David Sherer, and on the west by lands of J.V. Underhill; being the farm of which the said John Heermans died seized and upon which he resided at his death; containing about 78 3/4 acres of land.

ALSO, ALL, that certain wood lot situate in the aforesaid Town of Washington, which is bounded and described as follows: viz:

BEGINNING at the southwest corner thereof at a pile of stones at a corner of William Welling's land; from thence running North 84 degrees and 30 minutes east 5 chains and 94 links along lands of William Welling and John Bowman to a heap of stones; thence North 30 minutes west 5 chains 41 links along Amos D. Knapp's land to a stake at the southeast corner of a wood lot conveyed by said executors to George Greene; thence South 84 degrees and 30 minutes west 9 chains and 98 links along said Greene's wood lot to a stake at the southwest corner thereof; thence South 1 degree east 5 chains and 41 links along lands of William Welling to the place of beginning, containing 5 acres, 1 rood and 21 perches of land; together with a passway from said premises to and from the highway through the wood lots of George Greene, Thomas W. Foster and James M. Welling the same as is reserved in their deeds of said lots from said executors.

ALSO, ALL, that certain piece or parcel of land situated in the Towns of Washington and Pleasant Valley, Dutchess County, New York, bounded and described as follows: viz: on the north by lands of Oliver H. Drew, John Freer and Charles W. Van Aken; on the east by the center of the highway; on the south by lands formerly of Jacob I. Fowler, deceased, and on the west by lands of Mary Hicks containing 40 acres of land be the same more or less; the above described premises being a part of the farm of which Jacob V. Underhill died seized and was devised to said George T. Underhill in and by the Will of Jerusha S. Underhill deceased; being the same premises conveyed to the said John E. Heermans by said George T. Underhill by deed dated April 1, 1896 and recorded in the Dutchess County Clerk's Office in Liber 284 of deeds at page 405.

Being the same premises conveyed by CHARLES W. OLSON, as Successor Executor of the Estate of Frances H. Olson and as Trustee under the Last Will and Testament of Frances H. Olson and EDITH HAYWARD, as Successor Executrix of the Estate of Frances H. Olson and as Trustee under the Last Will and Testament of Frances H. Olson, to CHARLES W. OLSON and EDITH HAYWARD, by deed dated June 28, 1996, and recorded in the office of the Dutchess County Clerk in Liber 1982 of Deeds, Page 138.

The purpose of this conveyance is to convey the party of the first part's undivided one-half interest in said premises to the party of the second part.

The premises are in an agricultural district and are entirely owned by the transferors.

dmcol Doc #: 0220141836 Printed Page 3 of 4

ACKNOWLEDGMENTS

STATE OF NEW YORK)
) ss.:
COUNTY OF DUTCHESS)

On the 12th day of March, 2014, before me, the undersigned, a notary public in and for said state, personally appeared CHARLES W. OLSON 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 he executed the same in his capacity, and that by his signature on the instrument, the individual or the person upon behalf of which the individual acted, executed the instrument.

Notary Public

2015

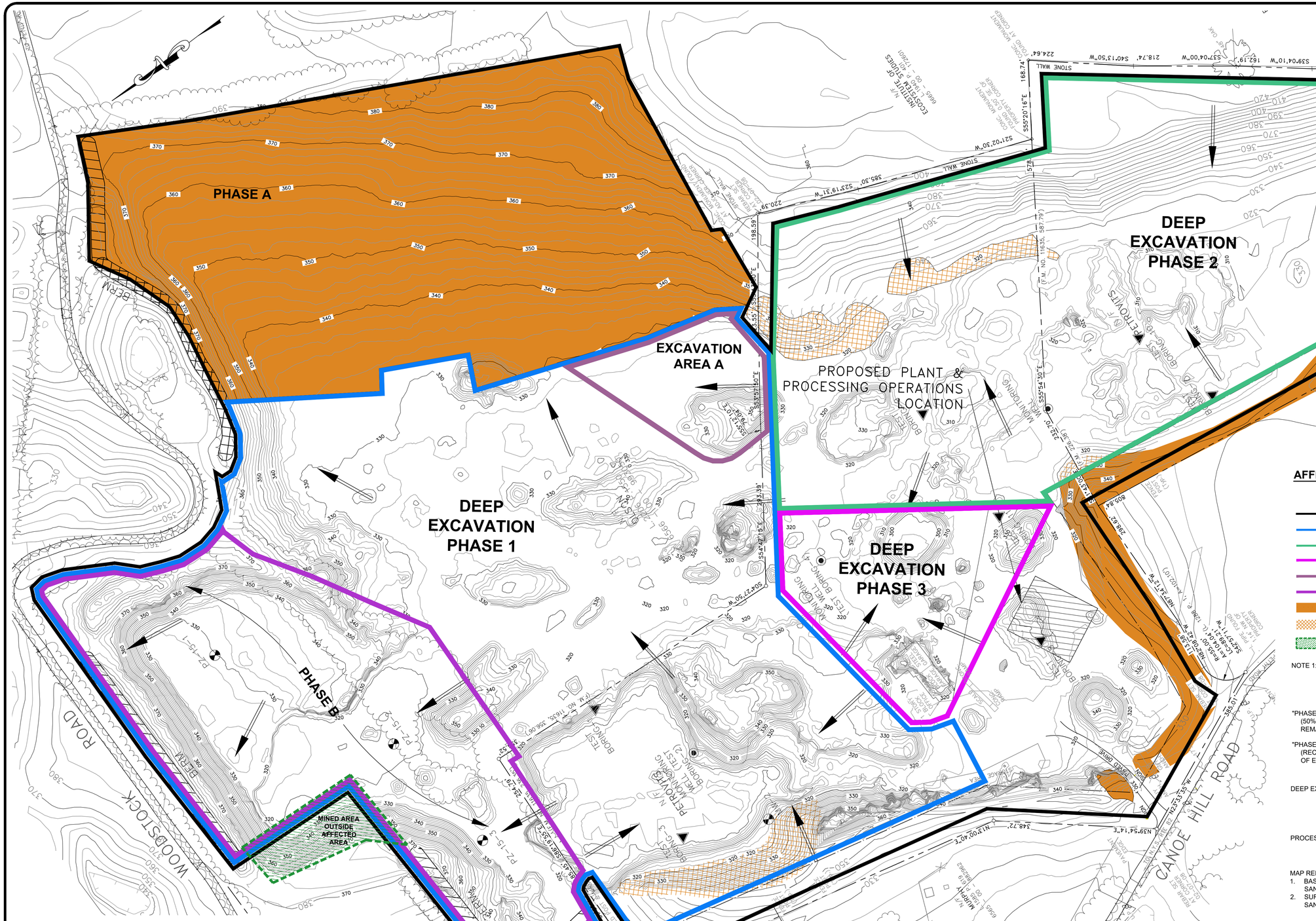
Tax Identification number: 135889-6566-00-993050-0000
135889-6666-00-255453-0000
134400-6566-04-688011-0000

Town of Washington
Town of Pleasant Valley
County of Dutchess
State of New York

Record and Return to: Allan B. Rappleyea
Corbally, Gartland and Rappleyea, LLP
35 Market Street
Poughkeepsie, New York 12601

dmcol Doc #: 0220141836 Printed Page 4 of 4

PROPERTY SURVEY



AFFECTED AREA SUMMARY

TOTAL AFFECTED AREA	82.8 ± AC.
DEEP EXCAVATION PHASE 1 (PROPOSED)	92.3 ± AC.
DEEP EXCAVATION PHASE 2	21.2 ± AC.
DEEP EXCAVATION PHASES 3A & 3B	4.1 ± AC.
EXCAVATION AREA A	2.1 ± AC.
PHASE B	12.3 ± AC.
EXISTING RECLAIMED AREA TO REMAIN	19.3 ± AC.
EXISTING RECLAIMED AREA TO BE REAFFECTED	2.6 ± AC.
MINING OUTSIDE LIFE ON MINE (SEE NOTE 1)	0.6 ± AC.

NOTE 1: MINED AREA OUTSIDE OF PERMITTED LIFE OF MINE IS TO BE BACKFILLED TO GRADES INDICATED ON THE RECLAMATION PLAN. BACKFILLED AREA TO RECEIVE TOPSOIL, SEED, AND MULCH AND ACHIEVE STABILIZATION IN ACCORDANCE WITH THE MINING PERMIT AND APPROVED RECLAMATION PLAN.

"PHASE A" EXISTING PERMITTED AREA
(50% GRADED AND SEEDED BY MID-SUMMER 2009,
REMAINING 50% GRADED AND SEEDED BY SPRING 2010)

"PHASE B" EXISTING PERMITTED AREA
(RECLAMATION WILL OCCUR IN 3-4 PHASES FOLLOWING MINING OF EACH PHASE)

39.2 ± AC.

DEEP EXCAVATION DEFINITION: EXCAVATION WILL OCCUR BELOW WATER TABLE (NO DEWATERING PROPOSED) UNTIL DEPTH LIMIT OF MINING EQUIPMENT IS REACHED OR THE MAXIMUM DEPTH ALLOWED ACCORDING TO NYS MINING REGULATIONS, WITH RESPECT TO THE TOP OF BEDROCK, IS REACHED.

PROCESSING, STOCKPILE AND SETTLING POND AREA

MAP REFERENCES:
1. BASE MAP PROVIDED BY LANC & TULLY ENGINEERING AND SURVEYING, P.C. ENTITLED "ROUTE 82 SAND & GRAVEL" DRAWING NO. A-86-328-21 DATED JANUARY 31, 2008, UPDATED DECEMBER, 2015.
2. SURVEY DATA PROVIDED BY NMB LAND SURVEYING, PLLC. ENTITLED "AERIAL SURVEY OF ROUTE 82 SAND & GRAVEL" DATED DECEMBER 4, 2020.

PLATE 1

LEGEND

- PROPERTY LINE
- PROPERTY LINE SETBACK
- 10' CONTOURS
- MINOR CONTOURS
- UTILITY POLE
- MONITORING WELL (INSTALLED SEPTEMBER/OCTOBER 2007)
- TEST BORING (INSTALLED SEPTEMBER/OCTOBER 2007)
- MONITORING WELL (INSTALLED MARCH/APRIL 2015)
- TEMPORARY OVERBURDEN BERM (10'-12' HIGH) (SEE DETAIL, PLATE 1)
- BERM TO REMAIN AFTER RECLAMATION
- MINING DIRECTION
- TREELINE

NO.	DATE	RECORD OF WORK	DRN	CKD	APPR
1	03/10/22	ADDED NOTES ON MINING OUTSIDE LIMITS	TAS	AMM	AMM

PROJECT	
PROJ. ENGR.:	M.P. Millspaugh, P.E.
PROJ. NO.:	2014-29
PREPARED BY:	MAW
DRAFTED BY:	PWS
CHECKED BY:	AMM
APPROVED BY:	MAW
DATUM:	NAD83
CONTOUR INTERVAL = MAJOR 10' FEET	

0 25' 50' 100' 200'
1" = 100'

MINING PLAN
ROUTE 82 SAND & GRAVEL
ROUTE 82 MINE SITE
TOWN OF WASHINGTON DUTCHESS CO., N.Y.

STERLING
Sterling Environmental Engineering, P.C.
24 Wade Road • Latham, New York 12110

DATE: 5/21/2021 | SCALE: 1" = 100' | DWG. NO. 2014-29010 | SHEET 1 OF 2

AGENT AFFIDAVIT

Applicant Name: Route 82 Sand & Gravel, Inc.

Town of Washington

TOWN OF WASHINGTON
PLANNING BOARD
10 Reservoir Drive • P.O Box 667 Millbrook, NY 12545 • (845) 677-3419 EXT 116 •
planningboard@washingtonny.org

AFFIDAVIT TO BE COMPLETED BY AGENT OF OWNER

State of New York **}**
} ss:
County of Dutchess **}**

Stewart D. Petrovits being duly sworn, deposes and says:

1. That he/~~she~~ is the agent named in the foregoing application for Route 82 Sand & Gravel, Inc. and that he/~~she~~ has been duly authorized by the owner in fee to make such application and that the foregoing statements contained therein are true to the best of his/~~her~~ knowledge and belief.
2. That he/~~she~~ resides at 6 Pond Hills Court, Pleasant Valley in the County of Dutchess and the State of New York.
3. That he/~~she~~ is the Owner of the within property as described in the foregoing application for Planning Board approval and that the statements contained therein are true to the best of his/~~her~~ knowledge and belief.
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.

Agent/Owner

Agent/Owner

Donna M. Coluccio
Notary Public

DONNA COLUCCIO
Notary Public, State of New York
No. 01C04960232
Qualified in Dutchess County
Commission Expires December 18, 2025

SECTION 803 ETHICS STATEMENT

Applicant Name: Route 82 Sand & Gravel, Inc.

Town of Washington

TOWN OF WASHINGTON
PLANNING BOARD
10 Reservoir Drive • P.O Box 667 Millbrook, NY 12545 • (845) 677-3419 EXT 116 •
planningboard@washingtonny.org

DISCLOSURE OF BUSINESS INTEREST

State of New York }
} **ss:**
County of Dutchess }

Stewart D. Petrovits 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.)
   Not Applicable

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.)
   Not Applicable

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

Agent/Owner

Donna M. Coluccio
Notary Public

DONNA COLUCCIO
Notary Public, State of New York
No. 01C04960232
Qualified in Dutchess County
Commission Expires December 18, 2025

OWNER'S ENDORSEMENT

TOWN OF WASHINGTON PLANNING BOARD
PlanningBoard@Washingtonny.org

10 Reservoir Dr, PO Box 667
Millbrook, NY 12545
845-677-3419

THIS DOCUMENT MUST BE SIGNED BEFORE A NOTARY PUBLIC

PLEASE NOTE: If ownership is held by a corporation, LLC, jointly or in partnership, each owner and/or partner must sign a separate owner's endorsement.

OWNER'S ENDORSEMENT

STATE OF NEW YORK)

COUNTY OF Dutchess) ss:

Dana L. Wiehe, being duly sworn, deposes and says:

I am: (check one)

_____ 1. the sole owner in fee (One individual on the tax roll)

_____ 2. a part owner in fee (Two or more individuals on the tax roll)

_X_ 3. an officer of the corporation which is the owner in fee of the premises described in the foregoing application.

_____ 4. designated party authorized to act pursuant to a trust or legal document. (Trustees listed on tax roll)

_____ 5. member/owner(s) of Limited Liability Corporation (LLC).

(If you checked #3, #4 or #5, you must attach proof of authority (i.e.: Corporate Resolution, Surrogate Letter, Executor of the Will, Certified Letter of Testamentary, Letter of Administration, Attorney-Opinion Letter, Letter or Probate, Power of Attorney)

I reside at 27 Rock Ledge Drive

City Pleasant Valley State NY Zip 12569

I have authorized (name) Stewart D. Petrovits of (Company) Route 82 Sand & Gravel, Inc. to make the foregoing application to the Town of Washington for approval as described herein for the property located at 17 Canoe Hill Road, Millbrook, N.Y. 12545

Property ID #:
135889-6566-00-993050-0000
135889-6565-00-956938-0000
135889-6566-00-923079-0000
135889-6565-00-988847-0000

Dana L. Wiehe
Signature

Dana L. Wiehe, President
If owner is a corporation or LLC, please indicate name of the entity and title of the officer whose signature appears above.

Sworn to before me this 22nd day of January 2025.
Notary Public Donna M. Coluccio

Notary Stamp: commission expires: 12/18/25

_X_ Proof of Authority is attached. Type of Authority: Corporate Resolution

DONNA COLUCCIO
Notary Public, State of New York
No. 01C04960232
Qualified in Dutchess County
Commission Expires December 18, 2025

RESOLUTION ADOPTED BY DIRECTORS
OF
ROUTE 82 SAND AND GRAVEL, INC.

The undersigned, constituting all of the Directors of Route 82 Sand and Gravel, Inc. (the "Corporation"), hereby adopt the following resolutions:

1) DAVID E. PETROVITS has presented and brought for discussion at this meeting the transfer of his two (2) Voting and 96 Non-Voting shares of ROUTE 82 SAND AND GRAVEL, INC.

2) DAVID E. PETROVITS has requested that the following transfer of his shares be considered by the Board:
   a. One (1) Voting Share and 50 Non-Voting Shares to DANA L. WIEHE; and
   b. One (1) Voting Share and 46 Non-Voting Shares to STEWART D. PETROVITS.

3) After consideration and discussion, the Board of Directors of this Corporation deem it to be for the best interest of this Corporation and its shareholders that the above-referenced transfers of shares be carried out.

4) RESOLVED, that this corporation amend its records and issue new stocks to convey, transfer, and deliver the following shares which have been presented to and discussed at this meeting:

NAME	NUMBER OF SHARES	DATE
David E. Petrovits	0	January 1, 2017
Stewart D. Petrovits	1 (Voting) 97 (Non-Voting)	January 1, 2017
Dana L. Wiehe	1 (Voting) 101 (Non-Voting)	January 1, 2017

DAVID E. PETROVITS will no longer be a Director or President of the Corporation upon the transfer of the stock.

Upon nominations duly made and seconded, the following were elected and qualified:

President: DANA L. WIEHE

Vice President:

Treasurer: STEWART D. PETROVITS

Secretary: STEWART D. PETROVITS

5) RESOLVED, that the President and Secretary of this corporation are, authorized and directed to execute and deliver, on behalf of this corporation, all documents necessary to effectuate these transfers.

Dated: January 1, 2017

BOARD OF DIRECTORS:

DAVID E. PETROVITS

STEWART D. PETROVITS

DANA L. WIEHE

TOWN OF WASHINGTON PLANNING BOARD
PlanningBoard@Washingtonny.org

10 Reservoir Dr, PO Box 667
Millbrook, NY 12545
845-677-3419

THIS DOCUMENT MUST BE SIGNED BEFORE A NOTARY PUBLIC

PLEASE NOTE: If ownership is held by a corporation, LLC, jointly or in partnership, each owner and/or partner must sign a separate owner's endorsement.

OWNER'S ENDORSEMENT

STATE OF NEW YORK)

COUNTY OF Dutchess) ss:

Stewart D. Petrovits, being duly sworn, deposes and says:

I am: (check one)

____1. the sole owner in fee (One individual on the tax roll)

____2. a part owner in fee (Two or more individuals on the tax roll)

X 3. an officer of the corporation which is the owner in fee of the premises described in the foregoing application.

____4. designated party authorized to act pursuant to a trust or legal document. (Trustees listed on tax roll)

____5. member/owner(s) of Limited Liability Corporation (LLC).

(If you checked #3, #4 or #5, you must attach proof of authority (i.e.: Corporate Resolution, Surrogate Letter, Executor of the Will, Certified Letter of Testamentary, Letter of Administration, Attorney-Opinion Letter, Letter or Probate, Power of Attorney)

I reside at 6 Pond Hills Court

City Pleasant Valley State NY Zip 12569

I have authorized (name) Stewart D. Petrovits of (Company) Route 82 Sand & Gravel, Inc. to make the foregoing application to the Town of Washington for approval as described herein for the property located at 17 Canoe Hill Road, Millbrook, N.Y. 12545

Property ID #:
135889-6566-00-993050-0000
135889-6565-00-956938-0000
135889-6566-00-923079-0000
135889-6565-00-988847-0000

Signature

Stewart D. Petrovits, Secretary & Treasurer
If owner is a corporation or LLC, please indicate name of the entity and title of the officer whose signature appears above.

Sworn to before me this 22nd day of January, 2024.
Notary Public Donna M. Coluccio Notary Stamp: commission expires: 12/18/25

X Proof of Authority is attached. Type of Authority: Corporate Resolution

DONNA COLUCCIO
Notary Public, State of New York
No. 01C04960232
Qualified in Dutchess County
Commission Expires December 18, 2025

RESOLUTION ADOPTED BY DIRECTORS
OF
ROUTE 82 SAND AND GRAVEL, INC.

The undersigned, constituting all of the Directors of Route 82 Sand and Gravel, Inc. (the "Corporation"), hereby adopt the following resolutions:

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   a. One (1) Voting Share and 50 Non-Voting Shares to DANA L. WIEHE; and
   b. One (1) Voting Share and 46 Non-Voting Shares to STEWART D. PETROVITS.

3) After consideration and discussion, the Board of Directors of this Corporation deem it to be for the best interest of this Corporation and its shareholders that the above-referenced transfers of shares be carried out.

4) RESOLVED, that this corporation amend its records and issue new stocks to convey, transfer, and deliver the following shares which have been presented to and discussed at this meeting:

NAME	NUMBER OF SHARES	DATE
David E. Petrovits	0	January 1, 2017
Stewart D. Petrovits	1 (Voting) 97 (Non-Voting)	January 1, 2017
Dana L. Wiehe	1 (Voting) 101 (Non-Voting)	January 1, 2017

DAVID E. PETROVITS will no longer be a Director or President of the Corporation upon the transfer of the stock.

Upon nominations duly made and seconded, the following were elected and qualified:

President: DANA L. WIEHE

Vice President:

Treasurer: STEWART D. PETROVITS

Secretary: STEWART D. PETROVITS

5) RESOLVED, that the President and Secretary of this corporation are, authorized and directed to execute and deliver, on behalf of this corporation, all documents necessary to effectuate these transfers.

Dated: January 1, 2017

BOARD OF DIRECTORS:

DAVID E. PETROVITS

STEWART D. PETROVITS

DANA L. WIEHE

TOWN OF WASHINGTON PLANNING BOARD
PlanningBoard@Washingtonny.org

10 Reservoir Dr, PO Box 667
Millbrook, NY 12545
845-677-3419

THIS DOCUMENT MUST BE SIGNED BEFORE A NOTARY PUBLIC

PLEASE NOTE: If ownership is held by a corporation, LLC, jointly or in partnership, each owner and/or partner must sign a separate owner's endorsement.

OWNER'S ENDORSEMENT

STATE OF NEW YORK)

COUNTY OF Dutchess) ss:

Dana L. Wiehe, being duly sworn, deposes and says:

I am: (check one)

____1. the sole owner in fee (One individual on the tax roll)

____2. a part owner in fee (Two or more individuals on the tax roll)

X 3. an officer of the corporation which is the owner in fee of the premises described in the foregoing application.

____4. designated party authorized to act pursuant to a trust or legal document. (Trustees listed on tax roll)

____5. member/owner(s) of Limited Liability Corporation (LLC).

(If you checked #3, #4 or #5, you must attach proof of authority (i.e.: Corporate Resolution, Surrogate Letter, Executor of the Will, Certified Letter of Testamentary, Letter of Administration, Attorney-Opinion Letter, Letter or Probate, Power of Attorney)

I reside at 27 Rock Ledge Drive

City Pleasant Valley State NY Zip 12569

I have authorized (name) Stewart D. Petrovits of (Company) Route 82 Sand & Gravel, Inc. to make the foregoing application to the Town of Washington for approval as described herein for the property located at 17 Canoe Hill Road, Millbrook, N.Y. 12545

Property ID #:
135889-6566-00-993050-0000
135889-6565-00-956938-0000
135889-6566-00-923079-0000
135889-6565-00-988847-0000

Dana L. Wiehe
Signature

Dana L. Wiehe, President
If owner is a corporation or LLC, please indicate name of the entity and title of the officer whose signature appears above.

Sworn to before me this 22nd day of January, 2025.
Notary Public Donna M. Coluccio

Notary Stamp: commission expires: 12/18/25

X Proof of Authority is attached. Type of Authority: Corporate Resolution

DONNA COLUCCIO
Notary Public, State of New York
No. 01C04950232
Qualified in Dutchess County
Commission Expires December 18, 2025

RESOLUTION ADOPTED BY DIRECTORS
OF
ROUTE 82 SAND AND GRAVEL, INC.

The undersigned, constituting all of the Directors of Route 82 Sand and Gravel, Inc. (the "Corporation"), hereby adopt the following resolutions:

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   a. One (1) Voting Share and 50 Non-Voting Shares to DANA L. WIEHE; and
   b. One (1) Voting Share and 46 Non-Voting Shares to STEWART D. PETROVITS.

3) After consideration and discussion, the Board of Directors of this Corporation deem it to be for the best interest of this Corporation and its shareholders that the above-referenced transfers of shares be carried out.

4) RESOLVED, that this corporation amend its records and issue new stocks to convey, transfer, and deliver the following shares which have been presented to and discussed at this meeting:

NAME	NUMBER OF SHARES	DATE
David E. Petrovits	0	January 1, 2017
Stewart D. Petrovits	1 (Voting) 97 (Non-Voting)	January 1, 2017
Dana L. Wiehe	1 (Voting) 101 (Non-Voting)	January 1, 2017

DAVID E. PETROVITS will no longer be a Director or President of the Corporation upon the transfer of the stock.

Upon nominations duly made and seconded, the following were elected and qualified:

President: DANA L. WIEHE

Vice President:

Treasurer: STEWART D. PETROVITS

Secretary: STEWART D. PETROVITS

5) RESOLVED, that the President and Secretary of this corporation are, authorized and directed to execute and deliver, on behalf of this corporation, all documents necessary to effectuate these transfers.

Dated: January 1, 2017

BOARD OF DIRECTORS:

DAVID E. PETROVITS

STEWART D. PETROVITS

DANA L. WIEHE

TOWN OF WASHINGTON PLANNING BOARD
PlanningBoard@Washingtonny.org

10 Reservoir Dr, PO Box 667
Millbrook, NY 12545
845-677-3419

THIS DOCUMENT MUST BE SIGNED BEFORE A NOTARY PUBLIC

PLEASE NOTE: If ownership is held by a corporation, LLC, jointly or in partnership, each owner and/or partner must sign a separate owner's endorsement.

OWNER'S ENDORSEMENT

STATE OF NEW YORK)

COUNTY OF Dutchess) ss:

Stewart D. Petrovits, being duly sworn, deposes and says:

I am: (check one)

_____1. the sole owner in fee (One individual on the tax roll)

_____2. a part owner in fee (Two or more individuals on the tax roll)

X 3. an officer of the corporation which is the owner in fee of the premises described in the foregoing application.

