



**NEW YORK CITY
DEPARTMENT OF ENVIRONMENTAL PROTECTION
BUREAU OF ENVIRONMENTAL ENGINEERING
DEC CASE # CO2-20000107-8**

Combined Sewer Overflow Order on Consent Quarterly Progress Report – Third Quarter 2005



October 2005



**DEPARTMENT OF
ENVIRONMENTAL
PROTECTION**

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OCT 28 2005

Mr. Joseph DiMura, P.E.
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625 Broadway, 4th Floor
Albany, NY 12233

**Re: Order on Consent (CSO Order)
DEC Case #CO2-20000107-8
Citywide CSO Program – Quarterly Report**

Dear Mr. DiMura:

In accordance with Section IV, Paragraphs A-C of the above referenced proposed Consent Order, the New York City Department of Environmental Protection hereby submits the Citywide CSO Quarterly Report for the period of July 1 through September 30, 2005.

Should you require further information, please contact me at (718) 595-5973.

Very truly yours,

James G. Mueller, P.E.
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JGM:jv



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City of New York
Department of Environmental Protection
Bureau of Environmental Engineering

CSO Order on Consent
DEC Case # CO2-20000107-8

QUARTERLY PROGRESS REPORT
THIRD QUARTER 2005
(July 1 – September 30)

October 31, 2005

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Appendix A – Consent Order Certification Letters

1.0. Executive Summary

The Combined Sewer Overflow “CSO” Order on Consent, DEC Case # CO2-20000107-8 (the “Order”); was entered into by the City of New York (“City”) and the New York State Department of Environmental Conservation (“DEC”) on January 14, 2005. Pursuant to Section IV, Paragraph A of the Order, the City shall submit quarterly status reports to DEC (“Quarterly Reports”). The Quarterly Reports shall describe the actions that have been taken toward achieving compliance with this Order during the past three-month period. This Quarterly Report sets forth the status of and progress by of the New York City Department of Environmental Protection (“DEP”) in complying with the milestones set forth in the Order during the period from July 1, 2005 to September 30, 2005.

Major Actions This Quarter:

Table 1 presents the milestones that were met by DEP this quarter and Table 2 shows milestones that were postponed. For each milestone listed in Table 1 below, either met or postponed, written notification was submitted by DEP to DEC. Copies of these certification letters are provided in Appendix A.

Table 1 – Milestones Met (July 2005 - September 2005)

LOCATION/PROJECT AREA	ITEM DESCRIPTION	ACTION REQUIRED	DATE TO BE SUBMITTED
Inner Harbor	In-line storage	Initiate Final Design	July 2005
Outer Harbor	Throttling Facility	Final Design Completion Including CPM Analysis	August 2005
Paerdegat Basin	Structures and Equipment	Notice to Proceed to Construction	September 2005

Table 2 – Milestones Postponed

LOCATION / PROJECT AREA	ITEM DESCRIPTION	ACTION REQUIRED	REASON FOR POSTPONEMENT	DATE OF POSTPONEMENT
Flushing Bay	Mechanical Structures	Construction Completion	Force Majeure	September 2004

As stipulated by the Order, DEP and DEC held a Quarterly Progress Meeting on August 4, 2005. The meeting was held at DEP’s offices in Kingston, NY to discuss issues related to the Order and review milestones met during the last quarter.

DEC approved the Final Design plans and specifications during this quarter:

- ◆ Outer Harbor CSO Regulator Improvements (August 31, 2005)
- ◆ Coney Island Creek – Avenue V Pumping Station Upgrade (August 24, 2005)

DEP continued to make progress in the planning, design and construction of its CSO facilities during this quarter, as documented in this report.

Major Actions Next Quarter:

The following major actions are expected to occur between October 2005 and December 2005:

- ◆ Hold the next Quarterly Progress Meeting between DEC and DEP on November 4, 2005 at Hazen and Sawyer’s offices in New York, NY.
- ◆ Submit written notification to DEC on the following upcoming milestones:

Table 3 – Milestones to be Met Next Quarter

LOCATION/PROJECT AREA	ITEM DESCRIPTION	ACTION REQUIRED	DATE TO BE SUBMITTED
Paerdegat Basin	-	Submit Approvable LTCP	November 2005
Coney Island Creek*	Avenue V Pumping Station	Notice to Proceed to Construction	November 2005
Newtown Creek	Aeration Zone I	Notice to Proceed to Construction	December 2005
Alley Creek	CSO Retention Facility	Final Design Completion Including CPM Analysis	December 2005
Newtown Creek	Throttling Facility	Initiate Final Design	December 2005

* As indicated in the last quarterly meeting and documented in a “Request for Modification of a Milestone Date” letter dated September 29, 2005, DEP may have difficulty meeting the NTPC date because the bids received significantly exceeded the engineer’s estimate. In accordance with the City’s procurement requirements, DEP has requested additional funding from the NYC Office of Management and Budget in order to award the contract. DEP has requested a modification of the NTPC date from November 30, 2005 to February 15, 2006.

2.0. Construction Contracts

The Order contains milestones and schedules governing the planning, design and construction of DEP's Citywide CSO Program. Numerous CSO related facilities will be constructed to reduce combined sewage discharges to the receiving waters surrounding the City. The table below provides a list of construction contracts, identified in Appendix A of the Order, necessary to fulfill the requirements of the Order. This table identifies, by percentage, the estimated amount of construction that has been completed.

Table 4 – Construction Contracts and their Status

WATERBODY	ITEM DESCRIPTION	NOTICE TO PROCEED	CONSTRUCTION COMPLETION	PERCENTAGE OF TIME ELAPSED	PERCENTAGE OF CONSTRUCTION COMPLETED
Alley Creek	Outfall and Sewer System Improvements	Dec 2002	Dec 2006	69%	74%
	CSO Retention Facility	Dec 2006	Dec 2009	-	-
Outer Harbor	Regulator Improvements - Fixed Orifices	Feb 2006	Jul 2008	-	-
	Regulator Improvements - Automation	Nov 2007	Jun 2010	-	-
	Port Richmond Throttling Facility	Jun 2006	Dec 2008	-	-
	In-Line Storage	Aug 2007	Aug 2010	-	-
Inner Harbor	Regulator Improvements - Fixed Orifices	Feb 2003	Apr 2006	82%	99%
	Regulator Improvements - Automation	Nov 2007	Jun 2010	-	-
	In-Line Storage	Aug 2007	Aug 2010	-	-
Paerdegat Basin	Influent Channel	Feb 1999	Feb 2002	100%	100%
	Foundations and Substructures	Jun 2002	Dec 2006	72%	93%
	Structures and Equipment	Sep 2005	Aug 2011	-	-
Flushing Bay	Reroute and Construct Effluent Channel	Jun 1995	Jun 1996	100%	100%
	Relocate Ballfields	Apr 1995	Aug 1995	100%	100%
	Storage Tank	Jul 1997	Aug 2001	100%	100%
	Mechanical Structures	Mar 2002	Dec 2004	100%	90%
	Tide Gates	Dec 2000	Apr 2002	100%	100%
	Manual Sluice Gates	Feb 2004	Jun 2005	100%	100%

Jamaica Tributaries	Meadowmere & Warnerville DWO Abatement	Mar 2006	Mar 2009	-	-
	Expansion of Wet Weather Capacity of Jamaica WPCP	Jun 2012	Jun 2015	-	-
	De-stratification Facility	Aug 2007	Dec 2008	-	-
	Regulator Automation	Nov 2007	Jun 2010	-	-
Coney Island Creek	Avenue V Pumping Station Upgrade	Nov 2005	Apr 2011	-	-
	Avenue V Force Main	Jul 2007	Jun 2012	-	-
Newtown Creek	Aeration Zone I	Dec 2005	Dec 2008	-	-
	Aeration Zone II	Jun 2011	Jun 2014	-	-
	Relief Sewer / Regulator Modification	Jun 2010	Jun 2014	-	-
	Throttling Facility	Jun 2009	Dec 2012	-	-
	CSO Storage Facility	Dec 2015	Dec 2022	-	-
Westchester Creek	Phase I (Influent Sewers)	Jun 2011	Jun 2015	-	-
	CSO Storage Facility	Dec 2015	Dec 2022	-	-
Bronx River	Floatables Control	Jun 2009	Jun 2012	-	-
Hutchinson River	Phase I of the Storage Facility	Jun 2011	Jun 2015	-	-
	Future Phases	Dec 2016	Dec 2023	-	-
Jamaica Bay	Spring Creek AWPCP Upgrade	Mar 2003	Apr 2007	61%	70%
	26th Ward Drainage Area Sewer Cleaning and Evaluation	Jun 2008	Jun 2010	-	-
	Hendrix Creek Dredging	Jun 2008	Jun 2010	-	-
	26th Ward Wet Weather Expansion	Jun 2011	Dec 2015	-	-

3.0. Detailed Description of Work Performed

3.1. Alley Creek CSO

The Alley Creek CSO Facilities Planning area consists of the drainage area of CSO Outfall TI-008, which discharges into Alley Creek at a location just south of Northern Boulevard on the west bank of Alley Creek. Little Neck Bay and Alley Creek receive discharges from 31 stormwater outfalls, as well as CSO Outfall TI-008; however, discharges from CSO Outfall TI-008 were determined to be the primary cause of water quality degradation within Alley Creek. CSO Outfall TI-008 serves a drainage area of approximately 1,975 acres within the Tallman Island Water Pollution Control Plant (WPCP) service area in the Borough of Queens. The Alley Creek Drainage Area Improvements/CSO Abatement Facilities Project, which has been designated as Phase I of the comprehensive Alley Creek CSO Abatement Facilities Plan, will be constructed in two stages:

1. Alley Creek Drainage Area Improvements (Stage 1, Contract ER-AC1) and,
2. Alley Creek CSO Abatement Facilities (Stage 2, Contract ER-AC2)

This section reports on the progress of Phase I, Stages 1 and 2 of the Alley Creek CSO Abatement Facilities Plan.

