



22 Kerr Lane, Southfields, NY 10975 • Phone: (845) 351-2009 • Fax: (845) 351-2021
Email: officemanager@precisionroofinginc.com / www.precisionroofinginc.com

July 11, 2025

VIA EMAIL: supervisor@townofwarwick.org ; bastorino@townofwarwick.org ;
secretary@townofwarwick.org

Jesse Dwyer
Warwick Town Supervisor
The Town of Warwick
132 Kings Highway
Warwick, New York 10990
P: (845) 986-1120 ext. 5

RE: Soffit Repair at: Warwick Town Hall – 132 Kings Highway, Warwick, NY – Left Side of Front Door

Dear Jesse,

Pursuant to your request, and in accordance with our inspection on February 9, 2024, we herewith submit the following proposal for roofing services to be performed at the above referenced location:

ALL WORK SHALL BE PERFORMED IN THE FOLLOWING MANNER:

1. Set up necessary equipment to complete work.
2. Remove existing crown molding.
3. Remove all deteriorated wood fascia.
4. Install 10' new 3/4" PVC soffit.
5. Install new 1 x 4 x 10' PVC fascia.
6. Install new 1 x 8 x 10' PVC fascia.
7. Install new 1 x 10 x 10' PVC fascia.
8. Reinstall crown molding to match existing.
9. Caulk all joints on PVC with one-part white urethane caulk.
10. Remove all debris.
11. All workers will be paid the NYS Prevailing Wage rate per hour, per worker. Certified Payroll Reports will be provided.

Total Lump Sum Price (tax-exempt).....\$9,350.00*

***Price is valid for thirty (30) days from date of proposal due to fluctuation in material price.**

If you would like us to perform this work, please sign below where indicated and return to us via email so we can add the work to the schedule. We look forward to hearing from you and the opportunity to serve you.

Nick DeMatteo
President
Precision Roofing, Inc.

Jesse Dwyer
Warwick Town Supervisor
Town of Warwick, 132 Kings Highway, Warwick, NY

Commercial Proposal/Contract Conditions

Proposal Contingencies:

All agreements contingent upon strikes, floods, accidents, fires or other delays beyond the control of the roofing contractor.

In the event payment is not made starting 30 days from date of invoice, Owner agrees to pay interest at a rate of 2% per month or the maximum legal rate including attorney fees and other costs for collection.

All guarantees and warranties on products and services are with the original owner unless otherwise specified.

The replacement of damaged roof plywood, decking, and/or fascia must be completed in order to install the new roof. These additional charges and costs are clearly identified in the proposal/contract with an asterisk (*) and will be charged as an additional cost in addition to the base contract amount on the invoice for payment.

All materials to be as specified and work conducted in a workmanlike fashion.

Structural and Architectural Concerns:

Contractor's Scope of work shall not include the detection, abatement, encapsulation or removal of asbestos, lead or similar hazardous substances. Contractor has the right to discontinue work if and when hazardous materials are discovered. Contractor shall be entitled to receive compensation for changes in scope of work or lengthy delays encountered as result of hazardous materials as detailed above.

Contractor is not responsible for structural soundness and shall have no liability whatsoever for the failure of the supporting structure to support men, materials, equipment, ice, snow and water whether it is occurred before, during or after the outlined work.

Contractor not responsible for interior damages resulting from structural deficiencies as outlined above.

Contractor not responsible for interior trim, spackle, paint or staining which may be necessary at new or replacement skylight installations.

Contractor not responsible for color matching on repair work due to age and weathering of existing shingles and discontinued shingles.

Contractor not responsible for satellite dish reception if dish must be removed to perform work. Owner will be responsible to have service reconnected.

Contractor not responsible for nail pops or cracks in sheet rock caused by vibrations or foot traffic.

Contractor not responsible for any dust or debris that falls on items in attic caused by roof removal, vibrations or foot traffic. All valuable items or items in general should be removed or covered by plastic or tarp by the Owner prior to our work commencing.

Contractor not responsible for pictures or items hanging on walls or shelves that may be vulnerable to fall during construction.

Contractor not responsible for any damage caused to roof and surrounding areas (i.e. decks, railings, trees, shrubs, landscape lights, etc.) during snow or ice removal.

Contractor not responsible for any pre-existing damage to house, driveway, sidewalk, deck and property in general.

Contractor not responsible for any damage caused to electrical, plumbing or HVAC supply lines that may be in the path of required nailing areas. If any of these items are in the path of the nailing areas, those items were not installed per code and are vulnerable to be punctured. We assume that all previous work or items in place are done per code before our work begins.

Insurance:

The buyer shall carry insurance consisting of Fire and Vandalism to protect the contractor until the work is completed.

Contractor to carry General Liability and Workman's Compensation Insurance.

Labor Law: Commercial Projects Only (Warning):

It is important for you to be aware that the NY State Labor Law 240/241 (commonly referred to as NY Scaffold Law), places Owners of Properties are to be held 100% liable (Absolute Liability) for any gravity related injuries to anyone injured at a job site.

It is critical that you require all contractors on your job site to maintain sufficient liability insurance that does not include any Labor Law exclusions or exclusions for any injuries to the contractor's employees or any sub-contractors they might hire.

Many of these Labor Law suits are settling in the multiple 7 figures. A \$1 million Per Occurrence liability policy is not sufficient to protect you. You should always be requiring a \$5 million Per Occurrence Umbrella/Excess Liability policy to protect your assets.

Unfortunately, NY is the only state with this law, so some contractors have chosen inexpensive insurance that specifically excludes this coverage. **You should require a current insurance liability certificate that states "there are no Labor Law Exclusions nor**

Exclusions for injuries to Employees or Employees of Subcontractors. This contractor has coverage for Roofing Operations"

Permits:

Owner is responsible to obtain any/all permits necessary for outlined work from their town/municipality.

Owner is responsible for any and all architectural or Engineering Plans, Drawings and Documents that may be needed for the work, the issuance of the permit plus any inspections or fees that are associated with the work including the close out of the permit with stamped Engineering or Architectural Plans, Documents or Drawings.

I have read and received the above Proposal/Contract Conditions and accept these conditions as written.

Jesse Dwyer, Warwick Town Supervisor

Date



22 Kerr Lane, Southfields, NY 10975 • Phone: (845) 351-2009 • Fax: (845) 351-2021
Email: officemanager@precisionroofinginc.com / www.precisionroofinginc.com

July 11, 2025

VIA EMAIL: supervisor@townofwarwick.org ; bastorino@townofwarwick.org ;
secretary@townofwarwick.org

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The Town of Warwick
132 Kings Highway
Warwick, New York 10990
P: (845) 986-1120 ext. 5

RE: Roof Repair at: Warwick Town Hall – 132 Kings Highway, Warwick, NY - Cupola

Dear Jesse,

Pursuant to your request, and in accordance with our inspection on February 9, 2024, we herewith submit the following proposal for roofing services to be performed at the above referenced location:

ALL WORK SHALL BE PERFORMED IN THE FOLLOWING MANNER:

1. Set up necessary equipment to complete work.
2. Remove existing crown molding.
3. Fabricate and install new white .040 aluminum flashing over existing plywood on four (4) sides of cupola.
4. Fabricate and install four (4) trim 3" x 3" corners of cupola.
5. Reinstall crown molding.
6. Fully adhere Firestone .060 EPDM membrane roof system.
7. Flash all detail per Firestone manufacturers specifications.
8. Install 3" x 3" white aluminum drip edge.
9. Strip-in drip edge with 6" cured EPDM flashing.
10. Install Full Force lap seal on all new flashing.
11. Install extruded aluminum termination bar at cupola walls.
12. Remove all debris.
13. All workers will be paid the NYS Prevailing Wage rate per hour, per worker. Certified Payroll Reports will be provided.

Total Lump Sum Price (tax-exempt).....\$11,550.00*

***Price is valid for thirty (30) days from date of proposal due to fluctuation in material price.**

If you would like us to perform this work, please sign below where indicated and return to us via email so we can add the work to the schedule. We look forward to hearing from you and the opportunity to serve you.

Nick DeMatteo
President
Precision Roofing, Inc.

Jesse Dwyer
Warwick Town Supervisor
Town of Warwick, 132 Kings Highway, Warwick, NY

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Contractor not responsible for satellite dish reception if dish must be removed to perform work. Owner will be responsible to have service reconnected.

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Contractor not responsible for any dust or debris that falls on items in attic caused by roof removal, vibrations or foot traffic. All valuable items or items in general should be removed or covered by plastic or tarp by the Owner prior to our work commencing.

Contractor not responsible for pictures or items hanging on walls or shelves that may be vulnerable to fall during construction.

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The buyer shall carry insurance consisting of Fire and Vandalism to protect the contractor until the work is completed.

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It is critical that you require all contractors on your job site to maintain sufficient liability insurance that does not include any Labor Law exclusions or exclusions for any injuries to the contractor's employees or any sub-contractors they might hire.

Many of these Labor Law suits are settling in the multiple 7 figures. A \$1 million Per Occurrence liability policy is not sufficient to protect you. You should always be requiring a \$5 million Per Occurrence Umbrella/Excess Liability policy to protect your assets.

Unfortunately, NY is the only state with this law, so some contractors have chosen inexpensive insurance that specifically excludes this coverage. **You should require a current insurance liability certificate that states "there are no Labor Law Exclusions nor**

Exclusions for injuries to Employees or Employees of Subcontractors. This contractor has coverage for Roofing Operations"

Permits:

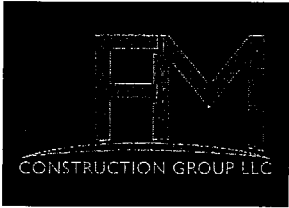
Owner is responsible to obtain any/all permits necessary for outlined work from their town/municipality.

Owner is responsible for any and all architectural or Engineering Plans, Drawings and Documents that may be needed for the work, the issuance of the permit plus any inspections or fees that are associated with the work including the close out of the permit with stamped Engineering or Architectural Plans, Documents or Drawings.

I have read and received the above Proposal/Contract Conditions and accept these conditions as written.

Jesse Dwyer, Warwick Town Supervisor

Date



FM Construction Group, LLC
 100 Dr. Martin Luther King Jr. Blvd
 East Orange, NJ 07018
 Tel: (973)989-1616

Proposal

Proposal Date: 7/8/2025
 Proposal # E14390

Proposal Submitted To:
Warrick Town Hall Roof 132 Kings Highway Warrick, NY 10990

Project Name & Address:
Warrick Town Hall 132 Kings Highway Warrick, NY 10990 (Prevailing Wage)

Scope of Work As Described Below	Total
[ROOFING APPLICATION]	
<ul style="list-style-type: none"> - Remove existing wood at lower half of the cupola from the Warwick Townhall Building. - Furnish and Install new Step Flashing. - Furnish and Install one layer of weather barrier. - Install Royal Cellular PVC Sheets and Trim to match lower half of the existing cupola. Labor: \$17,100.00 Material: \$3,726.93	20,826.93

Thank you for the opportunity. Any questions regarding estimates, please do not hesitate to call our office between the hours of 7am and 5pm Monday through Friday, and Saturdays 7am to 12pm

Total	\$20,826.93
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Please type or print clearly
 in blue or black ink

Received Date

Standard Work Day and Reporting Resolution for Elected and Appointed Officials

Employer Location Code

3 0 3 1 1

SEE INSTRUCTIONS FOR COMPLETING FORM ON REVERSE SIDE

RS 2417-A

(Rev.12/23)

BE IT RESOLVED, that the Town of Warwick / 30311 hereby established the following standard work days for these titles and will report the officials to the New York State and Local Retirement based on their record of activities:

Name	Social Security Number	NYSLRS ID	Title	Current Term Begin & End Dates	Standard Work Day	Record of Activities Result	Not Submitted	Pay Frequency	Tier 1
Elected Officials:									
							<input type="checkbox"/>		<input type="checkbox"/>
							<input type="checkbox"/>		<input type="checkbox"/>
							<input type="checkbox"/>		<input type="checkbox"/>
Appointed Officials:									
Glenn Ehlers	9198		Zoning Board member	6/1/2024-6/30/2029	8	4.21	<input type="checkbox"/>	quarterly	<input type="checkbox"/>
							<input type="checkbox"/>		<input type="checkbox"/>
							<input type="checkbox"/>		<input type="checkbox"/>

I, Eileen Astorino (Name of Secretary or Clerk), secretary/clerk of the governing board of the Town of Warwick (Name of Employer), of the State of New York,

do hereby certify that I have compared the foregoing with the original resolution passed by such board at a legally convened meeting held on the 14 day of August, 2025 on file as part of the minutes of such meeting, and that same is a true copy thereof and the whole of such original.

IN WITNESS WHEREOF, I have hereunto set my hand and the seal of the Town of Warwick on this 15 day of August, 2025.

(Signature of Secretary or Clerk) _____ being duly sworn, deposes and says that the posting of the Resolution began on _____ (Name of Secretary or Clerk)

_____ and continued for at least 30 days. That the Resolution was available to the public on the: _____ (Date)

- Employer's website at: www.townofwarwick.org
- Official sign board at: 132 Kings Hwy Warwick, NY 10990
- Main entrance Secretary or Clerk's office at: 132 Kings Hwy Warwick, NY 10990

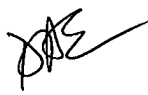
(seal)

TOWN OF WARWICK

ASSESSMENT DEPARTMENT
Deborah A. Eurich, IAO, Assessor
Jennifer Lucas, Assistant Assessor

132 Kings Highway
Warwick, New York 10990
845.986.1123

Memorandum

DATE: August 8, 2025
TO: Warwick Town Board
FROM: Deborah Eurich, IAO, Assessor 
RE: Training Request



I respectfully request the Board's permission for the Assistant Assessor and me to attend the New York State Assessors' Association (NYSAA) Fall Training Session on Assessment Administration at the Marriott Courtyard Marriott in Lake George, NY, October 6th through October 9th. We will have the opportunity to select from concurrent sessions related to assessment administration, valuation and current legislation, as well as attend presentations by NYS Department of Tax & Finance and Association of Towns.

The Board approved the necessary funds for these training sessions in the current budget.

Please contact me with any questions that you may have.

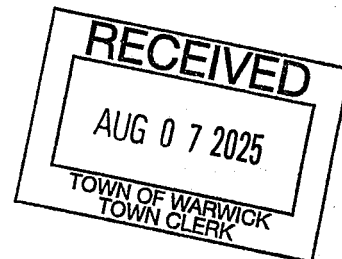
Thank you.

Warwick Town Clerk

From: Orange County Press Contact <PressContact@orangecountygov.com>
Sent: Wednesday, August 6, 2025 3:57 PM
To: All County Employees
Subject: This Just In: Mosquitoes Carrying West Nile Virus Found in Greenwood Lake



Orange County Government
Office of County Executive Steven M. Neuhaus
NEWS RELEASE



For Immediate Release

Contact:

Rebecca Sheehan
August 6, 2025

Phone: (845) 291-2700

Mosquitoes Carrying West Nile Virus Found in Greenwood Lake
Orange County Executive Neuhaus Urges Residents to Take Precautions

Orange County Executive Steven M. Neuhaus and the Orange County Department of Health announced that the first mosquito pool carrying West Nile Virus this season has been detected in the Greenwood Lake area.

“This is an important reminder that mosquito-borne illnesses like West Nile Virus are present in our region,” said Neuhaus. “The Orange County Department of Health is here to keep you informed and safe. They provide the tools, resources, and guidance residents need to prevent mosquitoes from breeding and to reduce the risk of bites to themselves and their families.”

The finding comes as part of the County’s ongoing mosquito surveillance efforts to protect public health.