_____4. designated party authorized to act pursuant to a trust or legal document. (Trustees listed on tax roll)

_____5. member/owner(s) of Limited Liability Corporation (LLC).

(If you checked #3, #4 or #5, you must attach proof of authority (i.e.: Corporate Resolution, Surrogate Letter, Executor of the Will, Certified Letter of Testamentary, Letter of Administration, Attorney-Opinion Letter, Letter or Probate, Power of Attorney)

I reside at 6 Pond Hills Court

City Pleasant Valley State NY Zip 12569

I have authorized (name) Stewart D. Petrovits of (Company) Route 82 Sand & Gravel, Inc. to make the foregoing application to the Town of Washington for approval as described herein for the property located at 17 Canoe Hill Road, Millbrook, N.Y. 12545

Property ID #:
135889-6566-00-993050-0000
135889-6565-00-956938-0000
135889-6566-00-923079-0000
135889-6565-00-988847-0000

Signature

Stewart D. Petrovits, Secretary & Treasurer
If owner is a corporation or LLC, please indicate name of the entity and title of the officer whose signature appears above.

Sworn to before me this 22nd day of January, 2024.
Notary Public Donna M. Coluccio Notary Stamp: commission expires: 12/18/25

X Proof of Authority is attached. Type of Authority: Corporate Resolution

DONNA COLUCCIO
Notary Public, State of New York
No. 01C04960232
Qualified in Dutchess County
Commission Expires December 18, 2025

RESOLUTION ADOPTED BY DIRECTORS
OF
ROUTE 82 SAND AND GRAVEL, INC.

The undersigned, constituting all of the Directors of Route 82 Sand and Gravel, Inc. (the "Corporation"), hereby adopt the following resolutions:

1) DAVID E. PETROVITS has presented and brought for discussion at this meeting the transfer of his two (2) Voting and 96 Non-Voting shares of ROUTE 82 SAND AND GRAVEL, INC.

2) DAVID E. PETROVITS has requested that the following transfer of his shares be considered by the Board:
   a. One (1) Voting Share and 50 Non-Voting Shares to DANA L. WIEHE; and
   b. One (1) Voting Share and 46 Non-Voting Shares to STEWART D. PETROVITS.

3) After consideration and discussion, the Board of Directors of this Corporation deem it to be for the best interest of this Corporation and its shareholders that the above-referenced transfers of shares be carried out.

4) RESOLVED, that this corporation amend its records and issue new stocks to convey, transfer, and deliver the following shares which have been presented to and discussed at this meeting:

NAME	NUMBER OF SHARES	DATE
David E. Petrovits	0	January 1, 2017
Stewart D. Petrovits	1 (Voting) 97 (Non-Voting)	January 1, 2017
Dana L. Wiehe	1 (Voting) 101 (Non-Voting)	January 1, 2017

DAVID E. PETROVITS will no longer be a Director or President of the Corporation upon the transfer of the stock.

Upon nominations duly made and seconded, the following were elected and qualified:

President: DANA L. WIEHE

Vice President:

Treasurer: STEWART D. PETROVITS

Secretary: STEWART D. PETROVITS

5) RESOLVED, that the President and Secretary of this corporation are, authorized and directed to execute and deliver, on behalf of this corporation, all documents necessary to effectuate these transfers.

Dated: January 1, 2017

BOARD OF DIRECTORS:

DAVID E. PETROVITS

STEWART D. PETROVITS

DANA L. WIEHE

TOWN OF WASHINGTON PLANNING BOARD
PlanningBoard@Washingtonny.org

10 Reservoir Dr, PO Box 667
Millbrook, NY 12545
845-677-3419

THIS DOCUMENT MUST BE SIGNED BEFORE A NOTARY PUBLIC

PLEASE NOTE: If ownership is held by a corporation, LLC, jointly or in partnership, each owner and/or partner must sign a separate owner's endorsement.

OWNER'S ENDORSEMENT

STATE OF NEW YORK)

COUNTY OF Dutchess) ss:

Christopher C. Olson, being duly sworn, deposes and says:

I am: (check one)

____1. the sole owner in fee (One individual on the tax roll)

_X_ 2. a part owner in fee (Two or more individuals on the tax roll)

____ 3. an officer of the corporation which is the owner in fee of the premises described in the foregoing application.

____ 4. designated party authorized to act pursuant to a trust or legal document. (Trustees listed on tax roll)

____ 5. member/owner(s) of Limited Liability Corporation (LLC).

(If you checked #3, #4 or #5, you must attach proof of authority (i.e.: Corporate Resolution, Surrogate Letter, Executor of the Will, Certified Letter of Testamentary, Letter of Administration, Attorney-Opinion Letter, Letter or Probate, Power of Attorney)

I reside at 10 Woodstock Road

City Millbrook State NY Zip 12545

I have authorized (name) Stewart D. Petrovits of (Company) Route 82 Sand & Gravel, Inc. to make the foregoing application to the Town of Washington for approval as described herein for the property located at 5088 Route 82, Millbrook, N.Y. 12545

Property ID #:
135889-6566-00-993050-0000
135889-6565-00-956938-0000
135889-6566-00-923079-0000
135889-6565-00-988847-0000

Signature

Christopher C. Olson, Primary Owner

If owner is a corporation or LLC, please indicate name of the entity and title of the officer whose signature appears above.

Sworn to before me this 14th day of February, 2025.

Notary Public Donna M. Coluccio

Notary Stamp: commission expires: 12/18/25

DONNA COLUCCIO
Notary Public, State of New York
No. 01C04960232
Qualified in Dutchess County
Commission Expires December 18, 2025

_____ Proof of Authority is attached. Type of Authority: _____

TOWN OF WASHINGTON PLANNING BOARD
PlanningBoard@Washingtonny.org
10 Reservoir Dr, PO Box 667
Millbrook, NY 12545
845-677-3419

THIS DOCUMENT MUST BE SIGNED BEFORE A NOTARY PUBLIC

PLEASE NOTE: If ownership is held by a corporation, LLC, jointly or in partnership, each owner and/or partner must sign a separate owner's endorsement.

OWNER'S ENDORSEMENT

STATE OF NEW YORK)

COUNTY OF Dutchess) ss:

Curtis E. Hayward, being duly sworn, deposes and says:

I am: (check one)

_____ 1. the sole owner in fee (One individual on the tax roll)

X 2. a part owner in fee (Two or more individuals on the tax roll)

_____ 3. an officer of the corporation which is the owner in fee of the premises described in the foregoing application.

_____ 4. designated party authorized to act pursuant to a trust or legal document. (Trustees listed on tax roll)

_____ 5. member/owner(s) of Limited Liability Corporation (LLC).

(If you checked #3, #4 or #5, you must attach proof of authority (i.e.: Corporate Resolution, Surrogate Letter, Executor of the Will, Certified Letter of Testamentary, Letter of Administration, Attorney-Opinion Letter, Letter or Probate, Power of Attorney)

I reside at 10 Creek Circle

City Rhinebeck State NY Zip 12572

I have authorized (name) Stewart D. Petrovits of (Company) Route 82 Sand & Gravel, Inc. to make the foregoing application to the Town of Washington for approval as described herein for the property located at 5088 Route 82, Millbrook, N.Y. 12545

Property ID #:
135889-6566-00-993050-0000
135889-6565-00-956938-0000
135889-6566-00-923079-0000
135889-6565-00-988847-0000

Curtis E. Hayward
Signature

Curtis E. Hayward, Additonal Owner
If owner is a corporation or LLC, please indicate name of the entity and title of the officer whose signature appears above.

Sworn to before me this 24th day of January, 2025.
Notary Public Ke Becker

Notary Stamp: commission expires: April 4, 2027

BRIELLE L BECKER
Notary Public, State of New York
Reg. No. 01BE0005154
Qualified in Dutchess County
Commission Expires April 4, 2027

_____ Proof of Authority is attached. Type of Authority: _____

TOWN OF WASHINGTON PLANNING BOARD
PlanningBoard@Washingtonny.org
10 Reservoir Dr, PO Box 667
Millbrook, NY 12545
845-677-3419

THIS DOCUMENT MUST BE SIGNED BEFORE A NOTARY PUBLIC

PLEASE NOTE: If ownership is held by a corporation, LLC, jointly or in partnership, each owner and/or partner must sign a separate owner's endorsement.

OWNER'S ENDORSEMENT

STATE OF NEW YORK)

COUNTY OF Dutchess) ss:

Edith A. Hayward, being duly sworn, deposes and says:

I am: (check one)

____1. the sole owner in fee (One individual on the tax roll)

X 2. a part owner in fee (Two or more individuals on the tax roll)

____3. an officer of the corporation which is the owner in fee of the premises described in the foregoing application.

____4. designated party authorized to act pursuant to a trust or legal document. (Trustees listed on tax roll)

____5. member/owner(s) of Limited Liability Corporation (LLC).

(If you checked #3, #4 or #5, you must attach proof of authority (i.e.: Corporate Resolution, Surrogate Letter, Executor of the Will, Certified Letter of Testamentary, Letter of Administration, Attorney-Opinion Letter, Letter or Probate, Power of Attorney)

I reside at 10 Creek Circle

City Rhinebeck State NY Zip 12572

I have authorized (name) Stewart D. Petrovits of (Company) Route 82 Sand & Gravel, Inc. to make the foregoing application to the Town of Washington for approval as described herein for the property located at 5088 Route 82, Millbrook, N.Y. 12545

Property ID #:
135889-6566-00-993050-0000
135889-6565-00-956938-0000
135889-6566-00-923079-0000
135889-6565-00-988847-0000

Edith A. Hayward
Signature

Edith A. Hayward, Additonal Owner
If owner is a corporation or LLC, please indicate name of the entity and title of the officer whose signature appears above.

BRIELLE L BECKER
Notary Public, State of New York
Reg. No. 01BE0005154
Qualified in Dutchess County
Commission Expires April 4, 2027

Sworn to before me this 24th day of January, 2025
Notary Public Br Becker

Notary Stamp: commission expires: April 4, 2027

_____ Proof of Authority is attached. Type of Authority: _____

TOWN OF WASHINGTON PLANNING BOARD
PlanningBoard@Washingtonny.org

10 Reservoir Dr, PO Box 667
Millbrook, NY 12545
845-677-3419

THIS DOCUMENT MUST BE SIGNED BEFORE A NOTARY PUBLIC

PLEASE NOTE: If ownership is held by a corporation, LLC, jointly or in partnership, each owner and/or partner must sign a separate owner's endorsement.

OWNER'S ENDORSEMENT

STATE OF NEW YORK)

COUNTY OF Dutchess) ss:

Christopher C. Olson, being duly sworn, deposes and says:

I am: (check one)

X 1. the sole owner in fee (One individual on the tax roll)

____ 2. a part owner in fee (Two or more individuals on the tax roll)

____ 3. an officer of the corporation which is the owner in fee of the premises described in the foregoing application.

____ 4. designated party authorized to act pursuant to a trust or legal document. (Trustees listed on tax roll)

____ 5. member/owner(s) of Limited Liability Corporation (LLC).

(If you checked #3, #4 or #5, you must attach proof of authority (i.e.: Corporate Resolution, Surrogate Letter, Executor of the Will, Certified Letter of Testamentary, Letter of Administration, Attorney-Opinion Letter, Letter or Probate, Power of Attorney)

I reside at 10 Woodstock Road

City Millbrook State NY Zip 12545

I have authorized (name) Stewart D. Petrovits of (Company) Route 82 Sand & Gravel, Inc. to make the foregoing application to the Town of Washington for approval as described herein for the property located at 10 Woodstock Road, Millbrook, N.Y. 12545

Property ID #:
135889-6566-00-993050-0000
135889-6565-00-956938-0000
135889-6566-00-923079-0000
135889-6565-00-988847-0000

Signature

Christopher C. Olson, Owner

If owner is a corporation or LLC, please indicate name of the entity and title of the officer whose signature appears above.

Sworn to before me this 14th day of February, 2025.

Notary Public Donna M. Coluccio

Notary Stamp: commission expires: 12/18/25

DONNA COLUCCIO
Notary Public, State of New York
No. 01C04960232
Qualified in Dutchess County
Commission Expires December 18, 2025

_____ Proof of Authority is attached. Type of Authority: _____

CONSENT TO INSPECTION

TOWN OF WASHINGTON
BUILDING, PLANNING & ZONING
10 Reservoir Dr, PO Box 667
Millbrook, NY 12545
845-677-3419

Consent to Inspection

The undersigned, does hereby state:

Stewart D. Petrovits and _____
Owner Name Owner Name

That the undersigned is/are the owner(s) of the premises in Town of Washington, located at

17 Canoe Hill Road, Millbrook, NY 12545

which is shown and designated on the Dutchess County Tax Map as:
135889-6566-00-993050-0000; 135889-6565-00-956938-0000; 135889-6566-00-923079-0000
135889-6565-00-988847-0000

That the undersigned (has) (have) filed, or cause to be filed, an application with the Town of Washington for the following:

_____ Assessment Review
_____ Municipal Search
_____ Zoning Board of Appeals Application
_____ Building Permit
X Planning Board Application

That the undersigned do(es) hereby give consent to representatives of the Town of Washington, including but not limited to the Building Inspector, Zoning Administrator, or Assessor of the Town of Washington to enter upon the above described property, including any and all buildings located thereon, to conduct such inspections as they may deem necessary with respect to the aforesaid application, including inspections to determine that said premises comply with all of the laws, ordinances, rules, and regulations of the Town of Washington. The time and date of the inspection will be scheduled in advance with the property owner or their representative. **Failure to schedule an inspection will delay your project.**

That the undersigned, in consenting to such inspections, does so with the knowledge and understanding that any information obtained will be used in conjunction with the application, and may delay your application if violations of the laws, ordinances, rules or regulations of the Town of Washington have been identified, and that your assessment may be increased based upon information found in the site inspection.

Contact person for inspection: Stewart D. Petrovits
Phone Number to schedule inspection: 845-471-8700

Signature

Stewart D Petrovits
Print Name

Dated: 3/4/2025

Signature

Print Name

Dated: _____

AGRICULTURAL DATA STATEMENT FORM &
LIST OF PROPERTIES LOCATED WITHIN 500 FEET OF SITE

Town of Washington

TOWN OF WASHINGTON
PLANNING BOARD
10 Reservoir Drive • P.O Box 667 Millbrook, NY 12545 • (845) 677-3419 EXT 116 •
planningboard@washingtonny.org

AGRICULTURAL DATA STATEMENT

Pursuant to New York State Town Law 283-a and NYS Agriculture and Markets Law 305-b, this Data Statement will be used to evaluate the potential impacts of a proposed development on farm operations in agricultural districts.

Name of Applicant(s): Route 82 Sand & Gravel, Inc.
Address: 27 Commerce Street, Poughkeepsie, New York 12603
Telephone: 845-471-8700 Email Address: route82sand@verizon.net

Description of Project: 4.0 acre lateral expansion of existing sand and gravel mine.

135889-6566-00-993050-0000; 135889-6565-00-956938-0000;
Tax Map Numbers of all Parcels: 135889-6566-00-923079-0000; 135889-6565-00-988847-0000
Address of Project: 17 Canoe Hill Road, Millbrook, New York 12545

APPROVAL REQUESTED FOR (check all that apply):

Special Use Permit	X	Preliminary Subdivision Plan	
Sketch Plan		Lot Line Revision	
Site Plan		Final Subdivision Plan	

Is the project site located within an Agricultural District? Yes X No ____
If yes, Agricultural District Number? 21

Is any portion of the project site currently actively farmed? Yes ____ No X
Name of person farming the site: ____
Does this person ____ RENT or ____ OWN the land?

List all farm operations within 500 feet of any boundary of the project site: See Attached Parcel List

Name: ____ Address: ____ ____ Is parcel actively farmed? ____	Name: ____ Address: ____ ____ Is parcel actively farmed? ____

Name:_____ Address:_____ _____ Is parcel actively farmed? _____	Name:_____ Address:_____ _____ Is parcel actively farmed? _____
Name:_____ Address:_____ _____ Is parcel actively farmed? _____	Name:_____ Address:_____ _____ Is parcel actively farmed? _____

Attach additional sheets if necessary.

Attach a copy of the tax map or other map showing the site of the proposed project relative to the location of farm operations identified above by marking an X on each farm parcel.

Dated: 1/17/2025

Signature of Applicant

Stewart D. Petrovits
Owner & Applicant

Signature of Owner (if different)

For Avery 5160 Labels

Printing tips for labels.

Properties within 500 feet of the application site. Highlighted parcels are actively farmed.

133 Woodstock LLC
225 Woodstock Rd
Millbrook, NY 12545
For Property: 135889006666000001519700000

Stanley R. Bachman
5028 Route 82
Salt Point, NY 12578
For Property: 135889006565000084489100000

James W. Boice
5041 Route 82
Salt Point, NY 12578
For Property: 135889006565000083093900000

Jonathan L. Boice
5033 Route 82
Salt Point, NY 12578
For Property: 135889006565000082092000000

Cary Institute of Ecosystem
PO Box AB
Millbrook, NY 12545
For Property: 135889006665000017260100000

Chatillon Realty Corp
14 Sylvan Way
Fl 3rd
Parsippany, NJ 07054
For Property: 135889006666000011018200000

John C. Decker
5150 Route 82
Salt Point, NY 12578
For Property: 135889006566000094317400000

Emajen Commercial Holdings LLC
PO Box 172
Verbank, NY 12585
For Property: 135889006566000084609100000

Matthew Estes
5114 Route 82
Salt Point, NY 12578
For Property: 135889006566000092914000000

Lynn A. Grainger
9 Woodstock Rd
Millbrook, NY 12545
For Property: 135889006566000090010300000

Martina M. Henriquez
5070 Route 82
Millbrook, NY 12545
For Property: 135889006566000088101100000

Christopher M. Murphy, Trustee
5064 Route 82
Millbrook, NY 12545
For Property: 135889006565000088296200000

Christopher C. Olson, Trustee
10 Woodstock Rd
Millbrook, NY 12545
For Property: 135889006566000099305000000

Christopher C. Olson, Trustee
10 Woodstock Rd
Millbrook, NY 12545
For Property: 135889006566000092307900000

Panessa & Coluccio
17 Canoe Hill Rd
Millbrook, NY 12545
For Property: 135889006565000098884700000

Panessa and Coluccio
17 Canoe Hill Rd
Millbrook, NY 12545
For Property: 135889006565000095693800000

Timothy Charles Race
3164 Sharon Tpke
Millbrook, NY 12545
For Property: 135889006565000077695200000

Robert Schmansky
5101 Route 82
Salt Point, NY 12578
For Property: 135889006566000084708200000

Sharpstone Properties LLC
PO Box 226
Millbrook, NY 12545
For Property: 135889006565000087177500000

Sharpstone Properties LLC
PO Box 226
Millbrook, NY 12545
For Property: 135889006565000086288100000

Sharpstone Properties LLC
PO Box 226
Millbrook, NY 12545
For Property: 135889006565000085091100000

Properties Located within 500 Feet of Route 82 Sand and Gravel Mine Property

1. Tax Parcel ID: 993050
   Location: 5088 Route 82
   Owner Name: Christopher C. Olson, Trustee
   Telephone: (845) 266-3939
   Owner Mailing Address: 10 Woodstock Road, Millbrook, New York 12545

2. Tax Parcel ID: 172601
   Location: 278 Fowler Road
   Owner Name: Cary Institute of Ecosystem Studies
   Owner Mailing Address: P.O. Box AB, Millbrook, New York 12545

3. Tax Parcel ID: 871775
   Location: 339 Fowler Road
   Owner Name: Heather Croner dba Sharpstone Properties LLC
   Telephone: (845) 677-9822
   Owner Mailing Address: P.O. Box 226, Millbrook, New York 12545

4. Tax Parcel ID: 862881
   Location: 34 Canoe Hill Road
   Owner Name: Heather Croner dba Sharpstone Properties LLC
   Telephone: (845) 677-9822
   Owner Mailing Address: P.O. Box 226, Millbrook, New York 12545

5. Tax Parcel ID: 850911
   Location: 5034 Route 82
   Owner Name: Heather Croner dba Sharpstone Properties LLC
   Telephone: (845) 677-9822
   Owner Mailing Address: P.O. Box 226, Millbrook, New York 12545

6. Tax Parcel ID: 844891
   Location: 5028-5030 Route 82
   Owner Name: Stanley R. Bachman
   Telephone: (845) 266-3868
   Owner Mailing Address: 5030 Route 82, Salt Point, New York 12578

7. Tax Parcel ID: 820920
   Location: 5033 Route 82
   Owner Name: Jonathan L. Boice
   Telephone: (845) 266-3921
   Owner Mailing Address: 5033 Route 82, Salt Point, New York 12578

8. Tax Parcel ID: 830939
   Location: 5041 Route 82
   Owner Name: James W. Boice
   Telephone: (845) 266-5212
   Owner Mailing Address: 5041 Route 82, Salt Point, New York 12578

9. Tax Parcel ID: 776952
   Location: 5045 Route 82
   Owner Name: Timothy Charles Race
   Owner Mailing Address: 3164 Sharon Turnpike, Millbrook, New York 12545

10. Tax Parcel ID: 882962
    Location: 5064 Route 82
    Owner Name: Christopher M. Murphy, Trustee
    Owner Mailing Address: 5064 Route 82, Millbrook, New York 12545

11. Tax Parcel ID: 881011
    Location: 5070 Route 82
    Owner Name: Martina M. Henriquez
    Owner Mailing Address: 5070 Route 82, Millbrook, New York 12545

12. Tax Parcel ID: 923079
    Location: 10 Woodstock Road
    Owner Name: Christopher C. Olson, Trustee
    Telephone: (845) 266-3939
    Owner Mailing Address: 10 Woodstock Road, Millbrook, New York 12545

13. Tax Parcel ID: 015197
    Location: 225 Woodstock Road
    Owner Name: 133 Woodstock LLC
    Owner Mailing Address: 225 Woodstock Road, Millbrook, New York 12545

14. Tax Parcel ID: 943174
    Location: 5150 Route 82
    Owner Name: John C. Decker
    Owner Mailing Address: 5150 Route 82, Salt Point, New York 12578

15. Tax Parcel ID: 900103
    Location: 9 Woodstock Road
    Owner Name: Lynn A. Grainger
    Owner Mailing Address: 9 Woodstock Road, Millbrook, New York 12545

16. Tax Parcel ID: 846091
    Location: 5103-5105 Route 82
    Owner Name: Emajen Commercial Holdings LLC
    Owner Mailing Address: P.O. Box 172, Verbank, New York 12585

17. Tax Parcel ID: 110182
    Location: Woodstock Road
    Owner Name: Chatillon Realty Corp.
    Owner Mailing Address: 14 Sylvan Way, Fl 3rd, Parsippany, New Jersey 07054

18. Tax Parcel ID: 929140
    Location: 1 Woodstock Road
    Owner Name: Matthew Estes
    Owner Mailing Address: 5114 Route 82, Salt Point, New York 12578

19. Tax Parcel ID: 847082
    Location: 5101 Route 82
    Owner Name: Robert Schmansky
    Owner Mailing Address: 5101 Route 82, Salt Point, New York 12578

NYSDEC PERMIT MODIFICATION APPLICATION

Sterling Environmental Engineering, P.C.

November 8, 2024

Ms. Tracey O'Malley
Regional Permit Administrator
NYS Department of Environmental Conservation
Division of Environmental Permits, Region 3
21 South Putt Corners Road
New Paltz, New York 12561

via email Tracey.OMalley@dec.ny.gov

Subject: Route 82 Sand & Gravel, Inc – MLR ID No. 30021
Mined Land Reclamation Permit Modification Application
Town of Washington, Dutchess County, NY
STERLING File #20015

Dear Ms. O'Malley,

On behalf of Route 82 Sand & Gravel, Inc., Sterling Environmental Engineering, P.C. (STERLING) is submitting the enclosed application to modify the permit for the subject mine by laterally expanding the life of mine by approximately 4.0 acres. The permit application contents are summarized in the following table in accordance with the NYSDEC Application Checklist for Mined Land Reclamation:

Application Requirement	Location
1. Mining Permit Application	Attachment 1
2. Mined Land Organizational Report	Attachment 2
3. Mined Land Use Plan	Attachment 5
4. Location Map	Attachment 5
5. Mined Land Financial Security	Attachment 5
6. Environmental Assessment Form	Attachment 3
7. Structural / Archaeological Assessment Form	Attachment 4

Please contact me should you have any questions.

Very truly yours,
STERLING ENVIRONMENTAL ENGINEERING, P.C.

Andrew M. Millspaugh, P.E.
Vice President
andrew.millspaugh@sterlingenvironmental.com

Email/FedEx
Attachments

cc: Ryan LaDuke, NYSDEC (email)
Stewart Petrovits, Rt 82 Sand & Gravel, Inc.

