

Central Hudson Gas & Electric Corporation  
 WM Transmission Line Rebuild Project  
 Response to HDR Comment Letter of 12/5/07

No.	Date	Comment (paraphrased)	Status of Incompletes
		<b>Engineer's Comments</b>	
		<b>Application</b>	
1	5/31/07	...the section of the code relating to this use is "130-40-30.34"...	Correction made to SEU application form. See Attachment A
		<b>Site Plan</b>	
3	5/31/07	...The plans should note the widths of the right of ways and which are to be easements and which ones will be owned in fee...	The EM&CP plans show ROW widths. CHG&E currently anticipates acquiring approximately 5 acres in fee on parcel ID #14-1-38.2. The remaining ROW acreage in the Town of Montgomery will be obtained as easements. Most of the transmission line ROW in the Town, for which CHG&E will acquire easement rights, is under the existing WM Line. CHG&E has contacted affected property owners regarding right of access and easements. EM&CP plans are included with the resubmittal package (under separate cover).
5	5/31/07	...identify all points of drainage ways or wetlands crossings along the proposed route...demonstrate how impacts to the water resources will be avoided or minimized...	EM&CP plans will show the requested information. EM&CP plans are included with the resubmittal package (under separate cover).
		<b>Foundation Detail Appendix H</b>	
7	12/05/07	Typical foundation buried 18-ft below grade. Appendix M shows 10.5-ft. In what cases is the 18-ft typical foundation used?	The purpose of the drawing is to show the details of a typical foundation. The 18-ft depth should be ignored. Foundation size has not yet been determined. The actual size of the foundation will vary depending upon the pole location. It can range in depth from 10 ft to 40 ft and in diameter from 3 ft to 8 ft. These foundations are used for poles where there is no room for guys and where the ROW changes angle.
		<b>EM&amp;CP</b>	
8	12/05/07	How will vegetation be cleared and where will materials be disposed of?	Vegetation will be cleared per the techniques identified in the EM&CP and specifically as per the EM&CP plans. The EM&CP and the

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			plans also identify "disposal" techniques (i.e. drop & lop, cut and stack, or cut and remove), dependent on type and location of vegetation as well as landowner preferences.
9	12/05/07	Establish distance from blasting area for pre-blasting inspection.	Blasting is not anticipated; however, soil borings will determine if blasting is required. If blasting is required, CHG&E will notify the Town and comply with any federal, state and local regulations that apply.
10	12/05/07	Does Town have blasting regulations?	If the Town does have blasting regulations in its Town Code (and we are not aware of any), Central Hudson's contractor would have to comply with these local regulations (as well as with any applicable federal or state regulations)
11	12/05/07	Is 4-hr advanced notice sufficient	In our experience where municipalities do have blasting regulations, the notice period is typically less than four (4) hours, so we believe that this notice period is more than sufficient
12	12/05/07	Pre-construction geotechnical survey?	Prior to construction, the contractor will stake out each pole location and if, during excavation activities, rock is encountered a determination will be made whether blasting is necessary.
13	12/05/07	Why are some poles cut and others pulled? How far above ground level will old pole be left?	Poles and transmission line will be completely removed as indicated on Figure 4a in Attachment F (October 2007).
14	12/05/07	How will area be restored after pole removal?	In areas where the transmission line is removed and distribution remains, CHG&E will continue clearing vegetation from the ROW according to its vegetation management program. In areas where both poles and transmission line are removed, disturbed areas will be seeded if necessary, and natural revegetation will occur.
15	12/05/07	What happens to part of transmission line that is abandoned?	The transmission line will not be abandoned, just rerouted in the Village of Walden and in the Town east of the Village of Montgomery, or replaced in the same location as the original structures. All non-necessary structures and wire will be completely

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			removed (see response #13), or poles will remain for distribution purposes only.
16	12/05/07	The report does not include any appendices as noted in the EM&CP text.	EM&CP plans are included with the resubmittal package (under separate cover).
17	12/05/07	Should work hours on weekends be limited to Saturdays only?	While it is expected that work hours will be limited to Monday through Saturday, there may be certain circumstances where Sunday construction may be deemed necessary. If that is the case, CHG&E will provide 48 hours' notice to the building inspector that this will occur.
18	12/05/07	How will silt be disposed of?	Silt captured by erosion control devices will be spread on site in upland locations.
		<b>Agency Approvals</b>	
		OCPD	The Orange County Planning Board issued its recommendation for approval on November 14, 2007.
		Orange County DPW	Will be obtained prior to start of construction
		NYS DOT	Will be obtained prior to start of construction
		NYS DEC	Joint Permit Application in process.
		USACE	In process
		Montgomery HPC	No historic landmarks or properties are being altered or affected in any way as a result of this project and therefore a Certificate of Appropriateness is not necessary under Local Law No. 1 of 1997
		<b>Biologist's Comments</b>	
		<b>Appendix D</b>	
1	12/05/07	Potential impacts to streams, wetlands, ETS habitat, construction windows	The EM&CP text and plans describe the measures that will be taken to mitigate any potential impacts associated with construction. With regard to endangered and threatened species, the following information is provided: <u>Indiana Bat</u> – Central Hudson has consulted with NYSDEC, the Corps of Engineers and the US Fish and Wildlife Service and Central Hudson and/or its contractor(s) will not remove shagbark hickory trees between April and September;

