

Appendix M-9
Letter of Non-Jurisdiction

NYSDEC

December 4, 2007

New York State Department of Environmental Conservation

Division of Environmental Permits, Region One

SUNY @ Stony Brook, 50 Circle Road, Stony Brook, NY 11790 - 3409

Phone: (631) 444-0365 • FAX: (631) 444-0360

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Alexander B. Grannis
Commissioner

LETTER OF NON-JURISDICTION
FRESHWATER WETLANDS ACT

December 4, 2007

Mr. David Becker
East Quogue Partners LLC
55 5th Ave., 18th Floor
New York, NY 10003

Re: 1-4736-07248/00001

Old Country Rd. & Spinney Rd., East Quogue

SCTM# 900-203-1-25, 27, 30

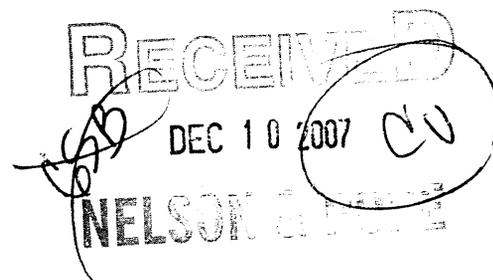
900-219-1-5, 6-10, 11.1, 12-19, 20.1, 21, 23, 34 47-50

900-250-3-1, 2-6, 9, 11, 13, 14, 17, 30, 31

900-288-1-61, 121-127, 130, 132, 133, 136-138, 140.1, 140.2, 141

900-314-2-20.2, 20.3

900-340-1-2&5



Dear Mr. Becker:

Based on the information you submitted the Department of Environmental Conservation has determined that your proposed project to: **construct single family residences** at 1 Old Country Rd. & Spinney Rd., East Quogue is located more than 100 feet from regulated freshwater wetlands as shown on the survey prepared by Howard W. Young dated October 10, 2005.

Therefore, no permit is required pursuant to the Freshwater Wetlands Act (Article 24) and its implementing regulations (6NYCRR Part 663).

Be advised, **all construction, clearing, and/or ground disturbance must remain more than 100 feet from the freshwater wetland boundary.** In addition, any changes, modifications or additional work to the project as described, may require authorization by the Department. Please contact this office if such activities are contemplated.

Please note that this letter does not relieve you of the responsibility of obtaining any necessary permits or approvals from other agencies or local municipalities.

Sincerely,

Roger Evans

Regional Permit Administrator

CAF

cc: Nelson, Pope & Voorhis, LLC

BOH

File