“We still have a long mosquito season ahead of us. Residents should always try to protect themselves but especially now that West Nile Virus positive mosquitoes have been detected in the County,” said Orange County Acting Health Commissioner, Dr. Jennifer Roman. “Residents should wear appropriate clothing, consider sprays when outdoors, and check their property for any pooling or stagnant water. If found, it should be removed as soon as possible.”

Other ways residents can reduce the risk of mosquito bites:

- Minimize outdoor activities between dusk and dawn
- Wear shoes and socks, long pants, and a long-sleeved shirt when you are outdoors for long periods of time, or when mosquitoes are most active
- Consider using mosquito repellent when it is necessary to be outdoors, particularly during evening activities, e.g., fishing. Be sure to follow the directions on the label.

Mosquitoes can breed in any stagnant water that lasts more than four days. To reduce the mosquito population around your home and property, take the following steps to reduce or eliminate standing water:

- Dispose of tin cans, plastic containers, ceramic pots, or similar water-holding containers.
- Drill drain holes in the bottoms of recycling containers that are kept outdoors.
- Make sure that your roof gutters drain properly, and clean clogged gutters in the spring and fall.
- Turn over wading pools and wheelbarrows when not in use.
- Change the water in birdbaths twice a week.
- Remove all discarded tires from your property.
- Clean vegetation and debris from the edges of ponds.
- Drain water from pool covers. Also, remove leaves and debris as they collect on covers to reduce breeding areas.
- Use landscaping to eliminate standing water that collects on your property.

For more information on mosquito prevention or protection, call the Orange County Department of Health at 845-291-2332.

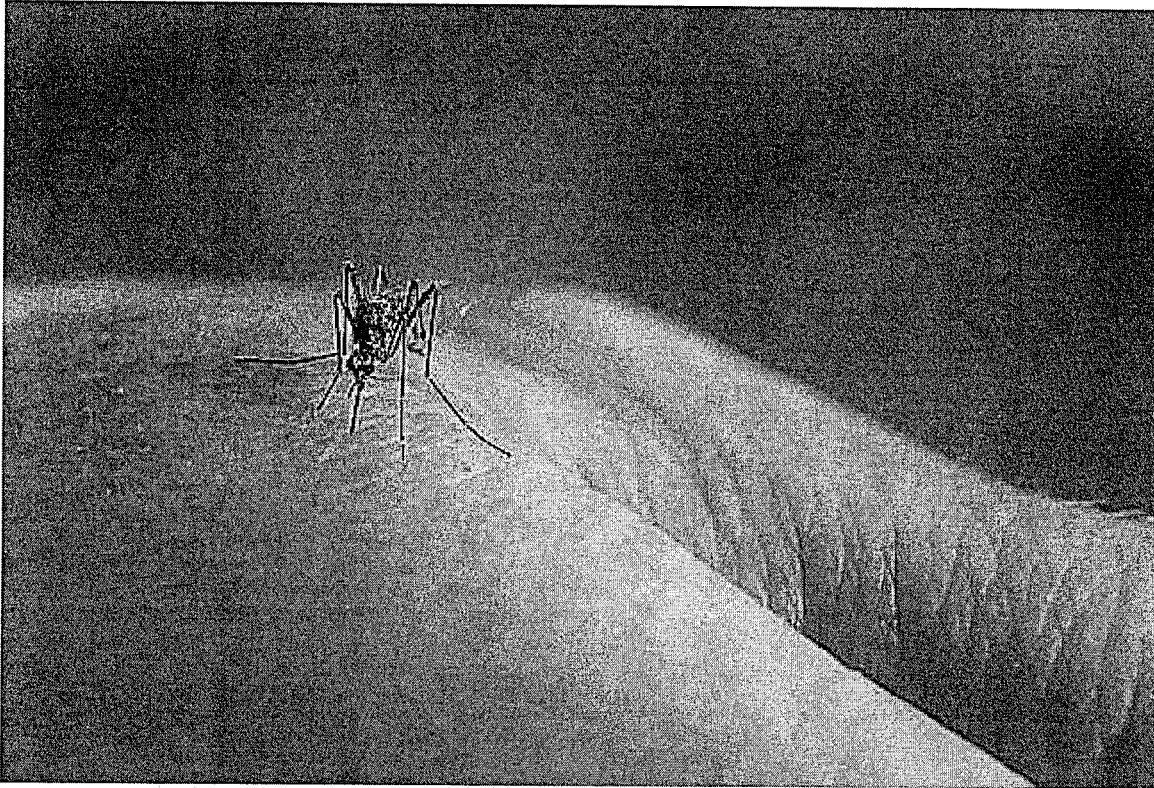
For general media inquiries, contact Rebecca Sheehan, Assistant to the County Executive and Director of Public Information and Media Relations, at 845-291-2700 or presscontact@orangecountygov.com.

To stay informed about County Executive Steven M. Neuhaus' work and initiatives across Orange County, follow Orange County Government and Steven M. Neuhaus on social media:

- Facebook: @OrangeCountyNYGovt | @Steve.Neuhaus
- Instagram: @OrangeCountyNYGovt | @Steve.Neuhaus
- X (formerly Twitter): @OCGovNY | @SNeuhausOC

You can also watch NeuCast podcasts and the Leadership Speaker Series on the Orange County Government YouTube channel.

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Rebecca Sheehan

Assistant to County Executive Steven M. Neuhaus

Director of Public Information & Media Relations

Orange County Government Center

255-275 Main Street, 3rd Floor

Goshen, New York 10924

Main: 845-291-2700

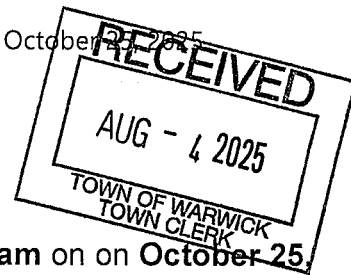
Direct: 845-291-3255



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

Warwick Town Clerk

From: AnnaMarie <aalli1065@aol.com>
Sent: Thursday, July 31, 2025 1:56 PM
Subject: Orange County Genealogical Society (OCGS) - Program for October 25, 2025
Attachments: Oct 25 2025_Kelly Eskew.docx



Good Afternoon All,

Orange County Genealogical Society (OCGS) will be holding a **off-site program** on on **October 25, 2025. Flyer is attached.**

This program will be held at the Orange County Government Center, 255 Main St, Goshen NY 10924.

Kelly Eskew the Orange County Clerk will be discussing what historic documents and resources are available and how you can also search some of these documents online from the comfort of your home or office.

Registration is required to attend as space is very limited. Please email me at aalli1065@aol.com and make note on Subject Line for OCGS Registration 10/25/2025. You will receive an email from us that you are registered to attend.

Also be aware that ID will be required to enter the County Building.

Thank you!
Anna Marie Calli
OCGS Program Coordinator

Orange County Genealogical Society

www.ocgsny.org

Saturday, October 25, 2025

10:30 am – 12:00 pm

“Records Available at the Orange County Clerk’s Office”

Presented by: Orange County Clerk Kelly Eskew

**Location will be at the Orange County Government Center
255 Main St, Goshen, NY 10924**



Kelly Eskew is currently the County Clerk for Orange County. Kelly has accomplished the transition to a more modernized advanced setting by having documents uploaded online, so that they are accessible to the public, from the comfort of your home or office. So, whether your reason to visit the clerk’s office is to get a copy of your deed, a passport, open a new business, or a Department of Motor Vehicles service: you can be sure that Kelly Eskew and her helpful staff will be able to assist and answer any questions

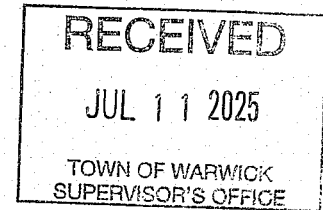
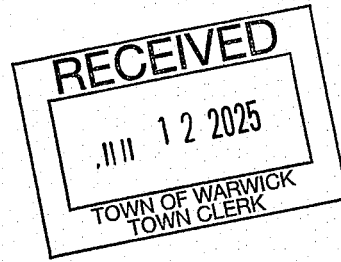
that you may have. We invite you to visit us and experience all the Clerk's Office has to offer.

This will be an on-site program at the Orange County Government Center. Kelly will be discussing what historic documents and resources are available and how you can also search some of these documents online from the comfort of your home or office. Visit the Online Record search website for more information.

<https://searchiqs.com/nyora/>

You will need to sign up for this program as seating is very limited. Please email acalli1065@aol.com asap to attend. You will be going through Security so you will need to bring your ID to enter the County Building. Program will be starting at 10:30am. We ask that you arrive ON-TIME.

Information: visit our web site www.ocgsny.org or contact Anna Calli at acalli1065@aol.com or annamariDCALLI@gmail.com



Dear Valued Vendor,

We are very pleased to let you know that the sale of our business to Brookfield Asset Management is complete, and we will be moving forward under the new brand name, Geronimo Power (geronimopower.com/press-release/national-grid-renewables-to-move-forward-as-geronimo-power).

Since our inception more than 20 years ago by founder Noel P. Rahn, a rural Minnesota native and landowner, Geronimo Power has become a well-respected leader in the renewables industry with a reputation for putting landowners and communities first. That commitment still holds true – we remain focused and driven by our farmer-friendly and community-focused values, fueling our approach to power American communities and strengthen local economies with a diverse portfolio of energy projects.

This is an exciting time for our business, and we are thrilled to continue with the work that has made us successful from the start –providing resilient power solutions critical to a future-ready American economy.

If there are additional questions regarding Brookfield's acquisition and the subsequent rebranding to Geronimo Power, please contact marketing@geronimopower.com.

As Geronimo Power takes this exciting step forward, we look forward to continuing to work with you.

Sincerely,
Jacqui Runholt
Treasury Manager
952-988-9000
info@geronimopower.com

Warwick Town Clerk

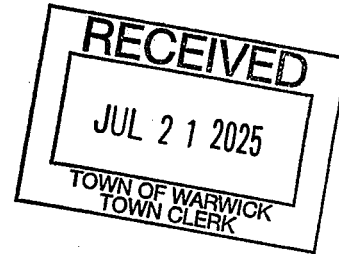
From: Lawrence, Victoria A (DEC) <victoria.lawrence@dec.ny.gov>
Sent: Monday, July 21, 2025 2:01 PM
To: rquackenbush@wvcsd.org
Cc: EPA Region 2 - NPDES Section; Warwick Town Clerk; lbergus@orangecountygov.com; Gagnon, Steven; Fung, Hua J (DEC); dec.sm.DOW.R3
Subject: 3-3354-00087/00003 (P3S) NY0098205 NOC
Attachments: 3-3354-00087_00003 (P3S) NY0098205 NOC.pdf

Good afternoon,

Please find the Notice of Complete Application for DEC ID# 3-3354-00087/00003 attached. Please submit a notarized affidavit of publication from the newspaper to my attention. If you have any questions, please let me know.

Thank you,

VICTORIA LAWRENCE
Environmental Analyst 1
New York State Department of Environmental Conservation
Division of Environmental Permits
21 S Putt Corners Road, New Paltz, NY 12561
(845) 633-5454 | victoria.lawrence@dec.ny.gov
dec.ny.gov



**New York State Department of Environmental Conservation
Division of Environmental Permits**

NYSDEC Region 3 Headquarters
21 S Putt Corners Rd
New Paltz, NY 12561
(845) 256-3054



July 21, 2025

WARWICK VALLEY CENTRAL SCHOOL DISTRICT
225 WEST ST
PO BOX 595
WARWICK, NY 10990-0595

Re: DEC ID # 3-3354-00087/00003
KINGS ELEMENTARY SCHOOL

Dear Applicant :

Please be advised that your application for a DEC permit(s) is complete and a technical review has commenced. Notice and the opportunity for public comment is required for this application. Enclosed is a Notice of Complete Application for your project. Please have the Notice published in the newspaper identified below once during the week of 07/28/2025 on any day Monday through Friday.

TIMES HERALD-RECORD
40 MULBERRY ST
PO BOX 2046
MIDDLETOWN, NY 10940

On the Notice of Complete Application, that information presented between the horizontal lines, on the enclosed page(s) should be published. Do not print this letter or the information contained below the second horizontal line. Please request the newspaper publisher to provide you with a Proof of Publication for the Notice. Upon receipt of the Proof of Publication promptly forward it to this office. You must provide the Proof of Publication before a final decision can be rendered on your application. You are responsible for paying the cost of publishing the Notice in the newspaper.

Notification of this complete application is also being provided by this Department in the NYSDEC Environmental Notice Bulletin.

This notification does not signify approval of your application for permit. Additional information may be requested from you at a future date, if deemed necessary to reach a decision on your application. Your project is classified major under the Uniform Procedures Act. Accordingly, a decision is due within 90 days of the date of this notice unless a public hearing is held, which may extend this time frame. If a public hearing is necessary, you will be notified.

If you have any questions please contact me at the above address or phone number above.

Sincerely,

Victoria Lawrence

VICTORIA A LAWRENCE
Division of Environmental Permits

THIS IS NOT A PERMIT



**New York State Department of Environmental Conservation
Notice of Complete Application**

Date: 07/21/2025

Applicant: WARWICK VALLEY CENTRAL SCHOOL DISTRICT
225 WEST ST
PO BOX 595
WARWICK, NY 10990-0595

Facility: KINGS ELEMENTARY SCHOOL
199 KINGS HWY
Warwick, NY 10990

Application ID: 3-3354-00087/00003

Permits(s) Applied for: 1 - Article 17 Titles 7 & 8 P/C/I SPDES - Surface Discharge

Project is located: in WARWICK in ORANGE COUNTY

Project Description:

The Department has prepared a draft permit and has made a tentative determination, subject to public comment or other information, to reauthorize a lapsed permit for an existing discharge of 20,000 gallons per day of treated sanitary wastewater to a tributary of Wawayanda Creek, a class B waterbody, from a secondary treatment plant at the applicant's facility address located at 199 Kings Hwy, in the Town of Warwick, Orange County. The facility is an institutional establishment. There are no planned improvements.

The draft SPDES permit with fact sheet is available online at <https://dec.ny.gov/fs/projects/draftpermits>. The draft permit files are contained within regional folders and named by the SPDES number contained in this notice.

Requests for a legislative (public statement) hearing must be sent in writing to the DEC contact person below by the comment deadline. The Department assesses such requests pursuant to 6 NYCRR Section 621.8. Refer to this application by the application number listed above and SPDES Number NY0098205.

Availability of Application Documents:

Filed application documents, and Department draft permits where applicable, are available for inspection during normal business hours at the address of the contact person. To ensure timely service at the time of inspection, it is recommended that an appointment be made with the contact person.

State Environmental Quality Review (SEQR) Determination

Project is not subject to SEQR because it is a Type II action.

SEQR Lead Agency None Designated

State Historic Preservation Act (SHPA) Determination

The proposed activity is not subject to review in accordance with SHPA. The application type is exempt and/or the project involves the continuation of an existing operational activity.

DEC Commissioner Policy 29, Environmental Justice and Permitting (CP-29)

It has been determined that the proposed action is not subject to CP-29.

Availability For Public Comment

Comments on this project must be submitted in writing to the Contact Person no later than 08/29/2025 or 30 days after the publication date of this notice, whichever is later.

Contact Person

VICTORIA A LAWRENCE
NYSDEC
21 S Putt Corners Rd
New Paltz, NY 12561
(845) 633-5454

CC List for Complete Notice

Roy Quackenbush, Warwick Valley CSD
Town of Warwick
Orange County DOH
Joe Fung, NYSDEC Division of Water
ENB



Department of
Environmental
Conservation

State Pollutant Discharge Elimination System (SPDES) DISCHARGE PERMIT

SIC Code:	8999	NAICS Code:	531120	SPDES Number:	NY0098205
Discharge Class (CL):	02	DEC Number:	3-3354-00087/00003		
Toxic Class (TX):	N	Effective Date (EDP):	EDP		
Major-Sub Drainage Basin:	13 - 06	Expiration Date (ExDP):	ExDP		
Water Index Number:	H-139-13-61-9-26a	Item No.:	855.5 - 236	Modification Dates (EDPM):	
Compact Area:	-				

This SPDES permit is issued in compliance with Title 8 of Article 17 of the Environmental Conservation Law of New York State and in compliance with the Clean Water Act, as amended, (33 U.S.C. '1251 et.seq.)