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			<u>Bog Turtle</u> – Central Hudson has consulted with NYSDEC; impacts to bog turtles will be minimized by siting poles and access roads outside of wetlands, if possible, and/or using appropriate construction techniques and erosion controls.
		<b>EAF</b>	
1	12/05/07	Site description	EAF has been revised. See Attachment B
2	12/05/07	ROW clearing	The EM&CP plans show what additional ROW must be cleared. EM&CP plans are included with the resubmittal package (under separate cover). Potential impacts to Threatened and Endangered Species such as the Indiana Bat will be handled as noted above.
3	12/05/07	ETS habitat	See above response to the Town’s Biologist’s comment on Appendix D, #1.
4	12/05/07	Project area not used by local community	Hunting and fishing opportunities do exist in the area, but on private land by private landowners, and not to the general public
5	12/05/07	In-stream work	The EM&CP plans clearly illustrate that there will be no in-stream work. EM&CP plans are included with the resubmittal package (under separate cover).
6	12/05/07	Work in wetlands	The EM&CP plans display erosion control measures to be used for clearing and construction activities in or near wetlands. EM&CP plans are included with the resubmittal package (under separate cover). See above response to the Town’s Biologist’s comment on Appendix D, #1 regarding potential ETS habitat and agency consultations.
7	12/05/07	Herbicide use – yes or no	Herbicides will be used as described in the LRVMP. The EAF has been revised accordingly (see Attachment B). A copy of the draft version of the LRVMP was provided for informational purposes.
		<b>Wetland Delineation Report</b>	
1	12/05/07	Need to update NYSDEC NHP	CHG&E has consulted recently with federal

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		letter	and state agencies to identify appropriate mitigation measures to avoid or minimize impacts to endangered and threatened species. See above response to the Town's Biologist's comment on Appendix D, #1.
2	12/05/07	Contact with Regional Wildlife Manager	See above response to Town Biologist's comment on Appendix D, #1
3	12/05/07	ETS	See above response to Town Biologist's comment on Appendix D, #1
		<b>EM&amp;CP</b>	
1	12/05/07	Bog turtle	See above response to Town Biologist's comment on Appendix D, #1
2	12/05/07	Poles treated with creosote – Hazardous material?	Old poles will be disposed of in accordance with Solid Waste regulations. CHG&E has existing contracts with approved waste haulers who go to facilities in NY state that are permitted to accept treated wood.
3	12/05/07	Identify temporary and permanent access roads. Will temporary roads be restored or left?	Temporary access roads will be restored to original condition.
		<b>Long Range Vegetation Management Plan</b>	
1	12/05/07	Very generic	The LRVMP was provided for information only and will be further revised, if necessary, in coordination with Department of Public Service Staff
2	12/05/07	Herbicide use – yes or no	Herbicides will be used as described in the LRVMP. A copy of the LRVMP was provided for informational purposes.
		<b>Attachment M</b>	
1	12/05/07	Show structure numbers of any located in wetlands, streams, or requiring blasting	EM&CP plans are included with the resubmittal package (under separate cover).
		<b>Montgomery Planning Board Workshop January 23, 2008</b>	
1	1/23/08	Full-sized Village at Goodwill alternates plan	See Attachment C.

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2	1/23/08	Most current pole coordinates	Provided to Jay Beaumont by email attachment on 1/29/08.
3	1/23/08	Typical landowner offer letter	See Attachment D.
4	1/23/08	ROW Management Plan (required by PSC 6/05/05 Order)	The relevant section of the CHG&E Report submitted to the PSC dated October 31, 2005 is provided as Attachment E.
5	1/23/08	Annual Danger Tree Report (required by PSC 6/05/05 Order)	The relevant section of the CHG&E Report submitted to the PSC dated October 31, 2005 is provided as Attachment E.
6	1/23/08	Annual Tree-Caused Outage Report (required by PSC 6/05/05 Order)	The relevant section of the CHG&E Report submitted to the PSC dated October 31, 2005 is provided as Attachment E.
7	1/23/08	Industry ROW standard	See cover letter.