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August 15, 2024


John Atzl  
Atzl, Nasher & Zigler  
2354 North Main Street,  
New City, New York 10956

Re: Hamaspic Choice

Dear Mr. Atzl,

A few days ago, I visited the above site to review the onsite wetlands. I have been on this particular site a number of times and it has remained essentially the same except for one difference. There is no longer a small area of wetlands below the outlet for the parking lot drainage system. In past years this area had numerous examples of wetland tolerant plant species such as Soft Rush, Skunk Cabbage or Sensitive Fern. While storm water runoff clearly still flows overland to the onsite stream it apparently does not anymore result in the sort of seasonally saturated soils which are required for a positive wetland determination. What I found onsite now is just a bare area with no wetland-like characteristics. The USACOE does not have jurisdiction over erosion features like this. The onsite stream is a jurisdictional area because it carries storm water runoff downstream to larger systems. Except for rare circumstances every single and distinct project is allowed up to 1/10 an acre of wetland fill. Because of the urban type environment there is no chance of any rare or endangered animal species being present here.

Yours truly,



Peter Torgersen