PERMITTEE NAME AND ADDRESS						
Name:	Warwick Valley Central School District			Attention:	Roy Quackenbush, Assistant Director of Facilities	
Street:	P.O. Box 595			State:	NY	Zip Code: 10990-0595
City:	Warwick			Phone:	(845) 988-7166	
Email:	rquackenbush@wvcsd.org					

is authorized to discharge from the facility described below:

FACILITY NAME, ADDRESS, AND PRIMARY OUTFALL										
Name:	Kings Elementary School									
Address / Location:	199 Kings Highway						County:	Orange		
City:	Warwick				State:	NY	Zip Code:	10990-3412		
Facility Location:	Latitude:	41 °	16 '	37 " N	& Longitude:	74 °	19 '	36 " W		
Primary Outfall No.:	001	Latitude:	41 °	16 '	32 " N	& Longitude:	74 °	19 '	35 " W	
Outfall Description:	Treated Sanitary	Receiving Water:	Tributary of Wawayanda Creek				Class:	B	Standard:	B

in accordance with: effluent limitations; monitoring and reporting requirements; other provisions and conditions set forth in this permit; and 6 NYCRR Part 750-1 and 750-2.

This permit and the authorization to discharge shall expire on midnight of the expiration date shown above and the permittee shall not discharge after the expiration date unless this permit has been renewed or extended pursuant to law. To be authorized to discharge beyond the expiration date, the permittee shall apply for permit renewal not less than 180 days prior to the expiration date shown above.

DISTRIBUTION:

R3 Permit Coordinator
R3 Permit Writer
RWE
RPA

Permit Administrator:	
Address:	
Signature	Date

DEFINITIONS

TERM	DEFINITION
7-Day Geo Mean	The highest allowable geometric mean of daily discharges over a calendar week.
7-Day Average	The average of all daily discharges for each 7-days in the monitoring period. The sample measurement is the highest of the 7-day averages calculated for the monitoring period.
12-Month Rolling Average (12 MRA)	The current monthly value of a parameter, plus the sum of the monthly values over the previous 11 months for that parameter, divided by the number of months for which samples were collected in the 12-month period.
30-Day Geometric Mean	The highest allowable geometric mean of daily discharges over a calendar month, calculated as the antilog of: the sum of the log of each of the daily discharges measured during a calendar month divided by the number of daily discharges measured during that month.
Action Level	Action level means a monitoring requirement characterized by a numerical value that, when exceeded, triggers additional permittee actions and DEC review to determine if numerical effluent limitations should be imposed.
Compliance Level / Minimum Level	A compliance level is an effluent limitation. A compliance level is given when the water quality evaluation specifies a Water Quality Based Effluent Limit (WQBEL) below the Minimum Level. The compliance level shall be set at the Minimum Level (ML) for the most sensitive analytical method as given in 40 CFR Part 136, or otherwise accepted by the DEC.
Daily Discharge	The discharge of a pollutant measured during a calendar day or any 24-hour period that reasonably represents the calendar day for the purposes of sampling. For pollutants expressed in units of mass, the 'daily discharge' is calculated as the total mass of the pollutant discharged over the day. For pollutants with limitations expressed in other units of measurement, the 'daily discharge' is calculated as the average measurement of the pollutant over the day.
Daily Maximum	The highest allowable Daily Discharge.
Daily Minimum	The lowest allowable Daily Discharge.
Effective Date of Permit (EDP or EDPM)	The date this permit is in effect.
Effluent Limitations	Effluent limitation means any restriction on quantities, quality, rates and concentrations of chemical, physical, biological, and other constituents of effluents that are discharged into waters of the state.
Expiration Date of Permit (ExDP)	The date this permit is no longer in effect.
Instantaneous Maximum	The maximum level that may not be exceeded at any instant in time.
Instantaneous Minimum	The minimum level that must be maintained at all instants in time.
Monthly Average	The highest allowable average of daily discharges over a calendar month, calculated as the sum of each of the daily discharges measured during a calendar month divided by the number of daily discharges measured during that month.
Outfall	The terminus of a sewer system, or the point of emergence of any waterborne sewage, industrial waste or other wastes or the effluent therefrom, into the waters of the State.
Range	The minimum and maximum instantaneous measurements for the reporting period must remain between the two values shown.
Receiving Water	The classified waters of the state to which the listed outfall discharges.
Sample Frequency / Sample Type / Units	See NYSDEC's "DMR Manual for Completing the Discharge Monitoring Report for the SPDES" for information on sample frequency, type and units.

PERMIT LIMITS, LEVELS AND MONITORING

OUTFALL	LIMITATIONS APPLY	RECEIVING WATER	EFFECTIVE	EXPIRING
001	All Year	Tributary of Wawayanda Creek	EDP	ExDP

PARAMETER	EFFLUENT LIMITATION					MONITORING REQUIREMENTS				FN
	Type	Limit	Units	Limit	Units	Sample Frequency	Sample Type	Location		
								Inf.	Eff.	
Flow	Monthly Average	13,750	MGD			Daily	Estimate	X		
pH	Daily Minimum	6.5	SU			Daily	Grab		X	
	Daily Maximum	8.5	SU							
Temperature	Daily Maximum	Monitor	°F			Daily	Grab		X	
BOD ₅	Daily Maximum	5.0	mg/L	0.57	lbs/d	Quarterly	Grab	X	X	1, 2, 3
Total Suspended Solids (TSS)	Daily Maximum	10	mg/L	1.1	lbs/d	Quarterly	Grab	X	X	1, 2, 3
Settleable Solids	Daily Maximum	0.1	mL/L			Daily	Grab		X	
Dissolved Oxygen	Daily Minimum	7.0	mg/L			Quarterly	Grab		X	2, 3
Ammonia (as N) June 1 st – October 31 st	Monthly Average	1.2	mg/L			Quarterly	Grab		X	2, 3
Ammonia (as N) November 1 st – May 31 st	Monthly Average	1.8	mg/L			Quarterly	Grab		X	2, 3
Total Phosphorus (as P)	Monthly Average	Monitor	mg/L	Monitor	lbs/d	Quarterly	Grab		X	2
EFFLUENT DISINFECTION										
Required All Year		Limit	Units	Limit	Units	Sample Frequency	Sample Type	Inf.	Eff.	FN
Coliform, Fecal	30-Day Geometric Mean	200	No./100 mL			Quarterly	Grab		X	2
Coliform, Fecal	7-Day Geometric Mean	400	No./100 mL			Quarterly	Grab		X	2
Chlorine, Total Residual	Daily Maximum	0.03	mg/L			Daily	Grab		X	3, 4, 5

FOOTNOTES:

- Effluent shall not exceed 15% and 15% of influent concentration values for BOD₅ & TSS respectively.
- Quarterly samples shall be collected in calendar quarters (Q1 – January 1st to March 31st; Q2 – April 1st to June 30th; Q3 – July 1st to September 30th; Q4 – October 1st to December 31st).
- This is a final effluent limitation. See Schedule of Compliance for any applicable interim effluent limitations.
- Sampling and reporting for total residual chlorine are only necessary if chlorine is used for disinfection, elsewhere in the treatment process, or the facility otherwise has reasonable potential to discharge chlorine.
- This is a Compliance Level. The calculated WQBEL is 0.005 mg/L.

DISCHARGE NOTIFICATION REQUIREMENTS

- (a) The permittee shall install and maintain identification signs at all outfalls to surface waters listed in this permit, unless the Permittee has obtained a waiver in accordance with the Discharge Notification Act (DNA). Such signs shall be installed before initiation of any new discharge location.
- (b) Subsequent modifications to or renewal of this permit does not reset or revise the deadline set forth in (a) above, unless a new deadline is set explicitly by such permit modification or renewal.
- (c) The Discharge Notification Requirements described herein do not apply to outfalls from which the discharge is composed exclusively of storm water, or discharges to ground water.
- (d) The sign(s) shall be conspicuous, legible and in as close proximity to the point of discharge as is reasonably possible while ensuring the maximum visibility from the surface water and shore. The signs shall be installed in such a manner to pose minimal hazard to navigation, bathing or other water related activities. If the public has access to the water from the land in the vicinity of the outfall, an identical sign shall be posted to be visible from the direction approaching the surface water.

The signs shall have **minimum** dimensions of eighteen inches by twenty-four inches (18" x 24") and shall have white letters on a green background and contain the following information:

<p>N.Y.S. PERMITTED DISCHARGE POINT</p> <p>SPDES PERMIT No.: NY _____</p> <p>OUTFALL No.: ____</p> <p>For information about this permitted discharge contact:</p> <p>Permittee Name: _____</p> <p>Permittee Contact: _____</p> <p>Permittee Phone: () - ### - ####</p> <p>OR:</p> <p>NYSDEC Division of Water Regional Office Address:</p> <p>NYSDEC Division of Water Regional Phone: () - ### - ####</p>

- (e) Upon request, the permittee shall make available electronic or hard copies of the sampling data to the public. In accordance with the RECORDING, REPORTING AND ADDITIONAL MONITORING REQUIREMENTS page of your permit, each DMR or annual monitoring report shall be maintained (either electronically or as a hard copy) on record for a period of five years.
- (f) The permittee shall periodically inspect the outfall identification sign(s) in order to ensure they are maintained, are still visible, and contain information that is current and factually correct. Signs that are damaged or incorrect shall be replaced within 3 months of inspection.

SCHEDULE OF COMPLIANCE

a) The permittee shall comply with the following schedule:

Outfall(s)	Compliance Action	Compliance Date ¹
001	INTERIM PROGRESS REPORT ² The permittee shall provide a status update on the <i>Design Documents</i> .	EDP + 9 Months EDP + 18 Months
001	DESIGN DOCUMENTS The permittee shall submit approvable ³ Design Documents including a Basis of Design Report (BODR), Plans, Specifications, and Construction Schedule for the selected alternative that will ensure compliance with final effluent limitation(s) for BOD ₅ , Total Suspended Solids (TSS), Dissolved Oxygen, Ammonia (as N), and Total Residual Chlorine.	EDP + 24 Months
001	INTERIM PROGRESS REPORT The permittee shall provide a status update for <i>Complete Construction</i> .	EDP + 33 Months EDP + 42 Months EDP + 51 Months
001	COMPLETE CONSTRUCTION The permittee shall provide a Construction Completion Certification ⁴ to the DEC (send to the Regional Water Engineer and NetDMR@dec.ny.gov) that the disposal system has been fully completed in accordance with the approved Design Documents.	EDP + 54 Months
001	COMMENCE OPERATION Following receipt of DEC acceptance of the Construction Completion Certification, the permittee shall comply with the final effluent limitation(s) described in this permit for BOD ₅ , Total Suspended Solids (TSS), Dissolved Oxygen, Ammonia (as N), and Total Residual Chlorine.	EDP + 57 Months

Unless noted otherwise, the above actions are one-time requirements.

OUTFALL	PARAMETER	INTERIM EFFLUENT LIMIT					MONITORING REQUIREMENTS				Notes
		Type	Limit	Units	Limit	Units	Sample Frequency	Sample Type	Location		
									Inf.	Eff.	
001	BOD ₅	Daily Maximum	30	mg/L	3.4	lbs/d	Quarterly	Grab		X	1, 2
001	Total Suspended Solids (TSS)	Daily Maximum	30	mg/L	3.4	lbs/d	Quarterly	Grab		X	1, 2
001	Dissolved Oxygen	Daily Minimum	Monitor	mg/L			Quarterly	Grab		X	1, 2
001	Ammonia (as N)	Monthly Average	Monitor	mg/L			Quarterly	Grab		X	1, 2
001	Chlorine, Total Residual	Daily Maximum	2.0	mg/L			Daily	Grab		X	1, 3

Notes:

- Interim limits expire EDP + 57 months.
- Quarterly samples shall be collected in calendar quarters (Q1 – January 1st to March 31st; Q2 – April 1st to June 30th; Q3 – July 1st to September 30th; Q4 – October 1st to December 31st).
- Sampling and reporting for total residual chlorine are only necessary if chlorine is used for disinfection, elsewhere in the treatment process, or the facility otherwise has reasonable potential to discharge chlorine.

b) The permittee shall submit a Report of Non-Compliance Event form with each of the above schedule dates no later than 14 days following each elapsed date, unless conditions require more immediate notice as prescribed in 6 NYCRR Part 750-1.2(a) and 750-2. All notifications shall be sent to the locations listed under the section of this permit entitled RECORDING, REPORTING AND ADDITIONAL MONITORING REQUIREMENTS. Each notice of non-compliance shall include the following information:

¹ 6 NYCRR 750-1.14 (a)
² 6 NYCRR 750-1.14 (b)
³ 6 NYCRR 750 1.2 (a)(8)
⁴ 6 NYCRR 750-2.10 (c)

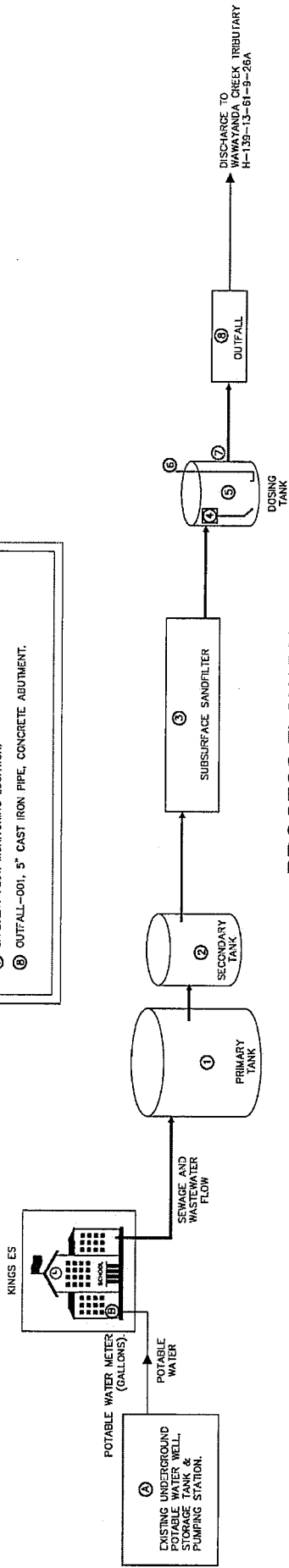
1. A short description of the non-compliance;
 2. A description of any actions taken or proposed by the permittee to comply with the elapsed schedule requirements without further delay and to limit environmental impact associated with the non-compliance;
 3. Any details which tend to explain or mitigate an instance of non-compliance; and
 4. An estimate of the date the permittee will comply with the elapsed schedule requirement and an assessment of the probability that the permittee will meet the next scheduled requirement on time.
- c) The permittee shall submit copies of any document required by the above schedule of compliance to the DEC Regional Water Engineer and to the Bureau of Water Permits.

DRAFT

MONITORING LOCATIONS

The permittee shall take samples and measurements, to comply with the monitoring requirements specified in this permit, at the locations(s) specified below:

- KEYED NOTES:**
- Ⓐ EXISTING UNDERGROUND POTABLE WATER WELL, STORAGE TANK AND PUMPING STATION.
 - Ⓑ EXISTING SEAMETRICS FT420W WATER METER (GALLONS) LOCATION.
 - ① EXISTING 12,000 GALLON PRIMARY SEPTIC TANK (ORCA 1999).
 - ② EXISTING 7,240 GALLON SECONDARY SEPTIC TANK (ORCA 1984). 500 GALLON DOSING CHAMBER BYPASSED DIRECTLY TO SANDFILTER.
 - ③ 12,000S.F. SUBSURFACE FILTER BED.
 - ④ CHLORINE DOSING RESERVOIR AND PUMP.
 - ⑤ 735 GALLON CHLORINE CONTACT TANK.
 - ⑥ EFFLUENT COLLECTION LOCATION.
 - ⑦ EFFLUENT FLOW MONITORING LOCATION.
 - ⑧ OUTFALL-001, 5" CAST IRON PIPE, CONCRETE ABUTMENT.