S:\Sterling\Projects\2000 Projects\Route 82 Sand&Gravel - 20015\Reports\2024 Permit Mod\2024-11-08_Mine ID 30021 Rt 82_Permit Mod_Letter.docx

"Serving our clients and the environment since 1993"

24 Wade Road ♦ Latham, New York 12110 ♦ Tel: 518-456-4900 ♦ Fax: 518-456-3532
E-mail: sterling@sterlingenvironmental.com ♦ Website: www.sterlingenvironmental.com

ATTACHMENT 1

MINING PERMIT APPLICATION

Division of Mineral Resources
MINING PERMIT APPLICATION

NEW YORK STATE | Department of Environmental Conservation

1. a. MINE FILE NUMBER: 30021	1. b. DEC ID NUMBER: 3-1358-00024/00002
2. NAME OF APPLICANT: Route 82 Sand and Gravel, Inc.	
3. TELEPHONE NUMBER: (845) 471-8700	
4. PERMANENT ADDRESS: NUMBER & STREET NAME: 27 Commerce Street	
CITY: Poughkeepsie / STATE: NY / ZIP CODE: 12603	
5. CONTACT PERSON: Stewart Petrovits	6. a. TELEPHONE NUMBER: (845) 471-8700
6. b. EMAIL ADDRESS: route82sand@verizon.net	
8. TAXPAYER ID (If other than individual, provide Federal Taxpayer ID Number): 14-1501457	
10. a. PRESENT PERMIT TERM: Expiration Date 4 / 13 / 2027	10. b. COMING PERMIT TERM: ☑ 5 years ☐ Other ____ years
12. LOCAL ORDINANCES: a. Is mining prohibited at this location? ☐ Yes ☑ No	
13. a. ARE ANY OTHER STATE MINING PERMITS CURRENTLY HELD BY THE APPLICANT? ☐ Yes ☑ No	

7. MINED LAND PROJECT

	Yes	No
a. Will the total acreage affected by mining for the entire mining site be equal to or greater than 5 acres?	☑	☐
b. Will the vertical depth from the top of the mine face to the floor exceed 20 feet?	☑	☐
c. Will there be on-site processing of mining products (eg. crushing, screening, washing) that requires an air permit?	☐	☑
d. Will mining occur within 100 feet of a surface water body (eg. stream, lake) or wetland area?	☐	☑
e. Will any consolidated materials be mined (eg. limestone, trap rock, sandstone)?	☐	☑
f. Will mining occur within 500 feet of any dwelling?	☑	☐
g. Will mining ever occur below the water table?	☑	☐

9. APPLICATION TYPE: ☐ New ☐ Renewal ☑ Modification ☐ Transfer

11. NAME OF MINERAL/MATERIAL TO BE MINED: Sand and Gravel

12. b. Does the local government require any type of permit for mining at this location? ☑ Yes ☐ No

13. b. If YES, give Mine File Number(s): N/A

14. Has any owner, partner, corporate officer or corporate director of your organization ever held any of these positions in another organization that has had a New York State mining permit **SUSPENDED OR REVOKED** or has had a New York State mined land reclamation bond **FORFEITED?**
☐ Yes ☑ No If YES, identify the person(s)

15. ACREAGE SUMMARY (To be filled in by applicant)

		FOR OFFICIAL DEC USE ONLY
a. Total acreage controlled by owner at this location	151.2 acres	____ acres
b. Total acreage permitted by DEC prior to this application	82.8 acres	____ acres
c. Total acreage affected since April 1, 1975	83.4 acres	____ acres
d. Total acreage approved by DEC as reclaimed since April 1, 1975	23.2 acres	____ acres
e. Current affected acreage (c minus d)	60.2 acres	____ acres
f. Acreage included in this application, but not previously approved	4.0 acres	____ acres
g. New acreage to be affected during the coming permit term	0.0 acres	____ acres
h. Number of acres to be reclaimed during coming permit term	0.0 acres	____ acres

16. NAME OF MINING OPERATION: Route 82 Sand and Gravel, Inc. Mine

17. MINE LOCATION
Road: 17 Canoe Hill Road
Nearest Road Intersection: New York Route 82
Town: Washington
County: Dutchess

18. MAP LOCATION
a. Quadrangle Name: Salt Point
b. ☐ 15 minute ☑ 7 ½ minute
FOR OFFICIAL DEC USE ONLY
LATITUDE: ____ LONGITUDE: ____ NAD 83

19. NAME AND ADDRESS OF SURFACE LANDOWNER(S)
Route 82 Sand and Gravel, Inc.
27 Commerce Street,
Poughkeepsie, NY 12603

Edith & Curt Hayward
10 Creek Circle
Rhinebeck, NY 12572

Mr. Christopher Olson
5088 NYS Route 82
Salt Point, NY 12578

20. NAME AND ADDRESS OF MINERAL OWNER(S)
Route 82 Sand and Gravel, Inc.
27 Commerce Street,
Poughkeepsie, NY 12603

Edith & Curt Hayward
10 Creek Circle
Rhinebeck, NY 12572

Mr. Christopher Olson
5088 NYS Route 82
Salt Point, NY 12578

21. The surface landowner(s) and the mineral owner(s) of the property that is to be mined by the above applicant have read the Mined Land Use Plan, which sets forth the applicant's mining and reclamation plan for the property to be mined, and hereby irrevocably consent and agree to the performance of the Mined Land Use Plan by the applicant, his surety or insurer, or the NYS Department of Environmental Conservation. The surface landowner(s) and mineral owner(s) further agree to allow access to the property to Department personnel for the purpose of conducting inspections or investigations in the regular course of their duties.

SIGNATURE(S) OF SURFACE LANDOWNER(S)	DATE	SIGNATURE(S) OF MINERAL OWNER(S)	DATE
[signature]	10/31/2024	[signature]	10/31/2024

22. I hereby affirm under penalty of perjury that information provided on this form is true to the best of my knowledge and belief. False statements made herein are punishable as a Class A misdemeanor pursuant to Section 210.45 of the Penal Law.

NAME, TITLE AND SIGNATURE OF APPLICANT OR AUTHORIZED REPRESENTATIVE	DATE
[signature] Stewart D. Petrovits Secretary & Treasurer	10/31/2024

Division of Mineral Resources
MINING PERMIT APPLICATION

NEW YORK STATE | Department of Environmental Conservation

1. a. MINE FILE NUMBER: 30021	1. b. DEC ID NUMBER: 3-1358-00024/00002
2. NAME OF APPLICANT: Route 82 Sand and Gravel, Inc.	
3. TELEPHONE NUMBER: (845) 471-8700	
4. PERMANENT ADDRESS: NUMBER & STREET NAME: 27 Commerce Street	
CITY: Poughkeepsie / STATE: NY / ZIP CODE: 12603	
5. CONTACT PERSON: Stewart Petrovits	6. a. TELEPHONE NUMBER: (845) 471-8700
6. b. EMAIL ADDRESS: route82sand@verizon.net	
8. TAXPAYER ID (If other than individual, provide Federal Taxpayer ID Number): 14-1501457	
10. a. PRESENT PERMIT TERM: Expiration Date 4 / 13 / 2027	10. b. COMING PERMIT TERM: [x] 5 years [ ] Other ____ years
12. LOCAL ORDINANCES: a. Is mining prohibited at this location? [ ] Yes [x] No	12. b. Does the local government require any type of permit for mining at this location? [x] Yes [ ] No
13. a. ARE ANY OTHER STATE MINING PERMITS CURRENTLY HELD BY THE APPLICANT? [ ] Yes [x] No	13. b. If YES, give Mine File Number(s): N/A

7. MINED LAND PROJECT

	Yes	No
a. Will the total acreage affected by mining for the entire mining site be equal to or greater than 5 acres?	[x]	[ ]
b. Will the vertical depth from the top of the mine face to the floor exceed 20 feet?	[x]	[ ]
c. Will there be on-site processing of mining products (eg. crushing, screening, washing) that requires an air permit?	[ ]	[x]
d. Will mining occur within 100 feet of a surface water body (eg. stream, lake) or wetland area?	[ ]	[x]
e. Will any consolidated materials be mined (eg. limestone, trap rock, sandstone)?	[ ]	[x]
f. Will mining occur within 500 feet of any dwelling?	[x]	[ ]
g. Will mining ever occur below the water table?	[x]	[ ]

9. APPLICATION TYPE: [ ] New [ ] Renewal [x] Modification [ ] Transfer

11. NAME OF MINERAL/MATERIAL TO BE MINED: Sand and Gravel

14. Has any owner, partner, corporate officer or corporate director of your organization ever held any of these positions in another organization that has had a New York State mining permit **SUSPENDED OR REVOKED** or has had a New York State mined land reclamation bond **FORFEITED?**
[ ] Yes [x] No If YES, identify the person(s)

15. ACREAGE SUMMARY (To be filled in by applicant)

		FOR OFFICIAL DEC USE ONLY
a. Total acreage controlled by owner at this location	151.2 acres	____ acres
b. Total acreage permitted by DEC prior to this application	82.8 acres	____ acres
c. Total acreage affected since April 1, 1975	83.4 acres	____ acres
d. Total acreage approved by DEC as reclaimed since April 1, 1975	23.2 acres	____ acres
e. Current affected acreage (c minus d)	60.2 acres	____ acres
f. Acreage included in this application, but not previously approved	4.0 acres	____ acres
g. New acreage to be affected during the coming permit term	0.0 acres	____ acres
h. Number of acres to be reclaimed during coming permit term	0.0 acres	____ acres

16. NAME OF MINING OPERATION: Route 82 Sand and Gravel, Inc. Mine

17. MINE LOCATION
Road: 17 Canoe Hill Road
Nearest Road Intersection: New York Route 82
Town: Washington
County: Dutchess

18. MAP LOCATION
a. Quadrangle Name: Salt Point
b. [ ] 15 minute [x] 7 ½ minute
FOR OFFICIAL DEC USE ONLY
LATITUDE: ____ LONGITUDE: ____ NAD 83

19. NAME AND ADDRESS OF SURFACE LANDOWNER(S)
Route 82 Sand and Gravel, Inc.
27 Commerce Street,
Poughkeepsie, NY 12603

Edith & Curt Hayward
10 Creek Circle
Rhinebeck, NY 12572

Mr. Christopher Olson
5088 NYS Route 82
Salt Point, NY 12578

20. NAME AND ADDRESS OF MINERAL OWNER(S)
Route 82 Sand and Gravel, Inc.
27 Commerce Street,
Poughkeepsie, NY 12603

Edith & Curt Hayward
10 Creek Circle
Rhinebeck, NY 12572

Mr. Christopher Olson
5088 NYS Route 82
Salt Point, NY 12578

21. The surface landowner(s) and the mineral owner(s) of the property that is to be mined by the above applicant have read the Mined Land Use Plan, which sets forth the applicant's mining and reclamation plan for the property to be mined, and hereby irrevocably consent and agree to the performance of the Mined Land Use Plan by the applicant, his surety or insurer, or the NYS Department of Environmental Conservation. The surface landowner(s) and mineral owner(s) further agree to allow access to the property to Department personnel for the purpose of conducting inspections or investigations in the regular course of their duties.

SIGNATURE(S) OF SURFACE LANDOWNER(S)	DATE	SIGNATURE(S) OF MINERAL OWNER(S)	DATE
[signature]	10-22-24	[signature]	10-22-24

22. I hereby affirm under penalty of perjury that information provided on this form is true to the best of my knowledge and belief. False statements made herein are punishable as a Class A misdemeanor pursuant to Section 210.45 of the Penal Law.

NAME, TITLE AND SIGNATURE OF APPLICANT OR AUTHORIZED REPRESENTATIVE	DATE
[signature] Stewart D. Petrovits, Secretary & Treasurer	10/31/2024

Division of Mineral Resources
MINING PERMIT APPLICATION

NEW YORK STATE | Department of Environmental Conservation

1. a. MINE FILE NUMBER: 30021
1. b. DEC ID NUMBER: 3-1358-00024/00002
2. NAME OF APPLICANT: Route 82 Sand and Gravel, Inc.
3. TELEPHONE NUMBER: (845) 471-8700
4. PERMANENT ADDRESS: NUMBER & STREET NAME: 27 Commerce Street
CITY: Poughkeepsie | STATE: NY | ZIP CODE: 12603
5. CONTACT PERSON: Stewart Petrovits
6. a. TELEPHONE NUMBER: (845) 471-8700
6. b. EMAIL ADDRESS: route82sand@verizon.net
8. TAXPAYER ID (If other than individual, provide Federal Taxpayer ID Number): 14-1501457
10. a. PRESENT PERMIT TERM: Expiration Date 4 / 13 / 2027
10. b. COMING PERMIT TERM: [x] 5 years [ ] Other ____ years
12. LOCAL ORDINANCES
a. Is mining prohibited at this location? [ ] Yes [x] No
13. a. ARE ANY OTHER STATE MINING PERMITS CURRENTLY HELD BY THE APPLICANT? [ ] Yes [x] No

7. MINED LAND PROJECT

	Yes	No
a. Will the total acreage affected by mining for the entire mining site be equal to or greater than 5 acres?	[x]	[ ]
b. Will the vertical depth from the top of the mine face to the floor exceed 20 feet?	[x]	[ ]
c. Will there be on-site processing of mining products (eg. crushing, screening, washing) that requires an air permit?	[ ]	[x]
d. Will mining occur within 100 feet of a surface water body (eg. stream, lake) or wetland area?	[ ]	[x]
e. Will any consolidated materials be mined (eg. limestone, trap rock, sandstone)?	[ ]	[x]
f. Will mining occur within 500 feet of any dwelling?	[x]	[ ]
g. Will mining ever occur below the water table?	[x]	[ ]

9. APPLICATION TYPE: [ ] New [ ] Renewal [x] Modification [ ] Transfer
11. NAME OF MINERAL/MATERIAL TO BE MINED: Sand and Gravel
12. b. Does the local government require any type of permit for mining at this location? [x] Yes [ ] No
13. b. If YES, give Mine File Number(s): N/A

14. Has any owner, partner, corporate officer or corporate director of your organization ever held any of these positions in another organization that has had a New York State mining permit **SUSPENDED OR REVOKED** or has had a New York State mined land reclamation bond **FORFEITED?**
[ ] Yes [x] No If YES, identify the person(s)

15. ACREAGE SUMMARY (To be filled in by applicant)

		FOR OFFICIAL DEC USE ONLY
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b. Total acreage permitted by DEC prior to this application	82.8 acres	____ acres
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d. Total acreage approved by DEC as reclaimed since April 1, 1975	23.2 acres	____ acres
e. Current affected acreage (c minus d)	60.2 acres	____ acres
f. Acreage included in this application, but not previously approved	4.0 acres	____ acres
g. New acreage to be affected during the coming permit term	0.0 acres	____ acres
h. Number of acres to be reclaimed during coming permit term	0.0 acres	____ acres

16. NAME OF MINING OPERATION: Route 82 Sand and Gravel, Inc. Mine

17. MINE LOCATION
Road: 17 Canoe Hill Road
Nearest Road Intersection: New York Route 82
Town: Washington
County: Dutchess

18. MAP LOCATION
a. Quadrangle Name: Salt Point
b. [ ] 15 minute [x] 7 ½ minute
FOR OFFICIAL DEC USE ONLY
LATITUDE: ____ LONGITUDE: ____ NAD 83

19. NAME AND ADDRESS OF SURFACE LANDOWNER(S)
Route 82 Sand and Gravel, Inc.
27 Commerce Street,
Poughkeepsie, NY 12603
Edith & Curt Hayward
10 Creek Circle
Rhinebeck, NY 12572
Mr. Christopher Olson
5088 NYS Route 82
Salt Point, NY 12578

20. NAME AND ADDRESS OF MINERAL OWNER(S)
Route 82 Sand and Gravel, Inc.
27 Commerce Street,
Poughkeepsie, NY 12603
Edith & Curt Hayward
10 Creek Circle
Rhinebeck, NY 12572
Mr. Christopher Olson
5088 NYS Route 82
Salt Point, NY 12578

21. The surface landowner(s) and the mineral owner(s) of the property that is to be mined by the above applicant have read the Mined Land Use Plan, which sets forth the applicant's mining and reclamation plan for the property to be mined, and hereby irrevocably consent and agree to the performance of the Mined Land Use Plan by the applicant, his surety or insurer, or the NYS Department of Environmental Conservation. The surface landowner(s) and mineral owner(s) further agree to allow access to the property to Department personnel for the purpose of conducting inspections or investigations in the regular course of their duties.

SIGNATURE(S) OF SURFACE LANDOWNER(S): Curtis Hayward, Edith Hayward — DATE: 10/18/24, 10/18/24
SIGNATURE(S) OF MINERAL OWNER(S): Curtis Hayward, Edith Hayward — DATE: 10/18/24, 10/18/24

22. I hereby affirm under penalty of perjury that information provided on this form is true to the best of my knowledge and belief. False statements made herein are punishable as a Class A misdemeanor pursuant to Section 210.45 of the Penal Law.

NAME, TITLE AND SIGNATURE OF APPLICANT OR AUTHORIZED REPRESENTATIVE: Stewart D. Petrovits, Secretary & Treasurer — DATE: 10/31/2024

ATTACHMENT 2

MINED LAND ORGANIZATIONAL REPORT

DIVISION OF MINERAL RESOURCES
625 BROADWAY - 3RD FLOOR, ALBANY, NEW YORK 12233-6500

OFFICE FILE NUMBER

NEW YORK STATE | Department of Environmental Conservation

ORGANIZATIONAL REPORT

INCOMPLETE FORMS ARE NOT ACCEPTABLE AND WILL BE RETURNED FOR COMPLETION

1. FULL NAME AND COMPLETE MAILING ADDRESS OF THE ENTITY; INCLUDE NAME AND TITLE TO WHOM ALL CORRESPONDENCE SHOULD BE SENT.

Stewart D. Petrovits, Secretary/Treasurer
Route 82 Sand and Gravel, Inc.
27 Commerce Street
Poughkeepsie, NY 12603

EMAIL ADDRESS: route82sand@verizon.net
TELEPHONE (845) 471-8700
FAX NUMBER (845) 486-4512

2. FULL NAME AND COMPLETE MAILING ADDRESS OF **AGENT IN NEW YORK** WHO CAN BE SERVED ORDERS, NOTICES AND PROCESSES OF THE DEPARTMENT OR ANY COURT OF LAW. POST OFFICE BOX ADDRESSES ARE NOT ACCEPTABLE.

Stewart D. Petrovits, Secretary/Treasurer
Route 82 Sand and Gravel, Inc.
27 Commerce Street
Poughkeepsie, NY 12603

EMAIL ADDRESS: route82sand@verizon.net
TELEPHONE (845) 471-8700

3. TYPE OF ACTIVITY (Check those that apply)

- ☐ PRODUCTION–Oil, Gas, Injection or Geothermal Well(s)
- ☐ STORAGE–Underground Gas or LPG Facility
- ☐ PURCHASING–Of Oil or Gas from Others
- ☐ TRANSPORTATION–By Truck or Pipeline for Others
- ☐ PLUGGING–Plug and Abandon Wells for Others
- ☐ DRILLING–Drill Wells for Others
- ☐ SOLUTION MINING–Own/Operate Facility
- ☐ BRINE DISPOSAL–Own/Operate Facility
- ☐ STRATIGRAPHIC–Own Well or Hole
- ☑ SURFACE MINING–Own/Operate Facility
- ☐ UNDERGROUND MINING–Own/Operate Facility

4. STATE WHETHER THE ENTITY IS A CORPORATION, LIMITED LIABILITY COMPANY, ASSOCIATION, PARTNERSHIP, INDIVIDUAL, PUBLIC AUTHORITY OR GOVERNMENTAL AGENCY, OR TRUST. IF FOREIGN (OUT-OF-STATE) CORPORATION, GIVE STATE AND DATE OF INCORPORATION AND DATE OF AUTHORIZATION TO DO BUSINESS IN NEW YORK STATE. IF PARTNERSHIP, STATE WHETHER GENERAL OR LIMITED AND COUNTY OF FILING. IF DBA, GENERAL PARTNERSHIP OR ASSUMED NAME OF A LIMITED LIABILITY PARTNERSHIP, GIVE COUNTY OF FILING.

New York State Corporation - Incorporated 11-12-1967

5. IF THE NAME ENTERED IN BOX 1 IS NEW, INCLUDE THE COMPLETE NAME AND ADDRESS OF THE PREVIOUS ENTITY.

6. IF ENTITY IS A CORPORATION OR ASSOCIATION, LIST **ALL** DIRECTORS **AND ALL** OFFICERS. IF A PARTNERSHIP, LIST **ALL** GENERAL **AND ALL** LIMITED PARTNERS. IF A LLC, LIST **ALL** MEMBERS. CHECK BOX IF ADDITIONAL SHEETS ARE ATTACHED. ☐

NAME	TITLE
Dana L. Wiehe	President
Stewart D. Petrovits	Vice President

7. LIST ALL PERSONS AUTHORIZED BY THE ENTITY TO SIGN ALL SUBMITTALS TO THE DEPARTMENT. AT LEAST ONE PERSON MUST BE LISTED.

NAME	TITLE
Dana L. Wiehe	President
Stewart D. Petrovits	Vice President

DONNA COLUCCIO
Notary Public, State of New York
No. 01C04960232
Qualified in Dutchess County
Commission Expires December 18, 2025

I affirm under penalty of perjury that the information provided in this report is true to the best of my knowledge and belief. I am aware any false statement made in this report is punishable pursuant to Section 210.45 of the Penal Law.

TYPE OR PRINT NAME OF AUTHORIZED PERSON
Stewart D. Petrovits

SIGNATURE

DATE 11/5/2024

SWORN TO AND SUBSCRIBED BEFORE ME, THIS 5th DAY OF November 20 24

NOTARY PUBLIC Donna M. Coluccio

ATTACHMENT 3

FULL ENVIRONMENTAL ASSESSMENT FORM

Instructions for Completing Part 1

Part 1 is to be completed by the applicant or project sponsor. Responses become part of the application for approval or funding, are subject to public review, and may be subject to further verification.

Complete Part 1 based on information currently available. If additional research or investigation would be needed to fully respond to any item, please answer as thoroughly as possible based on current information; indicate whether missing information does not exist, or is not reasonably available to the sponsor; and, when possible, generally describe work or studies which would be necessary to update or fully develop that information.

Applicants/sponsors must complete all items in Sections A & B. In Sections C, D & E, most items contain an initial question that must be answered either "Yes" or "No". If the answer to the initial question is "Yes", complete the sub-questions that follow. If the answer to the initial question is "No", proceed to the next question. Section F allows the project sponsor to identify and attach any additional information. Section G requires the name and signature of the applicant or project sponsor to verify that the information contained in Part 1is accurate and complete.

A. Project and Applicant/Sponsor Information.

Name of Action or Project: Route 82 Sand & Gravel Mine - Life of Mine Modification		
Project Location (describe, and attach a general location map): 17 Canoe Hill Road, Millbrook, New York 12545		
Brief Description of Proposed Action (include purpose or need): The mining plan modification consists of an approximately 4.0-acre lateral expansion of the life of mine along the north-northwest corner of Phase B. The modification expands the life of mine from 82.8 acres to 86.8 acres and extends the boundary onto tax parcel #: 135889-6566-00-923079-0000, controlled by landowner Christopher Olson. No operational changes are proposed by this modification.		
Name of Applicant/Sponsor: Route 82 Sand & Gravel / Stewart D. Petrovits (Secretary & Treasurer)	Telephone: (845) 471-8700 E-Mail: route82sand@verizon.net	
Address: 27 Commerce Street		
City/PO: Poughkeepsie	State: NY	Zip Code: 12603
Project Contact (if not same as sponsor; give name and title/role):	Telephone: E-Mail:	
Address:		
City/PO:	State:	Zip Code:
Property Owner (if not same as sponsor): Edith Hayward & Curt Hayward / Christopher Olson (Olson Trust) - Co-Property Owners	Telephone: (203) 761-2118 E-Mail: saltpointholdings@gmail.com	
Address: 10 Creek Circle (Hayward) / 5088 NYS Route 82 (Olson)		
City/PO: Rhinebeck (Hayward) / Salt Point (Olson); Zip code: 12578	State: NY	Zip Code: 12572

B. Government Approvals

B. Government Approvals, Funding, or Sponsorship. ("Funding" includes grants, loans, tax relief, and any other forms of financial assistance.)

Government Entity	If Yes: Identify Agency and Approval(s) Required	Application Date (Actual or projected)
a. City Counsel, Town Board, or Village Board of Trustees ☐Yes ☑No		
b. City, Town or Village Planning Board or Commission ☑Yes ☐No	Special Use Permit, Wetlands and Watercourse Permit	Approved March 1, 2016. Modification application projected 12/2024
c. City, Town or Village Zoning Board of Appeals ☐Yes ☑No		
d. Other local agencies ☐Yes ☑No		
e. County agencies ☐Yes ☑No		
f. Regional agencies ☐Yes ☑No		
g. State agencies ☑Yes ☐No	3-1358-00024/00002; PBS# 3-436607; and WWR0001338	Only the Mined Land Reclamation permit requires modification.
h. Federal agencies ☐Yes ☑No		

i. Coastal Resources.

i. Is the project site within a Coastal Area, or the waterfront area of a Designated Inland Waterway? ☐Yes ☑No

ii. Is the project site located in a community with an approved Local Waterfront Revitalization Program? ☐Yes ☑No

iii. Is the project site within a Coastal Erosion Hazard Area? ☐Yes ☑No

C. Planning and Zoning

C.1. Planning and zoning actions.