Phase I, Stage 1 (Contract ER-AC1) includes the construction of additional stormwater sewers and combined sewers, a double-barrel outfall sewer, an outfall structure, and a 5 million gallon CSO storage facility to substantially eliminate street flooding and sewer surcharging; and to abate CSO discharges into Alley Creek within the CSO Outfall TI-008 drainage area.

Phase I, Stage 2 (Contract ER-AC2) includes activation of the 5 MG CSO storage facility and upgrading the Old Douglaston Pumping Station to enhance the station's reliability to pump the captured combined sewage to the interceptor system for conveyance to the Tallman Island WPCP for treatment.

Work Performed During This Quarter

Design

- ◆ The contract documents for Contract ER-AC2 continued to be finalized based on DEP review comments. Based on meetings with the DEP held in mid-August 2005 and early September 2005, revisions are being made to the contract documents to reduce the construction cost by several million dollars. The current schedule calls for the finalized contract specifications to be submitted to the DEP for Legal Department review in late November 2005, and for the finalized contract drawings to be submitted to the DEP for final review in late December 2005.
- ◆ The comments resulting from the constructability review of Contract ER-AC2 performed by Dvirka and Bartilucci Engineers were addressed.
- ◆ Based on a meeting held with the DEP in late July 2005, the New York City Art Commission (NYCAC) Application Form, including the supporting materials, continued to be revised for Contract ER-AC2 to conform to the revisions being made to the contract documents. The current schedule calls for the Application Form with supporting

materials to be submitted to the NYCAC in late November 2005, which will allow the Application to be acted upon by the NYCAC at a public hearing scheduled for December 14, 2005.

- ◆ Preparation of the Air Facility Registration Application continued for Contract ER-AC2, which addresses three points of air emission; an air treatment system for the CSO storage facility and Old Douglaston Pumping Station (ODPS), a 400 kw portable emergency diesel generator to serve as backup power for the ODPS, and a 40 kw portable diesel generator to power the portable ventilation system for the CSO storage facility. This Application is scheduled to be submitted to the DEP in mid-October 2005.
- ◆ Preparation of a NYC Building Permit Application for Contract ER-AC2 continued.

Construction

- ◆ Construction of Contract ER-AC1 continued. The principal work involved the construction of sections of the pile-supported 16'-0" W x 7'-6" H double-barrel outfall sewer located west of the Cross Island Parkway (CIP) and north of Northern Boulevard, construction of the pile-supported 16'-0" W x 7'-6" H double-barrel outfall sewer crossing under Northern Boulevard, construction of the pile-supported elevated section of the 20'-0" W x 7'-9" H double-barrel outfall sewer located above the CSO storage facility on the north side of Northern Boulevard, and installation of the steel sheeting cofferdam required to construct the new outfall structure on the west bank of Alley Creek. In late September 2005, excavation of the material from within the cofferdam was initiated. Construction is currently about 74 percent complete.
- ◆ The Contractor for Contract ER-AC1 initiated preparation of a revised Dewatering Permit Application for submittal to the NYSDEC to add a new groundwater discharge location into Alley Creek immediately south of the proposed outfall structure. This new groundwater discharge location will replace an existing groundwater discharge location into Alley Creek, also located south of the proposed outfall structure. This revised Dewatering Permit Application is scheduled to be submitted to the NYSDEC in early October 2005.
- ◆ Construction of Contract ER-AC2 has not yet been initiated.

Missed Milestones

- ◆ There are no missed milestones.

Anticipated Activities for Next Quarter

- ◆ The finalized contract documents for Contract ER-AC2 will be submitted to the DEP for final review, including Legal Department review.
- ◆ Submit to DEC and EFC the final design plans and specifications for Alley Creek CSO Retention Facility (Contract ER-AC2) in December 2005, as required by the Order.
- ◆ The NYCAC Application Form with supporting materials for Contract ER-AC2 will be submitted to the NYCAC to allow the Application to be acted upon at a public hearing scheduled for December 14, 2005.

- ◆ The Air Facility Registration Application for Contract ER-AC2 will be submitted to the DEP for processing.
- ◆ The NYC Building Permit Application for Contract ER-AC2 will be completed and submitted to the DEP for review.
- ◆ Construction of Contract ER-AC1 will continue. The principal work will include construction of sections of the 16'-0" W x 7'-6" H double-barrel outfall sewer, construction of the elevated sections of the 20'-0" W x 7'-9" H double-barrel outfall sewer located above the CSO storage facility, construction of sections of the 16'-0" W x 7'-6" H double-barrel outfall sewer crossings under the CIP and Northern Boulevard, construction of the CSO storage facility, and construction of the new outfall structure on the west bank of Alley Creek.

Table 5 – Alley Creek CSO Project

	<i>Phase I, Stage 1</i>	<i>Phase I, Stage 2</i>
Plan Elements:	Alley Creek Drainage Area Improvements	Alley Creek CSO Abatement Facilities
Location:	46th Avenue, 53rd Avenue, 56th Avenue, Bell Boulevard, Luke Place, 214th Street, 215th Street, 216th Street, 217th Street, Springfield Boulevard, Cloverdale Boulevard, Cross Island Parkway, Northern Boulevard and Alley Park in Bayside, Queens	Northern Boulevard and Alley Park in Bayside, Queens
Actions:	Construction of additional stormwater and combined sewers, catch basins, outfall sewer and outfall structure to effect improved drainage in areas upstream of CSO Outfall TI-008 in Bayside, Queens; construction of 5 MG CSO storage facility for CSO abatement within Alley Creek	Design and construction of modifications to the Old Douglaston Pumping Station including air treatment facilities to treat air exhausted from the CSO storage facility and the pumping station; design and construction of hydraulic control structures and facilities to activate the 5 MG CSO storage facility constructed under Phase I, Stage 1
Cost:	\$97,000,000	\$19,400,000
Status:	Under construction by Carp Construction Corporation, 74% complete	Contract documents being finalized

3.2. Outer Harbor CSO

The Outer Harbor CSO Facility Planning area consists of the drainage areas of the Port Richmond, Oakwood Beach, Owls Head and Coney Island (separately sewered area) Water Pollution Control Plants (WPCPs) and their associated sewers and pumping stations. The receiving waters of the study area include the New York limits of the Raritan Bay, Arthur Kill, Kill Van Kull, Upper New York Bay waters to the boundary of the Inner Harbor CSO Project, the Narrows, Gravesend Bay, Lower New York Bay, Richmond Creek and Lemon Creek. This section reports on the progress for Phase I – Regulator Improvements (Fixed Orifices), Phase II – Throttling Facility and Phase III – In-Line Storage. In addition, the automation of key regulators will be accomplished under the Citywide SCADA Project.

Phase I will provide improvements to 32 regulators in the Outer Harbor study area. Phase II entails the construction of a throttling facility in the Port Richmond east interceptor, which will provide the ability to store up to 5 MG upstream of the Port Richmond WPCP. Phase III proposes in-line storage at two inflatable dam locations in Outer Harbor. The Citywide SCADA Project will automate regulators in Outer Harbor.

Work Performed During This Quarter

Planning

- ◆ A Memorandum of Understanding (MOU) for the construction of Regulator Improvements on NYCDPR property has been finalized and signed by DPR and DEP Legal.
- ◆ Maintenance and protection of traffic (MPT) plans have been developed for the Throttling Facility construction work and traffic stipulations have been issued by NYCDOT.
- ◆ Continued work on the Throttling Facility Environmental Assessment Statement (EAS).
- ◆ In a letter dated May 26th 2005, DEP submitted a determination on the implementation of Phase III – In-line Storage (ILS) in accordance with footnote 2 in Appendix A of the Consent Order. Based on DEP's technical review of site specific characteristics, it was determined that the ILS facilities in Outer Harbor would not be constructed due to hydraulic issues.

Design

- ◆ Final design of Regulator Automation continued under the BWT's Citywide SCADA Contract.
- ◆ The Regulator Improvements project specifications and bid books received NYC Law Review approval in July and bid document sets were prepared for advertisement.
- ◆ The Regulator Improvements project was advertised in the City Record for prospective contractors; A pre-bid conference was held on September 20th to describe the work required and answer questions from prospective contractors.

- ◆ The milestone for Final Design Completion Including CPM Analysis for Phase II – Port Richmond Throttling Facility was met in August 2005. DEP certified completion of this milestone in a letter to DEC dated August 22, 2005. Plans and specifications were transmitted to both DEC and EFC.

