



September 22, 2025

Diana L. Quast Master Municipal Clerk  
Town of Yorktown  
363 Underhill Avenue  
Yorktown Heights, New York 10598

Re: **Tanto Irrigation, LLC**  
**Town of Yorktown; Westchester County**  
**Front Street**  
**Tax Map #: 48.07-2-11,13,15 & 17**  
**DEP Log #: 2017-CNC-0218-SQ.2**

**Rohit T. Aggarwala**  
Commissioner

**Paul V. Rush, P.E.**  
Deputy Commissioner

465 Columbus Avenue  
Valhalla, NY 10595

Tel. (845) 340-7800  
Fax (845) 334-7175  
prush@dep.nyc.gov

Dear Ms. Quast and Members of the Town Board:

The New York City Department of Environmental Protection (DEP) has reviewed the Town of Yorktown Town Board's (Board) Notice of Intent to act as Lead Agency and full Environmental Assessment Form (EAF) for the above-referenced project. DEP does not object to the Board acting as Lead Agency for the Coordinated Review of the proposed action pursuant to the New York State Environmental Quality Review Act (SEQRA).

The project site is located in the New Croton Reservoir drainage basin of New York City's Water Supply. As New Croton Reservoir is phosphorous restricted, water quality impacts to the receiving reservoirs from pollutant-laden runoff must be avoided or mitigated.

The proposed action involves amending the zoning use of the project site and removing one of the previously approved buildings. The new two-story 5,400 square foot commercial structure will also accommodate office space and be served by municipal water and sewer. Additionally, a 6-foot high fenced in enclosed outdoor storage area for equipment, vehicles and materials storage is also proposed. Parking will be available on-site and along the street frontage.

DEP's status as an involved agency stems from its review and approval authority for a Stormwater Pollution Prevention Plan (SWPPP) pursuant to Section 18-39(b)(4)(x) of the *Rules and Regulations for the Protection from Contamination, Degradation, and Pollution of the New York City Water Supply and Its Sources* (Watershed Regulations).

Based upon review of the circulated documents, DEP respectfully submits the following comments for the Board's consideration:

1. The referenced parcel is located in a Designated Main Street Area (DMSA). In accordance with the Watershed Regulations, the creation of any new impervious surfaces within a DMSA requires DEP approval of a SWPPP.
2. The project site is covered by an existing SWPPP, previously approved by DEP in June 2020, but it is currently expired and must be renewed. Note that construction for the activity cited in the June 2020 SWPPP has not commenced. The amendment should include a narrative report describing the

changes from the previously approved SWPPP along with a set of revised plans for DEP review.

3. Part 1.B of the EAF should be revised to include DEP's jurisdiction for a SWPPP.
4. The tax map numbers referenced on the documents differ from DEP's internal GIS mapping system which show 48.07-2-9 , 7 & 11. Please have the applicant clarify.

Thank you for the opportunity to review. You may reach the undersigned at [cgarcia@dep.nyc.gov](mailto:cgarcia@dep.nyc.gov) or (914) 749-5302 with any questions or if you care to discuss the matter further.

Sincerely,

*Cynthia Garcia*

Cynthia Garcia, Supervisor  
SEQRA Coordination Section

c: T. O'Malley, NYSDEC Region 3  
B. Lopez, WCPD