



**LAKE • GEORGE
WATERKEEPER®**

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January 21, 2009

Mr. Robert Mastrantoni, Chairman
Village of Lake George Planning Board
Old Post Road
Lake George, NY 12845

Re: Holly Raj, Inc. (251.18-3-71)
Site Plan Review

Dear Mr. Mastrantoni:

The Lake George Waterkeeper has submitted comments regarding the above referenced project focusing on water quality issues pertaining to stormwater and wastewater. We were supportive of the Planning Board's use of a consulting engineer to provide technical review recommendations to the Board. It was our assumption the consultant would base their review and recommendations on the submitted plan and report as well as incorporating public comments regarding technical issues.

At the December 2008 meeting, the Planning Board has apparently accepted the recommendation from their consulting engineer that the stormwater management plan for the above referenced project "demonstrate(s) the applicant's knowledge and understanding of complying with the Village's Stormwater Management Regulations of the Lake George Village Code", as noted in David Decker's November 19, 2008 memorandum on Lake George Watershed Conference letterhead. This was also expressed by the applicant's engineering consultant who referred to this as being a "dead issue" based on the consultant's recommendation to the Board.

However, the recommendation was provided without the review of public comment, particularly the Waterkeeper's technical comments in an October 15, 2008 correspondence. The Planning Board may not be aware of a November 25, 2008 email correspondence from Mr. Decker to Carol Sullivan which the subject was the review of the Holly Raj application relative to the comments raised by the Waterkeeper's office. In this email (copy attached), Mr. Decker states "He (Dan Ryan) will report back to me as to his findings and recommendations" regarding the need to address the first flush of redevelopment projects as per the Village Code. This was one week after the initial recommendation to the Planning Board. To my knowledge and according to Mr. Decker, there have been no findings resubmitted by the applicant in regards to complying with the stormwater management ordinance. Therefore, it would appear that there are outstanding issues regarding the stormwater management plan.



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I have attached a copy of our most recent December 17, 2008 comment letter regarding the application to remind the Board of our comments. I would be glad to discuss these issues in detail with the Board if requested.

Thank you for your consideration. We look forward to working with the Village of Lake George Planning Board in defending the natural resources of Lake George and its watershed.

Sincerely,

A handwritten signature in black ink that reads "Chris Navitsky". The signature is written in a cursive, flowing style.

Christopher Navitsky, PE
Lake George Waterkeeper

cc: Hon. Bob Blais – Mayor Village of Lake George
David Decker, PE – Lake George Watershed Conference
Michael White – Lake George Park Commission

From: [David J. Decker, P.E.](#)

To: ['Carol Sullivan'](#)

Cc: ['Mayor Blais'](#)

Sent: Tuesday, November 25, 2008 11:06 AM

Subject: RE: Holly Raj

Carol...

Mayor Blais...and I are "trading" phone calls at this point...I last returned his call this morning...Diane...indicates he is in a meeting...

In the interim...I spoke on the phone to Dan Ryan...and discussed the letter from LG Waterkeeper Navitsky.

Dan agreed that they would take a look at incorporating the referenced 1/2' first flush from the whole of the site...vis-a-vis the areas that are being re-developed relative to this application. He will report back as to his findings and recommendations.

Dan suggests that on the presumption that additional capacity to treat the aforementioned 1/2' first flush from the whole of the site, results in increased treatment, the additional treatment suggested in the Waterkeeper's comment No 2 would be redundant and not cost effective.

Regarding Comment 3, Dan confirms that the catch basins on the most recent set of drawings do include sumps and trash hoods...and that perhaps Chris' comments were based on an earlier set of plans.

Regarding capacity at the Village WWTF...Dan confirms that the 6000 gpd flow...DO include the projected flows from the additional (300 seating) capacity. He also indicates that indeed he has confirmed with the WWTF Chief Operator, that the capacity to treat this projected flow, does exist at the plant.

I will return the plans tomorrow morning...

Regards,

David J. Decker, P.E.