Construction

- ◆ Construction has not yet initiated for this project.

Missed Milestones

- ◆ There are no missed milestones.

Anticipated Activities for Next Quarter

- ◆ Finalize Environmental Assessment Statement (EAS) for the Throttling Facility.
- ◆ Receive construction bids on Regulator Improvements and initiate award of construction contract.

Table 6 – Outer Harbor CSO Project

	<i>Phase I</i>	<i>Phase II</i>	<i>Phase III</i>	<i>Citywide SCADA</i>
Plan Elements:	Regulator Improvements – Fixed Orifices	Throttling Facility	In-Line Storage	Regulator Improvements – Automation
Location:	32 regulator sites throughout Brooklyn and Staten Island	Port Richmond WPCP	Owls Head: OH-6C P. Richmond: PR-6W	Regulator sites throughout Brooklyn and Staten Island
Actions:	Conversion to manually operated sluice gates, replacement of stop plank guides, manhole steps, standardization of manhole cover sizes	Installation of throttling facility and sluice gate in Port Richmond east interceptor sewer	Installation of two inflatable dams in the combined sewer system	Conversion to automated regulators
Construction Cost:	\$5,300,000	\$4,500,000	-	TBD
Status:	Final Design – 100% Complete	Final Design – 100% Complete	Eliminated due to hydraulic issues.	Final Design – 25% Complete
Other Issues:	-	-	Submitted determination letter and technical analysis to DEC to eliminate this phase of work.	-

3.3. Inner Harbor CSO

The Inner Harbor CSO Facility Planning area consists of the drainage areas of the North River, Newtown Creek, and Red Hook Water Pollution Control Plants (WPCPs) and their associated sewers and pumping stations. The receiving waters of the study area include the Lower East River, Hudson River, Upper New York Bay, and Gowanus Canal and Bay. This section reports on the progress of Phase I – Regulator Improvements, Phase II – In-Line Storage. In addition, the automation of key regulators will be accomplished under the Citywide SCADA Project.

Phase I provides improvements to 72 regulators in the Inner Harbor study area. Phase II provides for in-line storage at two inflatable dam locations in the study area. The Citywide SCADA Project will automate regulators in Inner Harbor.

Work Performed During This Quarter

Design

- ◆ The milestone for Initiate Final Design for In-line Storage was met in July 2005. DEP certified completion of this milestone in a letter dated July 14, 2005.

Construction

- ◆ Work is nearly complete on the construction of Phase I, which is broken up into two contracts: Brooklyn Regulator Improvements (32 regulators) and Manhattan Regulator Improvements (40 regulators).

Missed Milestones

- ◆ There are no missed milestones.

Anticipated Activities for Next Quarter

- ◆ Final design will continue for Regulator Automation and In-Line Storage

Table 7 – Inner Harbor CSO Project

	<i>Phase I</i>	<i>Phase II</i>	<i>Citywide SCADA</i>
Plan Elements:	Regulator Improvements – Fixed Orifices	In-Line Storage	Regulator Improvements – Automation
Location:	72 regulator sites in Manhattan and Brooklyn	Upstream of regulators B-6 and R-20 in Brooklyn	Regulator sites in Manhattan and Brooklyn
Actions:	Conversion to fixed orifices	Installation of two inflatable dams in the combined sewer systems	Conversion to automated regulators
Construction Cost:	\$9,500,000	\$3,000,000	TBD
Status:	Construction 99% Complete	Final Design – 15% Complete	Final Design – 25% Complete
Other Issues:	-	Submitted determination letter and technical analyses to DEC recommending the implementation of this phase of work.	-

3.4. Paerdegat Basin CSO

The Paerdegat Basin CSO Retention Facility is located in southeastern Brooklyn, at the intersection of Flatlands and Ralph Avenues. The facility will receive combined sewer overflows from outfalls CI-004, CI-005, and CI-006, a drainage area of approximately 6,000 acres in the Coney Island WPCP service area. Once constructed, the facility will consist of a four (4) bay underground storage tank and operations buildings. The stored CSO will be pumped back to the Coney Island WPCP for treatment after each rain event. This section reports on the progress of Phase IA – Influent Channels, Phase II – Foundations and Substructures, and Phase III – Structures and Equipment.

Phase IA includes construction of a major portion of the influent channels and the relief weir. Phase II entails construction of the CSO tank and dredging of the basin. Phase III includes construction of the aboveground buildings, completion of the remaining influent channels and installation of the CSO tank equipment and start-up of the CSO facility.

Work Performed During This Quarter

Design

- ◆ The milestone for Notice to Proceed to Construction for the Structures & Equipment contract (Contract CSO-5G) was met in September 2005. DEP certified completion of this milestone in a letter dated September 15, 2005.

Construction

- ◆ Work has continued on the construction of Phase II - Foundations and Substructures and is approximately 93 % complete.
- ◆ Work commenced on the construction of Phase III, Superstructures and Equipment, in September 2005.

Missed Milestones

- ◆ There are no missed milestones.

Anticipated Activities for Next Quarter

Planning

- ◆ Submit to DEC and EFC the Paerdegat Basin Drainage Specific LTCP report in November 2005, as required by the Order.

Construction

- ◆ Work will continue on the construction of Phase II, Foundations and Substructures in order to meet the milestone date for Construction Completion by December 2006.

Table 8 – Paerdegat Basin CSO Project

	<i>Phase IA</i>	<i>Phase II</i>	<i>Phase III</i>
Construction Phase:	Influent Channels	Foundations and Substructures	Structures and Equipment
Location:	Flatlands and Ralph Avenues, Brooklyn, NY	West Shore of Paerdegat Basin	West Shore of Paerdegat Basin
Actions:	Construction of the influent channels to the CSO facility	Underground structural elements	Aboveground buildings and equipment
Cost:	\$9,000,000	\$119,101,386	\$183,390,078
Status:	Construction completed.	NTP issued on 6/24/02. Construction 93% complete.	NPT issued on 9/26/05. Construction initiated.
Other Issues:	-	Dredging of the mouth of the Basin postponed indefinitely due to Belt Pkwy Bridge damage.	-

3.5. Flushing Bay CSO

The Flushing Bay CSO Retention Facility is an underground storage tank, which will have a storage capacity of 43 million gallons, 28 MG in the tank and 15 MG in the upstream sewers. The project is being constructed in phases to provide abatement in the Tallman Island WPCP drainage area at CSO Outfall TI-010 which discharges to the head of Flushing Creek. The elements of the facility include:

- ◆ Relocation of ball fields in Kissena Corridor
- ◆ Rerouting of Park Drive East CSO line inside the construction site and construction of the effluent channel
- ◆ Phase 1 construction of the underground structural elements of the tank
- ◆ Phase 2 construction of the mechanical and above-ground portion of the facility
- ◆ Construction of tide gates on the tank outfall sewer and construction of two (2) soccer fields

Work Performed During This Quarter

Construction

- ◆ Sitework: Continued perimeter fence footings, brick and block walls.
- ◆ Comfort Stations: Completed offsite Comfort Station; continued working on the interior finishes work on the onsite Comfort Station
- ◆ Recreation and Maintenance Buildings: Continued interior brick work, soffits and roof assemblies; constructed temporary access for the removal of damaged equipment; continued gypsum board wall installation.
- ◆ Screening Building: Continued bar screens and sluice gate installations; continued exterior block and glass work.
- ◆ CSO Facility: Continued installation of pipe, supports and valves; removed damaged cone check valves; installed louvers at Con-Ed transformer vaults; installed Con-Ed 3-transformers; continued the installation of primary pumps and platform around the pumps.

Missed Milestones

- ◆ A written notice of a “force majeure” event was submitted to DEC on September 24, 2004. This event has effected compliance with the Construction Completion milestone date of December 2004 for the Flushing Bay CS4-4 (Mechanical Structures) in the Order.
- ◆ On September 8, 2004, rainfall at LaGuardia Airport was recorded by the National Weather Service at three inches in a three hour time period. This torrential rain event caused flooding in the basement of the Flushing Bay facility due to a breach in a temporary construction bulkhead in the influent sewer line to the facility. Water levels

reached seven to eight feet above the basement floor at the CSO facility which caused damage to various mechanical, HVAC and electrical equipment.

- ◆ DEC requested that DEP provide additional information in a formal report concerning the force majeure event and resultant impact upon the facility and construction status. DEP submitted such report on April 1, 2005.

Anticipated Activities for Next Quarter

- ◆ Sitework: Continue working on fence footings and walls; Site grading.
- ◆ Comfort Station: Continued working on the interior fixtures.
- ◆ Recreation and Maintenance Building: Continued to install bar screen, sluice gate and wall louvers.
- ◆ CSO Building: Continue to install pipes, supports, valves, primary pumps, and platform; remove damaged scrubber blowers; continue fireproofing application.

Table 9 – Flushing Bay CSO Project

Plan Elements:	Flushing Bay CSO Retention Facility
Location:	Intersection of College Point Boulevard and Avery Avenue, Queens
Actions:	Design and construction of a 43 MG storage facility, which includes a 28 MG, underground storage tank and 15 MG in-line storage in upstream sewers. The facility collects flow from the system tributary to the TI-010 outfall.
Cost:	\$291,000,000
Status:	Phase 2 construction started March 2002 and is on-going.
Other Issues:	Damage to mechanical, HVAC and electrical equipment due to a major storm on September 8, 2004 which caused flooding in the facility and delays to construction. Contract change orders for additional work are in progress.

