

 **STATE OF NEW YORK
DEPARTMENT OF HEALTH**

Flanigan Square 547 River Street Troy, New York 12180-2216

Richard F. Daines, M.D.
Commissioner

Wendy E. Saunders
Chief of Staff

March 5, 2008

Mr. Alexander F. Ciesluk, Jr.
Division of Environmental Permits
NYS-DEC Region 3
21 South Putt Corners Road
New Paltz, NY 12561-1696

RE: WSA 11082, Log 18210
DEC # 3-3350-00044/00003
Tuxedo Reserve - New Planned Integrated Development
Five New Wells - Up to 1,195 Units in Phased Construction
(T) Tuxedo, Orange Co.

Dear Mr. Ciesluk:

[Note: This is a revision to correct the reference town and to correct the well notations in condition 4.]

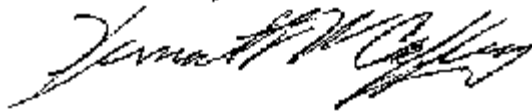
We have reviewed the documents received on September 19, 2007, February 1, 2008 and coordinated the project with staff of the Orange County Department of Health. We recommend:

X Approval of this application with the following conditions:

1. That final plans and specifications for each development phase shall be submitted to and approved by the New York State Department of Health with copies of submissions provided to the Orange County Department of Health.
2. That interim development limits, design demands, source capacities, treatment, storage and distribution will be established within plan and specification approvals for interim constructions in Phase 1A, Section 1 - Northridge; Phase 1A, Section 2 - East Terrace/West Terrace and Commons; Phase 1B - Bog Meadow; Phase 2 and Phase 3.
3. That, within one year of completion of each phase of construction, the supplier shall conduct well head protection planning for the five wells, to include review and improvement of chemical storage and use, well abandonment, irrigation restrictions, access to facilities and parking lot drainage, with copies of any written well head protection plan being submitted to the Orange County Department of Health and the New York State Department of Health.

4. That Wells TW-2B and LBG-2 will be wired and controlled to only operate simultaneously during conduct of an approved study or during an Orange County Department of Health authorized emergency.
5. That pumping from TW-2B (250 gpm) will not exceed 360, 000 gpd, TW-F (70 gpm) will not exceed 100,800 gpd, LBG-1 (130 gpm) will not exceed 187,200 gpd, LBG-2 (250 gpm) will not exceed 360,000 gpd, LBG-6 (130 gpm) will not exceed 187,200 gpd and total daily taking shall not exceed 835,200 gpd.

Sincerely,



Kenneth W. Caffrey, P.E.
Senior Sanitary Engineer
Bureau of Water Supply Protection

cc: Black & Veatch , Attn.: Janine B. Witko, P.E.
Black & Veatch , Attn.: Albert J. Capuzzi
Leggette, Brashears & Graham, Attn: Frank Getchell, PG
Orange County Department of Health, Attn.: Edwin L. Sims, P.E.
PSC, Office of Electric, Gas and Water, Attn: Thomas G. Dvorky
NYSDEC, Attn: Michael Holt, P.E.
NYSDOH, Attn: Danial S. Machell, P.E.
NYSDOH, Attn.: Anna Stamm, P.E.