Will administrative or legislative adoption, or amendment of a plan, local law, ordinance, rule or regulation be the only approval(s) which must be granted to enable the proposed action to proceed? ☐Yes ☑No

- **If Yes,** complete sections C, F and G.
- **If No,** proceed to question C.2 and complete all remaining sections and questions in Part 1

C.2. Adopted land use plans.

a. Do any municipally- adopted (city, town, village or county) comprehensive land use plan(s) include the site where the proposed action would be located? ☑Yes ☐No

If Yes, does the comprehensive plan include specific recommendations for the site where the proposed action would be located? ☐Yes ☑No

b. Is the site of the proposed action within any local or regional special planning district (for example: Greenway; Brownfield Opportunity Area (BOA); designated State or Federal heritage area; watershed management plan; or other?) ☐Yes ☑No

If Yes, identify the plan(s):

c. Is the proposed action located wholly or partially within an area listed in an adopted municipal open space plan, or an adopted municipal farmland protection plan? ☐Yes ☑No

If Yes, identify the plan(s):

C.3. Zoning

a. Is the site of the proposed action located in a municipality with an adopted zoning law or ordinance. ☑ Yes ☐ No
If Yes, what is the zoning classification(s) including any applicable overlay district?
RS-5: Low Density Residential

b. Is the use permitted or allowed by a special or conditional use permit? ☑ Yes ☐ No

c. Is a zoning change requested as part of the proposed action? ☐ Yes ☑ No
If Yes,
i. What is the proposed new zoning for the site? _____

C.4. Existing community services.

a. In what school district is the project site located? Millbrook CSD

b. What police or other public protection forces serve the project site?
Dutchess County Sheriff and New York State Police

c. Which fire protection and emergency medical services serve the project site?
Millbrook Fire Department

d. What parks serve the project site?
None

D. Project Details

D.1. Proposed and Potential Development

a. What is the general nature of the proposed action (e.g., residential, industrial, commercial, recreational; if mixed, include all components)? Sand and Gravel Mining

b. a. Total acreage of the site of the proposed action? 86.8 acres
b. Total acreage to be physically disturbed? 86.8 acres
c. Total acreage (project site and any contiguous properties) owned or controlled by the applicant or project sponsor? 151.2 acres

c. Is the proposed action an expansion of an existing project or use? ☑ Yes ☐ No
i. If Yes, what is the approximate percentage of the proposed expansion and identify the units (e.g., acres, miles, housing units, square feet)? % 4.6 Units: 4.0 Acres

d. Is the proposed action a subdivision, or does it include a subdivision? ☐ Yes ☑ No
If Yes,
i. Purpose or type of subdivision? (e.g., residential, industrial, commercial; if mixed, specify types)

ii. Is a cluster/conservation layout proposed? ☐ Yes ☐ No
iii. Number of lots proposed? _____
iv. Minimum and maximum proposed lot sizes? Minimum _____ Maximum _____

e. Will the proposed action be constructed in multiple phases? ☐ Yes ☑ No
i. If No, anticipated period of construction: >12 months
ii. If Yes:
- Total number of phases anticipated _____
- Anticipated commencement date of phase 1 (including demolition) _____ month _____ year
- Anticipated completion date of final phase _____ month _____ year
- Generally describe connections or relationships among phases, including any contingencies where progress of one phase may determine timing or duration of future phases: _____

f. Does the project include new residential uses? ☐Yes ☑No
If Yes, show numbers of units proposed.

	One Family	Two Family	Three Family	Multiple Family (four or more)
Initial Phase				
At completion of all phases				

g. Does the proposed action include new non-residential construction (including expansions)? ☐Yes ☑No
If Yes,
i. Total number of structures _____
ii. Dimensions (in feet) of largest proposed structure: _____height; _____width; and _____ length
iii. Approximate extent of building space to be heated or cooled: _____ square feet

h. Does the proposed action include construction or other activities that will result in the impoundment of any liquids, such as creation of a water supply, reservoir, pond, lake, waste lagoon or other storage? ☑Yes ☐No
If Yes,
i. Purpose of the impoundment: Creation of a pond in accordance with the approved reclamation plan.
ii. If a water impoundment, the principal source of the water: ☑ Ground water ☐ Surface water streams ☐Other specify:
iii. If other than water, identify the type of impounded/contained liquids and their source.
iv. Approximate size of the proposed impoundment. Volume: 200+ million gallons; surface area: 42.8 acres
v. Dimensions of the proposed dam or impounding structure: NA height; NA length Excavation below grade
vi. Construction method/materials for the proposed dam or impounding structure (e.g., earth fill, rock, wood, concrete):
Following mining of sand and gravel the site will be reclaimed with a pond.

D.2. Project Operations

a. Does the proposed action include any excavation, mining, or dredging, during construction, operations, or both? ☑Yes ☐No
(Not including general site preparation, grading or installation of utilities or foundations where all excavated materials will remain onsite)
If Yes:
i. What is the purpose of the excavation or dredging? Mining sand and gravel for sale as construction aggregate.
ii. How much material (including rock, earth, sediments, etc.) is proposed to be removed from the site?
- Volume (specify tons or cubic yards): Additional 215,000 CY
- Over what duration of time? Approximately 10 to 11 years

iii. Describe nature and characteristics of materials to be excavated or dredged, and plans to use, manage or dispose of them.
Sand and gravel. The subject modification will extend the life of mine horizontally 4.0 acres to the north and west of Phase B and will be consistent with already approved permit conditions to continue to mine and process sand and gravel to a maximum of 86.8 acres.
iv. Will there be onsite dewatering or processing of excavated materials? ☑Yes ☐No
If yes, describe. Dewatering will not be employed. Excavated materials will be handled, unloaded, washed and screened, stockpiled, and loaded in accordance with the existing permitted Mining Plan.
v. What is the total area to be dredged or excavated? 86.8 acres
vi. What is the maximum area to be worked at any one time? <5 acres
vii. What would be the maximum depth of excavation or dredging? 33-36 feet
viii. Will the excavation require blasting? ☐Yes ☑No
ix. Summarize site reclamation goals and plan:
Graded slopes will be blended into adjacent areas to prevent shelves or steep troughs and revegetation applications included topsoil placement, seeding, planting, and vegetating will be completed in accordance with the referenced guidelines. The Applicant will grade aquatic benches and shallow areas in the pond to enhance the productivity of the pond and attract wildlife.

b. Would the proposed action cause or result in alteration of, increase or decrease in size of, or encroachment into any existing wetland, waterbody, shoreline, beach or adjacent area? ☑Yes ☐No
If Yes:
i. Identify the wetland or waterbody which would be affected (by name, water index number, wetland map number or geographic description): No offsite wetlands or water bodies will be affected by the proposed action. Existing man-made ponds are used as recycled water sources for the wash plant.

ii. Describe how the proposed action would affect that waterbody or wetland, e.g. excavation, fill, placement of structures, or alteration of channels, banks and shorelines. Indicate extent of activities, alterations and additions in square feet or acres:
The size of the pond at final reclamation would increase from approximately 38.7 acres to 42.8 acres.

iii. Will the proposed action cause or result in disturbance to bottom sediments? ☐Yes ☑No
If Yes, describe:

iv. Will the proposed action cause or result in the destruction or removal of aquatic vegetation? ☐Yes ☑No
If Yes:

- acres of aquatic vegetation proposed to be removed:
- expected acreage of aquatic vegetation remaining after project completion:
- purpose of proposed removal (e.g. beach clearing, invasive species control, boat access):
- proposed method of plant removal:
- if chemical/herbicide treatment will be used, specify product(s):

v. Describe any proposed reclamation/mitigation following disturbance:

c. Will the proposed action use, or create a new demand for water? ☐Yes ☑No
If Yes:

i. Total anticipated water usage/demand per day: _____ gallons/day

ii. Will the proposed action obtain water from an existing public water supply? ☐Yes ☑No
If Yes:

- Name of district or service area:
- Does the existing public water supply have capacity to serve the proposal? ☐Yes ☐No
- Is the project site in the existing district? ☐Yes ☐No
- Is expansion of the district needed? ☐Yes ☐No
- Do existing lines serve the project site? ☐Yes ☐No

iii. Will line extension within an existing district be necessary to supply the project? ☐Yes ☑No
If Yes:

- Describe extensions or capacity expansions proposed to serve this project:
- Source(s) of supply for the district:

iv. Is a new water supply district or service area proposed to be formed to serve the project site? ☐ Yes ☑No
If, Yes:

- Applicant/sponsor for new district:
- Date application submitted or anticipated:
- Proposed source(s) of supply for new district:

v. If a public water supply will not be used, describe plans to provide water supply for the project:
There are 5 onsite man-made ponds located in depressions where the water table is intersected, used for recharging wash water to the processing plant.

vi. If water supply will be from wells (public or private), what is the maximum pumping capacity: 20 gallons/minute.

d. Will the proposed action generate liquid wastes? ☐Yes ☑No
If Yes:

i. Total anticipated liquid waste generation per day: _____ gallons/day

ii. Nature of liquid wastes to be generated (e.g., sanitary wastewater, industrial; if combination, describe all components and approximate volumes or proportions of each):

iii. Will the proposed action use any existing public wastewater treatment facilities? ☐Yes ☐No
If Yes:

- Name of wastewater treatment plant to be used:
- Name of district:
- Does the existing wastewater treatment plant have capacity to serve the project? ☐Yes ☐No
- Is the project site in the existing district? ☐Yes ☐No
- Is expansion of the district needed? ☐Yes ☐No

- Do existing sewer lines serve the project site? ☐Yes ☐No
- Will a line extension within an existing district be necessary to serve the project? ☐Yes ☐No

  If Yes:
  - Describe extensions or capacity expansions proposed to serve this project: _____

iv. Will a new wastewater (sewage) treatment district be formed to serve the project site? ☐Yes ☐No

If Yes:
- Applicant/sponsor for new district: _____
- Date application submitted or anticipated: _____
- What is the receiving water for the wastewater discharge? _____

v. If public facilities will not be used, describe plans to provide wastewater treatment for the project, including specifying proposed receiving water (name and classification if surface discharge or describe subsurface disposal plans):

_____

vi. Describe any plans or designs to capture, recycle or reuse liquid waste: _____

e. Will the proposed action disturb more than one acre and create stormwater runoff, either from new point sources (i.e. ditches, pipes, swales, curbs, gutters or other concentrated flows of stormwater) or non-point source (i.e. sheet flow) during construction or post construction? ☐Yes ☑No

If Yes:

i. How much impervious surface will the project create in relation to total size of project parcel?

_____ Square feet or _____ acres (impervious surface)

_____ Square feet or _____ acres (parcel size)

ii. Describe types of new point sources. _____

iii. Where will the stormwater runoff be directed (i.e. on-site stormwater management facility/structures, adjacent properties, groundwater, on-site surface water or off-site surface waters)?

_____

- If to surface waters, identify receiving water bodies or wetlands: _____
- Will stormwater runoff flow to adjacent properties? ☐Yes ☐No

iv. Does the proposed plan minimize impervious surfaces, use pervious materials or collect and re-use stormwater? ☐Yes ☐No

f. Does the proposed action include, or will it use on-site, one or more sources of air emissions, including fuel combustion, waste incineration, or other processes or operations? ☑Yes ☐No

If Yes, identify:

i. Mobile sources during project operations (e.g., heavy equipment, fleet or delivery vehicles)

Excavator, Bucket Loader, Dump Trucks/Trailers, Portable Screen

ii. Stationary sources during construction (e.g., power generation, structural heating, batch plant, crushers)

None

iii. Stationary sources during operations (e.g., process emissions, large boilers, electric generation)

None

g. Will any air emission sources named in D.2.f (above), require a NY State Air Registration, Air Facility Permit, or Federal Clean Air Act Title IV or Title V Permit? ☐Yes ☑No

If Yes:

i. Is the project site located in an Air quality non-attainment area? (Area routinely or periodically fails to meet ambient air quality standards for all or some parts of the year) ☐Yes ☐No

ii. In addition to emissions as calculated in the application, the project will generate:
- _____Tons/year (short tons) of Carbon Dioxide (CO_2)
- _____Tons/year (short tons) of Nitrous Oxide (N_2O)
- _____Tons/year (short tons) of Perfluorocarbons (PFCs)
- _____Tons/year (short tons) of Sulfur Hexafluoride (SF_6)
- _____Tons/year (short tons) of Carbon Dioxide equivalent of Hydroflourocarbons (HFCs)
- _____Tons/year (short tons) of Hazardous Air Pollutants (HAPs)

h. Will the proposed action generate or emit methane (including, but not limited to, sewage treatment plants, landfills, composting facilities)? ☐Yes ☑No

If Yes:

i. Estimate methane generation in tons/year (metric): _____

ii. Describe any methane capture, control or elimination measures included in project design (e.g., combustion to generate heat or electricity, flaring): _____

i. Will the proposed action result in the release of air pollutants from open-air operations or processes, such as quarry or landfill operations? ☑Yes ☐No

If Yes: Describe operations and nature of emissions (e.g., diesel exhaust, rock particulates/dust): _____

j. Will the proposed action result in a substantial increase in traffic above present levels or generate substantial new demand for transportation facilities or services? ☐Yes ☑No

If Yes:

i. When is the peak traffic expected (Check all that apply): ☐ Morning ☐ Evening ☐Weekend ☐ Randomly between hours of _____ to _____.

ii. For commercial activities only, projected number of truck trips/day and type (e.g., semi trailers and dump trucks): _____

iii. Parking spaces: Existing _____ Proposed _____ Net increase/decrease _____

iv. Does the proposed action include any shared use parking? ☐Yes ☐No

v. If the proposed action includes any modification of existing roads, creation of new roads or change in existing access, describe: _____

vi. Are public/private transportation service(s) or facilities available within ½ mile of the proposed site? ☐Yes ☐No

vii Will the proposed action include access to public transportation or accommodations for use of hybrid, electric or other alternative fueled vehicles? ☐Yes ☐No

viii. Will the proposed action include plans for pedestrian or bicycle accommodations for connections to existing pedestrian or bicycle routes? ☐Yes ☐No

k. Will the proposed action (for commercial or industrial projects only) generate new or additional demand for energy? ☐Yes ☑No

If Yes:

i. Estimate annual electricity demand during operation of the proposed action: _____

ii. Anticipated sources/suppliers of electricity for the project (e.g., on-site combustion, on-site renewable, via grid/local utility, or other): _____

iii. Will the proposed action require a new, or an upgrade, to an existing substation? ☐Yes ☐No

l. Hours of operation. Answer all items which apply.

i. During Construction:

- Monday - Friday: 6:00 A.M. to 6:00 P.M.
- Saturday: 6:00 A.M. to 6:00 P.M.
- Sunday: NA
- Holidays: NA

ii. During Operations:

- Monday - Friday: 6:00 A.M. to 6:00 P.M.
- Saturday: 6:00 A.M. to 6:00 P.M.
- Sunday: NA
- Holidays: NA

m. Will the proposed action produce noise that will exceed existing ambient noise levels during construction, operation, or both? ☐ Yes ☑ No

If yes:

i. Provide details including sources, time of day and duration:

ii. Will the proposed action remove existing natural barriers that could act as a noise barrier or screen? ☐ Yes ☐ No

Describe:

n. Will the proposed action have outdoor lighting? ☐ Yes ☑ No

If yes:

i. Describe source(s), location(s), height of fixture(s), direction/aim, and proximity to nearest occupied structures:

ii. Will proposed action remove existing natural barriers that could act as a light barrier or screen? ☐ Yes ☐ No

Describe:

o. Does the proposed action have the potential to produce odors for more than one hour per day? ☐ Yes ☑ No

If Yes, describe possible sources, potential frequency and duration of odor emissions, and proximity to nearest occupied structures:

p. Will the proposed action include any bulk storage of petroleum (combined capacity of over 1,100 gallons) or chemical products 185 gallons in above ground storage or any amount in underground storage? ☑ Yes ☐ No

If Yes:

i. Product(s) to be stored PBS # 3-436607 (Gasoline, #2 Fuel Oil, Diesel, Lube Oil, and Waste Oil/Used Oil ASTs: Total Capacity = 3,250 gallons)

ii. Volume(s) 3,250 per unit time Month (e.g., month, year)

iii. Generally, describe the proposed storage facilities:

PBS # 3-436607 (Gasoline, #2 Fuel Oil, Diesel, Lube Oil, and Waste Oil/Used Oil ASTs: Total Capacity = 3,250 gallons)

q. Will the proposed action (commercial, industrial and recreational projects only) use pesticides (i.e., herbicides, insecticides) during construction or operation? ☐ Yes ☑ No

If Yes:

i. Describe proposed treatment(s):

ii. Will the proposed action use Integrated Pest Management Practices? ☐ Yes ☐ No

r. Will the proposed action (commercial or industrial projects only) involve or require the management or disposal of solid waste (excluding hazardous materials)? ☐ Yes ☑ No

If Yes:

i. Describe any solid waste(s) to be generated during construction or operation of the facility:

- Construction: _____ tons per _____ (unit of time)
- Operation : _____ tons per _____ (unit of time)

ii. Describe any proposals for on-site minimization, recycling or reuse of materials to avoid disposal as solid waste:

- Construction:
- Operation:

iii. Proposed disposal methods/facilities for solid waste generated on-site:

- Construction:
- Operation:

s. Does the proposed action include construction or modification of a solid waste management facility? ☐ Yes ☑ No

If Yes:

i. Type of management or handling of waste proposed for the site (e.g., recycling or transfer station, composting, landfill, or other disposal activities): _____

ii. Anticipated rate of disposal/processing:

- _____ Tons/month, if transfer or other non-combustion/thermal treatment, or
- _____ Tons/hour, if combustion or thermal treatment

iii. If landfill, anticipated site life: _____ years

t. Will the proposed action at the site involve the commercial generation, treatment, storage, or disposal of hazardous waste? ☐ Yes ☑ No

If Yes:

i. Name(s) of all hazardous wastes or constituents to be generated, handled or managed at facility: _____

ii. Generally describe processes or activities involving hazardous wastes or constituents: _____

iii. Specify amount to be handled or generated _____ tons/month

iv. Describe any proposals for on-site minimization, recycling or reuse of hazardous constituents: _____

v. Will any hazardous wastes be disposed at an existing offsite hazardous waste facility? ☐ Yes ☐ No

If Yes: provide name and location of facility: _____

If No: describe proposed management of any hazardous wastes which will not be sent to a hazardous waste facility: _____

E. Site and Setting of Proposed Action

E.1. Land uses on and surrounding the project site

a. Existing land uses.

i. Check all uses that occur on, adjoining and near the project site.

☐ Urban ☐ Industrial ☐ Commercial ☑ Residential (suburban) ☐ Rural (non-farm)
☐ Forest ☐ Agriculture ☐ Aquatic ☑ Other (specify): Sand and Gravel Mine

ii. If mix of uses, generally describe:

Zoned RS-5 (Low-Density Residential), use approved by Special Use Permit for sand and gravel mining.

b. Land uses and covertypes on the project site.

Land use or Covertype	Current Acreage	Acreage After Project Completion	Change (Acres +/-)
• Roads, buildings, and other paved or impervious surfaces	<1	<1	0
• Forested	4	4	0
• Meadows, grasslands or brushlands (non-agricultural, including abandoned agricultural)	29.6	39	+9.4
• Agricultural (includes active orchards, field, greenhouse etc.)	0	0	0
• Surface water features (lakes, ponds, streams, rivers, etc.)	3	42.8	+39.8
• Wetlands (freshwater or tidal)	0	0	0
• Non-vegetated (bare rock, earth or fill)	45.2	0	-45.2
• Other Describe: _____	0	0	0

c. Is the project site presently used by members of the community for public recreation? ☐Yes ☑No

i. If Yes: explain: _____

d. Are there any facilities serving children, the elderly, people with disabilities (e.g., schools, hospitals, licensed day care centers, or group homes) within 1500 feet of the project site? ☐Yes ☑No

If Yes,

i. Identify Facilities:

_____

_____

e. Does the project site contain an existing dam? ☐Yes ☑No

If Yes:

i. Dimensions of the dam and impoundment:

- Dam height: _____ feet
- Dam length: _____ feet
- Surface area: _____ acres
- Volume impounded: _____ gallons OR acre-feet

ii. Dam's existing hazard classification: _____

iii. Provide date and summarize results of last inspection:

_____

_____

f. Has the project site ever been used as a municipal, commercial or industrial solid waste management facility, or does the project site adjoin property which is now, or was at one time, used as a solid waste management facility? ☐Yes ☑No

If Yes:

i. Has the facility been formally closed? ☐Yes ☐ No

- If yes, cite sources/documentation: _____

ii. Describe the location of the project site relative to the boundaries of the solid waste management facility:

_____

_____

iii. Describe any development constraints due to the prior solid waste activities: _____

_____

g. Have hazardous wastes been generated, treated and/or disposed of at the site, or does the project site adjoin property which is now or was at one time used to commercially treat, store and/or dispose of hazardous waste? ☐Yes ☑No

If Yes:

i. Describe waste(s) handled and waste management activities, including approximate time when activities occurred:

_____

_____

h. Potential contamination history. Has there been a reported spill at the proposed project site, or have any remedial actions been conducted at or adjacent to the proposed site? ☐Yes ☑ No

If Yes:

i. Is any portion of the site listed on the NYSDEC Spills Incidents database or Environmental Site Remediation database? Check all that apply: ☐Yes ☐No

☐ Yes – Spills Incidents database Provide DEC ID number(s): _____

☐ Yes – Environmental Site Remediation database Provide DEC ID number(s): _____

☐ Neither database

ii. If site has been subject of RCRA corrective activities, describe control measures: _____

_____

_____

iii. Is the project within 2000 feet of any site in the NYSDEC Environmental Site Remediation database? ☐Yes ☑No

If yes, provide DEC ID number(s): _____

iv. If yes to (i), (ii) or (iii) above, describe current status of site(s):

_____

_____

v. Is the project site subject to an institutional control limiting property uses? ☐ Yes ☑ No

- If yes, DEC site ID number: _____
- Describe the type of institutional control (e.g., deed restriction or easement): _____
- Describe any use limitations: _____
- Describe any engineering controls: _____
- Will the project affect the institutional or engineering controls in place? ☐ Yes ☐ No
- Explain: _____

E.2. Natural Resources On or Near Project Site

a. What is the average depth to bedrock on the project site? 0-65 feet

b. Are there bedrock outcroppings on the project site? ☑ Yes ☐ No
If Yes, what proportion of the site is comprised of bedrock outcroppings? 10 %

c. Predominant soil type(s) present on project site: Sand and Gravel 100 %
_____ %
_____ %

d. What is the average depth to the water table on the project site? Average: 17-50 feet

e. Drainage status of project site soils: ☑ Well Drained: 100 % of site
☐ Moderately Well Drained: ____ % of site
☐ Poorly Drained ____ % of site

f. Approximate proportion of proposed action site with slopes: ☑ 0-10%: 60 % of site
☑ 10-15%: 10 % of site
☑ 15% or greater: 30 % of site

g. Are there any unique geologic features on the project site? ☐ Yes ☑ No
If Yes, describe: _____

h. Surface water features.

i. Does any portion of the project site contain wetlands or other waterbodies (including streams, rivers, ponds or lakes)? ☑ Yes ☐ No

ii. Do any wetlands or other waterbodies adjoin the project site? ☑ Yes ☐ No

If Yes to either *i* or *ii*, continue. If No, skip to E.2.i.

iii. Are any of the wetlands or waterbodies within or adjoining the project site regulated by any federal, state or local agency? ☑ Yes ☐ No

iv. For each identified regulated wetland and waterbody on the project site, provide the following information:

- Streams: Name _____ Classification _____
- Lakes or Ponds: Name _____ Classification _____
- Wetlands: Name Federal Waters Approximate Size _____
- Wetland No. (if regulated by DEC) _____

v. Are any of the above water bodies listed in the most recent compilation of NYS water quality-impaired waterbodies? ☐ Yes ☑ No

If yes, name of impaired water body/bodies and basis for listing as impaired: _____

i. Is the project site in a designated Floodway? ☐ Yes ☑ No

j. Is the project site in the 100-year Floodplain? ☐ Yes ☑ No

k. Is the project site in the 500-year Floodplain? ☐ Yes ☑ No

l. Is the project site located over, or immediately adjoining, a primary, principal or sole source aquifer? ☑ Yes ☐ No
If Yes:

i. Name of aquifer: Principal Aquifer

m. Identify the predominant wildlife species that occupy or use the project site:
White Tailed Deer
Field Sparrow
Groundhog
Gray Squirrel

n. Does the project site contain a designated significant natural community? ☐Yes ☑No
If Yes:
i. Describe the habitat/community (composition, function, and basis for designation):
ii. Source(s) of description or evaluation:
iii. Extent of community/habitat:
- Currently: _____ acres
- Following completion of project as proposed: _____ acres
- Gain or loss (indicate + or -): _____ acres

o. Does project site contain any species of plant or animal that is listed by the federal government or NYS as endangered or threatened, or does it contain any areas identified as habitat for an endangered or threatened species? ☐Yes ☑No
If Yes:
i. Species and listing (endangered or threatened):

p. Does the project site contain any species of plant or animal that is listed by NYS as rare, or as a species of special concern? ☐Yes ☑No
If Yes:
i. Species and listing:

q. Is the project site or adjoining area currently used for hunting, trapping, fishing or shell fishing? ☐Yes ☑No
If yes, give a brief description of how the proposed action may affect that use:

E.3. Designated Public Resources On or Near Project Site

a. Is the project site, or any portion of it, located in a designated agricultural district certified pursuant to Agriculture and Markets Law, Article 25-AA, Section 303 and 304? ☑Yes ☐No
If Yes, provide county plus district name/number: DUTC021

b. Are agricultural lands consisting of highly productive soils present? ☐Yes ☑No
i. If Yes: acreage(s) on project site?
ii. Source(s) of soil rating(s):

c. Does the project site contain all or part of, or is it substantially contiguous to, a registered National Natural Landmark? ☐Yes ☑No
If Yes:
i. Nature of the natural landmark: ☐ Biological Community ☐ Geological Feature
ii. Provide brief description of landmark, including values behind designation and approximate size/extent:

d. Is the project site located in or does it adjoin a state listed Critical Environmental Area? ☐Yes ☑No
If Yes:
i. CEA name:
ii. Basis for designation:
iii. Designating agency and date:

e. Does the project site contain, or is it substantially contiguous to, a building, archaeological site, or district which is listed on the National or State Register of Historic Places, or that has been determined by the Commissioner of the NYS Office of Parks, Recreation and Historic Preservation to be eligible for listing on the State Register of Historic Places? ☐ Yes ☑ No

If Yes:

i. Nature of historic/archaeological resource: ☐ Archaeological Site ☐ Historic Building or District

ii. Name: _____

iii. Brief description of attributes on which listing is based: _____

f. Is the project site, or any portion of it, located in or adjacent to an area designated as sensitive for archaeological sites on the NY State Historic Preservation Office (SHPO) archaeological site inventory? ☐ Yes ☑ No

g. Have additional archaeological or historic site(s) or resources been identified on the project site? ☐ Yes ☑ No

If Yes:

i. Describe possible resource(s): _____

ii. Basis for identification: _____

h. Is the project site within fives miles of any officially designated and publicly accessible federal, state, or local scenic or aesthetic resource? ☑ Yes ☐ No

If Yes:

i. Identify resource: Taconic State Parkway

ii. Nature of, or basis for, designation (e.g., established highway overlook, state or local park, state historic trail or scenic byway, etc.): Scenic Byway that is not visible from the mine site due to extensive vegetative screening.

iii. Distance between project and resource: 0.85 miles.

i. Is the project site located within a designated river corridor under the Wild, Scenic and Recreational Rivers Program 6 NYCRR 666? ☐ Yes ☑ No

If Yes:

i. Identify the name of the river and its designation: _____

ii. Is the activity consistent with development restrictions contained in 6NYCRR Part 666? ☐ Yes ☐ No

F. Additional Information

Attach any additional information which may be needed to clarify your project.