3.6. Jamaica Tributaries CSO

The Jamaica Tributaries project area includes the Jamaica WPCP sewershed area and the tributaries, which receive the wet weather discharges from the drainage area. These tributaries include Bergen, Thurston, Shellbank, and Hawtree Basin, which are located in the northeast portion of Jamaica Bay. There are several recommendations that are being advanced in this facility plan which include:

- ◆ Meadowmere & Warnerville DWO Abatement – Construction of a new pumping station, force main, and sanitary sewer collection system in southeast Queens, NY, to convey flows from the communities of Meadowmere and Warnerville into the Jamaica drainage area collection system, for treatment at the Jamaica WPCP. This project will eliminate the dry weather discharge that is currently occurring in these two communities which are not connected to NYC’s collection system.
- ◆ Expansion of Wet Weather Capacity of Jamaica WPCP – An additional 50 mgd of wet weather flow will be treated at the Jamaica WPCP to reduce the CSO discharges to Bergen Basin.
- ◆ Destratification Facility – Installation of a permanent diffused-air bubble mixing system at Shellbank Basin. The system is targeted to eliminate temperature stratification during the summer season, which leads to poor water quality conditions in the basin, odors and marine life kills. This element currently has an operating pilot facility, which has produced positive water and air quality results for the past 6 summer seasons.
- ◆ Laurelton and Springfield Blvd. Drainage Plan – A drainage plan for 7,000 acres in southeast Queens is being developed to address flooding and to construct high-level storm sewers in a 1,450 acre CSO drainage area tributary to Thurston Basin. The drainage plan identifies the necessary capital sewer projects to alleviate flooding and convert the aforementioned CSO area to a high-level storm sewer system.
- ◆ Regulator Automation – Automation of key regulators was recommended in response to the 1988 State Pollution Discharge Elimination System (SPDES) permit requirements that called for telemetry in the regulators to detect dry weather overflows. It was recommended at those regulators contributing the largest flows to the treatment plants, specifically Regulators 2, 3, and 14 in the Jamaica WPCP drainage area. The Citywide Collection Facilities Supervisory Control and Data Acquisition (SCADA) System Project will automate key regulators in the City by installing electro-hydraulic actuators capable of controlling flows to the sewer interceptor.

Work Performed During This Quarter

Planning

- ◆ At a technical meeting held with DEC in Albany on June 29th, DEP presented an overview of the Bergen Basin waterbody and watershed, and the projected DO water quality improvement due to the proposed 50 mgd expansion at the Jamaica WPCP. The presentation showed that CSO is not the dominant load to Bergen Basin and the current plan to expand the plant would be ineffective in improving water quality. It was

recommended that alternative cost effective actions be developed under the waterbody/watershed plan activities.

- ◆ Continued effort to certify ULURP application (coordination effort between DEP and DCP) for Shellbank Basin Destratification Facility.
- ◆ Continued the preparation and design of a drainage plan for southeast Queens.
- ◆ A Revised Facility Plan was prepared and submitted to the NYSDEC on September 21, 2005.

Design

- ◆ Project specifications and bid books for the Meadowmere and Warnerville DWO Abatement project received Law Review approval in early August, and bid document sets were prepared for advertisement. A Pre-bid conference and contractor site visit was held on September 15th.
- ◆ DOB applications and associated design drawings have been transmitted for buildings and fire alarm permits for the Meadowmere and Warnerville DWO Abatement project.
- ◆ Long Island Wells and SPDES permit applications for the Meadowmere and Warnerville DWO Abatement project are under review by the NYSDEC.
- ◆ Final design of Regulator Automation continued, as required by the Order under the BWT's Citywide SCADA Contract.

Construction

- ◆ Construction has not yet initiated for this project.

Missed Milestones

- ◆ There are no missed milestones.

Anticipated Activities for Next Quarter

Planning

- ◆ Certification of Shellbank Basin Destratification Facility ULURP application by DCP.

Construction

- ◆ Receive construction bids and initiate award of Meadowmere and Warnerville DWO Abatement construction contract.

Table 10 – Jamaica Tributaries CSO Project

Plan Elements:	Meadowmere & Warnerville DWO Abatement	Expansion of Wet Weather Capacity of Jamaica WPCP	Destratification	Laurelton and Springfield Blvd. Drainage Plan	Regulator Automation
Location:	Meadowmere and Warnerville – Queens, New York	Bergen Basin	Shellbank Basin	Jamaica WPCP Drainage Area	Regulators 2,3 and 14
Actions:	Construction of a Pumping Station, Sewer Collection System, and Dual Force Main	Provide an additional 50 mgd of wet weather capacity at the Jamaica WPCP.	Conduct Demonstration of New Technologies / Construct Permanent Facility	Develop drainage plan for storm sewer buildout	Provide automated regulators
Construction Cost:	\$27.6 million	\$120 million	\$500,000	To be determined	To be determined
Status:	- Final Design 100% Complete - ULURP Application Approved.	Recent analyses indicate that this element has limited water quality benefit. Alternative actions will be analyzed in waterbody/ watershed plan.	- Preliminary Design Complete. - ULURP Application awaiting certification.	Drainage planning underway	Final Design initiated

3.7. Coney Island Creek CSO

The recommended plan for the Coney Island Creek CSO Facility Planning Project is to increase the wet weather pumping capacity of the Avenue V Pumping Station. The Avenue V Pumping Station tributary area encompasses 2,900 acres, of which 2,056 acres are separately sewered and 844 acres have combined sewers. The Avenue V Pumping Station capacity will be increased to capture 85 percent, by volume, of the current CSO discharge from outfall OH-021 to Coney Island Creek. The capacity of the pumping station will be increased from approximately 30 mgd to 80 mgd in two construction contracts, a pumping station upgrade phase and a force main construction phase.

Work Performed During This Quarter

Planning

- ◆ A Revised Facility Plan was prepared and submitted to the NYSDEC on September 21, 2005.

Design

- ◆ For the Avenue V Pumping Station upgrade, bids were received on June 16th for the G, H, P, and E contracts associated with the upgrade. The bids received were significantly higher than the engineer's estimate. This situation has caused a delay to the award and registration of the construction contract because DEP does not have sufficient funds in its budget to award the project. A request for additional budget was made to the NYC Office of Management and Budget (OMB). In a letter dated September 29, DEP alerted DEC of this situation and requested a modification to the NTPC milestone date for the Avenue V Pumping Station.
- ◆ DEP has signed a Memorandum of Understanding with New York City Parks Department to install the force mains adjacent to the Belt Parkway. The final design for the force main work is approximately 70% complete.
- ◆ DEP is currently preparing a Memorandum of Understanding with US Army Corps of Engineers, Fort Hamilton to install the force mains adjacent to the Belt Parkway across US Army property.

Missed Milestones

- ◆ There are no missed milestones.

Anticipated Activities for Next Quarter

- ◆ Continue work for the finalization of the plans and specifications for the force main.
- ◆ Work with NYCOMB to secure additional construction funds to award the pumping station upgrade work to the apparent low bidders.

Table 11 – Coney Island Creek CSO Project

	<i>Contracts PS-79G, H, P, E</i>	<i>Contract PS-79F</i>
Plan Elements:	Upgrade Avenue V Pumping Station	New Force Mains
Location:	Avenue V PS (Avenue V and West 11th Street)	42-inch to SE-133 (Shore Pkwy. Vic. Verrazano Bridge); 48-inch to vic. Reg. 9A
Actions:	Comprehensive upgrade to automate and increase station capacity to 80 mgd; Lower Wet Well operating level to reduce sewer surcharges; Network Protector Structure to reliably transform utility power; Generator system to improve station reliability; Architectural restoration of Main Building to 1915 appearance	New force mains to convey DWF and WWF
Cost:	\$68,200,000	\$67,700,000
Status:	Bids Received	Final Design – 70% Complete
Other Issues:	Bids were higher than engineer’s estimate. Cannot award construction contracts until project budget is modified by NYC Office of Management and Budget. This request for additional funds is delaying the award of project.	Routing of force main along parkland; Routing of force main in vicinity of Fort Hamilton; Selective replacement of water and sewer utilities along route; possible seawall/ promenade improvements

3.8. Newtown Creek CSO

The Newtown Creek CSO Facility Planning area consists of the areas in Brooklyn and Queens from which wet weather runoff drains to the Newtown Creek waterbody and its branches: English Kills, Dutch Kills, Whale Creek, Maspeth Creek and the East Branch. **For this CSO planning area, the Waterbody/Watershed Facility Plan currently under development will analyze cost effective CSO control measures for this waterbody and potentially propose modifications to the scope of the existing CSO facilities plan, as permitted in the Order in Section III, Paragraph A, section 3.**

This section reports on the progress of facility planning and design of the existing CSO plan, subject to modifications by the Waterbody/Watershed Facility Plan, and includes 1) maximizing flow through the Morgan Avenue Interceptor, 2) the construction of instream aeration facilities (Zone I & II) and 3) the construction of an off-line storage tank.