② PROCESS FLOW DIAGRAM
 SCALE: NOT TO SCALE

GENERAL REQUIREMENTS

- A. The regulations in 6 NYCRR Part 750 are hereby incorporated by reference and the conditions are enforceable requirements under this permit. The permittee shall comply with all requirements set forth in this permit and with all the applicable requirements of 6 NYCRR Part 750 incorporated into this permit by reference, including but not limited to the regulations in paragraphs B through I as follows:
- B. General Conditions
1. Duty to comply 6 NYCRR 750-2.1(e) & 2.4
 2. Duty to reapply 6 NYCRR 750-1.16(a)
 3. Need to halt or reduce activity not a defense 6 NYCRR 750-2.1(g)
 4. Duty to mitigate 6 NYCRR 750-2.7(f)
 5. Permit actions 6 NYCRR 750-1.1(c), 1.18, 1.20 & 2.1(h)
 6. Property rights 6 NYCRR 750-2.2(b)
 7. Duty to provide information 6 NYCRR 750-2.1(i)
 8. Inspection and entry 6 NYCRR 750-2.1(a) & 2.3
- C. Operation and Maintenance
1. Proper Operation & Maintenance 6 NYCRR 750-2.8
 2. Bypass 6 NYCRR 750-1.2(a)(17), 2.8(b) & 2.7
 3. Upset 6 NYCRR 750-1.2(a)(94) & 2.8(c)
- D. Monitoring and Records
1. Monitoring and records 6 NYCRR 750-2.5(a)(2), 2.5(a)(6), 2.5(c)(1), 2.5(c)(2), & 2.5(d)
 2. Signatory requirements 6 NYCRR 750-1.8 & 2.5(b)
- E. Reporting Requirements
1. Reporting requirements 6 NYCRR 750-2.5, 2.7 & 1.17
 2. Anticipated noncompliance 6 NYCRR 750-2.7(a)
 3. Transfers 6 NYCRR 750-1.17
 4. Monitoring reports 6 NYCRR 750-2.5(e)
 5. Compliance schedules 6 NYCRR 750-1.14(d)
 6. 24-hour reporting 6 NYCRR 750-2.7(c) & (d)
 7. Other noncompliance 6 NYCRR 750-2.7(e)
 8. Other information 6 NYCRR 750-2.1(f)
- F. Planned Changes
1. The permittee shall give notice to the DEC as soon as possible of planned physical alterations or additions to the permitted facility when:
 - a. The alteration or addition to the permitted facility may meet any of the criteria for determining whether facility is a new source in 40 CFR §122.29(b); or
 - b. The alteration or addition could significantly change the nature or increase the quantity of pollutants discharged. This notification applies to pollutants which are subject either to effluent limitations in the permit, or to notification requirements under 40 CFR §122.42(a)(1); or
 - c. The alteration or addition results in a significant change in the permittee's sludge use or disposal practices, and such alteration, addition, or change may justify the application of permit conditions that are different from or absent in the existing permit, including notification of additional use or disposal sites not reported during the permit application process or not reported pursuant to an approved land application plan.
- In addition to the DEC, the permittee shall submit a copy of this notice to the United States Environmental Protection Agency at the following address: U.S. EPA Region 2, Clean Water Regulatory Branch, 290 Broadway, 24th Floor, New York, NY 10007-1866.
- G. Sludge Management
The permittee shall comply with all applicable requirements of 6 NYCRR Part 360.

GENERAL REQUIREMENTS (continued)

H. SPDES Permit Program Fee

The permittee shall pay to the Department an annual SPDES permit program fee within 30 days of the date of the first invoice, unless otherwise directed by the DEC, and shall comply with all applicable requirements of ECL 72-0602 and 6 NYCRR Parts 480, 481 and 485. Note that if there is inconsistency between the fees specified in ECL 72-0602 and 6 NYCRR Part 485, the ECL 72-0602 fees govern.

I. Water Treatment Chemicals (WTCs)

New or increased use and discharge of a WTC requires prior DEC review and authorization. At a minimum, the permittee must notify the DEC in writing of its intent to change WTC use by submitting a completed *WTC Notification Form* for each proposed WTC. The DEC will review that submittal and determine if a SPDES permit modification is necessary or whether WTC review and authorization may proceed outside of the formal permit administrative process. The majority of WTC authorizations do not require SPDES permit modification. In any event, use and discharge of a WTC shall not proceed without prior authorization from the DEC. Examples of WTCs include biocides, coagulants, conditioners, corrosion inhibitors, defoamers, deposit control agents, flocculants, scale inhibitors, sequestrants, and settling aids.

1. WTC use shall not exceed the rate explicitly authorized by this permit or otherwise authorized in writing by the DEC.
2. The permittee shall maintain a logbook of all WTC use, noting for each WTC the date, time, exact location, and amount of each dosage, and, the name of the individual applying or measuring the chemical. The logbook must also document that adequate process controls are in place to ensure that excessive levels of WTCs are not used.
3. The permittee shall submit a completed *WTC Annual Report Form* each year that they use and discharge WTCs. This form shall be submitted in electronic format and attached to either the December DMR or the annual monitoring report required below. The *WTC Notification Form* and *WTC Annual Report Form* are available from the DEC's website at: <http://www.dec.ny.gov/permits/93245.html>

RECORDING, REPORTING AND ADDITIONAL MONITORING REQUIREMENTS

- A. The monitoring information required by this permit shall be retained for a period of at least five years from the date of the sampling for subsequent inspection by the DEC or its designated agent.
- B. Annual SPDES Monitoring Reports: An annual report shall be submitted to DEC by February 1st each year. The report shall summarize information for January to December of the previous year and shall be submitted electronically, or in hardcopy format, utilizing the SPDES Annual Report Form available on the DEC's website.

Hard copy submission of the Annual Report shall be submitted to the Regional Water Engineer at the address below:

Department of Environmental Conservation
Regional Water Engineer, Region 3
220 White Plains Road, Suite 110
Tarrytown, New York, 10591

Phone: (914) 803-8157

- C. Monitoring and analysis shall be conducted using sufficiently sensitive test procedures approved under 40 CFR Part 136, unless other test procedures have been specified in this permit.
- D. Calculations which require averaging of measurements shall utilize an arithmetic mean unless otherwise specified in this permit.
- E. Unless otherwise specified, all information recorded on the DMRs or annual monitoring reports shall be based upon measurements and sampling carried out during the most recently completed reporting period.
- F. Any laboratory test or sample analysis required by this permit for which the State Commissioner of Health issues certificates of approval pursuant to section 502 of the Public Health Law shall be conducted by a laboratory which has been issued a certificate of approval. Inquiries regarding laboratory certification should be directed to the New York State Department of Health, Environmental Laboratory Accreditation Program.

Permittee: Warwick Valley Central School District
Facility: Kings Elementary School
SPDES Number: NY0098205
USEPA Non-Major/Class 02 PCI

Date: July 21, 2025
Permit Writer: Hua Joe Fung
Water Quality Reviewer: Aseem Kumar
Full Technical Review

SPDES Permit Fact Sheet
Warwick Valley Central School
District
Kings Elementary School
NY0098205



Department of
Environmental
Conservation

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Summary of Permit Changes

A State Pollutant Discharge Elimination System (SPDES) permit has been drafted for the Kings Elementary School. The changes to the permit are summarized below:

- Updated permit format, discharge notification requirements, general conditions, and recording, reporting and additional monitoring requirements
- Updated permittee name and address, facility address, and primary outfall
- Added definitions, schedule of compliance, monitoring locations
- Changed Flow sample type and location to reflect current flow measurement
- Changed Temperature sample frequency from 4/Year to Daily consistent with Appendix A of TOGS 1.3.3
- Changed BOD₅ and TSS effluent limits to ISELs of 5.0 and 10 mg/L, respectively, consistent with TOGS 1.3.1
- Added BOD₅ and TSS influent monitoring requirement and monthly average 85 percent removal effluent limits consistent with TOGS 1.3.3
- Added ISEL of 7.0 mg/L for Dissolved Oxygen consistent with TOGS 1.3.1
- Added WQBEL for summer and winter Ammonia (as N)
- Added monitoring requirement for Total Phosphorus (as P) consistent with TOGS 1.3.6
- Changed limit for Total Residual Chlorine from a range of 0.5 to 2.0 mg/L to a daily maximum of 2.0 mg/L

This fact sheet summarizes the information used to determine the effluent limitations (limits) and other conditions contained in the permit. General background information including the regulatory basis for the effluent limitations and other conditions are in the Appendix linked throughout this fact sheet.

Administrative History

- 3/1/1978 The last full technical review was performed and the SPDES permit became effective with a new five-year term and expiration date of 3/1/1983. The 1978 permit, along with all subsequent modifications, has formed the basis of this permit.
- 3/1/1983 The current permit was allowed to stay in effect pursuant to SAPA¹.
- 5/1/2002 The SPDES permit was reissued with a new five-year term and expiration date of 5/1/2007.
- The permit was administratively renewed in 2007.
- 6/10/2004 Permit was modified to mandate compliance with New York Codes, Rules and Regulations Part 750.
- 10/6/2006 Permit was modified to include Discharge Notification Requirements.
- 4/30/2012 The SPDES permit expired.
- 12/19/2024 The Warwick Valley Central School District submitted a new PCI form to renew the expired permit.

¹ State Administrative Procedures Act Section 401(2) and 6 NYCRR 621.11(f)

Permittee: Warwick Valley Central School District
Facility: Kings Elementary School
SPDES Number: NY0098205
USEPA Non-Major/Class 02 PCI

Date: July 21, 2025
Permit Writer: Hua Joe Fung
Water Quality Reviewer: Aseem Kumar
Full Technical Review

The Notice of Complete Application, published in the Environmental Notice Bulletin and newspapers, contains information on the public notice process.

Facility Information

This facility is a institutional facility that receives flow from domestic users, with effluent consisting of treated sanitary sewage. The collection system consists of separate sewers. The facility does not have any significant industrial users (SIUs).

The current 13,750 GPD treatment plant consists of:

- Primary Treatment: Septic Tanks
- Secondary Treatment: Sand Filtration
- Disinfection: Chlorination

Septage is hauled off-site for disposal.

The primary outfall (Outfall 001) is a 3.00 ft wide x 0.0 feet deep x 32. feet long channel discharge to waterbody at bank.

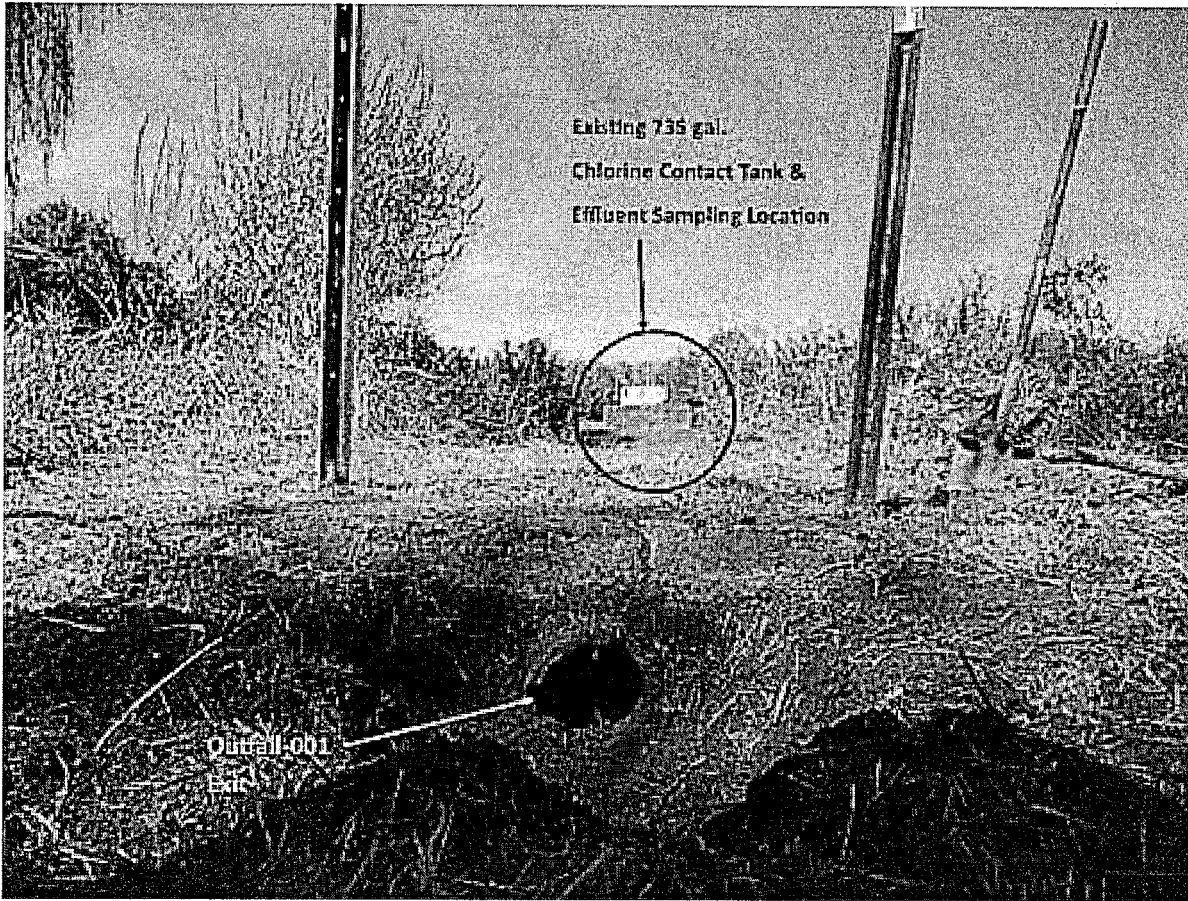
The facility does not have any planned improvements.