If you have identified any adverse impacts which could be associated with your proposal, please describe those impacts plus any measures which you propose to avoid or minimize them.

G. Verification

I certify that the information provided is true to the best of my knowledge.

Applicant/Sponsor Name Stewart D. Petrovits Date 11/5/2024

Signature _____ Title Secretary and Treasurer

PRINT FORM

EAF Mapper Summary Report

Monday, November 4, 2024 4:03 PM

Disclaimer: The EAF Mapper is a screening tool intended to assist project sponsors and reviewing agencies in preparing an environmental assessment form (EAF). Not all questions asked in the EAF are answered by the EAF Mapper. Additional information on any EAF question can be obtained by consulting the EAF Workbooks. Although the EAF Mapper provides the most up-to-date digital data available to DEC, you may also need to contact local or other data sources in order to obtain data not provided by the Mapper. Digital data is not a substitute for agency determinations.

B.i.i [Coastal or Waterfront Area]	No
B.i.ii [Local Waterfront Revitalization Area]	No
C.2.b. [Special Planning District]	Digital mapping data are not available or are incomplete. Refer to EAF Workbook.
E.1.h [DEC Spills or Remediation Site - Potential Contamination History]	Digital mapping data are not available or are incomplete. Refer to EAF Workbook.
E.1.h.i [DEC Spills or Remediation Site - Listed]	Digital mapping data are not available or are incomplete. Refer to EAF Workbook.
E.1.h.i [DEC Spills or Remediation Site - Environmental Site Remediation Database]	Digital mapping data are not available or are incomplete. Refer to EAF Workbook.
E.1.h.iii [Within 2,000' of DEC Remediation Site]	No
E.2.g [Unique Geologic Features]	No
E.2.h.i [Surface Water Features]	Yes
E.2.h.ii [Surface Water Features]	Yes
E.2.h.iii [Surface Water Features]	Yes - Digital mapping information on local and federal wetlands and waterbodies is known to be incomplete. Refer to EAF Workbook.
E.2.h.iv [Surface Water Features - Wetlands Name]	Federal Waters
E.2.h.v [Impaired Water Bodies]	No
E.2.i. [Floodway]	No
E.2.j. [100 Year Floodplain]	No
E.2.k. [500 Year Floodplain]	No
E.2.l. [Aquifers]	Yes
E.2.l. [Aquifer Names]	Principal Aquifer
E.2.n. [Natural Communities]	No

E.2.o. [Endangered or Threatened Species]	No
E.2.p. [Rare Plants or Animals]	No
E.3.a. [Agricultural District]	Yes
E.3.a. [Agricultural District]	DUTC021
E.3.c. [National Natural Landmark]	No
E.3.d [Critical Environmental Area]	No
E.3.e. [National or State Register of Historic Places or State Eligible Sites]	Digital mapping data are not available or are incomplete. Refer to EAF Workbook.
E.3.f. [Archeological Sites]	No
E.3.i. [Designated River Corridor]	No

ATTACHMENT 4

STRUCTURAL / ARCHAEOLOGICAL ASSESSMENT FORM

NEW YORK STATE OF OPPORTUNITY. | Department of Environmental Conservation

STRUCTURAL ARCHAEOLOGICAL ASSESSMENT FORM (SAAF)
Supplement to the Joint Application Form

PART 1 – APPLICANT COMPLETES

APPLICANT INFORMATION

1. Applicant Name: Route 82 Sand and Gravel, Inc.

2. Applicant Address: 27 Commerce Street
Poughkeepsie, NY 12603

PROJECT INFORMATION

3. Project/Facility Name: Route 82 Sand and Gravel, Inc.

4. Project/Facility Location: 17 Canoe Hill Rd, Millbrook, NY 12545

5. Is the proposed project adjacent to, or does it contain a building or structure listed in the State or National Register of Historic Places? ☐ Yes ☒ No

6. Are there any buildings or structures 50 years old or older adjacent to or within the proposed project area? ☐ Yes ☒ No

If the answer to question 5 and /or 6 is yes, provide the following information for each building and structure (use attachments if necessary):

a. Name of structure:

b. Location:

c. Type of structure (ex. house, outbuilding, barn, bridge, dam, ruins):

d. Approximate age or date of construction:

7. Might the proposed project have any impact (physical/visual) upon any buildings or structures listed in the State or National Register of Historic Places or 50 years old or older? ☐ Yes ☒ No

If yes, describe briefly (use attachments if necessary):

APPLICANT SECTION CONTINUES ON REVERSE SIDE

8. Provide photographs of every building and structure that may be impacted by the project as described in number 7, on the opposite side of this page. The following standards are recommended:

- Minimum of 2 photographs
- Photographs must be 3.5" x 5" in size or larger
- Photos must be clear and focused
- Digital photographs must be printed on photo paper and be produced at a printer setting of a minimum of 600 dpi
- Clearly label photos so it is obvious what is being illustrated; key photos to map or plan, if possible
- Photo 1: show both the entire front and side of the structure in a single shot from as close to the building as possible. Be sure the structure is not partially or fully blocked by trees or other obstructions
- Photo 2: show relationship of building or structure to roadway or surroundings

9. Has the land within the proposed project area been previously disturbed or altered (excavated, landscaped, filled, utilities installed)? ■ Yes ☐ No

If yes, describe briefly, including depth of disturbance (use attachments if necessary):

Sand and Gravel Mining below the water table.

10. Approximate percentage of proposed project area with slopes:

- 0-10% 60 %
- 10-15% 10 %
- 15% or greater 30 %

11. Approximate percentage of proposed project site with the following drainage characteristics:

- Well drained 100 %
- Moderately well drained 0 %
- Poorly drained 0 %

Prepared By (Print or type name): Stewart D. Petrovits

Signature: [signature] Date: 11/5/2024

RESET PART 1

PART 2 – DEPARTMENT OF ENVIRONMENTAL CONSERVATION (DEC) COMPLETES

APPLICANT/PROJECT INFORMATION

1.Applicant Name:

2. Project/Facility Name:

3. DEC Number:

BUILDINGS AND STRUCTURES

4. Might the proposed project have any impact (physical/visual) upon any buildings or structures listed in the State or National Register of Historic Places or 50 years old or older? ☐ Yes ☐ No

If yes, DEC must consult with the Office of Parks, Recreation and Historic Preservation (OPRHP). DEC must request a determination of eligibility for the State Register of Historic Places and/or comments regarding project impact. Include information supplied by the applicant in response to questions 5, 6, 7 and 8 of **Part 1** of this form.

ARCHAEOLOGICAL SITES

5. Does the proposed project area coincide with a circle, square or stippled area on OPRHP's Statewide Archaeological Inventory Map? ☐ Yes ☐ No

6. Is the proposed project area outside of a circle or square, but one for which information has been provided (ex: documented reports of known sites) that suggests the area is archaeologically sensitive? ☐ Yes ☐ No

If yes, what is the nature and source of information?

7. Is the proposed project area apparently undisturbed? ☐ Yes ☐ No

8. Will the proposed action include a physical disturbance of the project area? ☐ Yes ☐ No

9. Is the slope in the area characteristically less than 15% (unless on limestone/flint escarpments)? ☐ Yes ☐ No

DEC SECTION CONTINUES ON REVERSE SIDE

10. Is the proposed project area characteristically moderately well or well drained? ☐ Yes ☐ No

If the answers to 5, 7-10 are yes, an archeological survey should be performed by the applicant. Provide the applicant with a copy of or the link to the *State Historic Preservation Office Phase 1 Archaeological Report Format Requirements (08/05)*.

If the answer to 5 is no, but answers to 6-10 are yes, DEC must consult with OPRHP before requiring that the applicant perform an archaeological survey.

RESULTS OF EVALUATION

☐ SHPA-1 No buildings, structures or archaeological sites identified at the project location.

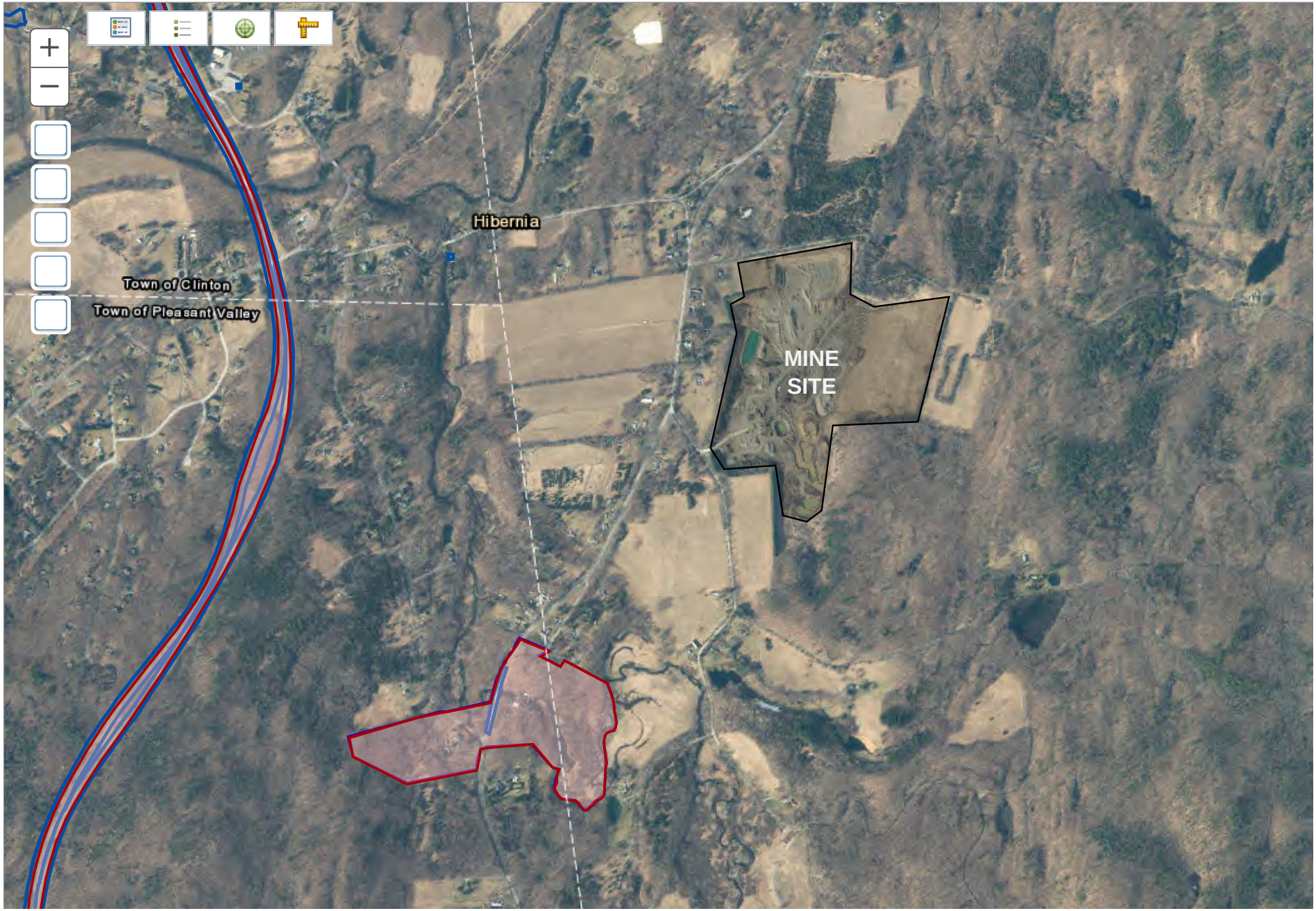
☐ SHPA-2 Buildings, structures or archaeological sites identified, but no impacts will occur, no survey required. No further cultural resources review required.

☐ Consultation by DEC with OPRHP required. ☐ Structures ☐ Archaeology

☐ Archaeological survey required.

Prepared by: Date:

RESET PART 2


Hibernia
Town of Clinton
Town of Pleasant Valley
MINE
SITE

ATTACHMENT 5

MINED LAND USE PLAN

Sterling Environmental Engineering, P.C.

MINED LAND USE PLAN

FOR

ROUTE 82 SAND AND GRAVEL, INC.
TOWN OF WASHINGTON, DUTCHESS COUNTY, NEW YORK

Prepared For:

Route 82 Sand and Gravel, Inc.
27 Commerce Street
Poughkeepsie, New York 12603

Curt and Edith Hayward
10 Creek Circle
Rhinebeck, New York 12572

Christopher Olson
5088 Route 82
Salt Point, New York 12578

Prepared By:

Sterling Environmental Engineering, P.C.
24 Wade Road
Latham, New York 12110

November 8, 2024

MINED LAND USE PLAN

FOR

ROUTE 82 SAND AND GRAVEL, INC.
TOWN OF WASHINGTON, DUTCHESS COUNTY, NEW YORK

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5.0 PROPOSED RECLAMATION PLAN 3

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Plate 3 Proposed Mining Plan Modification
Plate 4 Proposed Reclamation Plan Modification

Appendices

Appendix A Current Mined Land Reclamation Permit (04/14/2022 - 04/13/2027)
Appendix B Mined Land Financial Security

S:\Sterling\Projects\2000 Projects\Route 82 Sand&Gravel - 20015\Reports\2024 Permit Mod\2024-11-08_Mine ID 30021 Rt 82_Permit Mod_Rpt.docx

© 2024, Sterling Environmental Engineering, P.C.

1.0 INTRODUCTION

The Route 82 Sand and Gravel, Inc. Mine (hereinafter the "Mine"), located in the Town of Washington, Dutchess County, New York, is an existing permitted aggregate mine under Permit ID: 3-1358-00024/00002; Mined Land ID: 30021. The permit was renewed with an effective date of April 14, 2022 and an expiration date of April 13, 2027. A copy of the current permit is included in Appendix A and a copy of the current Mined Land Financial Security is included in Appendix B. A Site Location Map on a United States Geological Survey quadrangle map is provided as Figure 1, and a Site Vicinity Map on an aerial image is provided as Figure 2.

During prior permit terms, the Mine inadvertently extended approximately 0.6 acres beyond the permitted life of mine in the northwest portion of the mine and onto lands owned by Olson, who is one of the land surface and mineral owners of the Mine (see Figure 2). The New York State Department of Environmental Conservation (NYSDEC) included Condition #16 in the current permit to reclaim the area of excavation beyond the life of mine. The Mine initiated the required reclamation during the current permit term; however, the rate of progress is slow due to the availability of material for reclamation and available labor. Accordingly, the Mine requested an extension to the timeframe in Condition #16 to complete the reclamation.

Concurrently, the Mine owners contemplated pursuing a permit modification to include the excavated area within the life of mine because: 1) sand and gravel reserves exist within the excavated area and parent parcel; 2) the parcel is owned by one of the land surface and mineral owners of the Mine; and 3) Permit Condition #6 allows the life of mine to extend across property boundaries of common owners providing that all owners are in agreement. All land surface and mineral owners have signed the Mine Permit Application agreeing to the proposed modification.

The Mine also operates subject to a Special Permit issued by the Town of Washington Planning Board, which will require amendment to incorporate the proposed life of mine expansion. As noted in the existing Town approval, the Mine has been in operation over many years largely without incident of complaint from neighboring land owners.

2.0 EXISTING MINE PLAN

The existing Mine Plan is included on the attached Plate 1 based on the permit modification approved by the NYSDEC on May 29, 2020. The Mine currently extracts sand and gravel through surface excavation. The active excavation area is in the north-central portion of the Mine. Excavation is progressing laterally and beneath the groundwater table to achieve the Reclamation Plan described in Section 3.0. Excavations are setback from the property line and sloped up to 33 degrees (1V to 1.5H).

Onsite processing operations include washing and screening the excavated sand and gravel for temporary onsite storage in stockpiles. Trucks are loaded with processed material and weighed on an onsite truck scale prior to exiting the property for offsite commercial use. An onsite pond is used for wash water recycling subject to a Water Withdrawal Permit (WWR0001338).

Current mining methods above the water table consist of using front-end wheel loaders to mine material in lifts that average 10 to 15 feet in height. Prior to removal, approximately 18 inches of surface materials are stripped to remove topsoil and undesirable surface deposits. Mined material that is wet is deposited in tall stockpiles for drying. Following drying, material is transported to a feed hopper at the processing plant for washing and sorting by particle size.

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To perform deep excavation below the water table, a long-reach excavator is used with a maximum effective depth of approximately 25 feet below the water table. Excavated material is temporarily stockpiled in adjacent areas and allowed to drain.

Dust generated from vehicle traffic is suppressed by periodically spraying haulage roads with water. Noise control includes limited hours of operation and use of backup alarms that are activated only when an object is detected behind a vehicle. Surface water runoff is contained entirely within the Mine area. Surrounding vegetation and the lower elevation of the existing mine floor provide an effective visual screen for surrounding vantage points.

3.0 EXISTING RECLAMATION PLAN

The existing Reclamation Plan, consists of the following:

- Formation of a surface waterbody (i.e., pond) with an estimated surface area of approximately 38.7 acres and an average water surface elevation of 306 feet amsl.
- Grading and seeding areas outside the pond area for non-agricultural meadow or brush land.
- Vegetative debris will be buried onsite or transported to an approved landfill. Stockpiled topsoil/overburden material will be spread across the ground surface during reclamation.
- Minor internal haulage ways and trails will be graded and seeded to blend with the surrounding topography and will be reclaimed in the same manner as other areas outside the pond area.
- All drainage will be internal at the cessation of mining. The perimeter slopes and mine floor will be graded such that localized ponding will be minimized.

Revegetation will occur in the following sequence:

1. Topsoil will be applied at a thickness of six (6) to eight (8) inches and will be obtained from onsite stockpiles.
2. Before seeding, the pH of the soil will be tested to determine fertilizer and lime application ratios. Likely application ratios of fertilizer are 10-10-10 at 600 lbs/acre and ag-lime at 400 lbs/acre.
3. Upon completion of all grading and fertilizing, a native seed mix providing proper stable ground coverage will be seeded with 100 lbs/acre of seed conforming to the following:

Grass Type	Application Rate per Acre	Seed Purity	Germination Rate
Perennial Ryegrass	10 pounds	95%	85%
Kentucky Bluegrass	20 pounds	85%	75%
Strong Creeping Red Fescue	20 pounds	95%	80%
Chewings Fescue	20 pounds	95%	80%
Hard Fescue	20 pounds	95%	80%
White Clover	10 pounds	98%	75%

   a. Germination and purity percentages should equal or exceed the minimum seed standard listed. If a seed must be used with a germination percentage less than the minimum recommended above, increase the seeding rate accordingly to compensate for the lower germination.

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b. Weed seed content shall not exceed 0.25 percent and shall be free of noxious weeds.
c. All seed shall be rejected if the label lists any of the following grasses:
    1) Timothy.
    2) Orchard.
    3) Sheep Fescue.
    4) Meadow Fescue.
    5) Canada Blue.
    6) Alta Fescue.
    7) Kentucky 31 Fescue.
    8) Bent Grass.

4. Straw mulch will be applied over the seeded slopes at 4,000 lbs/acre.

Slopes adjacent to the pond will be stabilized by following the standards and specifications for vegetating sand and gravel borrow areas, as outlined in the *New York State Revegetation Procedures Manual - Surface Mining Reclamation* (Division of Mineral Resources, May 2005).

The final slopes of the reclaimed area surrounding the pond will not exceed 33 degrees (1V:1.5H); the maximum slope recommended for coarse sand and gravel. As depicted in the typical shoreline detail, the pond perimeter will be maintained at a slope of 11.3 degrees (1V:5H) and will include an upslope and downslope of ten (10) feet each to prevent erosion and promote habitat development. Graded slopes will be blended into adjacent areas to prevent shelves or steep troughs.

A Habitat Creation Plan will integrate aquatic benches and shallow areas in the pond to enhance the productivity of the pond and attract wildlife as shown in Plate 2. The aquatic vegetation zone along the undulating shoreline shall be planted with a variety of native plant species in accordance with the New York State Stormwater Management Design Manual. The selected plants shall be Herbaceous Plants listed in Table 11.11 applicable to Hydrologic Zones 2 and 3. A mix of emergent and perimeter species shall be selected to provide a varied shoreline.

4.0 PROPOSED MINE PLAN

The proposed Mine Plan will continue surface mining operations in the same manner as the current Mine Plan. As shown on Figure 2 and Plate 3, the proposed change is to laterally extend the life of mine by approximately 4.0 acres onto tax parcel #: 135889-6566-00-923079-0000 that is owned by Olson, who is one of the land surface and mineral owners of the Mine. The existing life of mine setback/buffer along the north boundary of the Phase B area will be continued into the proposed modification area for approximately 500 feet. The life of mine will then turn south to maintain a 50 foot setback/buffer from an existing fence line on the lands owned by Olson. No increases in the mineral extraction rate are proposed. The proposed expansion is projected to provide access to approximately 215,000 cubic yards of sand and gravel reserves. No other changes to the existing Mine Plan described in Section 2.0 are proposed.

5.0 PROPOSED RECLAMATION PLAN

The proposed Reclamation Plan will continue in the same manner as the current Reclamation Plan. As shown on Plate 4, the proposed lateral expansion will result in an increase in the surface water pond by approximately 4.0 acres to achieve a total pond area of approximately 42.8 acres. No other changes to the existing Reclamation Plan described in Section 3.0 are proposed.

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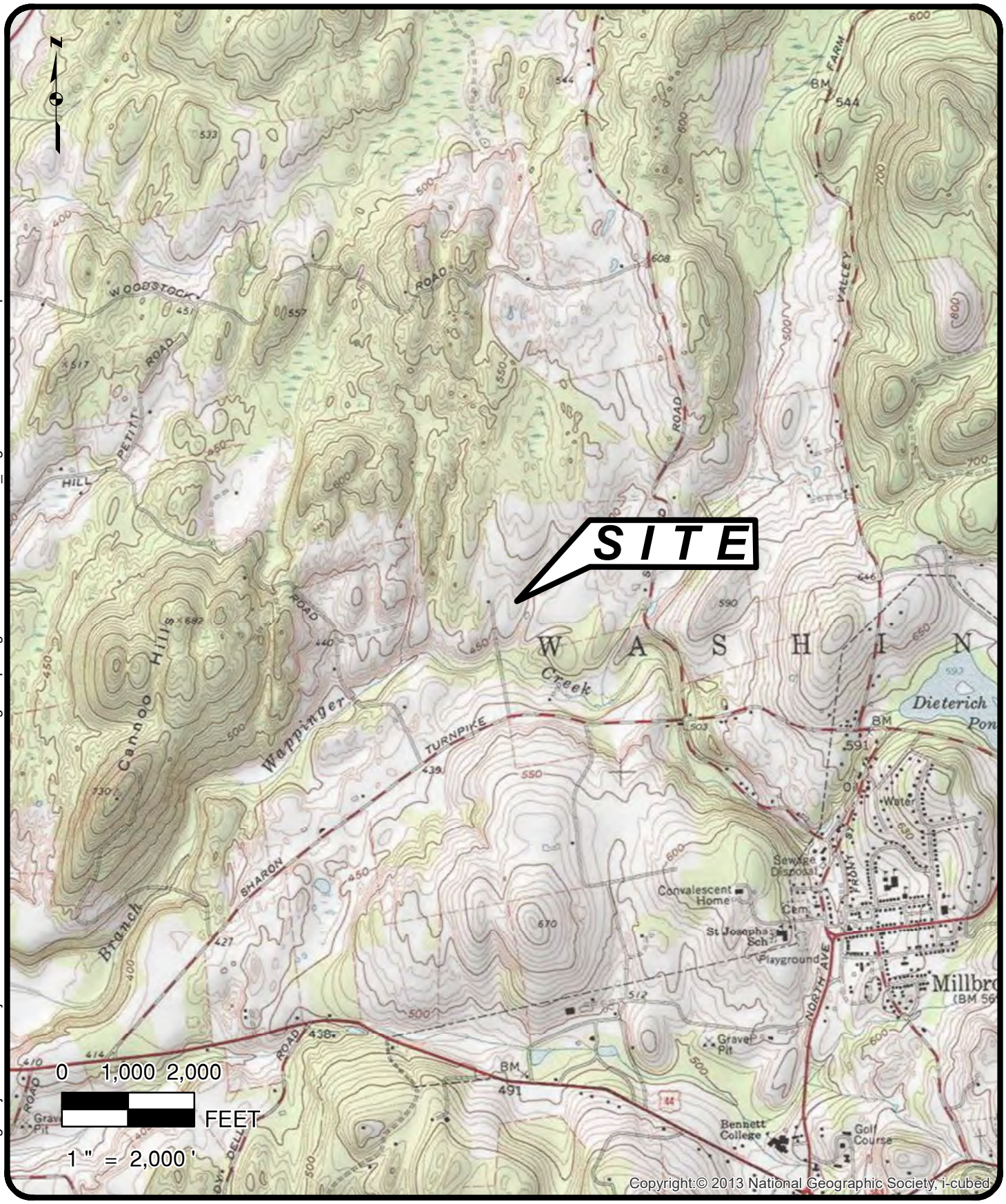
FIGURES

S:\Sterling\Projects\2000 Projects\Route 82 Sand&Gravel - 20015\Drawings-Maps-Figures\GIS\2014-29001G_ Figure 1 Site Location Map.mxd



STERLING

Sterling Environmental Engineering, P.C.