Maximizing flow through the Morgan Avenue Interceptor will include raising the overflow weir in Regulator B1; increasing the sluice gate openings to the interceptor; providing a relief sewer from the St. Nicholas weir to Regulator B1; and providing a throttling gate on the Kent Avenue Interceptor. The Aeration Facilities (Zone I) includes construction of a landside compressor station and installation of an air header in the creek bottom of the Upper English Kills to raise DO concentrations to a minimum of 1.0 mg/l. Based upon the performance evaluation of the Zone I aeration testing, Zone II aeration may be implemented to expand instream aeration to include the Lower English Kills, the East Branch and Dutch Kills. The off-line storage facility will control CSO discharge to the English Kills and will include a 9 million gallon tank, a pumping station, and a new gravity drain to drain the tank for treatment at the Newtown Creek WPCP.

Work Performed During This Quarter

Planning

- ◆ A Revised Facility Plan was prepared and submitted to the NYSDEC on September 21, 2005.
- ◆ The Phase II Environmental Site Assessment Report and the Revised EAS are being updated to address and incorporate additional comments received from OEPA.

Design

- ◆ The Zone I Aeration Facility construction Contracts G and E were registered. The H Contract was re-bid. Only one bid was received and a bid evaluation was performed. It was recommended that the sole bidder be awarded the contract.

Missed Milestones

- ◆ There are no missed milestones.

Anticipated Activities for Next Quarter

- ◆ Award H Contract for Zone I English Kills Aeration.

- ◆ Submit certification to DEC of Notice to Proceed to Construction milestone for Aeration Zone I in compliance with the Order.
- ◆ Submit certification to DEC of the Initiation of Final Design for the Throttling Facility in compliance with the Order.
- ◆ Complete update of Phase II Environmental Site Assessment Report and EAS.
- ◆ Initiate final design of Throttling Facility under the Newtown Creek WPCP upgrade contract.

Table 12 – Newtown Creek CSO Project

Plan Elements:	Maximize flow through Morgan Ave. Interceptor	Phase I Aeration Facilities	Off-line Storage Tank
Location:	Regulator B1 and WPCP throttling chamber	Head end of English Kills, south of Grand Street	Sewers tributary to CSO outfall discharging to English Kills
Actions:	Raise overflow weir in Regulator B1; increase sluice gate openings to interceptor; provide relief sewer from St. Nicholas weir to Regulator B1; provide throttling gate on Kent Avenue Interceptor.	Provide aeration of English Kills to raise DO concentrations to a minimum of 1.0 mg/l. The facility includes a landside compressor station and an air header and diffuser assembly on the Creek bottom.	Design of an off-line storage facility to control CSO discharge into English Kills. The facility would include the tank, a pumping station, and a new gravity drain to drain the tank for treatment at the Newtown Creek WPCP.
Cost:	\$6,000,000	\$16,000,000 (total for Zones I and II)	TBD
Status:	Facility plan elements for modifications to regulator and routing of the relief sewer have been completed. The final design of the throttling facility will be performed under the Newtown Creek WPCP upgrade contract. A Revised Final Facility Plan Report was submitted to the DEC.	Final design is complete. The G and E contracts were registered. The H Contract was rebid and is in the process of being awarded.	Siting within English Kills was rejected by DEC. Identified preferred site at intersection of Johnson and Morgan Avenues after re-evaluation of siting alternatives. Draft ULURP application submitted to DEP. The Phase II Environmental Site Assessment have been completed. Additional OEPA comments to the EAS and the Phase II Environmental Site Assessment report have been received and are being incorporated. Preliminary plan and profile drawings and preliminary equipment sizing prepared for construction of tank at preferred location. A Revised Final Facility Plan Report was submitted to the DEC.
Other Issues:	Requires coordination with WPCP planning and design requirements	Zone II for the lower English Kills, the East Branch and Dutch Kills will follow.	Site approval (ULURP) and acquisition of property required. As allowed by the Order, the current plan is subject to modifications by the Waterbody/Watershed Facility Plan.

3.9. Westchester Creek CSO

The Westchester Creek CSO Facilities Planning area consists of the drainage area of CSO Outfall HP-014, which discharges at the head end of the Creek. Westchester Creek receives discharges from five CSO outfalls; however, discharges from CSO Outfall HP-014 were determined to be the primary cause of water quality degradation in the Creek. CSO Outfall HP-014 serves a drainage area of approximately 2,321 acres within the Hunts Point WPCP service area in the Borough of the Bronx. **For this CSO planning area, the Waterbody/Watershed Facility Plan currently under development will analyze cost effective CSO control measures for this waterbody and potentially propose modifications to the scope of the existing CSO facilities plan, as permitted in the Order in Section III, Paragraph A, section 3.**

The current Westchester Creek CSO Abatement Facilities Plan, subject to modifications by the Waterbody/Watershed Facility Plan recommendations, will be constructed in two phases with Phase I consisting of the facilities to divert the combined sewage to the CSO storage tank, as well as rehabilitation of an existing tide gate chamber, and Phase II consisting of the CSO storage tank. In addition to the facilities required for abatement at CSO Outfall HP-014, the DEP has agreed to provide, as part of the project, amenities for use by the Bronxchester and Van Nest Little Leagues that utilize the baseball fields adjacent to the site of the proposed CSO storage tank on the Bronx Psychiatric Center (BPC) Campus. These amenities consist of restroom facilities, a clubhouse facility, a parking lot to be located on top of the CSO storage tank, and fencing to separate the Little League facilities from the BPC Campus facilities and the DEP facilities. This section reports on the progress of the Little League restroom facilities, and Phases I and II of the Westchester Creek CSO Abatement Facilities Plan.

The Little League restroom facilities will be constructed under a separate contract referred to as the Site Preparation Contract in advance of the Phase I contract. Phase I includes construction of the diversion chamber in Eastchester Road, construction of the 2 MG CSO supply/storage conduit along Waters Place between the diversion chamber and the 10 MG CSO storage tank, and rehabilitation of the existing tide gate chamber located at CSO Outfall HP-014. Phase II includes construction of the 10 MG CSO storage tank in the southwest section of the BPC Campus, including an operations building to house operational units, construction of the Little League clubhouse facility and parking lot, and installation of the required fencing at the site.

Work Performed During This Quarter

Planning

- ◆ Negotiations continued between New York City Department of City-Wide Administrative Services (DCAS) and the Dormitory Authority of the State of New York (DASNY) regarding acquisition of the site at the BPC Campus by the DEP for the CSO storage tank.
- ◆ Hirani Engineering and Land Surveying (Hirani), as a subcontractor to URS, completed the topographical and property line surveys at the proposed site of the CSO storage tank at the BPC Campus and prepared survey maps of the site, including a Damage and

Acquisition Map needed by DCAS to finalize the acquisition of the site. Copies of these maps were submitted to URS for review in late September 2005.

Design

- ◆ Work to prepare the Site Preparation Contract for re-bidding remained on hold until the site at the BPC Campus is acquired by the DEP.
- ◆ Design of Phases I and II continued.

Construction

- ◆ Construction has not yet been initiated.

Missed Milestones

- ◆ There are no missed milestones.

Anticipated Activities for Next Quarter

- ◆ Site acquisition negotiations between DCAS and DASNY will continue.
- ◆ Copies of the topographical and property line survey maps of the proposed site of the CSO storage tank, including the Damage and Acquisition Map, will be submitted to the DEP for review.
- ◆ Design of Phases I and II will continue.
- ◆ Massand Engineering, as a subcontractor to URS, will perform property line, topographic, utility location and as-built surveys of CSO Outfall HP-014 sewer facilities, located underneath and adjacent to the property where Herbert H. Lehman High School is located.

Table 13 – Westchester Creek CSO Project

Plan Elements:	Westchester Creek CSO Supply/Storage Conduit, CSO Storage Tank and Little League Amenities
Location:	Bronx Psychiatric Center Campus, and along Eastchester Road and Waters Place in the Bronx
Actions:	Design and construction of an underground CSO storage tank with a capacity of 12 MG (including the storage capacity within the supply/storage conduit) to provide abatement at CSO Outfall HP-014 on Westchester Creek; design and construction of an operations building; design and construction of amenities for the Bronxchester and Van Nest Little Leagues
Cost:	under revision
Status:	Negative Declaration issued for project; ULURP Application approved; design underway for CSO supply/storage conduit, CSO storage tank and clubhouse facility for Little Leagues; design complete for restroom facilities for Little Leagues
Other Issues:	Site needs to be acquired by DEP from the State of New York; licensing agreement between DEP and the Little Leagues needs to be finalized; NYC Building Permit Application, as well as other permit applications, need to be processed for restroom facilities for Little Leagues. As allowed by the Order, the current plan is subject to modifications by the Waterbody/Watershed Facility Plan

3.10. Bronx River CSO

The modified CSO facilities plan for the Bronx River recommends that floatables control facilities be provided at CSO Outfalls HP-004, HP-007 and HP-009, within the Hunts Point WPCP drainage area, to minimize the discharge of unsightly floatable material. This modified plan eliminated the previously proposed 4 MG CSO storage facility due to limited benefits in the improvement of water quality in the Bronx River.

