

Please return this form with your response

Town of Dover Planning Board

Town of Dover
126 East Duncan Hill Road
Dover Plains, NY 12522



(845) 832-6111 ext 100

Town of Dover Planning Board

Proposed Lead Agency: Dover Planning Board
Name of Action/Project: Dover Village Expansion
Name of Applicant: Cedar Dover Plains LLC

RESPONSE TO REQUEST THAT THE ABOVE NAMED AGENCY
SERVE AS LEAD AGENCY REGARDING THE ABOVE ACTION

On behalf of Metro-North Commuter Railroad (involved agency), I acknowledge receipt of
the lead agency notice in this matter.

The above named involved agency hereby: (Please check one)

- () CONSENTS that the above named agency serve as lead agency in this application, and
requests that the undersigned continue to be notified of SEQR determinations,
proceedings and hearings in this matter.
[X] Enclosed you will find a letter of comment
() DOES NOT CONSENT to the above named agency serving as lead agency in this
application and wishes that _____ serve as lead agency.
To contest lead agency designation, the undersigned intends to follow the procedures
outlined in 6 NYCRR 617.6 (e).
() TAKES NO POSITION on lead agency designation.

September 12, 2011
Date

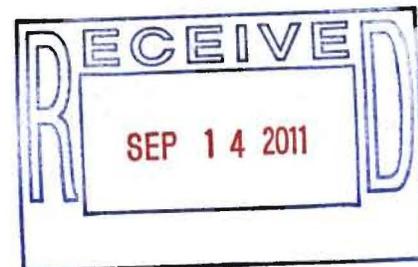
Susan H. Sarch
Signature

Metro-North Commuter Railroad
Agency Name

Susan H. Sarch
Printed

Please return to:

Town of Dover Planning Board
126 East Duncan Hill Road
Dover, NY 12522





September 12, 2011

Betty-Ann Sherer
Planning Board Secretary
Town of Dover Planning Board
126 East Duncan Hill Road
Dover Plains, New York 12522

Re: Dover Village Expansion

Dear Ms. Sherer:

Metro-North Commuter Railroad Company ("Metro-North") received a copy of the Land Use Permit Application for the referenced Project, as well as the Planning Board's Notice that it intends to serve as lead agency. Enclosed is Metro-North's response indicating it has no objection to the Planning Board serving as lead agency. Please continue to notify me of any determinations concerning the Project, including SEQRA determinations, proceedings and hearings.

Based on the Application, the Project appears to affect Metro-North property, including the right-of-way and tracks. Metro-North's comments at this point focus primarily on the need for review, coordination and consultation during the project's review and design. Metro-North requests that the Planning Board take these comments into consideration during its review of the Application:

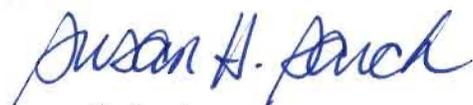
1. Metro-North will need to review all stages of the drainage design drawings and hydraulic calculations for the proposed Project. Any additional runoff produced by the Project cannot increase the likelihood of flooding of the railroad right-of-way. In addition, any slopes must be protected to prevent washouts from heavy rains. Such drawings and calculations should be sent to the attention of John P. LaFond, Assistant Director I&C, Metro-North Railroad, 525 North Broadway, North White Plains, NY 10603, with a copy to me.
2. Metro-North needs to be ensured that neither construction of the proposed Project, nor residual impacts of that construction will impact railroad operations.
3. The Project should have a fence around it to prevent people from wandering onto the Railroad's right-of-way.

4. Metro-North needs to know whether any railroad property would be needed for utility or other easements.
5. Metro-North protection and support forces may be needed during construction of this Project. Mr. LaFond is the appropriate contact for this as well.

Please keep us informed on the progress of this Application. This submission is made without prejudice to Metro-North's ability to make further comments once we receive more information.

If you have any questions or need additional information, please do not hesitate to contact me. Thank you for your consideration of this matter.

Very truly yours,



Susan H. Sarch
Associate Counsel
212-340-2543
212-697-9079 (fax)

Enclosure

cc: John P. LaFond, Metro-North
Neil Mastropietro, MTA
Karen Timko, Metro-North