24 Wade Road • Latham, New York 12110

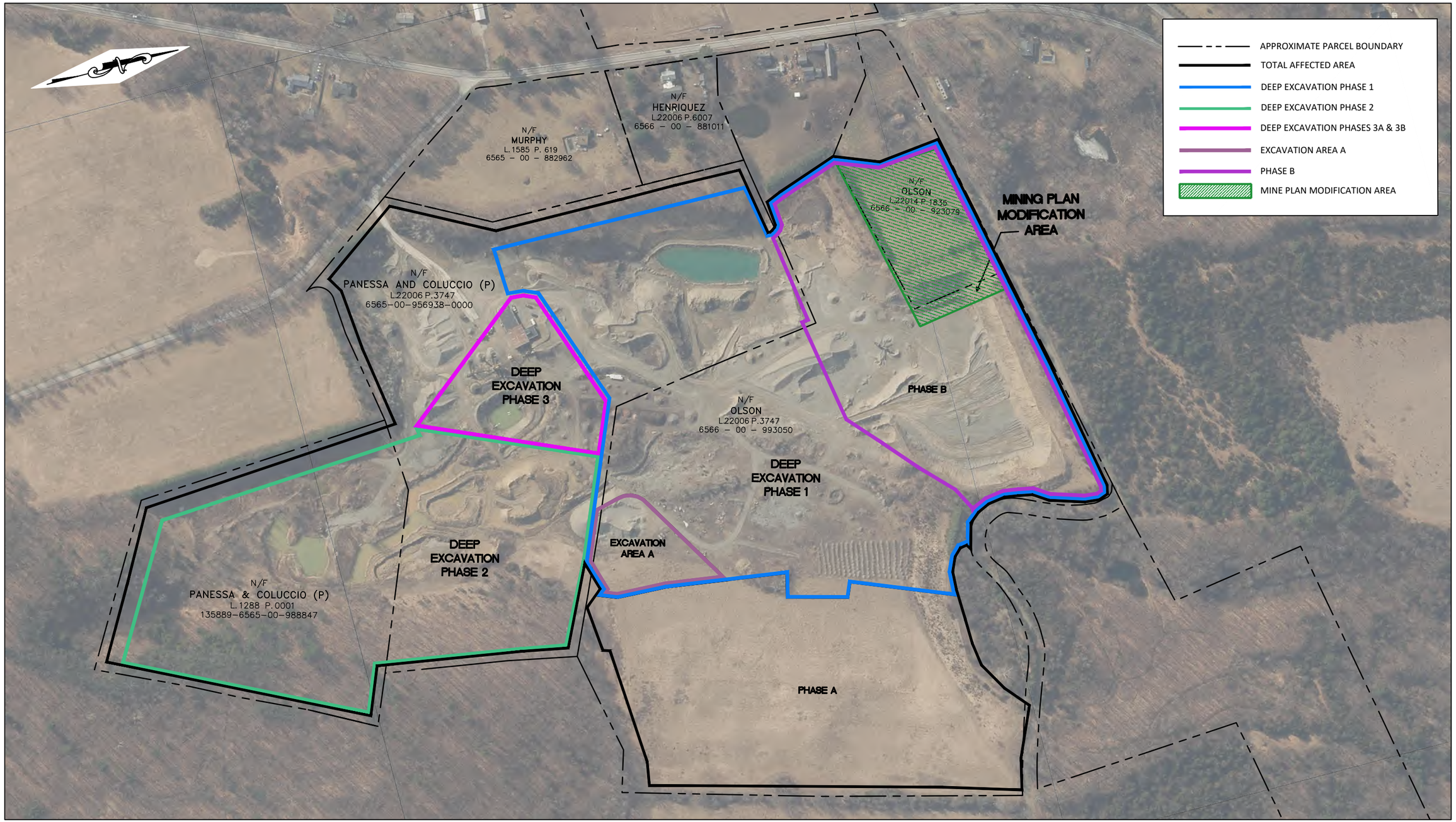
SITE LOCATION MAP

ROUTE 82 SAND & GRAVEL

ROUTE 82 MINE SITE

TOWN OF WASHINGTON DUTCHESS CO., NY

PROJ.NO. 2014-29	DATE: 01/05/2023	SCALE: 1 " = 2,000 '	DWG.NO. 2014-59001G	FIGURE 1



MAP REFERENCE: NEW YORK STATEWIDE DIGITAL ORTHOIMAGERY PROGRAM, PHOTOGRAPHY CIRCA 2021

0 150 300

1" = 300'

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24 Wade Road • Latham, New York 12110

SITE VICINITY MAP

ROUTE 82 SAND & GRAVEL

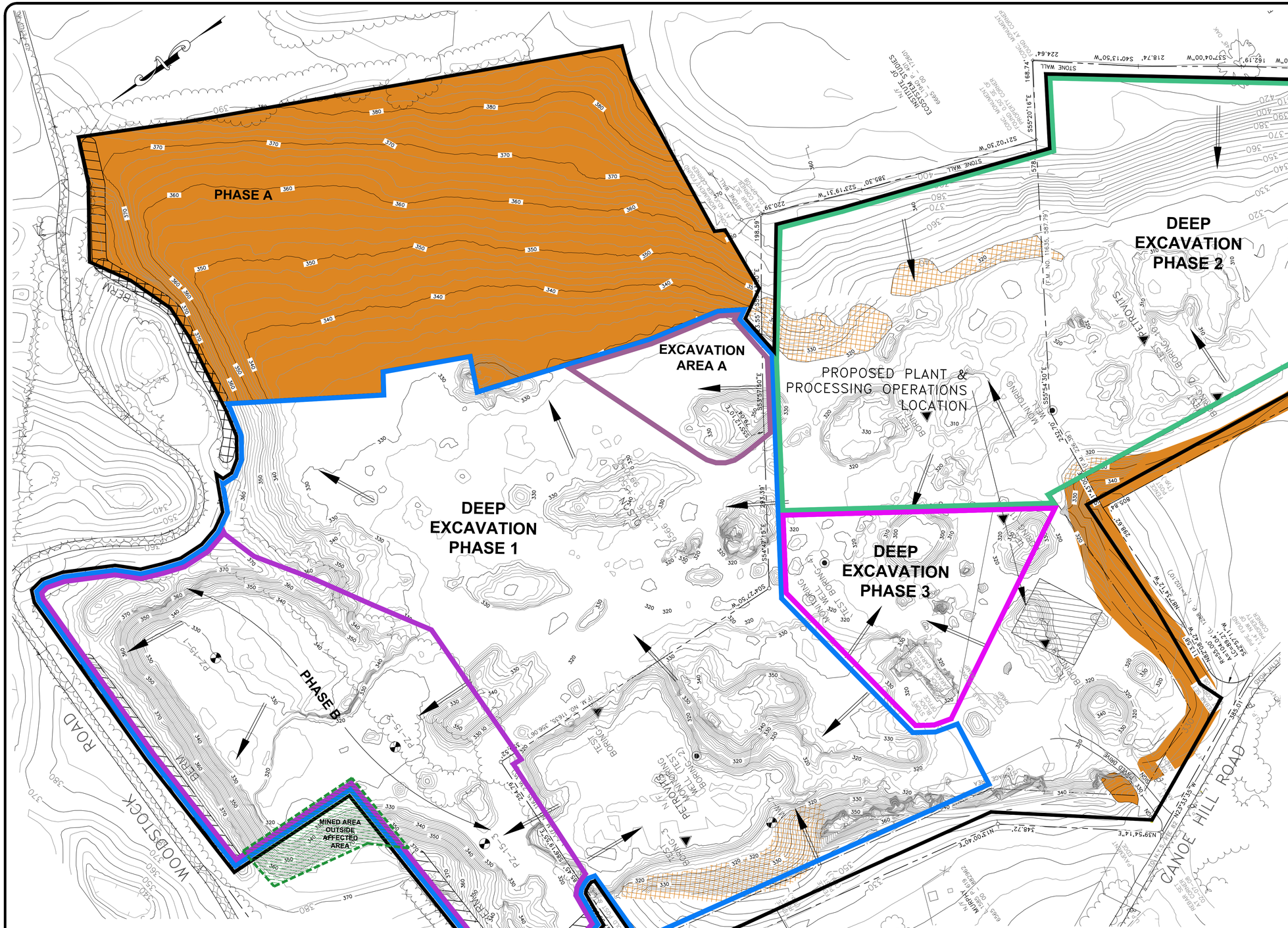
ROUTE 82 MINE SITE

TOWN OF WASHINGTON DUTCHESS CO., N.Y.

PROJ. No.:	20015	DATE:	08/15/2024	SCALE:	1" = 300'	DWG. NO.	20015034	FIGURE	2

S:\Sterling\Projects\2000 Projects\Route 82 Sand&Gravel – 20015\Drawings-Maps-Figures\ACAD\20015034_Parcel Map.dwg PAUL.SCHOLAR 8/15/2024 1:28 PM

PLATES



AFFECTED AREA SUMMARY

TOTAL AFFECTED AREA	82.8 ± AC.
DEEP EXCAVATION PHASE 1 (PROPOSED)	92.3 ± AC.
DEEP EXCAVATION PHASE 2	21.2 ± AC.
DEEP EXCAVATION PHASES 3A & 3B	4.1 ± AC.
EXCAVATION AREA A	2.1 ± AC.
PHASE B	12.3 ± AC.
EXISTING RECLAIMED AREA TO REMAIN	19.3 ± AC.
EXISTING RECLAIMED AREA TO BE REAFFECTED	2.6 ± AC.
MINING OUTSIDE LIFE ON MINE (SEE NOTE 1)	0.6 ± AC.

NOTE 1: MINED AREA OUTSIDE OF PERMITTED LIFE OF MINE IS TO BE BACKFILLED TO GRADES INDICATED ON THE RECLAMATION PLAN. BACKFILLED AREA TO RECEIVE TOPSOIL, SEED, AND MULCH AND ACHIEVE STABILIZATION IN ACCORDANCE WITH THE MINING PERMIT AND APPROVED RECLAMATION PLAN.

"PHASE A" EXISTING PERMITTED AREA
(50% GRADED AND SEEDED BY MID-SUMMER 2009,
REMAINING 50% GRADED AND SEEDED BY SPRING 2010)

"PHASE B" EXISTING PERMITTED AREA
(RECLAMATION WILL OCCUR IN 3-4 PHASES FOLLOWING MINING OF EACH PHASE)

39.2 ± AC.

DEEP EXCAVATION DEFINITION: EXCAVATION WILL OCCUR BELOW WATER TABLE (NO DEWATERING PROPOSED) UNTIL DEPTH LIMIT OF MINING EQUIPMENT IS REACHED OR THE MAXIMUM DEPTH ALLOWED ACCORDING TO NYS MINING REGULATIONS, WITH RESPECT TO THE TOP OF BEDROCK, IS REACHED.

PROCESSING, STOCKPILE AND SETTLING POND AREA

MAP REFERENCES:
1. BASE MAP PROVIDED BY LANC & TULLY ENGINEERING AND SURVEYING, P.C. ENTITLED "ROUTE 82 SAND & GRAVEL" DRAWING NO. A-86-328-21 DATED JANUARY 31, 2008, UPDATED DECEMBER, 2015.
2. SURVEY DATA PROVIDED BY NMB LAND SURVEYING, PLLC. ENTITLED "AERIAL SURVEY OF ROUTE 82 SAND & GRAVEL" DATED DECEMBER 4, 2020.

PLATE 1

LEGEND

- PROPERTY LINE
- PROPERTY LINE SETBACK
- 10' CONTOURS
- MINOR CONTOURS
- UTILITY POLE
- MONITORING WELL (INSTALLED SEPTEMBER/OCTOBER 2007)
- TEST BORING (INSTALLED SEPTEMBER/OCTOBER 2007)
- MONITORING WELL (INSTALLED MARCH/APRIL 2015)
- TEMPORARY OVERBURDEN BERM (10'-12' HIGH) (SEE DETAIL, PLATE 1)
- BERM TO REMAIN AFTER RECLAMATION
- MINING DIRECTION
- TREELINE

NO.	DATE	RECORD OF WORK	DRN	CKD	APPR
1	03/10/22	ADDED NOTES ON MINING OUTSIDE LIMITS	TAS	AMM	AMM

PROJECT

PROJ. ENGR.:	M.P. Millspaugh, P.E.
PROJ. NO.:	2014-29
PREPARED BY:	MAW
DRAFTED BY:	PWS
CHECKED BY:	AMM
APPROVED BY:	MAW
DATUM:	NAD83
CONTOUR INTERVAL	= MAJOR 10' FEET

0 25' 50' 100' 200'
1" = 100'

MINING PLAN
ROUTE 82 SAND & GRAVEL
ROUTE 82 MINE SITE
TOWN OF WASHINGTON DUTCHESS CO., N.Y.

STERLING
Sterling Environmental Engineering, P.C.
24 Wade Road • Latham, New York 12110

DATE: 5/21/2021 | SCALE: 1" = 100' | DWG. NO. 2014-29010 | SHEET 1 OF 2

PLATE 2

NO.	DATE	RECORD OF WORK	DRN	CKD	APPR

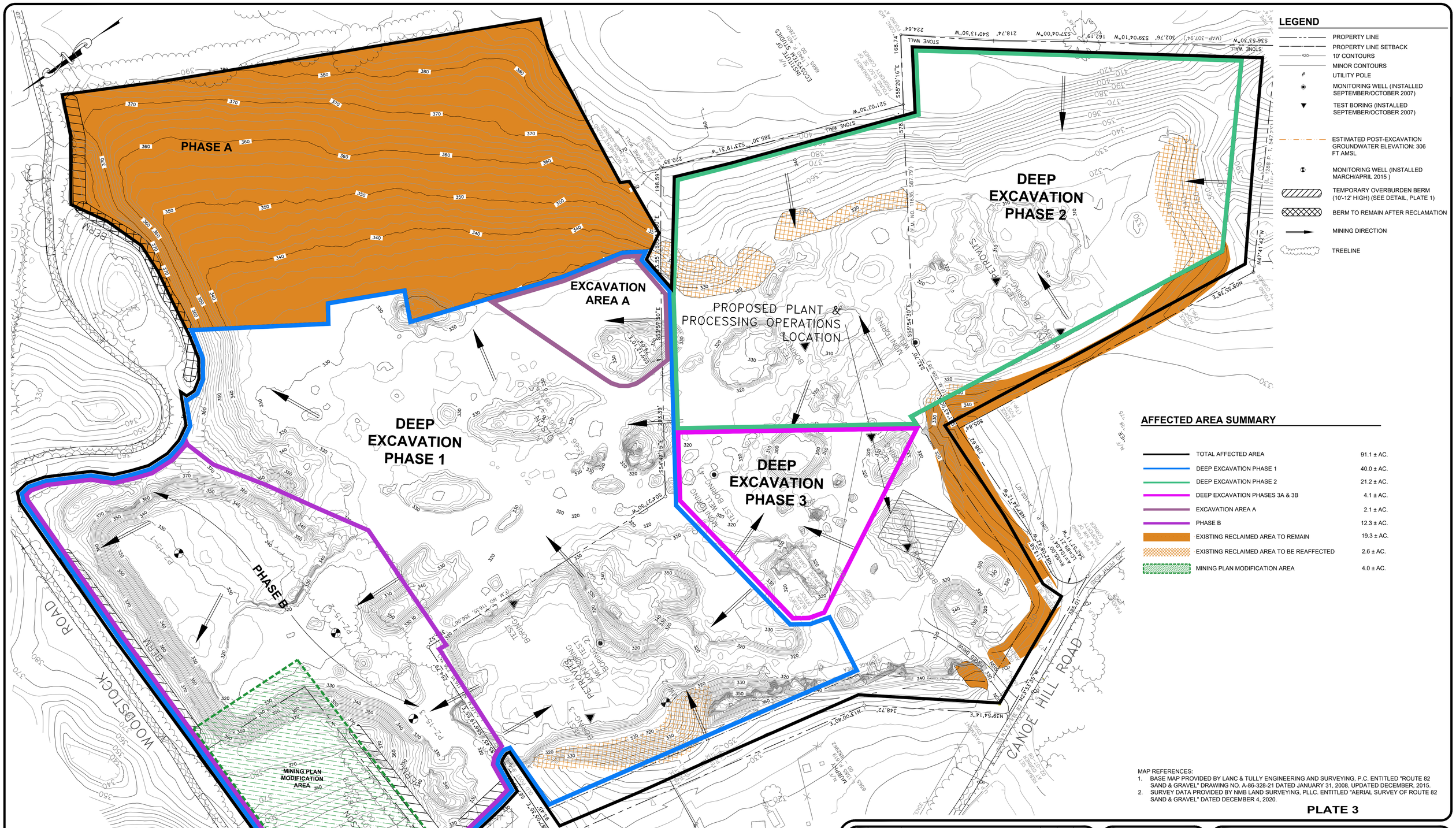
PROJECT	
PROJ. ENGR.:	M.P. Millspaugh, P.E.
PROJ. NO.:	2014-29
PREPARED BY:	MAW
DRAFTED BY:	PWS
CHECKED BY:	AMM
APPROVED BY:	MAW
DATUM:	NAD83
CONTOUR INTERVAL =	5' FEET

0 25' 50' 100' 200'
1" = 100'

MINE RECLAIMATION PLAN
ROUTE 82 SAND & GRAVEL
ROUTE 82 MINE SITE
TOWN OF WASHINGTON DUTCHESS CO., N.Y.

STERLING
Sterling Environmental Engineering, P.C.
24 Wade Road • Latham, New York 12110

DATE: 5/21/2021 | SCALE: 1" = 100' | DWG. NO. 2014-29011 | SHEET 2 OF 2



MAP REFERENCES:

1. BASE MAP PROVIDED BY LANC & TULLY ENGINEERING AND SURVEYING, P.C. ENTITLED "ROUTE 82 SAND & GRAVEL" DRAWING NO. A-86-328-21 DATED JANUARY 31, 2008, UPDATED DECEMBER, 2015.
2. SURVEY DATA PROVIDED BY NMB LAND SURVEYING, PLLC. ENTITLED "AERIAL SURVEY OF ROUTE 82 SAND & GRAVEL" DATED DECEMBER 4, 2020.

PLATE 3

NO.	DATE	RECORD OF WORK	DRN	CKD	APPR

PROJECT	
PROJ. ENGR.:	M.P. Millspaugh, P.E.
PROJ. NO.:	2014-29
PREPARED BY:	AMM
DRAFTED BY:	PWS
CHECKED BY:	AMM
APPROVED BY:	AMM
DATUM:	NAD83
CONTOUR INTERVAL	= MAJOR 10' FEET

0 25' 50' 100' 200'
1" = 100'

MINING PLAN MODIFICATION

ROUTE 82 SAND & GRAVEL

ROUTE 82 MINE SITE

TOWN OF WASHINGTON DUTCHESS CO., N.Y.

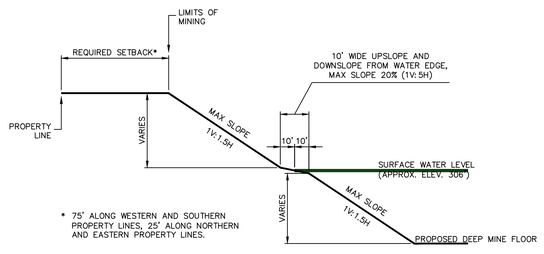
STERLING

Sterling Environmental Engineering, P.C.
24 Wade Road • Latham, New York 12110

DATE: 11/05/2024 | SCALE: 1" = 100' | DWG. NO. 2014-29037 | SHEET 3 OF 4

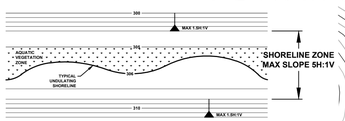
LEGEND

- TOTAL AFFECTED AREA
- ESTIMATED POST-EXCAVATION GROUNDWATER ELEVATION: 306' AMSL
- RECLAIMED AREA
- PROPERTY LINE
- PROPERTY LINE SETBACK
- 300 — 10' CONTOURS
- 5' CONTOURS
- BERM TO REMAIN AFTER RECLAMATION
- TREELINE
- MINING PLAN MODIFICATION AREA



TYPICAL CROSS-SECTION, PROPOSED DEEP MINE SLOPES
(SCALE AS SHOWN)

PLATE 4



TYPICAL SHORELINE DETAIL

0 1.5' 3' 6'
1" = 6'

BASE MAP REFERENCE:
PROVIDED BY LANC & TULLY ENGINEERING AND SURVEYING, P.C.
ENTITLED "ROUTE 82 SAND & GRAVEL"
DRAWING NO. A-86-328-21 DATED JANUARY 31, 2008, UPDATED DECEMBER, 2015.

GROUNDWATER PROFILE BASED ON THE GROUNDWATER ELEVATION PROVIDED BY STERLING ENVIRONMENTAL (APRIL, MAY, JUNE 2015).

NO.	DATE	RECORD OF WORK	DRN	CKD	APPR

PROJECT	
PROJ. ENGR.:	M.P. Millspaugh, P.E.
PROJ. NO.:	2014-29
PREPARED BY:	AMM
DRAFTED BY:	PWS
CHECKED BY:	AMM
APPROVED BY:	AMM
DATUM:	NAD83
CONTOUR INTERVAL =	5' FEET

0 25' 50' 100' 200'
1" = 100'

MINE RECLAIMATION PLAN MODIFICATION
ROUTE 82 SAND & GRAVEL
ROUTE 82 MINE SITE
TOWN OF WASHINGTON DUTCHESS CO., N.Y.

STERLING
Sterling Environmental Engineering, P.C.
24 Wade Road • Latham, New York 12110

DATE: 8/15/2024 | SCALE: 1" = 100' | DWG. NO. 2014-29013 | SHEET 4 OF 4

APPENDIX A

CURRENT MINED LAND RECLAMATION PERMIT
(04/14/2022 - 04/13/2027)

NEW YORK STATE DEPARTMENT OF ENVIRONMENTAL CONSERVATION

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

NEW YORK STATE | Department of Environmental Conservation

IMPORTANT NOTICE TO ALL PERMITTEES

The permit renewal you requested is enclosed. Please read it carefully and note the conditions that are included in it. The permit is valid for only that activity expressly authorized therein; work beyond the scope of the permit may be considered a violation of law and be subject to appropriate enforcement action. Granting of this permit does not relieve the permittee of the responsibility of obtaining any other permission, consent or approval from any other federal, state, or local government which may be required.

Please note the expiration date of the permit. Applications for renewal must be submitted to the Regional Permit Administrator **30 days or more prior to the expiration date**.

Applications for renewal submitted to the Regional Permit Administrator must be sent via electronic copy to dep.r3@dec.ny.gov, with one hard copy mailed to the above address.

The DEC permit number & program ID number noted on page 1 of the permit are important and should be retained for your records. These numbers should be referenced on all correspondence related to the permit, and on any future applications for permits associated with this facility/project area.

Be advised, the Uniform Procedures Regulations (6NYCRR Part 621) provide that an applicant may request a public hearing if a permit is denied or contains conditions which are unacceptable to them. Any such request must be made in writing within 30 calendar days of the date of permit issuance and must be addressed to the Regional Permit Administrator at the letterhead address. A copy should also be sent to the Chief Administrative Law Judge at NYSDEC, 625 Broadway, 1st Floor, Albany, NY 12233-1550.

If you have any technical questions regarding the permit, please contact the applicable DEC program staff included on this permit's distribution. For general questions, you may contact me.

Carrie Mackey

Carrie Mackey
Division of Environmental Permits, Region 3
carrie.mackey@dec.ny.gov

NEW YORK STATE | Department of Environmental Conservation

PERMIT

Under the Environmental Conservation Law (ECL)

Permittee and Facility Information

Permit Issued To:
ROUTE 82 SAND AND GRAVEL INC
27 COMMERCE ST
POUGHKEEPSIE, NY 12603

Facility:
ROUTE 82 SAND AND GRAVEL INC
17 CANOE HILL RD
MILLBROOK, NY 12545

Facility Location: in WASHINGTON in DUTCHESS COUNTY
Facility Principal Reference Point: NYTM-E: 603.97 NYTM-N: 4629.292
Latitude: 41°48'31.3" Longitude: 73°44'54.0"
Authorized Activity: Continue to mine and process (crush, screen, and wash) sand and gravel from a maximum of 59.6 acres of an 82.8-acre affected area boundary, situated on 98 acres controlled by the permittee and others, in accordance with the plans and reports referenced in Mined Land Reclamation Condition #1 of this permit and as conditioned herein.

Permit Authorizations

Mined Land Reclamation - Under Article 23, Title 27
Permit ID 3-1358-00024/00002 (Mined Land ID 30021)
Renewal Effective Date: 4/14/2022 Expiration Date: 4/13/2027

NYSDEC Approval

By acceptance of this permit, the permittee agrees that the permit is contingent upon strict compliance with the ECL, all applicable regulations, and all conditions included as part of this permit.