For CSO Outfall HP-004, which is located on the west bank of the Bronx River just north of the Cross Bronx Expressway and serves a drainage area of approximately 582 acres, the recommended floatables control facility consists of providing in-line netting within a new conduit located upstream of the outfall along West Farms Road. For CSO Outfall HP-007, which is located on the east bank of the Bronx River just north of the Sheraton Expressway and serves a drainage area of approximately 2,661 acres, the recommended floatables control facility consists of providing "COPA" screens within Regulators 27 and 27A located upstream of the outfall. For CSO Outfall HP-009, which is located on the east bank of the Bronx River near the confluence with the East River and serves a drainage area of approximately 436 acres, the recommended floatables control facility consists of providing in-line netting within Regulator 13, located within Soundview Park upstream of the outfall.

Work Performed During This Quarter

Planning

- ◆ The revised draft EAS, related to the land swaps in the vicinity of HP-007, remained under review by the DEP. URS continued to address questions and requests for additional information from the DEP. This EAS is required in order to finalize the land swaps between the DEP, NYCDPR, NYSDOT, NYCDOT and NYCT-MTA.
- ◆ The revised ULURP Application, related to the land swaps in the vicinity of HP-007, continued to be prepared. The ULURP Application is being revised based on updated as-built information as a result of NYCT-MTA construction activities on Land Parcels A, B, C1, C2 and D.
- ◆ HydroQual, Inc. continued preparation of the draft EAS for the floatables control facilities for CSO Outfalls HP-004, HP-007 and HP-009.

Design

- ◆ Design of the floatables control facilities for CSO Outfalls HP-004, HP-007 and HP-009 continued.
- ◆ In early September 2005, a contract was entered into between URS and Aquifer Drilling and Testing, Inc. to drill geotechnical borings and install groundwater monitoring wells at the sites of the floatables control facilities.
- ◆ Based on proposals received in late July 2005, URS selected El Taller Colaborativo to prepare a Maintenance and Protection of Traffic (MPT) Plan as part of the design for the floatables control facilities. Documentation was submitted to the DEP in late August 2005 to have El Taller Colaborativo approved as a subcontractor to URS.

Construction

- ◆ Construction has not yet been initiated.

Missed Milestones

- ◆ There are no missed milestones.

Anticipated Activities for Next Quarter

- ◆ Preparation of the EAS for the floatables control facilities for CSO Outfalls HP-004, HP-007 and HP-009 will continue
- ◆ The revised EAS required for the land swaps will continue to be reviewed by the DEP.
- ◆ The revised ULURP Application required for the land swaps will be completed and submitted to the DEP.
- ◆ Design of the floatables control facilities for CSO Outfalls HP-004, HP-007 and HP-009 will continue.
- ◆ Geotechnical borings will be drilled and groundwater monitoring wells will be installed at the sites of the floatables control facilities.
- ◆ The DEP will approve El Taller Colaborativo to prepare an MPT Plan for the floatables control facilities.

Table 14 – Bronx River CSO Project

Plan Elements:	Floatables Control Facilities at CSO Outfalls HP-004, HP-007 and HP-009
Location:	New conduit (West Farms Road) upstream of CSO Outfall HP-004, Regulator 27 (Bronx Park Avenue) and Regulator 27A (Bronx Zoo) upstream of CSO Outfall HP-007, and Regulator 13 (Soundview Park) upstream of CSO Outfall HP-009
Actions:	Design and construction of floatables control facilities for CSO Outfalls HP-004, HP-007 and HP-009
Cost:	\$12,300,000
Status:	Preparation of EAS for floatables control facilities for CSO Outfalls HP-004, HP-007 and HP-009 underway; revised EAS required for land swaps under review; preparation of revised ULURP Application required for land swaps underway; and design of floatables control facilities underway
Other Issues:	EAS for floatables control facilities for CSO Outfalls HP-004, HP-007 and HP-009 needs to be prepared, approved and Negative Declaration issued; ULURP Application for floatables control facilities needs to be prepared, certified and approved; revised EAS required for land swaps needs to be finalized, approved and Negative Declaration issued; and revised ULURP Application required for land swaps needs to be finalized, certified and approved.

3.11. Hutchinson River CSO

The Hutchinson River CSO Facilities Planning area consists of the drainage areas of CSO Outfalls HP-023 and HP-024 in the Hunts Point WPCP drainage area. The Hutchinson River receives discharges from five CSO outfalls; however, discharges from CSO Outfalls HP-023 and HP-024 were determined to be the primary cause of water quality degradation in the River. CSO Outfall HP-023, which is located on the west bank of the Hutchinson River near the southern end of Conner Street, serves a drainage area of approximately 300 acres. CSO Outfall HP-024, which is located on the west bank of the Hutchinson River near the intersection of Boston Road and 233rd Street, serves a drainage area of approximately 1,100 acres. **For this CSO planning area, the Waterbody/Watershed Facility Plan currently under development will analyze cost effective CSO control measures for this waterbody and potentially propose modifications to the scope of the existing CSO facilities plan, as permitted in the Order in Section III, Paragraph A, section 3.**

The current Hutchinson River CSO Abatement Facilities Plan, subject to modifications by the Waterbody/Watershed Facility Plan, will be constructed in two phases with Phase I consisting of a 4 MG CSO storage tank to provide abatement at CSO Outfall HP-023 and Phase II a 3 MG CSO storage tank to provide abatement at CSO Outfall HP-024. This section reports on the progress of Phases I and II of the Hutchinson River CSO Abatement Facilities Plan.

Phase I includes construction of a southern 4 MG CSO storage tank to be located adjacent to the Hutchinson River wholly within the boundary limits of Public Place Site, which is land near the southern end of Conner Street currently controlled by the NYCDPR. Phase II includes construction of a northern 3 MG CSO storage tank to be located adjacent to the Hutchinson River along Hutchinson Avenue on land currently owned by Pascap Export, Inc.

Work Performed During This Quarter

Design

- ◆ Preliminary design of Phases I and II continued.
- ◆ Additional survey work at the northern 3 MG storage tank site and the southern 4 MG storage tank site, to delineate wetlands and show the limits of the wetlands on previously prepared site survey maps, will be delayed until further development of the facilities plan under the CSO Long-Term Control Plan Project.
- ◆ A revised Health and Safety Plan (HASP) for Jersey Boring and Drilling Co., and a revised work scope for drilling of the environmental borings at the Hutchinson River northern and southern storage tank sites were approved by the DEP in mid-September 2005. HDR/LMS submitted a revised HASP for their on-site inspection of the drilling of the environmental borings to the DEP in mid-September 2005 for review and approval.
- ◆ Jersey Boring and Drilling Co. completed drilling of the geotechnical borings at the northern storage tank site in mid-July 2005 and at the southern storage tank site in late July 2005. URS initiated analyses of the results of the borings and preparation of the preliminary geotechnical report.

Construction

- ◆ Construction has not yet been initiated.

Missed Milestones

- ◆ There are no missed milestones.

Anticipated Activities for Next Quarter

- ◆ Design of Phases I and II will continue.
- ◆ Jersey Boring and Drilling Co. as a subcontractor to URS will drill the environmental borings at the two storage tank sites, and Enviro-Probe as a subcontractor to URS will analyze soil and groundwater samples collected from the borings.
- ◆ HDR/LMS as a subcontractor to URS will install sampling points in the field for soil vapor monitoring at the two storage tank sites, and Enviro-Probe as a subcontractor to URS will analyze the vapor samples collected for VOCs including methane.
- ◆ Analyses of the results of the geotechnical borings drilled at the two storage tank sites and preparation of the preliminary geotechnical report will continue.

Table 15 – Hutchinson River CSO Project

Plan Elements:	Hutchinson River CSO Storage Facilities
Location:	City-owned property at southern end of Conner Street adjacent to Hutchinson River; privately-owned property along Hutchinson Avenue adjacent to Hutchinson River
Actions:	Design and construction of a 4 MG CSO storage tank and a 3 MG CSO storage tank to provide abatement at CSO Outfalls HP-023 and HP-024, respectively; rehabilitation of existing CSO Outfalls HP-023 and HP-024
Cost:	under revision
Status:	Preparation of EAS and ULURP Application being coordinated with the CSO Long-Term Control Plan; design underway
Other Issues:	EAS needs to be prepared, approved and Negative Declaration issued; ULURP Application needs to be prepared, certified and approved; sites for CSO storage facilities need to be acquired. As allowed by the Order, the current plan is subject to modifications by the Waterbody/Watershed Facility Plan

3.12. Jamaica Bay CSO

The Jamaica Bay CSO Abatement Facility Plan addresses CSOs in the 26th Ward WPCP drainage area, specifically the CSO discharges to Fresh Creek, Hendrix St. Canal and Spring Creek, as well as other tributary waters with CSO discharges to Jamaica Bay. The 5 Phase plan for the 26th Ward tributaries includes: Phase I includes cleaning of sewers in the 26th Ward drainage area and interim dredging of the head-end of Hendrix St Canal, Phase II includes dredging of the CSO sediment mounds in Fresh Creek, Hendrix St. Canal and Spring Creek to remove accumulated sediment, Phase III includes development of waterbody/watershed plans for the 26th Ward tributaries under the Citywide Long Term Control Plan for CSO, Phase IV includes and expansion of the wet weather capacity of the 26th Ward WPCP by 50 mgd and Phase V includes implementation, if needed, of structural CSO abatement facilities.