Site Overview



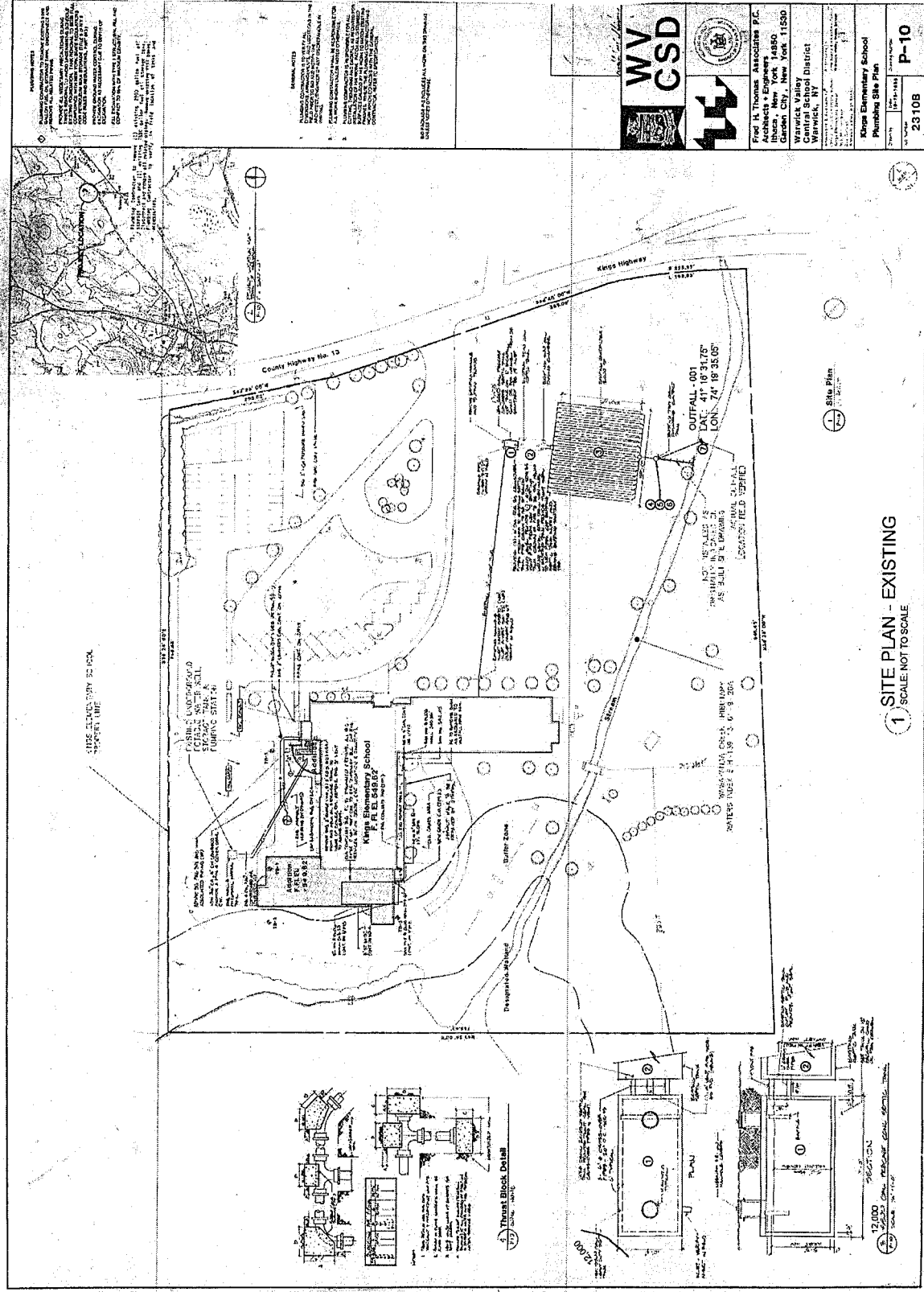
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Facility: Kings Elementary School
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USEPA Non-Major/Class 02 PCI

Date: July 21, 2025
Permit Writer: Hua Joe Fung
Water Quality Reviewer: Aseem Kumar
Full Technical Review



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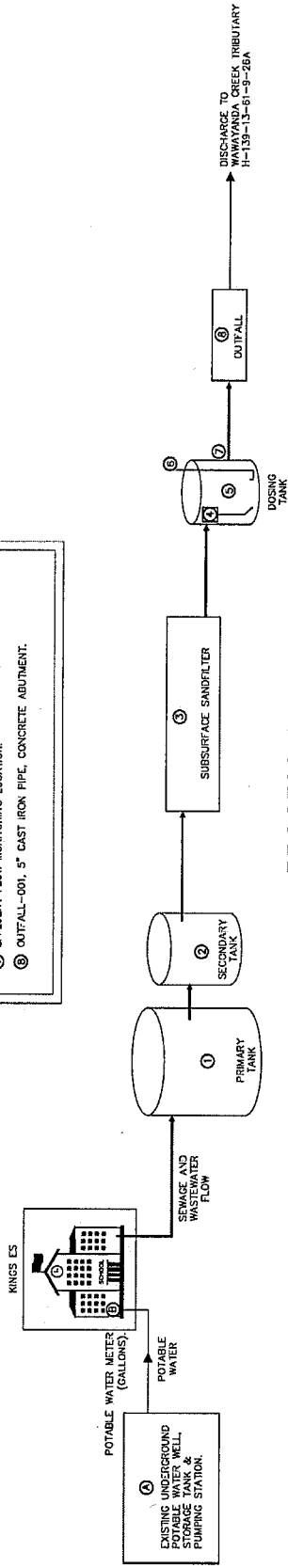


Released By: Aedineam 12/28/25

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- KEYED NOTES:**
- ④ EXISTING UNDERGROUND POTABLE WATER WELL, STORAGE TANK AND PUMPING STATION.
 - ⑤ EXISTING SEAMETRICS FT1420W WATER METER (GALLONS) LOCATION.
 - ① EXISTING 12,000 GALLON PRIMARY SEPTIC TANK (CIRCA 1999).
 - ② EXISTING 7,240 GALLON SECONDARY SEPTIC TANK (CIRCA 1984), 500 GALLON DOSING CHAMBER BYPASSED DIRECTLY TO SANDFILTER.
 - ③ 12,000S.F. SUBSURFACE FILTER BED.
 - ④ CHLORINE DOSING RESERVOIR AND PUMP.
 - ⑤ 755 GALLON CHLORINE CONTACT TANK.
 - ⑥ EFFLUENT COLLECTION LOCATION.
 - ⑦ EFFLUENT FLOW MONITORING LOCATION.
 - ⑧ OUTFALL-001, 5" CAST IRON PIPE, CONCRETE ABUTMENT.



② PROCESS FLOW DIAGRAM
 SCALE: NOT TO SCALE

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Additional Site-Specific Concerns

The facility is partially located in a principal aquifer

Receiving Water Information

The facility discharges via the following outfalls:

Outfall No.	SIC Code	Wastewater Type	Receiving Water
001	8999	Treated Sanitary Sewage	Tributary of Wawayanda Creek, Class B

Reach Description: This facility discharges to Tributary of Wawayanda Creek (6 NYCRR 855.5-236) that is Class B intermittent stream with a flow less than 0.1 cfs. Sturgeon Pond (P 453a) is downstream of the discharge from Outfall 001; therefore, the discharge from the facility is to a ponded water or within its watershed.

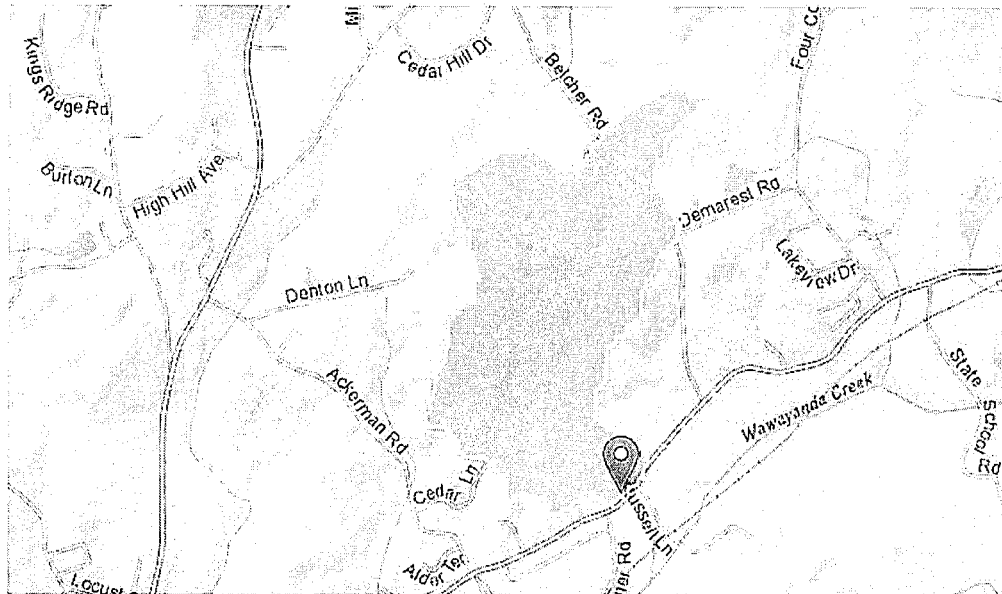
Impaired Waterbody Information

The Wawayanda Creek, Upper, and minor tribs segment (PWL No. 1306-0015) is not listed on the 2020/2022 New York State Section 303(d) List of Impaired/TMDL Waters, and therefore, there are no applicable wasteload allocations (WLAs) for this discharge.

Critical Receiving Water Data & Mixing Zone

The 1Q10, 7Q10, and 30Q10 flows were used to calculate the acute, chronic, and human, aesthetic, wildlife (HEW) dilution ratios, respectively.

$$\text{Dilution Ratio} = (\text{Facility Flow} + \text{Low Flow}) / \text{Facility Flow}$$



Outfall No.	Acute Dilution Ratio A(A)	Chronic Dilution Ratio A(C)	Human, Aesthetic, Wildlife Dilution Ratio (HEW)	Basis

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001	1:1	1:1	1:1	TOGS 1.3.1 ISEL Limits
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The 7Q10 low-flow condition of the stream was found to be less than 0.1 CFS as drainage area is very small. Consistent with TOGS 1.3.1, intermittent stream effluent limits (ISEL) apply for flows <0.1 CFS, and the water quality standards will be applied as end-of-pipe limitations with no mixing or dilution.

Critical receiving water data are listed in the [Pollutant Summary Table](#) at the end of this fact sheet. [Appendix Link](#)

Permit Requirements

The technology based effluent limitations ([TBELs](#)), water quality-based effluent limitations ([WQBELs](#)), [Existing Effluent Quality](#) and a discussion of the selected effluent limitation for each pollutant present in the discharge are provided in the [Pollutant Summary Table](#).

Whole Effluent Toxicity (WET) Testing

None of the seven criteria that are indicative of potential toxicity are applicable to this facility; therefore, WET testing is not included in the permit. [Appendix Link](#)

Anti-backsliding

The limitations contained in the permit are at least as stringent as the previous permit limits and there are no instances of backsliding. [Appendix Link](#)

Antidegradation

The permit contains effluent limitations which ensure that the best usages of the receiving waters will be maintained. The Notice of Complete Application published in the Environmental Notice Bulletin contains information on the State Environmental Quality Review (SEQR)² determination. [Appendix Link](#)

Discharge Notification Act Requirements

In accordance with the Discharge Notification Act (ECL 17-0815-a), the permittee is required to post a sign at each point of wastewater discharge to surface waters, unless a waiver is obtained. This requirement is updated from the previous permit.

Additionally, the permit contains a requirement to make the DMR sampling data available to the public upon request. This requirement is updated from the previous permit.

Schedule of Compliance

A Schedule of Compliance is being included³ for the following items ([Appendix Link](#)):

- Submittal of approvable engineering design documents, including a basis of design report, with the details of the upgrades needed to comply with the final effluent limitations. Compliance period for attainment of final effluent limits at Outfall 001 for BOD₅, Total Suspended Solids (TSS), and Total Residual Chlorine. The limit was reduced and a major modification to the treatment facility or operations may be needed and will take a significant amount of time to properly plan, design, fund, and build. The effluent limitation for Ammonia (as N) and Total Phosphorus (as P) at Outfall 001 is a new requirement, and the permittee cannot immediately comply with the WQBEL.

² As prescribed by 6 NYCRR Part 617

³ Pursuant to 6 NYCRR 750-1.14

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OUTFALL AND RECEIVING WATER SUMMARY TABLE

Outfall	Latitude	Longitude	Receiving Water Name	Water Class	Water Index No./ Priority Waterbody Listing (PWL) No.	Major/ Sub Basin	Hardness (mg/l)	1Q10 (MGD)	7Q10 (MGD)	30Q10 (MGD)	Critical Effluent Flow (GPD)	Dilution Ratio	
												A(A)	A(C) HEW
001	41° 16' 32" N	74° 19' 35" W	Tributary of Wawayanda Creek	B	H-139-13-61-9-26a PWL: 1306-0015	13 / 06	-	Intermittent Stream Flow <0.1 cfs			13,750	1:1	1:1

POLLUTANT SUMMARY TABLE

Outfall 001

Outfall #	Description of Wastewater: Treated Sanitary Sewage													
	Type of Treatment: Septic Tanks, Sand Filtration, and Chlorination													
Effluent Parameter	Units	Existing Discharge Data			TBELs			Water Quality Data & WQBELs						
		Permit Limit	Existing Effluent Quality ⁴	# of Data Points Detects/Non-Detects	Limit	Basis	Ambient Bkgd. Conc.	Projected Instream Conc.	WQ Std. or GV	WQ Type	Calc. WQBEL	Basis	ML	Basis for Permit Requirement
Flow Rate	GPD	Monthly Avg	13,750	Actual Average	- / -	Design Flow	13,750	No alterations that will impair the waters for their best usages.				703.2	-	Design Flow
pH	SU	Minimum	6.5	Actual Min	- / -	Design Flow	40 CFR 133.102	Consistent with 40CFR Part 133.102 and TOGS 1.3.3, a monthly average flow limitation equal to the average daily design capacity of the treatment plant is specified.				703.3	-	ISEL
		Maximum	8.5	Actual Max	- / -			6.5 - 8.5	Range	6.5 - 8.5				
Temperature	°F	Daily Max	Monitor	Actual Max	- / -	Monitor	750-1.13	(Non-Trot): The water temperature at the surface of a stream shall not be raised to more than 90F at any point and... shall not be raised or lowered to more than 5F over the temperature that existed before the addition				704.2	-	Monitor

General Notes: All applicable water quality standards were reviewed for development of the WQBELs. The standard and WQBEL shown below represent the most stringent.

Consistent with TOGS 1.3.1, intermittent stream effluent limits (ISEL) are applied to effluent discharges to streams where little or no streamflow is available for dilution. As such, the water quality standards will be applied as end-of-pipe limitations with no mixing or dilution. These limitations are more stringent than the secondary treatment standards under 40CFR Part 133.102.