Permit Administrator: REBECCA S CRIST, Deputy Regional Permit Administrator
Address: NYSDEC Region 3 Headquarters
21 S Putt Corners Rd
New Paltz, NY 12561

Authorized Signature: Rebecca S Crist Date 04 / 14 / 2022

Distribution List

R. LaDuke, Division of Mineral Resources
Supervisor, Town of Washington
A. Millspaugh, P.E., Sterling Environmental Engineering, P.C.
E. & C. Hayward
C. Olson

Permit Components

MINED LAND RECLAMATION PERMIT CONDITIONS

GENERAL CONDITIONS, APPLY TO ALL AUTHORIZED PERMITS

NOTIFICATION OF OTHER PERMITTEE OBLIGATIONS

MINED LAND RECLAMATION PERMIT CONDITIONS

1. **Conformance With Plans** All activities authorized by this permit must be in strict conformance with the approved plans submitted by the applicant or applicant's agent as part of the permit application. Such plans were approved by the Department on the effective date of this permit and consist of the following items:
The following plans and reports have been prepared by Sterling Environmental Engineering, P.C. or as indicated:

- *Modification Application for Permit to Mine*, narrative section, dated November 1, 2016 and last revised July 31, 2019
- *Renewal Application for Permit to Mine* narrative section dated May 2021
- *Plate 1, Existing Mining Plan* map dated September 23, 2016 and last revised June 8, 2018
- *Plate 1, Mining Plan* map dated May 21, 2021, last revised March 10, 2022
- *Plate 3, Proposed Deep Excavation Mining Plan* map dated September 23, 2016 and last revised June 13, 2019
- *Plate 4, Proposed Deep Excavation Reclamation Plan* map dated September 2016 and last revised June 13, 2019
- *Mining Permit Application Form* signed by Stewart D. Petrovits, dated May 18, 2021
- *Mining Permit Application Form*(s) (two additional sheets) signed by Stewart D. Petrovits, dated May 15, 2022
- Email from Mark Williams of Sterling Environmental Engineering with reclamation lake acreage correction, dated January 6, 2020

2. Hours of Operation
All mining, reclamation and associated activities shall be limited to the following times: Monday through Saturday, 6:00 AM to 6:00 PM. Operations of the mine are prohibited on Sunday and the following 6 legal holidays: New Year's Day, Memorial Day, Independence Day (July 4th), Labor Day, Thanksgiving and Christmas.

3. No Deviation From Approved Plan The permittee shall not deviate or depart from the approved mined land use plan without approval by the Department of an alteration or modification thereto.

4. Strip and Stockpile Soils for Reclamation Prior to the excavation of previously undisturbed areas, topsoil and overburden shall be stripped, stockpiled separately, and used for reclamation of mined areas. These stockpiles shall be seeded to establish a vegetative cover within 30 days, or as soon as practicable following their construction. The permittee shall locate all overburden stockpiles within the permitted area of the approved Life of Mine. Sufficient quantities of topsoil must be retained on the site for use in reclamation, unless prior approval is granted by the Department.

5. No Unpermitted Discharge Outside Limits of Mine There shall be no natural swales or channels or constructed features such as ditches, pipes, etc., that are capable of discharging waters to any offsite areas or to any areas outside the limits of the Life of Mine except those explicitly described and shown in the narrative and graphic portions of the approved Mined Land Use Plan. All silt laden water and storm water generated on, or running across, the site shall be retained within the approved project area. The permittee must comply with all applicable State Pollutant Discharge Elimination System (SPDES) permit requirements and provide necessary notifications for off-site point source discharges.

6. Undisturbed Buffer Areas Undisturbed buffer areas, having a minimum width of 25 feet, shall be maintained along all property boundaries and roadways except those boundaries common with the lands of Olsen, Fanelli and Route 82 Sand & Gravel, Inc. providing that all parties remain in agreement to modifications within the buffer zones.

7. Vegetative Berms The vegetated topsoil berms indicated in the approved plans referenced in Mined Land Reclamation Condition #1, shall be maintained for the life of the project. Any trees which do not survive shall be replaced within 6 months of failure. Trees shall be a minimum of 5 feet above ground level when planted.

8. Dust Control Water or other approved dust palliatives must be applied to haulageways and other parts of the mine, as often as necessary, to prevent visible dust from leaving the mine property.

9. Keep Roads Clean The surface of any paved road that intersects with the entrance/exit to the mine and the entrance/exit areas shall be kept free of any spilled and/or tracked materials which can cause dust, slippery conditions or any other condition that is unhealthy or unsafe.

10. Install Grade Markers The permittee shall install and maintain grade markers or other suitable devices to ensure that mining does not extend below the final floor elevation depicted on approved plans.

11. Fueling of Equipment and Reporting of Spills Fueling of equipment shall be controlled to prevent spillage. Any spillage of fuels, waste oils, other petroleum products or hazardous materials shall be reported to the Department's Spill Hotline number (1-800-457-7362) within 2 hours. The permittee shall retain the Department's Spill Response number for immediate access in the permittee's office and at the mine site.

12. Storage of Petroleum Products No petroleum products, fuels or lubricants shall be stored within 200 feet of the proposed pond shore, except fuels contained in the fuel tanks for the operation of the mobile mining equipment. Fueling of all equipment shall be conducted in accordance with the procedures outlined in the "Spill Prevention, Control and Countermeasure Plan" (Section 6 of the "Modification Application for Permit to Mine" narrative referenced in Mined Land Reclamation Condition #1).

13. Spill Prevention and Control The permittee shall implement and comply with the "Spill Prevention, Control, and Countermeasure Plan" referenced in Mined Land Reclamation Condition #12. Storage of Petroleum Products, upon issuance of this permit. In accordance with this Plan, the permittee shall maintain copies of all inspection reports. Such records shall be made available to the Department upon request.

14. Spill Response Contractor The permittee shall retain a spill response and control contractor, who will be notified immediately and deployed to the site within 2 hours of any spillage of fuels, waste oils, other petroleum products or hazardous materials on any of the mine site. Adequate spill containment materials will be kept on-site for ready use in the event of such a spill.

15. Maintain Area Markers for Permit Term The permittee shall provide permanent markers such as stakes, posts or other devices acceptable to the Department to identify and delineate the permit area, as outlined on the approved Mining Plan Map. These markers are to be installed prior to the start of mining and shall be maintained for the duration of the permit term.

16. Remediation of Over-Excavation in North-Northwest Corner of Phase B The over-excavated area outside of the life of mine boundary, along the north-northwest corner of Phase B, as depicted on the Mining Plan map (prepared by Sterling Environmental Engineering, dated May 21, 2021, and last revised March 10, 2022), will be backfilled to grades indicated on the approved Reclamation Plan (prepared by Sterling Environmental Engineering, dated September 23, 2016 and last revised June 13, 2019). The area shall be backfilled utilizing excavated material originating from onsite, receive topsoil, seed, mulch, and be stabilized by the end of 2022.

17. Mining Limits of the Proposed Lake The limits of the proposed 38.67-acre lake shall be physically marked, as indicated in the approved plans referenced in Mined Land Reclamation Condition #1, every 100 feet prior to the commencement of lake excavation to ensure that mining into the water table does not laterally extend beyond the permitted area. The markers shall be maintained for the duration of mining.

18. Lake Perimeter Slope Proximal to the lake perimeter, a slope of 1V : 5H will be constructed ten (10) feet upslope and ten (10) feet downslope from the water edge, to maintain stability and to prevent erosion.

19. Back-up Alarms All loading equipment at the facility are currently outfitted with audible back-up alarms. The Department reserves its rights to require an alternative back-up alarm system (e.g., infrared radar or broadband white noise) if noise impacts associated with the mining operation become an issue for mitigation.

20. No Wastes at the Mine There shall be no disposal, storage, transfer or processing of trash or garbage, demolition debris, or other wastes regulated under the Environmental Conservation Law in the mine.

21. File Termination Notice If the permittee discontinues operation, a termination notice must be filed within 30 days of termination of mining activities to the address below:

Regional Mined Land Reclamation Specialist
NYSDEC Region 3 Headquarters
21 S Putt Corners Rd
New Paltz, NY12561

22. Reclamation Requirement Reclamation will be undertaken sequentially as the mining area expands, especially in the 63.7-acre deep excavation area. Such reclamation will conform with the standards contained in the regulations (6NYCRR Parts 420-425) which govern the Mined Land Reclamation program.

23. Standard for Release of Financial Surety The standard for release of the financial surety covering the reclamation of the site will be a fully graded and vegetated site which conforms with the Regulations and with the data and descriptions contained in the approved plans and reports referenced in Mined Land Reclamation Condition #1. A certified "as built" by the design engineer or surveyor may be required prior to the release of the surety.

24. Bond, Surety to Remain in Force Any required reclamation bond or other surety, in an amount determined by the Department, shall be maintained in full force and effect. Such a bond or other surety shall not be terminated until the reclamation of the mined area is approved by the department in writing.

GENERAL CONDITIONS - Apply to ALL Authorized Permits:

1. Facility Inspection by The Department The permitted site or facility, including relevant records, is subject to inspection at reasonable hours and intervals by an authorized representative of the Department of Environmental Conservation (the Department) to determine whether the permittee is complying with this permit and the ECL. Such representative may order the work suspended pursuant to ECL 71- 0301 and SAPA 401(3).

The permittee shall provide a person to accompany the Department's representative during an inspection to the permit area when requested by the Department.

A copy of this permit, including all referenced maps, drawings and special conditions, must be available for inspection by the Department at all times at the project site or facility. Failure to produce a copy of the permit upon request by a Department representative is a violation of this permit.

2. Relationship of this Permit to Other Department Orders and Determinations Unless expressly provided for by the Department, issuance of this permit does not modify, supersede or rescind any order or determination previously issued by the Department or any of the terms, conditions or requirements contained in such order or determination.

3. Applications For Permit Renewals, Modifications or Transfers The permittee must submit a separate written application to the Department for permit renewal, modification or transfer of this permit. Such application must include any forms or supplemental information the Department requires.

Any renewal, modification or transfer granted by the Department must be in writing. Submission of applications for permit renewal, modification or transfer are to be submitted to:

Regional Permit Administrator
NYSDEC Region 3 Headquarters
21 S Putt Corners Rd
New Paltz, NY12561

4. **Submission of Renewal Application** The permittee must submit a renewal application at least 30 days before permit expiration for the following permit authorizations: Mined Land Reclamation.

5. **Permit Modifications, Suspensions and Revocations by the Department** The Department reserves the right to exercise all available authority to modify, suspend or revoke this permit. The grounds for modification, suspension or revocation include:

a. materially false or inaccurate statements in the permit application or supporting papers;

b. failure by the permittee to comply with any terms or conditions of the permit;

c. exceeding the scope of the project as described in the permit application;

d. newly discovered material information or a material change in environmental conditions, relevant technology or applicable law or regulations since the issuance of the existing permit;

e. noncompliance with previously issued permit conditions, orders of the commissioner, any provisions of the Environmental Conservation Law or regulations of the Department related to the permitted activity.

6. **Permit Transfer** Permits are transferrable unless specifically prohibited by statute, regulation or another permit condition. Applications for permit transfer should be submitted prior to actual transfer of ownership.

NOTIFICATION OF OTHER PERMITTEE OBLIGATIONS

Item A: Permittee Accepts Legal Responsibility and Agrees to Indemnification
The permittee, excepting state or federal agencies, expressly agrees to indemnify and hold harmless the Department of Environmental Conservation of the State of New York, its representatives, employees, and agents ("DEC") for all claims, suits, actions, and damages, to the extent attributable to the permittee's acts or omissions in connection with the permittee's undertaking of activities in connection with, or operation and maintenance of, the facility or facilities authorized by the permit whether in compliance or not in compliance with the terms and conditions of the permit. This indemnification does not extend to any claims, suits, actions, or damages to the extent attributable to DEC's own negligent or intentional acts or omissions, or to any claims, suits, or actions naming the DEC and arising under Article 78 of the New York Civil Practice Laws and Rules or any citizen suit or civil rights provision under federal or state laws.

Item B: Permittee's Contractors to Comply with Permit
The permittee is responsible for informing its independent contractors, employees, agents and assigns of their responsibility to comply with this permit, including all special conditions while acting as the permittee's agent with respect to the permitted activities, and such persons shall be subject to the same sanctions for violations of the Environmental Conservation Law as those prescribed for the permittee.

Item C: Permittee Responsible for Obtaining Other Required Permits
The permittee is responsible for obtaining any other permits, approvals, lands, easements and rights-of-way that may be required to carry out the activities that are authorized by this permit.

Item D: No Right to Trespass or Interfere with Riparian Rights
This permit does not convey to the permittee any right to trespass upon the lands or interfere with the riparian rights of others in order to perform the permitted work nor does it authorize the impairment of any rights, title, or interest in real or personal property held or vested in a person not a party to the permit.

Item E: SEQR Type II Action, Renewal Under the State Environmental Quality Review Act (SEQR), the Department of Environmental Conservation has determined that this permit is a renewal where there will be no material change in permit conditions or the scope of permitted activities and is therefore a Type II Action and not subject to further procedures under this law.

APPENDIX B

MINED LAND FINANCIAL SECURITY

IFIC
Suretyship since 1904

International Fidelity
INSURANCE COMPANY

One Newark Center, 20th flr. Newark, New Jersey 07102-5207 1-800-333-4167 / (973) 624-7200 / WWW.IFIC.COM

BOND RIDER

To be attached to and form a part of Bond No 0309524

Dated March 23, 2010 of Route 82 Sand and Gravel, Inc.

Canoe Hill Road, Millbrook, NY 12545, as Principal, and

INTERNATIONAL FIDELITY INSURANCE COMPANY, as Surety, in favor of

New York State Department of Environmental Conservation, as Obligee.

It is understood and agreed that the bond is changed or revised in the particulars checked below:

☐ Name of Principal changed to:

☑ Amount of Bond changed from $378,121.00 (Three Hundred Seventy Eight Thousand One Hundred Twenty One and 00/100 Dollars) to $484,424.00 (Four Hundred Eighty Four Thousand Four Hundred Twenty Four and 00/100 Dollars)

☐ Other

Said bond shall be subject to all its terms, conditions and limitations, except as herein expressly modified. This bond Rider shall become effective as of October 18, 2019

IN WITNESS WHEREOF, INTERNATIONAL FIDELITY INSURANCE COMPANY has caused its corporate seal to be hereunto affixed this 11th day of November, 2019.

Principal: Route 82 Sand and Gravel, Inc.
By: Dana L. Wiehe
Dana L. Wiehe, President

Surety: International Fidelity Insurance Company
By:
Kevin A. Viana, Attorney-in-Fact

STATE OF New York
COUNTY OF Dutchess } SS:

On this 11th day of November, 2019 before me personally appeared Dana L. Wiehe with whom I am personally acquainted, who, being by me duly sworn, did depose and say:

That (s)he resides at Pleasant Valley, NY that (s)he is the President of the Route 82 Sand and Gravel, Inc. the corporation described in and which executed the foregoing instrument; that he knows the corporate seal of said corporation; that the seal thereto affixed is such corporate seal; that it is so affixed by order of the Board of Directors, and that he signed his name thereto by like order.

Donna M. Coluccio
Notary Public
Dutchess County

DONNA COLUCCIO
Notary Public, State of New York
No. 01C04960232
Qualified in Dutchess County
Commission Expires December 18, 2021

STATE OF New York
COUNTY OF Dutchess } SS:

On this 11th day of November, 2019 , before me personally appeared Kevin A. Viaña with whom I am personally acquainted, who, being by me duly sworn, did depose and say:

That (s)he resides at Pleasant Valley, NY that (s)he is the Attorney-in-Fact of the International Fidelity Insurance Company the corporation described in and which executed the foregoing instrument; that he knows the corporate seal of said corporation; that the seal thereto affixed is such corporate seal; that it is so affixed by order of the Board of Directors, and that he signed his name thereto by like order.

Samantha R Pisanelli
Notary Public
County

SAMANTHA R. PISANELLI
Notary Public - State of New York
No. 01PI6393409
Qualified in Dutchess County
My Commission Expires June 17, 2013

POWER OF ATTORNEY

Bond # N/A

INTERNATIONAL FIDELITY INSURANCE COMPANY
ALLEGHENY CASUALTY COMPANY

One Newark Center, 20th Floor, Newark, New Jersey 07102-5207 PHONE: (973) 624-7200

KNOW ALL MEN BY THESE PRESENTS: That **INTERNATIONAL FIDELITY INSURANCE COMPANY**, a corporation organized and existing under the laws of the State of New Jersey, and **ALLEGHENY CASUALTY COMPANY** a corporation organized and existing under the laws of the State of New Jersey, having their principal office in the City of Newark, New Jersey, do hereby constitute and appoint

TIMOTHY E. DEAN, TIMOTHY RYCHCIK, KEVIN A. VIANA, LISA TYNER

Poughkeepsie, NY

their true and lawful attorney(s)-in-fact to execute, seal and deliver for and on its behalf as surety, any and all bonds and undertakings, contracts of indemnity and other writings obligatory in the nature thereof, which are or may be allowed, required or permitted by law, statute, rule, regulation, contract or otherwise, and the execution of such instrument(s) in pursuance of these presents, shall be as binding upon the said **INTERNATIONAL FIDELITY INSURANCE COMPANY and ALLEGHENY CASUALTY COMPANY**, as fully and amply, to all intents and purposes, as if the same had been duly executed and acknowledged by their regularly elected officers at their principal offices.

This Power of Attorney is executed, and may be revoked, pursuant to and by authority of the By-Laws of **INTERNATIONAL FIDELITY INSURANCE COMPANY and ALLEGHENY CASUALTY COMPANY** and is granted under and by authority of the following resolution adopted by the Board of Directors of **INTERNATIONAL FIDELITY INSURANCE COMPANY** at a meeting duly held on the 20th day of July, 2010 and by the Board of Directors of **ALLEGHENY CASUALTY COMPANY** at a meeting duly held on the 10th day of July, 2015 :

"**RESOLVED**, that (1) the Chief Executive Officer, President, Executive Vice President, Senior Vice President, Vice President, or Secretary of the Corporation shall have the power to appoint, and to revoke the appointments of, Attorneys-in-Fact or agents with power and authority as defined or limited in their respective powers of attorney, and to execute on behalf of the Corporation and affix the Corporation's seal thereto, bonds, undertakings, recognizances, contracts of indemnity and other written obligations in the nature thereof or related thereto; and (2) any such Officers of the Corporation may appoint and revoke the appointments of joint-control custodians, agents for acceptance of process, and Attorneys-in-fact with authority to execute waivers and consents on behalf of the Corporation; and (3) the signature of any such Officer of the Corporation and the Corporation's seal may be affixed by facsimile to any power of attorney or certification given for the execution of any bond, undertaking, recognizance, contract of indemnity or other written obligation in the nature thereof or related thereto, such signature and seals when so used whether heretofore or hereafter, being hereby adopted by the Corporation as the original signature of such officer and the original seal of the Corporation, to be valid and binding upon the Corporation with the same force and effect as though manually affixed."

IN WITNESS WHEREOF, **INTERNATIONAL FIDELITY INSURANCE COMPANY** and **ALLEGHENY CASUALTY COMPANY** have each executed and attested these presents on this 31st day of December, 2018

INTERNATIONAL FIDELITY INSURANCE COMPANY CORPORATE SEAL 1904 NEW JERSEY

STATE OF NEW JERSEY
County of Essex

Kenneth Chapman
Executive Vice President, International Fidelity Insurance Company and Allegheny Casualty Company

ALLEGHENY CASUALTY COMPANY 1936 NEW JERSEY

On this 31st day of December, 2018 , before me came the individual who executed the preceding instrument, to me personally known, and, being by me duly sworn, said he is the therein described and authorized officer of **INTERNATIONAL FIDELITY INSURANCE COMPANY and of ALLEGHENY CASUALTY COMPANY**; that the seals affixed to said instrument are the Corporate Seals of said Companies; that the said Corporate Seals and his signature were duly affixed by order of the Boards of Directors of said Companies.

SHIRELLE A. OUTLEY My Comm. Exp. 04-04-2023 NOTARY PUBLIC No. 50079910 NEW JERSEY

IN TESTIMONY WHEREOF, I have hereunto set my hand affixed my Official Seal, at the City of Newark, New Jersey the day and year first above written.

Shirelle A. Outley a Notary Public of New Jersey
My Commission Expires April 4, 2023

CERTIFICATION

I, the undersigned officer of **INTERNATIONAL FIDELITY INSURANCE COMPANY** and **ALLEGHENY CASUALTY COMPANY** do hereby certify that I have compared the foregoing copy of the Power of Attorney and affidavit, and the copy of the Sections of the By-Laws of said Companies as set forth in said Power of Attorney, with the originals on file in the home office of said companies, and that the same are correct transcripts thereof, and of the whole of the said originals, and that the said Power of Attorney has not been revoked and is now in full force and effect.

IN TESTIMONY WHEREOF, I have hereunto set my hand on this day, November 11, 2019

A00218

Irene Martins, Assistant Secretary

INTERNATIONAL FIDELITY INSURANCE COMPANY

ONE NEWARK CENTER, 20TH FLOOR, NEWARK, NEW JERSEY 07102-5207

STATEMENT OF ASSETS, LIABILITIES, SURPLUS AND OTHER FUNDS

AT DECEMBER 31, 2018

ASSETS

Bonds (Amortized Value)	$126,525,302
Common Stocks (Market Value)	24,794,502
Mortgage Loans on Real Estate	344,840
Cash, Bank Deposits & Short Term Investments	42,240,486
Unpaid Premiums & Assumed Balances	9,544,138
Reinsurance Recoverable from Reinsurers	83,650
Electronic Data Processing Equipment	423,280
Investment Income Due and Accrued	1,307,538
Current Federal & Foreign income Tax Recoverable & Interest thereon	971,023
Net Deferred Tax Assets	1,298,541
Receivables from Parent, Subsidiaries & Affiliates	2,216,045
Other Assets	18,400,278
TOTAL ASSETS	$228,149,623

LIABILITIES, SURPLUS & OTHER FUNDS

Losses (Reported Losses Net as to Reinsurance Ceded and Incurred But Not Reported Losses)	$8,729,241
Reinsurance Payable on Paid Losses and Loss Adjustment Expenses	1,255,433
Loss Adjustment Expenses	3,910,677
Commissions Payable, Contingent Commissions & Other Similar Charges	1,731,782
Other Expenses (Excluding Taxes, Licenses and Fees)	4,194,006
Taxes, Licenses & Fees (Excluding Federal Income Tax)	446,580
Unearned Premiums	38,599,862
Dividends Declared & Unpaid: Policyholders & Stockholders	700,000
Ceded Reinsurance Premiums Payable	2,452,973
Funds Held by Company under Reinsurance Treaties	1,031
Amounts Withheld by Company for Account of Others	70,169,700
Provision for Reinsurance	31,630
Payable to Parent, Subsidiaries and Affiliates	46,354
Other Liabilities	5,144
TOTAL LIABILITIES	$132,274,413
Common Capital Stock	$3,600,000
Gross Paid-in & Contributed Surplus	374,600
Surplus Notes	16,000,000
Unassigned Funds (Surplus)	81,855,190
Less: Treasury Stock at cost (50,682 shares common) (value incl. $45.)	5,954,580
Surplus as Regards Policyholders	$95,875,210
TOTAL LIABILITIES, SURPLUS & OTHER FUNDS	$228,149,623

I, John M Mruk, Treasurer of INTERNATIONAL FIDELITY INSURANCE COMPANY, certify that the foregoing is a fair statement of Assets, Liabilities, Surplus and Other Funds of this Company, at the close of business, December 31, 2018, as reflected by its books and records and as reported in its statement on file with the Insurance Department of the State of New Jersey.

INTERNATIONAL FIDELITY INSURANCE COMPANY CORPORATE SEAL 1904 NEW JERSEY

Cristina Oliveira

CRISTINA OLIVEIRA
Notary Public, State of New Jersey
My Commission Expires
August 13, 2023

IN TESTIMONY WHEREOF, I have set my hand and affixed the seal of the Company, this 22nd day of February, 2019.
INTERNATIONAL FIDELITY INSURANCE COMPANY

John M M

IFIC
Suretyship since 1904

International Fidelity
INSURANCE COMPANY

One Newark Center, 20th flr. Newark, New Jersey 07102-5207 1-800-333-4167 / (973) 624-7200 / WWW.IFIC.COM

BOND RIDER

To be attached to and form a part of Bond No 0309524

Dated March 23, 2010 of Route 82 Sand and Gravel, Inc.

Canoe Hill Road, Millbrook, NY 12545, as Principal, and

INTERNATIONAL FIDELITY INSURANCE COMPANY, as Surety, in favor of

New York State Department of Environmental Conservation, as Obligee.

It is understood and agreed that the bond is changed or revised in the particulars checked below:

☐ Name of Principal changed to:

☑ Amount of Bond changed from $421,487.00 (Four Hundred Twenty One Thousand Four Hundred Eighty Seven and 00/100 Dollars) to $378,121.00 (Three Hundred Seventy Eight Thousand One Hundred Twenty One and 00/100 Dollars)

☐ Other

Said bond shall be subject to all its terms, conditions and limitations, except as herein expressly modified. This bond Rider shall become effective as of April 22, 2016

IN WITNESS WHEREOF, INTERNATIONAL FIDELITY INSURANCE COMPANY has caused its corporate seal to be hereunto affixed this 13th day of May, 2016.

Principal: Route 82 Sand and Gravel, Inc.
By: Dana L. Wiehe
Dana L. Wiehe, Vice-President

Surety: International Fidelity Insurance Company
By:
Kevin A. Viena, Attorney-in-Fact

STATE OF New York
COUNTY OF Dutchess } SS:

On this 13th day of May, 2016 before me personally appeared Dana L. Wiehe with whom I am personally acquainted, who, being by me duly sworn, did depose and say:

That (s)he resides at Pleasant Valley, NY that (s)he is the Vice President of the Route 82 Sand and Gravel, Inc. the corporation described in and which executed the foregoing instrument; that he knows the corporate seal of said corporation; that the seal thereto affixed is such corporate seal; that it is so affixed by order of the Board of Directors, and that he signed his name thereto by like order.

Donna M. Coluccio
Notary Public
Dutchess County

DONNA COLUCCIO
Notary Public, State of New York
No. 01C04960232
Qualified in Dutchess County
Commission Expires December 18, 2017

STATE OF New York
COUNTY OF Dutchess } SS:

On this 13th day of May, 2016 , before me personally appeared Kevin A. Viaña with whom I am personally acquainted, who, being by me duly sworn, did depose and say:

That (s)he resides at Pleasant Valley, NY that (s)he is the Attorney-In-Fact of the International Fidelity Insurance Company the corporation described in and which executed the foregoing instrument; that he knows the corporate seal of said corporation; that the seal thereto affixed is such corporate seal; that it is so affixed by order of the Board of Directors, and that he signed his name thereto by like order.