In addition to the facility plan recommendations, the existing Spring Creek Auxiliary WPCP is undergoing an upgrade. The project was developed under another program, but was subsequently listed as a recommended project in the Jamaica Bay CSO Abatement Facility Plan. The key components of the Spring Creek Auxiliary WPCP upgrade include lowering the roof and providing enhanced HVAC and odor control systems, improved disinfection systems and new basin wash down systems.

Work Performed During This Quarter

Planning

- ◆ DEP Comments on the Sampling Plan to examine the sediment mounds in Fresh Creek, Hendrix St. Canal and Spring Creek were addressed.
- ◆ A Revised Facility Plan was prepared and submitted to the NYSDEC on September 21, 2005.

Construction

- ◆ Construction activities continued at the Spring Creek Auxiliary WPCP upgrade.

Missed Milestones

- ◆ There are no missed milestones.

Anticipated Activities for Next Quarter

- ◆ Sampling Plan to be resubmitted to NYCDEP
- ◆ Sampling Plan to be submitted to USACOE
- ◆ Conduct sampling of CSO sediment mounds.

Table 16 – Jamaica Bay CSO Project

Plan Elements:	Dredging	Cleaning of Certain Combined Sewers	Expansion of 26 th Ward WPCP Capacity	Spring Creek Upgrade
Location:	Phase I- Interim dredging of Hendrix Street Canal Phase II- dredging of CSO mounds in Fresh Creek, Hendrix St. Canal and Spring Creek	Phase I-Portions of sewers in Williams, Hegeman and Flatlands Avenues	Phase IV- 26 th Ward WPCP, Brooklyn	Spring Creek, Brooklyn
Actions:	City is local sponsor on the Jamaica Bay Ecosystem Restoration Project	Contract Documents Complete	Increase wet weather capacity by 50 mgd	Upgrade of existing CSO facility
Project Cost:	Phase I \$3.75 million Phase II-\$19 million (estimate from 2003 Facility Plan)	\$4 Million	TBD	\$87 Million
Status:	Discussions with the USACOE regarding dredging of the head ends of the 26 th Ward tributaries and the Ecosystem Restoration Program	On Schedule	Final Design yet to be Initiated	Under construction – 70% complete
Other Issues:	-	-	-	-

3.13. Citywide Comprehensive Floatables Plan

Work Performed During This Quarter

- ◆ The work related to the Comprehensive Citywide Floatables Control Abatement Plan Project is now been shifted to the CSO Long Term Control Plan (LTCP) Project.
- ◆ The “City-Wide Comprehensive CSO Floatables Plan – Modified Facility Planning Report” was delivered to DEC on August 1, 2005. Based on ongoing discussions, DEP submitted additional information and has requested a three month extension to clarify the proposed Floatables Plan Monitoring Program.

Missed Milestones

- ◆ There are no missed milestones.

Anticipated Activities for Next Quarter

- ◆ Address DEC comments on the Modified Facility Planning Report for the Citywide Comprehensive CSO Floatables Project and submit a revised, version for DEC approval.

4.0. Compliance Status

4.1. Unresolved Delays

4.2. Compliance Charts

The following table summarizes the milestone dates developed in the draft Consent Order and updates available through December 2004:

Table 17 – Consent Order Milestone Dates

ITEM DESCRIPTION	START DATE	DUE DATE	% COMPLETE
I. Alley Creek CSO			
A. Facility Plan Development			
1. Submit Modified Facility Plan Report	-	Completed	100
2. Submit Approvable Additional Modified Facility Plan Report	-	Feb. 2004	100
3. Submit Form 2A SPDES Application	-	June 2003	100
B. Comprehensive Watershed Planning			
1. Submit Approvable Alley Creek Waterbody / Watershed Facility Plan Report	July 2004	June 2007	25
2. Submit Approvable East River Waterbody / Watershed Facility Plan Report	-	June 2007	-
C. Outfall and Sewer System Improvements			
1. Initiate Final Design	May 1996	-	100
2. Final Design Completion Including CPM Analysis	-	Mar. 2002	100
3. Notice to Proceed to Construction	Dec. 2002	-	100
4. Construction Completion	-	Dec. 2006	68
D. CSO Retention Facility			
1. Initiate Final Design	May 1996	-	100
2. Final Design Completion Including CPM Analysis	-	Dec. 2005	95
3. Notice to Proceed to Construction	Dec. 2006	-	-
4. Construction Completion	-	Dec. 2009	-
E. Drainage Basin Specific LTCPs			

ITEM DESCRIPTION		START DATE	DUE DATE	% COMPLETE
	1. Submit Approvable Drainage Basin Specific LTCP for Alley Creek	-	6 mos. after approval of I.B.1.	-
	2. Submit Approvable Drainage Basin Specific LTCP for East River	-	6 mos. after approval of I.B.2.	-
II. Outer Harbor CSO				
A. Facility Plan Development				
	1. Submit Modified Facility Plan Report	-	Completed	100
	2. Submit Additional Modified Facility Plan Report	-	Feb. 2004	100
B. Comprehensive Watershed Planning				
	1. Submit Approvable Open Waters Waterbody / Watershed Facility Plan Report	-	June 2007	-
C. Regulator Improvements - Fixed Orifices				
	1. Initiate Final Design	Jan. 2004	-	100
	2. Final Design Completion Including CPM Analysis	-	April 2005	100
	3. Notice to Proceed to Construction	Feb. 2006	-	-
	4. Construction Completion	-	July 2008	-
D. Regulator Improvements – Automation				
	1. Initiate Final Design	Feb. 2005	-	100
	2. Final Design Completion Including CPM Analysis	-	Nov. 2006	25
	3. Notice to Proceed to Construction	Nov. 2007	-	-
	4. Construction Completion	-	June 2010	-
E. Port Richmond Throttling Facility				
	1. Initiate Final Design	June 2004	-	100
	2. Final Design Completion Including CPM Analysis	-	Aug. 2005	100
	3. Notice to Proceed to Construction	June 2006	-	-
	4. Construction Completion	-	Dec. 2008	-
F. In-Line Storage				
	1. Initiate Final Design	July 2005	-	N/A
	2. Final Design Completion Including CPM Analysis	-	Nov. 2006	N/A
	3. Notice to Proceed to Construction	Aug. 2007	-	N/A

ITEM DESCRIPTION	START DATE	DUE DATE	% COMPLETE
4. Construction Completion	-	Aug. 2010	N/A
G. Submit Approvable Drainage Basin Specific LTCP for Open Waters	-	Jan. 2008	-
III. Inner Harbor CSO			
A. Facility Plan Development			
1. Submit Modified Facility Plan Report	-	Completed	100
2. Submit Additional Modified Facility Plan Report	-	Feb. 2004	100
B. Comprehensive Watershed Planning			
1. Submit Approvable Gowanus Canal Waterbody / Watershed Facility Plan Report	-	June 2007	90
C. Regulator Improvements - Fixed Orifices			
1. Initiate Final Design	Mar. 2000	-	100
2. Final Design Completion Including CPM Analysis	-	Sept. 2002	100
3. Notice to Proceed to Construction	Feb. 2003	-	100
4. Construction Completion	-	Apr. 2006	99
D. Regulator Improvements – Automation			
1. Initiate Final Design	Feb. 2005	-	100
2. Final Design Completion Including CPM Analysis	-	Nov. 2006	25
3. Notice to Proceed to Construction	Nov. 2007	-	-
4. Construction Completion	-	June 2010	-
E. In-Line Storage			
1. Initiate Final Design	July 2005	-	100
2. Final Design Completion Including CPM Analysis	-	Nov. 2006	15
3. Notice to Proceed to Construction	Aug. 2007	-	-
4. Construction Completion	-	Aug. 2010	-
F. Submit Approvable Drainage Basin Specific LTCP for Gowanus Canal	-	Jan. 2008	-
IV. Paerdegat Basin CSO			
A. Facility Plan Development			
1. Submit Modified Facility Plan Report	-	Completed	100
2. Submit Additional Modified Facility Plan Report	Feb. 2004	-	100

ITEM DESCRIPTION	START DATE	DUE DATE	% COMPLETE
3. Submit Form 2A SPDES Application	-	July 2002	100
B. Comprehensive Watershed Planning			
1. Submit Approvable Paerdegat Basin Waterbody / Watershed Facility Plan Report	-	Mar. 2003	100
C. Influent Channel			
1. Initiate Final Design	Oct. 1994	-	100
2. Final Design Completion Including CPM Analysis	-	Mar. 1997	100
3. Notice to Proceed to Construction	Feb. 1999	-	100
4. Construction Completion	-	Feb. 2002	100
D. Foundations and Substructures			
1. Initiate Final Design	Oct. 1994	-	100
2. Final Design Completion Including CPM Analysis	-	Aug. 2001	100
3. Notice to Proceed to Construction	June 2002	-	100
4. Construction Completion	-	Dec. 2006	93
E. Structures and Equipment			
1. Initiate Final Design	Oct. 1994	-	100
2. Final Design Completion Including CPM Analysis	-	Nov. 2004	100
3. Notice to Proceed to Construction	Sept. 2005	-	-
4. Construction Completion	-	Aug. 2011	-
F. Submit Approvable Drainage Basin Specific LTCP for Paerdegat Basin	-	Nov. 2005	85
V. Flushing Bay CSO			
A. Facility Plan Development			
1. Submit Modified Facility Plan Report	-	Completed	100
2. Submit Additional Modified Facility Plan Report	-	Feb. 2004	100
3. Submit Form 2A SPDES Application	-	June 2003	100
B. Comprehensive Watershed Planning			
1. Submit Approvable Flushing Bay Waterbody / Watershed Facility Plan Report	July 2004	June 2007	30
2. Submit Approvable Flushing Creek Waterbody / Watershed Facility Plan Report	July 2004	June 2007	30