⁴ Existing Effluent Quality: Unless otherwise stated, Daily Max = 99% lognormal; Monthly Avg = 95% lognormal (for datasets with >3 nondetects); Daily Max = 99% delta-lognormal; Monthly Avg = 95% delta-lognormal (for datasets with >3 nondetects)

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Outfall #	Description of Wastewater: Treated Sanitary Sewage										Basis for Permit Requirement		
	Type of Treatment: Septic Tanks, Sand Filtration, and Chlorination												
Effluent Parameter	Units	Existing Discharge Data			TBELs			Water Quality Data & WQBELs					
		Averaging Period	Permit Limit	Existing Effluent Quality ¹	# of Data Points / Non-Detects	Limit	Basis	Ambient Bkgd. Conc.	Projected Instream Conc.	WQ Std. or GV	WQ Type	Calc. WQBEL	Basis
Consistent with 6 NYCRR 750-1.13(a), monitoring is required and may be used to inform future permitting decisions. This requirement is continued from the previous permit.													
5-day Biochemical Oxygen Demand (BOD ₅)	mg/L	Daily Max	30	-	- / -	5.0	TOGS 1.3.1	-	DO= 7.0 Surrogate Standard	5.0 mg/L Daily Max	703.3	ISEL	
	lbs/d	Daily Max	3.4	-	- / -	0.57		0.57					
	% Rem	Minimum	-	-	- / -	85	40 CFR Part 133.102	85					
Consistent with TOGS 1.3.1, intermittent stream effluent limits (ISEL) are applied to effluent discharges to streams where little or no streamflow is available for dilution. These limits represent the highest degree of treatment that can reasonably be achieved by a wastewater treatment facility treating domestic type waste. These limits are more stringent than the secondary treatment standards under 40CFR Part 133.102.													
Total Suspended Solids (TSS)	mg/L	Daily Max	30	-	- / -	10	TOGS 1.3.1	-	None from sewage, industrial wastes or other wastes that will cause deposition or impair the waters for their best usages. (703.2)	10.0 mg/L Daily Max	703.2	ISEL	
	lbs/d	Daily Max	3.4	-	- / -	1.1		1.1					
	% Rem	Minimum	-	-	- / -	85	40 CFR Part 133.102	85					
Consistent with TOGS 1.3.1, intermittent stream effluent limits (ISEL) are applied to effluent discharges to streams where little or no streamflow is available for dilution. These limits represent the highest degree of treatment that can reasonably be achieved by a wastewater treatment facility treating domestic type waste. These limits are more stringent than the secondary treatment standards under 40CFR Part 133.102.													
Settleable Solids	mL/L	Daily Max	0.1	-	- / -	0.1	TOGS 1.3.1	-	None from sewage, industrial wastes or other wastes that will cause deposition or impair the waters for their best usages.	703.2	ISEL		
Dissolved Oxygen (DO)	mg/L	Daily Min	-	-	- / -	7.0	TOGS 1.3.1	-	(Non-Trout) 4.0 mg/L	7.0	703.3	ISEL	
Nitrogen, Ammonia (as N)	mg/L	Monthly Avg	-	-	- / -	-	-	-	1.24	1.24	A(C)	703.5	ISEL
SUMMER 6/1 - 10/31													

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Outfall #	Description of Wastewater: Treated Sanitary Sewage												Basis for Permit Requirement					
	Effluent Parameter	Units	Existing Discharge Data			TBELs		Water Quality Data & WQBELs						ML				
			Averaging Period	Permit Limit	Existing Effluent Quality ⁴	# of Data Points / Detects / Non-Detects	Limit	Basis	Ambient Bkgd. Conc.	Projected Instream Conc.	WQ Std. or GV	WQ Type			Calc. WQBEL	Basis		
001																		
		lb/d	Monthly Avg	-	-	-	-	-	-	-	-	-	-	-	-	-		
Consistent with TOGS 1.3.1, intermittent stream effluent limits (ISEL) are applied to effluent discharges to streams where little or no streamflow is available for dilution. As such, the water quality standards will be applied as end-of-pipe limitations with no mixing or dilution. The WQS for Ammonia was determined from TOGS 1.1.1 for a pH of 7.5 and temperatures of 25°C (default values-TOGS 1.3.1E) for summer.																		
Nitrogen, Ammonia (as N) WINTER 11/1 - 5/31		mg/L	Monthly Avg	-	-	-	-	-	-	-	-	-	1.81	1.81	A(C)	1.81	703.5	ISEL
		lb/d	Monthly Avg	-	-	-	-	-	-	-	-	-	-	-	-	-	-	
Consistent with TOGS 1.3.1, intermittent stream effluent limits (ISEL) are applied to effluent discharges to streams where little or no streamflow is available for dilution. As such, the water quality standards will be applied as end-of-pipe limitations with no mixing or dilution. The WQS for Ammonia was determined from TOGS 1.1.1 for a pH of 7.5 and temperatures of 10°C (default values-TOGS 1.3.1E) for winter.																		
Total		mg/L	Monthly Avg	-	-	-	-	-	-	-	-	-	1.81	1.81	A(C)	1.81	703.5	ISEL
Sturgeon Pond (P 453a) is downstream of the discharge from Outfall 001; therefore, the discharge from the facility is to a ponded water or within its watershed																		
Phosphorus		#/100 ml	30d Geo Mean	200	-	-	-	-	-	-	-	-	-	-	-	-	-	TBEL
			7d Geo Mean	400	-	-	-	-	-	-	-	-	-	-	-	-	-	TBEL
Consistent with TOGS 1.3.3, effluent disinfection is currently required year-round and will remain a permit requirement. Fecal coliform effluent limitations equal to the TBEL are specified.																		
Total Residual Chlorine (TRC)		mg/L	Daily Max	2.0	-	-	-	2.0	TOGS 1.3.3	-	-	-	0.005	0.005	A(C)	0.005	703.5	0.03
		mg/L	Daily Min	0.5	-	-	-	-	-	-	-	-	-	-	-	-	-	Discontinued
Effluent disinfection is currently required year-round and will remain a permit requirement. Consistent with TOGS 1.3.1, intermittent stream effluent limits (ISEL) are applied to effluent discharges to streams where little or no streamflow is available for dilution. As such, the water quality standards will be applied as end-of-pipe limitations with no mixing or dilution.																		

Appendix: Regulatory and Technical Basis of Permit Authorizations

The Appendix is meant to supplement the fact sheet for multiple types of SPDES permits. Portions of this Appendix may not be applicable to this specific permit.

Regulatory References

The provisions of the permit are based largely upon 40 CFR 122 subpart C and 6 NYCRR Part 750 and include monitoring, recording, reporting, and compliance requirements, as well as general conditions applicable to all SPDES permits. Below are the most common citations for the requirements included in SPDES permits:

- Clean Water Act (CWA) 33 section USC 1251 to 1387
- Environmental Conservation Law (ECL) Articles 17 and 70
- Federal Regulations
 - 40 CFR, Chapter I, subchapters D, N, and O
- State environmental regulations
 - 6 NYCRR Part 621
 - 6 NYCRR Part 750
 - 6 NYCRR Parts 700 - 704 – Best use and other requirements applicable to water classes
 - 6 NYCRR Parts 800 – 941 - Classification of individual surface waters
- NYSDEC water program policy, referred to as Technical and Operational Guidance Series (TOGS)
- USEPA Office of Water Technical Support Document for Water Quality-based Toxics Control, March 1991, Appendix E

The following is a quick guide to the references used within the fact sheet:

SPDES Permit Requirements	Regulatory Reference
Anti-backsliding	6 NYCRR 750-1.10(c)
Best Management Practices (BMPS) for CSOs	6 NYCRR 750-2.8(a)(2)
Environmental Benefits Permit Strategy (EBPS)	6 NYCRR 750-1.18, NYS ECL 17-0817(4), TOGS 1.2.2 (revised January 25, 2012)
Exceptions for Type I SSO Outfalls (bypass)	6 NYCRR 750-2.8(b)(2), 40 CFR 122.41
Mercury Multiple Discharge Variance	Division of Water Program Policy 1.3.10 (DOW 1.3.10)
Mixing Zone and Critical Water Information	TOGS 1.3.1 & Amendments
PCB Minimization Program	40 CFR Part 132 Appendix F Procedure 8, 6 NYCRR 750-1.13(a) and 750-1.14(f), and TOGS 1.2.1
Pollutant Minimization Program (PMP)	6 NYCRR 750-1.13(a), 750-1.14(f), TOGS 1.2.1
Schedules of Compliance	6 NYCRR 750-1.14
Sewage Pollution Right to Know (SPRTK)	NYS ECL 17-0826-a, 6 NYCRR 750-2.7
State Administrative Procedure Act (SAPA)	State Administrative Procedure Act Section 401(2), 6 NYCRR 621.11(l)
State Environmental Quality Review (SEQR)	6 NYCRR Part 617
USEPA Effluent Limitation Guidelines (ELGs)	40 CFR Parts 405-471
USEPA National CSO Policy	33 USC Section 1342(q)
Whole Effluent Toxicity (WET) Testing	TOGS 1.3.2
General Provisions of a SPDES Permit Department Request for Additional Information	NYCRR 750-2.1(i)

Outfall and Receiving Water Information

Impaired Waters

The NYS 303(d) List of Impaired/TMDL Waters identifies waters where specific best usages are not fully supported. The state must consider the development of a Total Maximum Daily Load (TMDL) or other strategy to reduce the input of the specific pollutant(s) that restrict waterbody uses, in order to restore and protect such uses. SPDES permits must include effluent limitations necessary to implement a waste load allocation (WLA) of an EPA-approved TMDL (6 NYCRR 750-1.11(a)(5)(ii)), if applicable. In accordance with 6 NYCRR 750-1.13(a), permittees discharging to waters which are on the list but do not yet have a TMDL developed may be required to perform additional monitoring for the parameters causing the impairment. Accurate monitoring data is needed

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to determine the existing capabilities of the wastewater treatment plants and to assure that WLAs are allocated equitably.

Existing Effluent Quality

The existing effluent quality is determined from a statistical evaluation of effluent data in accordance with TOGS 1.2.1 and the USEPA Office of Water, Technical Support Document for Water Quality-based Toxics Control, March 1991, Appendix E (TSD). The existing effluent quality is equal to the 95th (monthly average) and 99th (daily maximum) percentiles of the lognormal distribution of existing effluent data. When there are greater than three non-detects, a delta-lognormal distribution is assumed, and delta-lognormal calculations are used to determine the monthly average and daily maximum pollutant concentrations. Statistical calculations are not performed for parameters where there are less than ten data points. If additional data is needed, a monitoring requirement may be specified either through routine monitoring or a short-term high intensity monitoring program. The Pollutant Summary Table identifies the number of sample data points available.

Permit Requirements

Basis for Effluent Limitations

Sections 101, 301, 304, 308, 401, 402, and 405 of the CWA and Titles 5, 7, and 8 of Article 17 ECL, as well as their implementing federal and state regulations, and related guidance, provide the basis for the effluent limitations and other conditions in the permit.

When conducting a full technical review of an existing permit, the previous effluent limitations form the basis for the next permit. Existing effluent quality is evaluated against the existing effluent limitations to determine if these should be continued, revised, or deleted. Generally, existing limitations are continued unless there are changed conditions at the facility, the facility demonstrates an ability to meet more stringent limitations, or in response to updated regulatory requirements. Pollutant monitoring data is also reviewed to determine the presence of additional contaminants that should be included in the permit based on a reasonable potential analysis to cause or contribute to a water quality standards violation.

Anti-backsliding

Anti-backsliding requirements are specified in the CWA sections 402(o) and 303(d)(4), ECL 17-0809, and regulations at 40 CFR 122.44(f) and 6 NYCRR 750-1.10(c) and (d). Generally, the relaxation of effluent limitations in permits is prohibited unless one of the specified exceptions applies, which will be cited on a case-by-case basis in this fact sheet. Consistent with current case law⁵ and USEPA interpretation⁶ anti-backsliding requirements do not apply should a revision to the final effluent limitation take effect before the scheduled date of compliance for that final effluent limitation.

Antidegradation Policy

New York State implements the antidegradation portion of the CWA based upon two documents: (1) Organization and Delegation Memorandum #85-40, "Water Quality Antidegradation Policy" (September 9, 1985); and, (2) TOGS 1.3.9, "Implementation of the NYSDEC Antidegradation Policy – Great Lakes Basin (Supplement to Antidegradation Policy dated September 9, 1985) (undated)." The permit for the facility contains effluent limitations which ensure that the existing best usage of the receiving waters will be maintained. To further support the antidegradation policy, SPDES applications have been reviewed in accordance with the State Environmental Quality Review Act (SEQR) as prescribed by 6 NYCRR Part 617.

Effluent Limitations

In developing a permit, the Department determines the technology-based effluent limitations (TBELs) and then evaluates the water quality expected to result from technology controls to determine if any exceedances of water quality criteria in the receiving water might result. If there is a reasonable potential for exceedances of water quality criteria to occur, water quality-based effluent limitations (WQBELs) are developed. A WQBEL is designed

⁵ American Iron and Steel Institute v. Environmental Protection Agency, 115 F.3d 979, 993 n.6 (D.C. Cir. 1997)

⁶ U.S. EPA, Water Quality Standards; Establishment of Numeric Criteria for Priority Toxic Pollutants for the State of California; 65 Fed. Reg. 31682, 31704 (May 18, 2000); Proposed Water Quality Guidance for the Great Lakes System, 58 Fed. Reg. 20802, 20837 & 20981 (April 16, 1993)

to ensure that the water quality standards of receiving waters are met. In general, the CWA requires that the effluent limitations for a particular pollutant are the more stringent of either the TBEL or WQBEL.

Technology-based Effluent Limitations (TBELs)

CWA sections 301(b)(1)(B) and 304(d)(1), 40 CFR 133.102, ECL section 17-0509, and 6 NYCRR 750-1.11 require technology-based controls, known as secondary treatment. These and other requirements are summarized in TOGS 1.3.3. Where the TBEL is more stringent than the WQBEL, the TBEL is applied as a limit in accordance with TOGS 1.3.3. Equivalent secondary treatment, as defined in 40 CFR 133.105, allow for effluent limitations of the more stringent of the consistently achievable concentrations or monthly/weekly averages of 45/65 mg/L, and the minimum monthly average of at least 65% removal. Consistently achievable concentrations are defined in 40 CFR 133.101(f) as the 95th percentile value for the 30-day (monthly) average effluent quality achieved by the facility in a period of two years. The achievable 7-day (weekly) average value is equal to 1.5 times the 30-day average value calculated above. Equivalent secondary treatment applies to those facilities where the principal treatment process is either a trickling filter or a waste stabilization pond; the treatment works provides significant biological treatment of municipal wastewater; and, the effluent concentrations consistently achievable through proper operation and maintenance of the facility cannot meet traditional secondary treatment requirements. There are no federal technology-based standards for toxic pollutants from POTWs. A statistical analysis of existing effluent data, as described in TOGS 1.2.1, may be used to establish other performance-based TBELs.

Water Quality-Based Effluent Limitations (WQBELs)

In addition to the TBELs, permits must include additional or more stringent effluent limitations and conditions, including those necessary to protect water quality. CWA sections 101 and 301(b)(1)(C), 40 CFR 122.44(d)(1), and 6 NYCRR Parts 750-1.11 require that permits include limitations for all pollutants or parameters which are or may be discharged at a level which may cause or contribute to an exceedance of any State water quality standard adopted pursuant to NYS ECL 17-0301. Additionally, 6 NYCRR Part 701.1 prohibits the discharge of pollutants that will cause impairment of the best usages of the receiving water as specified by the water classifications at the location of discharge and at other locations that may be affected by such discharge. Water quality standards can be found under 6 NYCRR Parts 700-704. The limitations must be stringent enough to ensure that water quality standards are met at the point of discharge and in downstream waters and must be consistent with any applicable WLA which may be in effect through a TMDL for the receiving water. These and other requirements are summarized in TOGS 1.1.1, 1.3.1, 1.3.2, 1.3.5 and 1.3.6. The DEC considers a mixing zone analysis, critical flows, and reasonable potential analysis when developing a WQBEL.

Mixing Zone Analyses

In accordance with TOGS 1.3.1., the DEC may perform additional analysis of the mixing condition between the effluent and the receiving waterbody. Mixing zone analyses using plume dispersion modeling are conducted in accordance with the following: "EPA Technical Support Document for Water Quality-Based Toxics Control" (March 1991); EPA Region VIII's "Mixing Zones and Dilution Policy" (December 1994); NYSDEC TOGS 1.3.1, "Total Maximum Daily Loads and Water Quality-Based Effluent Limitations" (July 1996); "CORMIX v11.0" (2019).

Critical Flows

In accordance with TOGS 1.2.1 and 1.3.1, WQBELs are developed using dilution ratios that relate the critical low flow condition of the receiving waterbody to the critical effluent flow. The critical low flow condition used in the dilution ratio will be different depending on whether the limitations are for aquatic or human health protection. For chronic aquatic protection, the critical low flow condition of the waterbody is typically represented by the 7Q10 flow and is calculated as the lowest average flow over a 7-day consecutive period within 10 years. For acute aquatic protection, the critical low flow condition is typically represented by the 1Q10 and is calculated as the lowest 1-day flow within 10 years. However, NYSDEC considers using 50% of the 7Q10 to be equivalent to the 1Q10 flow. For the protection of human health, the critical low flow condition is typically

represented by the 30Q10 flow and is calculated as the lowest average flow over a 30-day consecutive period within 10 years. However, NYSDEC considers using $1.2 \times 7Q10$ to be equivalent to the 30Q10. The 7Q10 or 30Q10 flow is used with the critical effluent flow to calculate the dilution ratio. The critical effluent flow can be the maximum daily flow reported on the permit application, the maximum of the monthly average flows from discharge monitoring reports for the past three years, or the facility design flow. When more than one applicable standard exists for aquatic or human health protection for a specific pollutant, a reasonable potential analysis is conducted for each applicable standard and corresponding critical flow to ensure effluent limitations are sufficiently stringent to ensure all applicable water quality standards are met as required by 40 CFR 122.44(d)(1)(i). For brevity, the pollutant summary table reports the results of the most conservative scenario.

