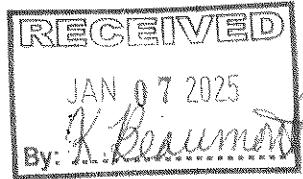


Town of Washington Planning Board



RESOLUTION APPROVING WETLANDS PERMIT

OAK SUMMIT ROAD RECONSTRUCTION

Town of Washington Planning Board member Eric Alexander offered the following resolution, which was seconded by member Emily Abrahams as follows:

WHEREAS, The Applicant, the Town of Washington Town Board (the "Town Board"), has made application to the Planning Board for approval of alterations and improvements to Oak Summit Road (the "Project"); and

WHEREAS, the Project involves the proposed reconstruction of an existing culvert beneath Oak Summit Road at its crossing of Sprout Creek, a New York State Department of Environmental Conservation (NYSDEC) regulated Class C(T) stream, located just north of Oak Summit Road's intersection with Camby Road, along with related improvements to Oak Summit Road itself at this crossing; and

WHEREAS, Colliers Engineering and Design (CED) is serving as the engineer of record for the Project on behalf of the Town Board; and

WHEREAS, the Project includes temporary and permanent disturbances affecting a Town-regulated watercourse and nearby wetland and wetland buffer areas and, as a result, the application requires a Wetland Permit approval by the Planning Board; and

WHEREAS, according to materials submitted by CED, approximately 1,174 square feet of disturbance to the regulated area is anticipated in connection with the culvert replacement and related improvements; and

WHEREAS, the Project is being funded by a BridgeNY grant administered by the New York State Department of Transportation (NYSDOT) and is therefore undergoing a concurrent review by NYSDOT, NYSDEC, and other state agencies for all applicable permits required by those agencies (including an Article 15 Permit for disturbance to a NYSDEC regulated stream); and

WHEREAS, the Planning Board designated the Project as a Type II action under the State Environmental Quality Review Act (SEQRA) by vote on November 4, 2025; and

WHEREAS, the Wetland Permit application was referred to the Steve Marino of Tim Miller Associates (the Town Wetland Consultant) for review and comment; and

WHEREAS, the Town Wetland Consultant visited the area of the Project and issued an initial memorandum to the Planning Board dated October 31, 2025 containing a summary of the site visit and comments on the application; and

WHEREAS, the application was referred to the Town's Conservation Advisory Commission (CAC) and the CAC provided comment by letter dated November 22, 2025 which comments the Planning Board and Town Wetland Consultant have taken into consideration; and

WHEREAS, a courtesy referral was made to the Town of Union Vale given the Project's proximity to municipal boundary; no comments were received; and

WHEREAS, the areas of wetland disturbance are shown on the Site Plan set prepared by CED, dated December 16, 2025; and

WHEREAS, the Town Wetland Consultant has reviewed the December 16, 2025 submission made by CED which included the updated Site Plan set along with a response to the October 31, 2025 comment memorandum; and

WHEREAS, in a memorandum to the Planning Board dated January 2, 2026 the Town Wetland Consultant stated that all prior comments and questions have been satisfactorily addressed by CED; and

WHEREAS, the Planning Board held a public hearing on the Wetland Permit on January 6, 2026 and having properly noticed same and heard all who came before the board with any comment thereon, closed the public hearing on January 6, 2026.

NOW THEREFORE BE IT RESOLVED, that the Planning Board of the Town of Washington makes the following findings regarding the **Wetlands Permit Application**:

- A. Pursuant to Article IX, Section 165-97 of the Town Zoning Code, “[a]n applicant is entitled to a wetland permit...if the proposed regulated activity will not result in a negative impact to the functioning of a wetland, watercourse, or water body that has been shown to have a beneficial environmental function.” Here, the Project as described above will not cause a negative impact to occur.

- B. There are no available alternatives that would be practical or feasible.
- C. The submitted application fulfills the applicable requirements in Article IX (Sections 165-88 through 165-102) of the Town Zoning Code, entitled "Wetlands and Watercourses," and the Applicant has likewise demonstrated entitlement to the wetlands permit.

The foregoing resolution was duly put to a vote which resulted as follows:

	YEA	NAY
Doug Giles, Chair	<u>X</u>	_____
Emily Abrahams	<u>X</u>	_____
Eric Alexander	<u>X</u>	_____
Adam Brandow	<u>X</u>	_____
Nicole Drury	<u>X</u>	_____
Anna Hall	<u>X</u>	_____
Richard Philipps	<u>X</u>	_____

Dated: Millbrook, New York

January 6, 2026

Lisa M. Agnelli 1/6/26

Lisa M. Agnelli, Secretary

Town of Washington Planning Board