Marissa
Notary Public
County

MARISSA SIERRA BARRINGTON
Notary Public, State of New York
Qualified In Dutchess County
Commission Expires 04/28/18
Cert. No. 01BA6301837

Tel (973) 624-7200

POWER OF ATTORNEY

INTERNATIONAL FIDELITY INSURANCE COMPANY
ALLEGHENY CASUALTY COMPANY

ONE NEWARK CENTER, 20TH FLOOR NEWARK, NEW JERSEY 07102-5207

KNOW ALL MEN BY THESE PRESENTS: That **INTERNATIONAL FIDELITY INSURANCE COMPANY**, a corporation organized and existing under the laws of the State of New Jersey, and **ALLEGHENY CASUALTY COMPANY** a corporation organized and existing under the laws of the State of New Jersey, having their principal office in the City of Newark, New Jersey, do hereby constitute and appoint

FRANK S. MARANTO JR, TIMOTHY E. DEAN, KEVIN A. VIANA

Poughkeepsie, NY.

their true and lawful attorney(s)-in-fact to execute, seal and deliver for and on its behalf as surety, any and all bonds and undertakings, contracts of indemnity and other writings obligatory in the nature thereof, which are or may be allowed, required or permitted by law, statute, rule, regulation, contract or otherwise, and the execution of such instrument(s) in pursuance of these presents, shall be as binding upon the said INTERNATIONAL FIDELITY INSURANCE COMPANY and ALLEGHENY CASUALTY COMPANY, as fully and amply, to all intents and purposes, as if the same had been duly executed and acknowledged by their regularly elected officers at their principal offices.

This Power of Attorney is executed, and may be revoked, pursuant to and by authority of the By-Laws of INTERNATIONAL FIDELITY INSURANCE COMPANY and ALLEGHENY CASUALTY COMPANY and is granted under and by authority of the following resolution adopted by the Board of Directors of INTERNATIONAL FIDELITY INSURANCE COMPANY at a meeting duly held on the 20th day of July, 2010 and by the Board of Directors of ALLEGHENY CASUALTY COMPANY at a meeting duly held on the 15th day of August, 2000:

"RESOLVED, that (1) the President, Vice President, Chief Executive Officer or Secretary of the Corporation shall have the power to appoint, and to revoke the appointments of, Attorneys-in-Fact or agents with power and authority as defined or limited in their respective powers of attorney, and to execute on behalf of the Corporation and affix the Corporation's seal thereto, bonds, undertakings, recognizances, contracts of indemnity and other written obligations in the nature thereof or related thereto; and (2) any such Officers of the Corporation may appoint and revoke the appointments of joint-control custodians, agents for acceptance of process, and Attorneys-in-fact with authority to execute waivers and consents on behalf of the Corporation; and (3) the signature of any such Officer of the Corporation and the Corporation's seal may be affixed by facsimile to any power of attorney or certification given for the execution of any bond, undertaking, recognizance, contract of indemnity, or other written obligation in the nature thereof or related thereto, such signature and seals when so used whether heretofore or hereafter, being hereby adopted by the Corporation as the original signature of such officer and the original seal of the Corporation, to be valid and binding upon the Corporation with the same force and effect as though manually affixed."

IN WITNESS WHEREOF, INTERNATIONAL FIDELITY INSURANCE COMPANY and ALLEGHENY CASUALTY COMPANY have each executed and attested these presents on this 31st day of December, 2015.

INTERNATIONAL FIDELITY INSURANCE COMPANY CORPORATE SEAL 1904 NEW JERSEY

STATE OF NEW JERSEY
County of Essex

ROBERT W. MINSTER
Chief Executive Officer (International Fidelity Insurance Company) and President (Allegheny Casualty Company)

ALLEGHENY CASUALTY COMPANY 1936 NEW JERSEY

On this 31st day of December 2015, before me came the individual who executed the preceding instrument, to me personally known, and, being by me duly sworn, said he is the therein described and authorized officer of INTERNATIONAL FIDELITY INSURANCE COMPANY and ALLEGHENY CASUALTY COMPANY; that the seals affixed to said instrument are the Corporate Seals of said Companies; that the said Corporate Seals and his signature were duly affixed by order of the Boards of Directors of said Companies.

IN TESTIMONY WHEREOF, I have hereunto set my hand affixed my Official Seal, at the City of Newark, New Jersey the day and year first above written.

CATHY CRUZ COMMISSION EXPIRES MY NOTARY PUBLIC 04-16-2019 STATE OF NEW JERSEY

A NOTARY PUBLIC OF NEW JERSEY
My Commission Expires April 16, 2019

CERTIFICATION

I, the undersigned officer of INTERNATIONAL FIDELITY INSURANCE COMPANY and ALLEGHENY CASUALTY COMPANY do hereby certify that I have compared the foregoing copy of the Power of Attorney and affidavit, and the copy of the Sections of the By-Laws of said Companies as set forth in said Power of Attorney, with the originals on file in the home office of said companies, and that the same are correct transcripts thereof, and of the whole of the said originals, and that the said Power of Attorney has not been revoked and is now in full force and effect.

IN TESTIMONY WHEREOF, I have hereunto set my hand this 13th day of May, 2016

MARIA BRANCO, Assistant Secretary

INTERNATIONAL FIDELITY INSURANCE COMPANY

ONE NEWARK CENTER, 20TH FLOOR, NEWARK, NEW JERSEY 07102-5207

STATEMENT OF ASSETS, LIABILITIES, SURPLUS AND OTHER FUNDS

AT DECEMBER 31, 2015

ASSETS	
Bonds (Amortized Value)	$98,458,862
Common Stocks (Market Value)	31,508,222
Mortgage Loans on Real Estate	373,152
Cash, Bank Deposits & Short Term Investments	35,819,450
Other Invested Assets	432,450
Unpaid Premiums & Assumed Balances	10,051,083
Reinsurance Recoverable from Reinsurers	(129,053)
Electronic Data Processing Equipment	625,537
Investment Income Due and Accrued	582,669
Current federal & foreign income tax recoverable & interest thereon	261,876
Net Deferred Tax Assets	4,054,946
Receivables from Parent, Subsidiaries & Affiliates	129,984
Other Assets	20,925,879
TOTAL ASSETS	$203,095,057

LIABILITIES, SURPLUS & OTHER FUNDS	
Losses (Reported Losses Net as to Reinsurance Ceded and Incurred But Not Reported Losses)	($564,096)
Reinsurance Payable on Paid Losses and Loss Adjustment Expenses	1,270,638
Loss Adjustment Expenses	3,267,578
Commissions Payable, Contingent Commissions & Other Similar Charges	191,728
Other Expenses (Excluding Taxes, Licenses and Fees)	3,600,877
Taxes, Licenses & Fees (Excluding Federal Income Tax)	331,317
Unearned Premiums	32,509,578
Dividends Declared & Unpaid: Policyholders	800,000
Ceded Reinsurance Premiums Payable	3,337,507
Funds Held by Company under Reinsurance Treaties	1,031
Amounts Withheld by Company for Account of Others	67,779,362
Provision for Reinsurance	51,384
Payable to Parent, Subsidiaries and Affiliates	92,221
Other Liabilities	6,548,908
TOTAL LIABILITIES	$119,218,033
Common Capital Stock	$1,500,000
Gross Paid-in & Contributed Surplus	374,600
Surplus Notes	16,000,000
Unassigned Funds (Surplus)	67,827,534
Less: Treasury Stock at cost (40,558 shares common) (value incl. $45.)	1,825,110
Surplus as Regards Policyholders	$83,877,024
TOTAL LIABILITIES, SURPLUS & OTHER FUNDS	$203,095,057

I, Francis L. Mitterhoff, President of INTERNATIONAL FIDELITY INSURANCE COMPANY, certify that the foregoing is a fair statement of Assets, Liabilities, Surplus and Other Funds of this Company, at the close of business, December 31, 2015, as reflected by its books and records and as reported in its statement on file with the Insurance Department of the State of New Jersey.

IN TESTIMONY WHEREOF, I have set my hand and affixed the seal of the Company, this 22nd day of February, 2016.
INTERNATIONAL FIDELITY INSURANCE COMPANY

To be attached to and form a part of

Type of Bond: Mined Land Reclamation Bond

Bond No. 0309524

dated effective 3/23/2010
(MONTH, DAY. YEAR)

executed by Route 82 Sand and Gravel Inc., as Principal
(PRINCIPAL)

and by International Fidelity Ins. Co., as Surety
(SURETY)

in favor of NYS Dept. of Environmental Services.
(OBLIGEE)

In consideration of the mutual agreements herein contained the Principal and the Surety hereby consent to changing

Bond Amount

From: $272,300

To: $421,487

Nothing herein contained shall vary, alter or extend any provision or condition of this bond except as herein expressly stated.

This rider is effective 1/6/2011
(MONTH. DAY, YEAR)

Signed and Sealed 1/6/2011
(MONTH, DAY, YEAR)

Route 82 Sand and Gravel Inc.
PRINCIPAL

BY: Dana L. Wiehe — Vice-President
Dana L. Wiehe — TITLE

International Fidelity Ins. Company
SURETY

BY: Mary E. Brinckerhoff — ATTORNEY-IN-FACT
Mary E. Brinckerhoff

INTERNATIONAL FIDELITY INSURANCE COMPANY

ONE NEWARK CENTER, 20TH FLOOR, NEWARK, NEW JERSEY 07102-5207

STATEMENT OF ASSETS, LIABILITIES, SURPLUS AND OTHER FUNDS

AT DECEMBER 31, 2009

ASSETS

Bonds (Amortized Value)	$55,044,308
Common Stocks (Market Value)	52,514,550
Mortgage Loans on Real Estate	183,000
Cash & Bank Deposits	100,651,263
Short Term Investments	33,926
Other Invested Assets	4,000,000
Unpaid Premiums & Assumed Balances	5,820,812
Reinsurance Recoverable from Reinsurers	385,409
Electronic Data Processing Equipment	227,201
Investment Income Due and Accrued	479,074
Current Federal & Foreign Income Tax Recoverable& Interest Thereon...	1,331,490
Net Deferred Tax Assets	5,100,000
Other Assets	2,151,913
TOTAL ASSETS	$227,922,945

LIABILITIES, SURPLUS & OTHER FUNDS

Losses (Reported Losses Net as to Reinsurance Ceded and Incurred But Not Reported Losses)	$19,061,512
Loss Adjustment Expenses	4,934,305
Contingent Commissions & Other Similar Charges	3,494,103
Other Expenses (Excluding Taxes, Licenses and Fees)	3,790,080
Taxes, Licenses & Fees (Excluding Federal Income Tax)	864,178
Unearned Premiums	30,125,567
Dividends Declared & Unpaid: Policyholders	484,708
Ceded Reinsurance Premiums Payable	2,340,573
Funds Held by Company under Reinsurance Treaties	1,031
Amounts Withheld by Company for Account of Others	73,268,661
Provisions for Reinsurance	4,173
Other Liabilities	3,816
TOTAL LIABILITIES	$138,372,707
Common Capital Stock	$1,500,000
Gross Paid-in & Contributed Surplus	374,600
Surplus Note	16,000,000
Unassigned Funds (Surplus)	71,675,639
Surplus as Regards Policyholders	$89,550,239
TOTAL LIABILITIES, SURPLUS & OTHER FUNDS	$227,922,946

I, Francis L. Mitterhoff, President of INTERNATIONAL FIDELITY INSURANCE COMPANY, certify that the foregoing is a fair statement of Assets, Liabilities, Surplus and Other Funds of this Company, at the close of business, December 31, 2009, as reflected by its books and records and as reported in its statement on file with the Insurance Department of the State of New Jersey.

IN TESTIMONY WHEREOF, I have set my hand and affixed the seal of the Company, this 24th day of February, 2010.

INTERNATIONAL FIDELITY INSURANCE COMPANY

Tel (973) 624-7200

POWER OF ATTORNEY
INTERNATIONAL FIDELITY INSURANCE COMPANY

HOME OFFICE: ONE NEWARK CENTER, 20TH FLOOR
NEWARK, NEW JERSEY 07102-5207

KNOW ALL MEN BY THESE PRESENTS: That **INTERNATIONAL FIDELITY INSURANCE COMPANY**, a corporation organized and existing laws of the State of New Jersey, and having its principal office in the City of Newark, New Jersey, does hereby constitute and appoint

MARY E. BRINCKERHOFF, JANICE A. BALLARD, ROSEMARIE A. MISENAR

Fishkill, NY.

its true and lawful attorney(s)-in-fact to execute, seal and deliver for and on its behalf as surety, any and all bonds and undertakings, contracts of indemnity and other writings obligatory in the nature thereof, which are or may be allowed, required or permitted by law, stature, rule, regulation, contract or otherwise, and the execution of such instrument(s) in pursuance of these presents, shall be as binding upon the said **INTERNATIONAL FIDELITY INSURANCE COMPANY**, as fully and amply, to all intents and purposes, as if the same had been duly executed and acknowledged by its regularly elected officers at its principal office.

This Power of Attorney is executed, and may be revoked, pursuant to and by authority of Article 3 Section 3, of the By-Laws adopted by the Board of Directors of **INTERNATIONAL FIDELITY INSURANCE COMPANY** at a meeting called and held on the 7th day of February, 1974.

The President or any Vice President, Executive Vice President, Secretary or Assistant Secretary, shall have power and authority

(1) To appoint Attorneys-in-fact, and to authorize them to execute on behalf of the Company, and attach the Seal of the Company thereto, bonds and undertakings, contracts of indemnity and other writings obligatory in the nature thereof and,

(2) To remove, at any time, any such attorney-in-fact and revoke the authority given.

Further, this Power of Attorney is signed and sealed by facsimile pursuant to resolution of the Board of Directors of said Company adopted at a meeting duly called and held on the 29th day of April, 1982 of which the following is a true excerpt:

Now therefore the signatures of such officers and the seal of the Company may be affixed to any such power of attorney or any certificate relating thereto by facsimile, and any such power of attorney or certificate bearing such facsimile signatures or facsimile seal shall be valid and binding upon the Company and any such power so executed and certified by facsimile signatures and facsimile seal shall be valid and binding upon the Company in the future with respect to any bond or undertaking to which it is attached.

INTERNATIONAL FIDELITY INSURANCE COMPANY CORPORATE SEAL 1904 NEW JERSEY

IN TESTIMONY WHEREOF, **INTERNATIONAL FIDELITY INSURANCE COMPANY** has caused this instrument to be signed and its corporate seal to be affixed by its authorized officer, this 16th day of October, A.D. 2007.

INTERNATIONAL FIDELITY INSURANCE COMPANY

STATE OF NEW JERSEY
County of Essex

Secretary

On this 16th day of October 2007, before me came the individual who executed the preceding instrument, to me personally known, and, being by me duly sworn, said the he is the therein described and authorized officer of the **INTERNATIONAL FIDELITY INSURANCE COMPANY**; that the seal affixed to said instrument is the Corporate Seal of said Company; that the said Corporate Seal and his signature were duly affixed by order of the Board of Directors of said Company.

JOSE A. MARQUEZ, JR. NOTARY PUBLIC NEW JERSEY

IN TESTIMONY WHEREOF, I have hereunto set my hand affixed my Official Seal, at the City of Newark, New Jersey the day and year first above written.

A NOTARY PUBLIC OF NEW JERSEY
My Commission Expires Nov. 21, 2010

CERTIFICATION

I, the undersigned officer of **INTERNATIONAL FIDELITY INSURANCE COMPANY** do hereby certify that I have compared the foregoing copy of the Power of Attorney and affidavit, and the copy of the Section of the By-Laws of said Company as set forth in said Power of Attorney, with the ORIGINALS ON IN THE HOME OFFICE OF SAID COMPANY, and that the same are correct transcripts thereof and of the whole of the said originals, and that the said Power of Attorney has not been revoked and is now in full force and effect

IN TESTIMONY WHEREOF, I have hereunto set my hand this 6th day of January 2011

Assistant Secretary

85-02-3 (3/02)–10a

NEW YORK STATE DEPARTMENT OF ENVIRONMENTAL CONSERVATION
DIVISION OF MINERAL RESOURCES

MINED LAND RECLAMATION BOND

BOND NUMBER
0309524

INSTRUCTIONS

1. Form 85-02-3 shall be filed with the New York State Department of Environmental Conservation, Division of Mineral Resources, 625 Broadway, Albany, NY 12233-6500 by the mining permit applicant.
2. The form shall be typed and be signed by responsible individuals who have full and correct knowledge of the facts stated and the authority to bind the applicant.

KNOW ALL MEN BY THESE PRESENTS:

That we ROUTE 82 SAND AND GRAVEL, INC. (Principal) of permanent address

CANOE HILL ROAD MILLBROOK, NY 12545
(Street Address, City, State, Zip Code)

as Principal, and INTERNATIONAL FIDELITY INSURANCE COMPANY (Surety)

of 45 OSWEGO ROAD, SUITE 300 BALDWINSVILLE, NY 13027
(Mailing Address and Telephone Number of Responsible District Office)

as Surety, a corporation organized and existing under the laws of the State of NEW YORK, and authorized to transact the business of suretyship in the State of New York, are held and firmly bound unto the State of New York in the full and just sum of TWO HUNDRED SEVENTY TWO THOUSAND THREE HUNDRED dollars ($ 272,300.00), lawful money of the United States of America, for which payment, well and truly to be made, we bind ourselves, our heirs, executors, administrators, successors and assigns, jointly and severally, firmly by these presents.

The condition of this obligation is that the said Principal has been issued a mining permit re:

Mine File Number(s): #301-3-30-0021
by the Department of Environmental Conservation of the State of New York.

Now, therefore, if said Principal shall comply with the conditions of the permit, then this obligation shall be void; otherwise to remain in full force and effect, in which case the Department may call upon the surety to complete the reclamation.

This bond shall be further subject to the following conditions:

1. The bond shall be continuous and shall remain in force until the Surety is released from liability by the Department of Environmental Conservation of the State of New York, or until the bond is canceled by the Surety as herein provided. Without prejudice to any liability accrued prior to such cancellation, the Surety may cancel this bond upon ninety (90) days advance notice in writing sent by mail to the Principal and to the Department of Environmental Conservation of the State of New York.
2. In no event shall the total liability of the Surety for any one or more recoveries under this bond exceed in the aggregate the total sum hereof.
3. Any suit brought upon this bond must be instituted before the expiration of two years after the release, cancellation or termination thereof.

In Witness Hereof, said Principal and said Surety have caused these presents to be duly signed and sealed:

this 23RD day of MARCH, 20 10

ROUTE 82 SAND AND GRAVEL, INC. (Principal)
By: Dana L. Wiehe (Signature)
Dana L. Wiehe, Vice-President (Print Name and Title)

INTERNATIONAL FIDELITY INSURANCE COMPANY (Surety)
By: Rosemarie A. Misenar (Signature)
ROSEMARIE A. MISENAR ATTORNEY-IN-FACT (Print Name and Title)

FOR DEPARTMENT USE ONLY

☐ Approved _____ Date _____

INTERNATIONAL FIDELITY INSURANCE COMPANY

ONE NEWARK CENTER, 20TH FLOOR, NEWARK, NEW JERSEY 07102-5207

STATEMENT OF ASSETS, LIABILITIES, SURPLUS AND OTHER FUNDS

AT DECEMBER 31, 2008

ASSETS

Bonds (Amortized Value)	$93,492,066
Common Stocks (Market Value)	11,589,564
Mortgage Loans on Real Estate	443,000
Cash & Bank Deposits	77,449,815
Short Term Investments	8,568,232
Other Invested Assets	2,000,000
Unpaid Premiums & Assumed Balances	5,146,080
Reinsurance Recoverable from Reinsurers	565,381
Electronic Data Processing Equipment	206,913
Investment Income Due and Accrued	1,225,270
Net Deferred Tax Assets	4,000,000
Other Assets	1,843,939
TOTAL ASSETS	$206,530,260

LIABILITIES, SURPLUS & OTHER FUNDS

Losses (Reported Losses Net as to Reinsurance Ceded and Incurred But Not Reported Losses)	$15,639,577
Loss Adjustment Expenses	4,164,062
Contingent Commissions & Other Similar Charges	1,911,053
Other Expenses (Excluding Taxes, Licenses and Fees)	4,399,457
Taxes, Licenses & Fees (Excluding Federal Income Tax)	1,013,996
Current Federal & Foreign Income Taxes	718,905
Unearned Premiums	30,157,844
Dividends Declared & Unpaid: Policyholders	550,000
Ceded Reinsurance Premiums Payable	2,372,929
Funds Held by Company under Reinsurance Treaties	1,031
Amounts Withheld by Company for Account of Others	53,100,957
Provisions for Reinsurance	4,279
Other Liabilities	3,292
TOTAL LIABILITIES	$114,037,382
Common Capital Stock	$1,500,000
Gross Paid-in & Contributed Surplus	374,600
Surplus Note	16,000,000
Unassigned Funds (Surplus)	74,618,278
Surplus as Regards Policyholders	$92,492,878
TOTAL LIABILITIES, SURPLUS & OTHER FUNDS	$206,530,260

I, Francis L. Mitterhoff, President of INTERNATIONAL FIDELITY INSURANCE COMPANY, certify that the foregoing is a fair statement of Assets, Liabilities, Surplus and Other Funds of this Company, at the close of business, December 31, 2008, as reflected by its books and records and as reported in its statement on file with the Insurance Department of the State of New Jersey.

IN TESTIMONY WHEREOF, I have set my hand and affixed the seal of the Company, this 23rd day of February 2009.

INTERNATIONAL FIDELITY INSURANCE COMPANY

Tel (973) 624-7200

POWER OF ATTORNEY
INTERNATIONAL FIDELITY INSURANCE COMPANY

HOME OFFICE: ONE NEWARK CENTER, 20TH FLOOR
NEWARK, NEW JERSEY 07102-5207

KNOW ALL MEN BY THESE PRESENTS: That **INTERNATIONAL FIDELITY INSURANCE COMPANY**, a corporation organized and existing laws of the State of New Jersey, and having its principal office in the City of Newark, New Jersey, does hereby constitute and appoint

MARY E. BRINCKERHOFF, JANICE A. BALLARD, ROSEMARIE A. MISENAR

Fishkill, NY.

its true and lawful attorney(s)-in-fact to execute, seal and deliver for and on its behalf as surety, any and all bonds and undertakings, contracts of indemnity and other writings obligatory in the nature thereof, which are or may be allowed, required or permitted by law, stature, rule, regulation, contract or otherwise, and the execution of such instrument(s) in pursuance of these presents, shall be as binding upon the said **INTERNATIONAL FIDELITY INSURANCE COMPANY**, as fully and amply, to all intents and purposes, as if the same had been duly executed and acknowledged by its regularly elected officers at its principal office.

This Power of Attorney is executed, and may be revoked, pursuant to and by authority of Article 3-Section 3, of the By-Laws adopted by the Board of Directors of **INTERNATIONAL FIDELITY INSURANCE COMPANY** at a meeting called and held on the 7th day of February, 1974.

The President or any Vice President, Executive Vice President, Secretary or Assistant Secretary, shall have power and authority

(1) To appoint Attorneys-in-fact, and to authorize them to execute on behalf of the Company, and attach the Seal of the Company thereto, bonds and undertakings, contracts of indemnity and other writings obligatory in the nature thereof and,

(2) To remove, at any time, any such attorney-in-fact and revoke the authority given.

Further, this Power of Attorney is signed and sealed by facsimile pursuant to resolution of the Board of Directors of said Company adopted at a meeting duly called and held on the 29th day of April, 1982 of which the following is a true excerpt:

Now therefore the signatures of such officers and the seal of the Company may be affixed to any such power of attorney or any certificate relating thereto by facsimile, and any such power of attorney or certificate bearing such facsimile signatures or facsimile seal shall be valid and binding upon the Company and any such power so executed and certified by facsimile signatures and facsimile seal shall be valid and binding upon the Company in the future with respect to any bond or undertaking to which it is attached.

INTERNATIONAL FIDELITY INSURANCE COMPANY CORPORATE SEAL 1904 NEW JERSEY

IN TESTIMONY WHEREOF, **INTERNATIONAL FIDELITY INSURANCE COMPANY** has caused this instrument to be signed and its corporate seal to be affixed by its authorized officer, this 16th day of October, A.D. 2007.

INTERNATIONAL FIDELITY INSURANCE COMPANY

STATE OF NEW JERSEY
County of Essex

Secretary

On this 16th day of October 2007, before me came the individual who executed the preceding instrument, to me personally known, and, being by me duly sworn, said the he is the therein described and authorized officer of the **INTERNATIONAL FIDELITY INSURANCE COMPANY**; that the seal affixed to said instrument is the Corporate Seal of said Company; that the said Corporate Seal and his signature were duly affixed by order of the Board of Directors of said Company.

JOSE A. MARQUEZ, JR. NOTARY PUBLIC NEW JERSEY

IN TESTIMONY WHEREOF, I have hereunto set my hand affixed my Official Seal, at the City of Newark, New Jersey the day and year first above written.

A NOTARY PUBLIC OF NEW JERSEY
My Commission Expires Nov. 21, 2010

CERTIFICATION

I, the undersigned officer of **INTERNATIONAL FIDELITY INSURANCE COMPANY** do hereby certify that I have compared the foregoing copy of the Power of Attorney and affidavit, and the copy of the Section of the By-Laws of said Company as set forth in said Power of Attorney, with the ORIGINALS ON IN THE HOME OFFICE OF SAID COMPANY, and that the same are correct transcripts thereof, and of the whole of the said originals, and that the said Power of Attorney has not been revoked and is now in full force and effect.

IN TESTIMONY WHEREOF, I have hereunto set my hand this 23RD day of MARCH 2010

Maria H. Franco

Assistant Secretary