Reasonable Potential Analysis (RPA)

The Reasonable Potential Analysis (RPA) is a statistical estimation process, outlined in the 1991 USEPA Technical Support Document for Water Quality-based Toxics Control (TSD), Appendix E. This process uses existing effluent quality data and statistical variation methodology to project the maximum amounts of pollutants that could be discharged by the facility. This projected instream concentration (PIC) is calculated using the appropriate ratio and compared to the water quality standard (WQS). When the RPA process determines the WQS may be exceeded, a WQBEL is required. The procedure for developing WQBELs includes the following steps:

- 1) identify the pollutants present in the discharge(s) based upon existing data, sampling data collected by the permittee as part of the permit application or a short-term high intensity monitoring program, or data gathered by the DEC;
- 2) identify water quality criteria applicable to these pollutants;
- 3) determine if WQBELs are necessary (i.e. reasonable potential analysis (RPA)). The RPA will utilize the procedure outlined in Chapter 3.3.2 of EPA's Technical Support Document (TSD). As outlined in the TSD, for parameters with limited effluent data the RPA may include multipliers to account for effluent variability; and,
- 4) calculate WQBELs (if necessary). Factors considered in calculating WQBELs include available dilution of effluent in the receiving water, receiving water chemistry, and other pollutant sources.

The DEC uses modeling tools to estimate the expected concentrations of the pollutant in the receiving water and develop WQBELs. These tools were developed in part using the methodology referenced above. If the estimated concentration of the pollutant in the receiving water is expected to exceed the ambient water quality standard or guidance value (i.e. numeric interpretation of a narrative water quality standard), then there is a reasonable potential that the discharge may cause or contribute to an exceedance of any State water quality standard adopted pursuant to NYS ECL 17-0301. If a TMDL is in place, the facility's WLA for that pollutant is applied as the WQBEL.

For carbonaceous and nitrogenous oxygen demanding pollutants, the DEC uses a model which incorporates the Streeter-Phelps equation. The equation relates the decomposition of inorganic and organic materials along with oxygen reaeration rates to compute the downstream dissolved oxygen concentration for comparison to water quality standards.

The Division of Water has been using the TMDL approach in permit limit development for the control of toxic substances. Since the early 1980's, the loading capacity for specific pollutants has been determined for each drainage basin. Water quality-limiting segments and pollutants have been identified, TMDLs, wasteload allocations and load allocations have been developed, and permits with water quality-based effluent limits have been issued. In accordance with TOGS 1.3.1, the Division of Water implements a Toxics Reduction Strategy which is committed to the application of the TMDL process using numeric, pollutant-specific water quality standards through the Watershed Approach. The Watershed Approach accounts for the cumulative effect of multiple

Permittee: Warwick Valley Central School District
Facility: Kings Elementary School
SPDES Number: NY0098205
USEPA Non-Major/Class 02 PCI

Date: July 21, 2025
Permit Writer: Hua Joe Fung
Water Quality Reviewer: Aseem Kumar
Full Technical Review

discharges of conservative toxic pollutants to ensure water quality standards are met in downstream segments.

Whole Effluent Toxicity (WET) Testing:

WET tests use small vertebrate and invertebrate species to measure the aggregate toxicity of an effluent. There are two different durations of toxicity tests: acute and chronic. Acute toxicity tests measure survival over a 96-hour test exposure period. Chronic toxicity tests measure reductions in survival, growth, and reproduction over a 7-day exposure. TOGS 1.3.1 includes guidance for determining when aquatic toxicity testing should be included in SPDES permits. The authority to require toxicity testing is in 6NYCRR 702.9. TOGS 1.3.2 describes the procedures which should be followed when determining whether to include toxicity testing in a SPDES permit and how to implement a toxicity testing program. Per TOGS 1.3.2, WET testing may be required when any one of the following seven criteria are applicable:

1. There is the presence of substances in the effluent for which ambient water quality criteria do not exist.
2. There are uncertainties in the development of TMDLs, WLAs, and WQBELs, caused by inadequate ambient and/or discharge data, high natural background concentrations of pollutants, available treatment technology, and other such factors.
3. There is the presence of substances for which WQBELs are below analytical detectability.
4. There is the possibility of complex synergistic or additive effects of chemicals, typically when the number of metals or organic compounds discharged by the permittee equals or exceeds five.
5. There are observed detrimental effects on the receiving water biota.
6. Previous WET testing indicated a problem.
7. POTWs which exceed a discharge of 1 MGD. Facilities of less than 1 MGD may be required to test, e.g., POTWs <1 MGD which are managing industrial pretreatment programs.

Minimum Level of Detection

Pursuant to 40 CFR 122.44(i)(1)(iv) and 6 NYCRR 750-2.5(d), SPDES permits must contain monitoring requirements using sufficiently sensitive test procedures approved under 40 CFR Part 136. A method is "sufficiently sensitive" when the method's minimum level (ML) is at or below the level of the effluent limitation established in the permit for the measured pollutant parameter; or the lowest ML of the analytical methods approved under 40 CFR Part 136. The ML represents the lowest level that can be measured within specified limitations of precision and accuracy during routine laboratory operations on most effluent matrices. When establishing effluent limitations for a specific parameter (based on technology or water quality requirements), it is possible that the calculated limitation will fall below the ML established by the approved analytical method(s). In these instances, the calculated limitation is included in the permit with a compliance level set equal to the ML of the most sensitive method.

Monitoring Requirements

CWA section 308, 40 CFR 122.44(i), 6 NYCRR 750-1.13, and 750-2.5 require that monitoring be included in permits to determine compliance with effluent limitations. Additional effluent monitoring may also be required to gather data to determine if effluent limitations may be required. The permittee is responsible for conducting the monitoring and reporting results on Discharge Monitoring Reports (DMRs). The permit contains the monitoring requirements for the facility. Monitoring frequency is based on the minimum sampling necessary to adequately monitor the facility's performance and characterize the nature of the discharge of the monitored flow or pollutant. Variable effluent flows and pollutant levels may be required to be monitored at more frequent intervals than relatively constant effluent flow and pollutant levels (6 NYCRR 750-1.13). For industrial facilities, sampling frequency is based on guidance provided in TOGS 1.2.1. For municipal facilities, sampling frequency is based on guidance provided in TOGS 1.3.3.

Other Conditions

Schedules of Compliance

Schedules of compliance are included in accordance with 40 CFR Part 132 Attachment F, Procedure 9, 40 CFR 122.47 and 6 NYCRR 750-1.14. Schedules of compliance are intended to, in the shortest reasonable time,

Permittee: Warwick Valley Central School District
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Full Technical Review

achieve compliance with applicable effluent standards and limitations, water quality standards, and other applicable requirements. Where the time for compliance is more than nine months, the schedule of compliance must include interim requirements and dates for their achievement. If the time necessary to complete the interim milestones is more than nine months, and not readily divisible into stages for completion, progress reports must be required.

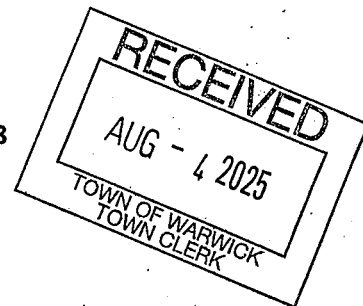


Steven M. Neuhaus
County Executive

**ORANGE COUNTY
DEPARTMENT OF PUBLIC WORKS**

Erik Denega, P.E., P.M.P.
Commissioner

P.O. Box 509, 2455-2459 Route 17M
Goshen, NY 10924-0509
www.orangecountygov.com
TEL (845) 291-2750 FAX (845) 291-2778



ROAD CLOSING NOTICE

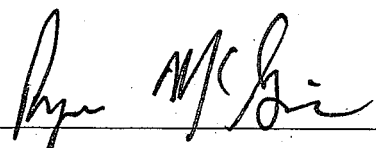
**STATE LINE ROAD & OIL CITY ROAD
TOWN OF MINISINK & TOWN OF WARWICK
COUNTY OF ORANGE**

The undersigned Commissioner of Public Works of the County of Orange does hereby close all that portion of State Line Road and Oil City Road in the Town of Minisink and the Town of Warwick, Orange County, New York. **BEGINNING** at a point in State Line Road, approximately 940 feet (0.18 miles) southeast of the intersection of State Line Road and the centerline of Carnegie Road and runs **THENCE** in a southeasterly direction along said State Line Road, and crossing the Wallkill River and becoming Oil City Road, approximately 300 feet (0.06 miles) for the purpose of allowing the Orange County Department of Public Works, its agents or contractors, to excavate, repair, pave and do all such work as required in connection with the "Rehabilitation of Liberty Corners Bridge" on said road. Said closing being effective by the conspicuous posting of "Road Closed" signs on or about August 19, 2025.

Said town road will be closed to all through traffic for a period of approximately eighteen (18) days in accordance with the provisions of Section 104 of the Highway Law. Appropriate traffic control devices, in accordance with the provisions of the National Manual of Uniform Traffic Control Devices (MUTCD), and the New York State Supplement, will be in place and detour routes will be prominently marked. In the case of inclement weather or other unforeseen problems, this period of time may be extended as needed.

Normal through traffic using this portion of State Line Road and Oil City Road should use alternate routes or signed detour routing that will utilize NYS Rte. 284, County Road 1 (Pine Island Tpke.) and County Road 88 (Liberty Corners Rd.)

DATED: July 29, 2025


For **ERIK DENEGA, P.E., P.M.P.**
COMMISSIONER

CLOSING NOTICE

Office of the
ORANGE COUNTY DEPARTMENT OF PUBLIC WORKS
Goshen, New York

STATE OF NEW YORK)
COUNTY OF ORANGE)

This is to certify that the undersigned Commissioner of Public Works, having jurisdiction of the highways of the County of Orange, does hereby close that portion of the highway in the Towns of MINISINK and WARWICK in said County, effective August 19, 2025, described as follows:

SEE ATTACHED ROAD CLOSING NOTICE

The necessity for such closing consists in the fact that:

SAID BRIDGE IS A COUNTY BRIDGE ON A TOWN ROAD

is being improved under the provisions of the Highway Law, and such improvement cannot be properly conducted and completed unless the portion thereof be closed during the time such work is being performed.

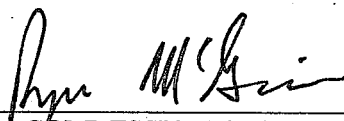
In Witness Whereof, the undersigned has on the 29th of July 2025; set his hand at Goshen, New York.


for COMMISSIONER OF PUBLIC WORKS

TO: The Town Superintendent
Town of MINISINK and Town of WARWICK
Orange County, New York

A Certificate of which the foregoing is a true copy having been executed by me pursuant to the provisions of Section 104 of the Highway Law, and filed in the Office of the Town Clerk of the Towns of MINISINK and WARWICK, you are hereby notified to close the highway therein described to public travel by erecting suitable obstructions, posting conspicuous notices to the effect that the highway is closed, and by maintaining lights which shall be visible to anyone approaching such obstructions from one hour after Sunset to one hour before Sunrise.

July 29, 2025


for COMMISSIONER OF PUBLIC WORKS

Copy - Town Clerk

NOTE TO TOWN SUPERINTENDENT: If the road being closed is a Town Road, the County will erect the necessary signs, barricades, etc. This does not relieve the Town Superintendent of his responsibility under Section 104 of the Highway Law to assure that such signs and barricades have been erected and maintained.

Detour Directions for State Line Rd., Town of Minisink and Oil City Rd., Town of Warwick:

Traveling North on County Road 88 (Liberty Corners Rd.):

1. At the intersection of County Road 88 and Oil City Road, stay straight on County Road 88 and proceed northeasterly for approximately 2.3 miles to County Road 1 (Pine Island Tpke.)
2. Turn left onto County Road 1 (Pine Island Tpke.) and proceed northwesterly for approximately 5.1 miles to the intersection of N.Y.S. Rte. 284
3. Turn left onto N.Y.S. Rte. 284 and proceed southerly for approximately 3.6 miles to the intersection of State Line Road

(End of Detour)

Traveling North on N.Y.S. Rte. 284:

1. At the intersection of N.Y.S. Rte. 284 and State Line Road, continue straight on N.Y.S. Rte. 284 and proceed northerly for approximately 3.6 miles to the intersection of County Road 1 (Pine Island Tpke.)
2. Turn right onto County Road 1 (Pine Island Tpke.) and proceed southeasterly for approximately 5.1 miles to the intersection of County Road 88 (Liberty Corners Rd.)
3. Turn right onto County Road 88 (Liberty Corners Rd.) and proceed southwesterly for approximately 2.3 miles to the intersection of Oil City Road

(End of Detour)

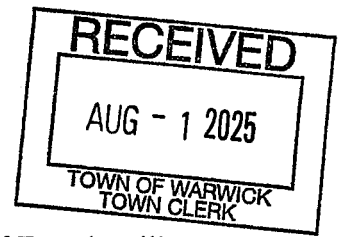
Traveling South on Lower Road:

1. At the intersection of Lower Road and State Line Road, turn right onto State Line Road and proceed westerly for approximately 0.8 miles to N.Y.S. Rte. 284
2. Turn right onto N.Y.S. Rte. 284. and proceed northerly for approximately 3.6 miles to the intersection of County Road 1 (Pine Island Tpke.)
3. Turn right onto County Road 1 (Pine Island Tpke.) and proceed southeasterly for approximately 5.1 miles to the intersection of County Road 88 (Liberty Corners Rd.)
4. Turn right onto County Road 88 (Liberty Corners Rd.) and proceed southwesterly for approximately 2.3 miles to the intersection of Oil City Road

(End of Detour)

X

**TOWN OF TUXEDO
NOTICE OF CONTINUED HEARING
INTRODUCTORY LOCAL LAW**



PUBLIC NOTICE is hereby given that the Town Board of the Town of Tuxedo will continue the public hearing on a local law entitled "Regulation of Cannabis Retail Dispensaries" at the Town Hall, located at 1 Temple Drive, Tuxedo, New York 10987, on August 13, 2025, at 7:00 P.M., at which time all persons interested therein shall be heard. Modifications have been made to the Introductory Local Law that was the subject of prior public hearings. Modifications include, but are not limited to, increasing the size of the cannabis retail dispensary overlay district, and deleting certain distance separation requirements, and deleting signage and security requirements, because those requirements are otherwise regulated by Town and/or State requirements.

A complete copy of the Introductory Local Law is available for inspection at the Clerk's Office.

The Town of Tuxedo will make every effort to assure that the hearing is accessible to persons with disabilities. Anyone requiring special assistance and/or reasonable accommodations should contact the Town Clerk.

Dated: August 1, 2025

BY ORDER OF THE TOWN BOARD OF THE
TOWN OF TUXEDO

MARISA DOLLBAUM, TOWN CLERK

Warwick Town Clerk

From: Orange County Press Contact <PressContact@orangecountygov.com>
Sent: Tuesday, July 22, 2025 4:10 PM
To: All County Employees
Subject: This Just In: Orange County Executive Steven M. Neuhaus Announces Discounted Compost Bins and Rain Barrels to Promote Greener Living



Orange County Government
Office of County Executive Steven M. Neuhaus
NEWS RELEASE



Rebecca Sheehan
July 22, 2025

For Immediate Release

Contact:

Phone: (845) 291-2700

Orange County Executive Steven M. Neuhaus Announces Discounted Compost Bins and Rain Barrels to Promote Greener Living

Orange County Executive Steve Neuhaus announced that residents and businesses can purchase compost bins and rainwater barrels at discounted prices through the County's website, thanks to a partnership between the Orange County Department of Public Works Division of Environmental Facilities & Services and Cornell Cooperative Extension.

