

**M. MISCELLANEOUS**

**Comment M-1**

Pg. 3 #2-CR82 should be SR82.

(Memorandum from Mr. & Mrs. Vitek, to the Town of East Fishkill Planning Board, dated April 4, 2005)

**Response M-1**

*The applicant appreciates this observation, and notes that Route 82 is a NY State roadway under the jurisdiction of the NYSDOT.*

**Comment M-2**

Forms are not completely filled out identifying roads, turns, and directions.

(Memorandum from Mr. & Mrs. Vitek, to the Town of East Fishkill Planning Board, dated March 22, 2005)

**Response M-2**

*The applicant appreciates this observation, but is unclear to which forms this comment refers.*

**Comment M-3**

Appendix E has incredibly poor picture quality, making any kind of observation impossible for review by interested parties (library copy).

(Memorandum from Mr. & Mrs. Vitek, to the Town of East Fishkill Planning Board, dated April 4, 2005)

**Response M-3**

*A clearer copy of the photos from Appendix E of the DEIS ("Geotechnical Evaluation of the Existing and Proposed Dam" by Carlin-Simpson & Associates, dated 07/19/2004) is provided in Appendix J of this FEIS.*

**Comment M-4**

Volume 1 of the DEIS has numerous repeated pages that should be removed to eliminate confusion. The following pages are repeated:

- a. Pages 79-89
- b. Pages 99-109
- c. Pages 145-155
- d. Pages 166-176

(Letter from Ms. Lindsey Carille, Dutchess County Planner to the Town of East Fishkill Planning Board, dated February 18, 2005)

**Response M-4**

*This double printing was not caught during the DEIS production run, and was later found to be caused by a faulty circuit board on a new piece of equipment at the printer. The circuit board has since been replaced with a properly functioning board.*

**Comment M-5**

About work beginning, it says approximately 7:00 AM, work areas will be preparing at 6:30, but on Saturdays from 7:00 to 3:30 PM, and occasional Sundays, and I don't know about the occasional Sundays with so many houses especially down in the lower part.

(Statement at Public Hearing, Mr. Koch, dated February 22, 2005)

**Response M-5**

*The applicant appreciates the impact noise may have on the neighbors, especially on a Sunday. The applicant will limit construction to the hours of 7:00 a.m. to 7:00 p.m. Monday through Friday and 8:00 a.m. to 5:00 p.m. Saturday and Sunday.*

**Comment M-6**

Mrs. Edvige DiDato spoke that she has a concern that there are large oak trees that are not on her property but on the edge of the road and that is more dangerous to her.

(Statement at Public Hearing, Mrs. Edvige DiDato, dated February 22, 2005)

**Response M-6**

*If the trees are located on the edge of the road, they may be within the road right-of-way, which is not under the control of the applicant but under the jurisdiction of the Town of East Fishkill. Should that be the case, the Town may be contacted to assess the trees to determine if any work should be conducted.*