This green initiative aims to help residents reduce food waste, improve soil quality, and conserve water, all important steps in protecting the environment and reducing household utility costs.

"Programs like this empower our residents to take practical, everyday steps to reduce waste and protect our environment," said Neuhaus. "By composting and collecting rainwater, we not only cut costs but also make meaningful progress toward becoming a greener, more sustainable Orange County."

Food waste makes up nearly 18 percent of New York State's total solid waste, according to the New York State Department of Environmental Conservation. Composting not only reduces waste sent to landfills but also creates nutrient-rich soil that benefits gardens and landscapes. Similarly, rain barrels help conserve water and reduce the strain on local infrastructure.

Added Neuhaus, "This initiative is designed to raise public awareness while at the same time enhancing our overall environmental quality."

Pre-orders must be placed online at <http://www.enviroworld.us/orangecountyny> by September 17th. All pre-ordered items will be available for pickup on September 24th from 2:00 p.m. to 7:00 p.m. at Cornell Cooperative Extension, located at 18 Seward Avenue in Middletown.

Only a limited number of compost bins and rain barrels will be available for purchase on the day of pickup. All residents interested in participating are encouraged to place their orders early at <http://www.enviroworld.us/orangecountyny>.

Reach out to Ermin Siljkovic, Orange County's Recycling Coordinator, at (845) 291-3246 or drop him a line at esiljkovic@orangecountygov.com.

For press inquiries, contact Rebecca Sheehan, Assistant to the County Executive and Director of Public Information & Media Relations, at 845-291-2700 or <mailto:presscontact@orangecountygov.com>.

To stay informed about County Executive Steven M. Neuhaus' work and initiatives across Orange County, follow Orange County Government and Steven M. Neuhaus on social media:

- Facebook: @OrangeCountyNYGovt | @Steve.Neuhaus
- Instagram: @OrangeCountyNYGovt | @Steve.Neuhaus
- X (formerly Twitter): @OCGovNY | @SNeuhausOC

You can also watch NeuCast podcasts and the Leadership Speaker Series on the Orange County Government YouTube channel.

####



Cornell Cooperative Extension
Orange County

Orange County, New York is holding a **Compost Bin & Rain Barrel Pre-Order Sale**

Pre-order deadline: September 17, 2025

Orders must be picked up from

Cornell Cooperative Extension

18 Seward Avenue, Middletown, NY 10940

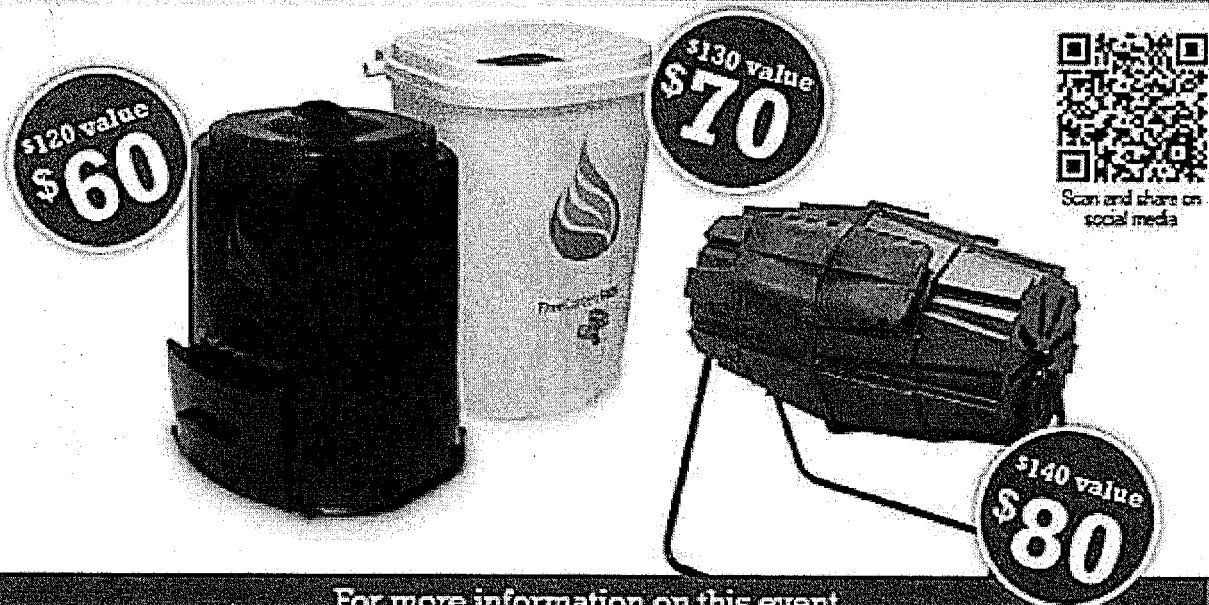
Consider arriving in a larger vehicle if you anticipate
picking rain barrels and compost bin that may require extra space.

Wednesday September 24 from 2:00 pm to 7:00 pm

With no exception, all orders will be taken online only via debit or credit card.
There will be no walk up purchases available at the distribution locations.



Order today: www.enviroworld.us/orangecountyny



**For more information on this event
call (845) 291-3246 or visit www.orangecountygov.com**

Rebecca Sheehan

*Assistant to County Executive Steven M. Neuhaus
Director of Public Information & Media Relations
Orange County Government Center*

255-275 Main Street, 3rd Floor
Goshen, New York 10924
Main: 845-291-2700
Direct: 845-291-3255



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

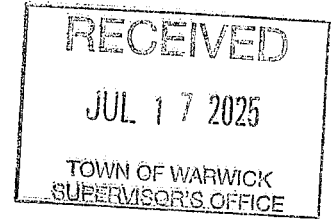
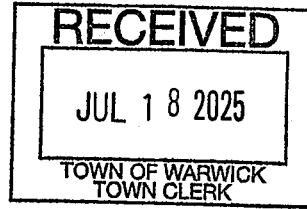


Orange & Rockland
a conEdison, Inc. company

Orange and Rockland Utilities, Inc.
390 West Route 59
Spring Valley NY 10977-5300
www.oru.com

July 8, 2025

Town of Warwick
132 Kings Highway
Warwick, NY 10990



Re: Orange & Rockland Utilities, Inc.
Application for Site Plan Approval and Special Permit
Construction of Electric Substation, Transmission and Distribution circuits
95 John Hicks Drive, Section 46 Block 1 Lot 48.21

Dear Landowner,

Please be advised that the Town of Warwick Planning Board is reviewing an application for site plan approval and issuance of a special permit for a new electric substation and associated transmission and distribution circuits for Orange & Rockland Utilities, Inc. (O&R). The new electric substation will be located at 95 John Hicks Drive.

The purpose of this letter is to inform you that O&R has submitted an application to the Town of Warwick Planning Board. The public is allowed to attend all Planning Board workshops and meetings, as they are public meetings; however the public is allowed to formally speak only at the announced public hearing.

We anticipate that a public hearing will be held for this project; you will receive notification via United States Postal Service (USPS) for that public hearing pursuant to New York Town Law Section 274-a and 274-b and Town of Warwick Code § 164-46.C(a).

This letter will be the only notice delivered to you regardless of the project duration, except for the public hearing (as noted above) that will be held at a future date.

The Town of Warwick Planning Board schedule is on the internet:
<http://www.townofwarwick.org/departments/planning/html>, then (in the yellow box on the right) click on Planning Board & ZBA Meeting Dates.

If you are unable to attend a Planning Board meeting, the Planning Board minutes are available on the internet: <http://www.townofwarwick.org>, click on Calendar, and then go to the desired date. If the meeting minutes are still under review, you will not be able to click on the link; please check back after the next Planning Board meeting for the approved meeting minutes. If the meeting minutes have been approved, you can click on the link to read the minutes.

If you have any comments about this application, please send them to the attention of Mr. Benjamin Astorino, Chairman of the Town Planning Board at Town Hall, 132 Kings Highway, Warwick, NY 10990 or Ms. Connie Sardo, Planning Board Secretary at (845) 986-1127, ext. 261 or planning@townofwarwick.org.

Very Truly Yours

Gregory B. Eiband

Gregory B. Eiband
Project Manager

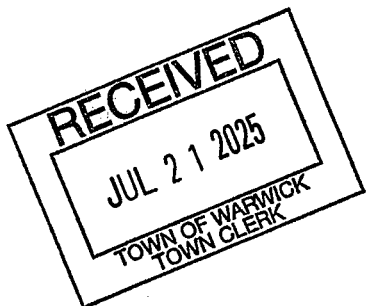
Cc: Town of Warwick Planning Board

INTERNAL

Warwick Town Clerk

From: Gedalye Szegedin <gskjkj@gmail.com>
Sent: Friday, July 18, 2025 11:56 AM
To: Kathy Sherlock; Tess McBeath; 'Bethel'; 'Callicoon'; 'Chester/Town'; 'Chester/Village'; Christine DiPoalo; 'Cochecton'; 'Cornwall'; 'Cornwall-on-Hudson'; 'Crawford'; 'Deerpark'; Diana Decker; 'Fallsburg'; 'Florida/Village'; 'Forestburgh'; 'Fremont'; 'Goshen/Town'; 'Goshen/Village'; 'Greenville'; 'Greenwood Lake/Village'; 'Hamptonburgh'; 'Harriman/Village'; 'Highland'; 'Highland Falls/Village'; Highland/Town; 'Jeffersonville/Village'; June Patterson; 'Liberty/Town'; 'Liberty/Village'; 'Lumberland'; 'Mamakating'; 'Maybrook/Village'; 'Middletown/City'; 'Minisink'; Valerie Bitzer; Virginia Carey; Montgomery/Town; Montgomery/Village; 'Monticello/Village'; 'Mount Hope'; 'Neversink'; 'New Windsor'; 'Newburgh/Town'; 'Port Jervis'; 'Rockland'; South Blooming Grove/Village; 'Thompson'; 'Tusten'; 'Tuxedo'; 'Tuxedo Park/Village'; 'Unionville/Village'; 'Walden/Village'; 'Wallkill'; Warwick Town Clerk; 'Warwick/Village'; 'Washingtonville/Village'; Woodbury/Town; Woodbury/Village; Desiree Potvin; 'Woodridge/Village'; 'Wurtsboro/Village'

Subject: Universal Voting Sites
Attachments: Universal Voting Sites within a Municipality Memo(712925994.2).pdf



Honorable Clerks

Please permit me to raise an issue that may interest your community and your voters.

The State Board of Elections has recently approved a new general election system. It's called Town-Wide Universal Voting. Cities and towns with multiple voting sites, instead of directing each voter to his/her designated voting location, now permit each voter to cast a ballot in any of the multiple voting sites within the City/Town by permitting each voter to choose on election day the voting location of their own choice. Avoiding voter confusion of showing up at the wrong voting site, since every voting site can now accommodate every voter residing in the City/Town. So any registered voter within the City/Town can walk to any City/Town voting site and vote.

Five NY Counties, including our neighbor, Dutchess County, give their voters this privilege of choice. Prominent election lawyers have attached a memo describing this new process.

In order to opt into this new system, the County BOE must submit the plan to the State BOE.

If you consider this worthwhile and helpful to your community, please contact the OC BOE and let your opinion be heard.

Thanks for your consideration

Gedalye Szegedin

Palm Tree - Kiryas Joel

Memorandum

TO: Gedalye Szegedin

FROM: Joshua L. Oppenheimer and Robert M. Harding

DATE: July 15, 2025

RE: Universal Voting Sites within a Municipality

Introduction

In an effort to increase voter participation and to decrease voter confusion, Kiryas Joel/Palm Tree ("KJ/PT") is interested in establishing a townwide polling site(s). Although this was not historically a common option, there is now significant precedent for this type of arrangement and at least five counties have facilitated this type of poll site. Specifically, the following counties have, at the request of municipalities within their jurisdiction, worked with the New York State Board of Elections ("SBOE") to allow for consolidation of some or all local election districts:

- Cayuga
- Allegany
- Jefferson
- Otsego and
- Dutchess.

Background

The City of Auburn first requested that the Cayuga County Board of Elections assign the City's 6 election districts ("EDs") to all 4 of the City's polling sites and allow voters to vote at ANY of the sites, back in 2022. The Cayuga County BOE was willing to work with the City of Auburn and applied to the State Board of SBOE for approval. At the time, the SBOE considered analyzed a variety of Election Law provisions that relate to EDs and polling sites during the primary and general elections, as well as provisions pertaining to early voting.¹ The SBOE confirmed that the Election Law:

- contemplates that a single polling site may have multiple EDs;
- does not prevent an ED from being assigned to multiple polling site;
- allows voters to vote at any polling place during Early Voting periods; and
- allows County Boards to implement "alternative staffing plans" so that ED and poll site functions may be consolidated to "efficiently conduct an election," provided that the alternative plan is filed with the State Board.

¹ See, e.g., Elec. Law § 4-104(5)(d) ("Notwithstanding any other provision of this section, *polling places* designated for any one such district that will be utilizing any voting machine or system certified for use in New York . . . may be the polling place of any other contiguous district or districts, provided the voting system used in such polling place produces separate and distinct vote totals for each election district voting in such polling place."); Elec. Law § 8-600(3) ("Any voter may vote at any polling place for early voting . . . in the county where such voter is registered to vote," unless "impracticable.").

The SBOE concluded that although nothing in the law expressly authorized the Cayuga County consolidation plan, there was nothing that prohibited it either. Ultimately, Auburn's request of Cayuga County was approved, following Cayuga County's collaboration with the SBOE and a filing of an alternative plan with the SBOE. The approval was contingent on there being sufficient protections in place, namely that the polling sites using ballot on demand printing and being fully networked, just like the County would do during early voting. Effectively, the e-poll book would contain all voters for the EDs at all of those sites, and be linked to all the other city poll sites to prevent duplicate voting; the on-demand ballot printer would print the relevant ballot for each ED; the scanners would have to be programed to accept each of the EDs within that city; and the results would have to be tabulated by ED despite the aggregated poll site.

Auburn has continued to operate this way, and even expanded the program for the 2024 election, when they created a voting site that would accept voters from any ED within the county (in addition to the multiple sites within the city of Auburn that were universal). The Auburn process serves as the basis for the subsequent approval of 4 other county boards of elections of ballot on demand initiatives. Namely, in

- Allegany County: the voters in the Town of Alfred may choose from 2 polling sites, and in the Town of Wellsville, voters may choose from 5 polling sites.
- Jefferson County: the Board of Elections authorized ballot on demand in the City of Watertown and the Town of Ellisburg. All voters in Watertown may choose from 6 polling sites. In Ellisburg, all voters may choose from 3 polling sites.
- Otsego County: the Board of Elections authorized ballot on demand in the Town of Otsego. Voters in the Town may choose from 2 polling sites.
- Dutchess County: the Board of Elections approved perhaps the most robust establishment of on demand voting in the State. Of the approximately 25 Towns, Villages and Cities, 22 have been approved for on demand voting in their respective municipalities. For example, in the City of Poughkeepsie, which contains 6 wards, encompassing 25 ED's, voters may choose from any of these polling sites.

Kiryas Joel/Palm Tree Universal Voting

Orange County BOE can replicate the Cayuga County model now adopted by several other boards of elections to allow universal town-wide voting in Kiryas Joel/Palm Tree ("KJ"). Specifically, at its discretion, the Orange County Board may seek approval from the SBOE to assign all the KJ/PT EDs to each KJ/PT allocated polling site. In turn, KJ/PT would work with the Orange County Board to: ensure election integrity (prevent any ability for duplicate voting) and inform voters from any of those EDs that they are permitted to vote at any of those sites.

Conclusion

The use of on demand voting or consolidated polling sites are no longer unique situations in New York State. The process laid described herein, if followed, can be the basis for approval of on demand voting in Kiryas Joel/Palm Tree as well, if the Orange County Board of Elections is amenable to the concept.