ITEM DESCRIPTION	START DATE	DUE DATE	% COMPLETE
C. CS4-1 Reroute and Construct Effluent Channel			
1. Initiate Final Design	Oct. 1992	-	100
2. Final Design Completion Including CPM Analysis	-	Sept. 1994	100
3. Notice to Proceed to Construction	June 1995	-	100
4. Construction Completion	-	June 1996	100
D. CS4-2 Relocate Ballfields			
1. Initiate Final Design	Oct. 1992	-	100
2. Final Design Completion Including CPM Analysis	-	Sept. 1994	100
3. Notice to Proceed to Construction	Apr. 1995	-	100
4. Construction Completion	-	Aug. 1995	100
E. CS4-3 Storage Tank			
1. Initiate Final Design	Dec. 1993	-	100
2. Final Design Completion Including CPM Analysis	-	Sept. 1996	100
3. Notice to Proceed to Construction	July 1997	-	100
4. Construction Completion	-	Aug. 2001	100
F. CS4-4 Mechanical Structures - Initiate Final Design			
1. Initiate Final Design	Dec. 1993	-	100
2. Final Design Completion Including CPM Analysis	-	Feb. 2000	100
3. Notice to Proceed to Construction	Mar. 2002	-	100
4. Construction Completion	-	Dec. 2004	90
G. CS4-5 Tide Gates			
1. Initiate Final Design	Aug. 1998	-	100
2. Final Design Completion Including CPM Analysis	-	Nov. 1999	100
3. Notice to Proceed to Construction	Dec. 2000	-	100
4. Construction Completion	-	Apr. 2002	100
H. CD-8 Manual Sluice Gates			
1. Final Design Completion Including CPM Analysis	-	May 2003	100
2. Notice to Proceed to Construction	Feb. 2004	-	100
3. Construction Completion	-	June 2005	100
I. Drainage Basin Specific LTCPs			

ITEM DESCRIPTION		START DATE	DUE DATE	% COMPLETE
	1. Submit Approvable Drainage Basin Specific LTCP for Flushing Bay	-	6 mos. after apprvl. of V.B.1.	-
	2. Submit Approvable Drainage Basin Specific LTCP for Flushing Creek	-	6 mos. after apprvl. of V.B.2.	-
VI. Jamaica Tributaries CSO				
A. Facility Plan Development				
	1. Submit Modified Facility Plan Report	-	April 2003	100
	2. Submit Additional Modified Facility Plan Report	-	Feb. 2004	100
B. Comprehensive Watershed Planning				
	1. Submit Approvable Bergen Basin Waterbody / Watershed Facility Plan Report	-	June 2007	-
	2. Submit Approvable Thurston Basin Waterbody / Watershed Facility Plan Report	-	June 2007	-
C. Meadowmere & Warnerville DWO Abatement				
	1. Initiate Final Design	Jan. 2004	-	100
	2. Final Design Completion Including CPM Analysis	-	May 2005	100
	3. Notice to Proceed to Construction	Mar. 2006	-	-
	4. Construction Completion	-	Mar. 2009	-
D. Expansion of Wet Weather Capacity of Jamaica WPCP				
	1. Initiate final Design	June 2007	-	-
	2. Submit Form 2A SPDES Application	-	June 2010	-
	3. Final Design Completion Including CPM Analysis	-	June 2011	-
	4. Notice to Proceed to Construction	June 2012	-	-
	5. Construction Completion	-	June 2015	-
E. Destratification Facility				
	1. Initiate Final Design	Jan. 2006	-	-
	2. Final Design Completion Including CPM Analysis	-	Oct. 2006	-
	3. Notice to Proceed to Construction	Aug. 2007	-	-
	4. Construction Completion	-	Dec. 2008	-
F. Laurelton and Springfield Blvd.				

ITEM DESCRIPTION	START DATE	DUE DATE	% COMPLETE
1. Submit Drainage Plan for Storm Sewer Buildout	-	Jan. 2008	20
G. Regulator Automation			
1. Initiate Final Design	Feb. 2005	-	100
2. Final Design Completion Including CPM Analysis	-	Nov. 2006	25
3. Notice to Proceed to Construction	Nov. 2007	-	-
4. Construction Completion	-	June 2010	-
H. Drainage Basin Specific LTCPs			
1. Submit Approvable Drainage Basin Specific LTCP for Bergen Basin	-	Aug. 2012	-
2. Submit Approvable Drainage Basin Specific LTCP for Thurston Basin	-	Aug. 2012	-
VII. Coney Island Creek CSO			
A. Facility Plan Development			
1. Submit Modified Facility Plan Report	-	Apr. 2003	100
B. Comprehensive Watershed Planning			
1. Submit Approvable Coney Island Creek Waterbody / Watershed Facility Plan Report	July 2004	June 2007	40
C. Avenue V Pumping Station Upgrade			
1. Initiate Final Design	April 1998	-	100
2. Final Design Completion including CPM Analysis	-	Jan. 2005	100
3. Notice to Proceed to Construction	Nov. 2005	-	-
4. Construction Completion	-	Apr. 2011	-
D. Avenue V Force Main			
1. Initiate Final Design	Apr. 1998	-	100
2. Final Design Completion Including CPM Analysis	-	Sept. 2006	70
3. Notice to Proceed to Construction	July 2007	-	-
4. Construction Completion	-	June 2012	-
E. Submit Approvable Drainage Basin Specific LTCP for Coney Island Creek	-	Sept. 2007	-
VIII. Newtown Creek CSO			
A. Facility Plan Development			

ITEM DESCRIPTION	START DATE	DUE DATE	% COMPLETE
1. Submit Modified Facility Plan Report	-	Oct. 2003	100
B. Comprehensive Watershed Planning			
1. Submit Approvable Newtown Creek Waterbody / Watershed Facility Plan Report	-	June 2007	10
C. Aeration Zone I			
1. Initiate Final Design	Mar. 2001	-	100
2. Final Design Completion Including CPM Analysis	-	Dec. 2004	100
3. Notice to Proceed to Construction	Dec. 2005	-	-
4. Construction Completion	-	Dec. 2008	-
D. Aeration Zone II			
1. Initiate Final Design	June 2007	-	-
2. Final Design Completion Including CPM Analysis	-	June 2010	-
3. Notice to Proceed to Construction	June 2011	-	-
4. Construction Completion	-	June 2014	-
E. Relief Sewer / Regulator Modification			
1. Initiate Final Design	June 2007	-	-
2. Final Design Completion Including CPM Analysis	-	June 2009	-
3. Notice to Proceed to Construction	June 2010	-	-
4. Construction Completion	-	June 2014	-
F. Throttling Facility			
1. Initiate Final Design	Dec. 2005	-	-
2. Final Design Completion Including CPM Analysis	-	June 2008	-
3. Notice to Proceed to Construction	June 2009	-	-
4. Construction Completion	-	Dec. 2012	-
G. CSO Storage Facility			
1. Initiate Final Design	Nov. 2010	-	-
2. Submit Form 2A SPDES Application	-	Nov. 2013	-
3. Final Design Completion Including CPM Analysis	-	Nov. 2014	-
4. Notice to Proceed to Construction	Dec. 2015	-	-
5. Construction Completion	-	Dec. 2022	-

ITEM DESCRIPTION	START DATE	DUE DATE	% COMPLETE
H. Submit Approvable Drainage Basin Specific LTCP for Newtown Creek	-	Feb. 2016	-
IX. Westchester Creek CSO			
A. Facility Plan Development			
1. Submit Modified Facility Plan Report	-	Apr. 2003	100
2. Submit Form 2A SPDES Application	-	June 2009	-
B. Comprehensive Watershed Planning			
1. Submit Approvable Westchester Creek Waterbody / Watershed Facility Plan Report	July 2004	June 2007	35
C. Phase I (Influent Sewers)			
1. Initiate Final Design	Jan. 2004	-	100
2. Final Design Completion Including CPM Analysis	-	June 2010	25
3. Notice to Proceed to Construction	June 2011	-	-
4. Construction Completion	-	June 2015	-
D. CSO Storage Facility			
1. Notice to Proceed to Construction	Dec. 2015	-	-
2. Construction Completion	-	Dec. 2022	-
E. Submit Approvable Drainage Basin Specific LTCP for Westchester Creek	-	Feb. 2016	-
X. Bronx River CSO			
A. Facility Plan Development			
1. Submit Modified Facility Plan Report	-	Sept. 2003	100
2. Submit Additional Modified Facility Plan Report	-	Mar. 2004	100
3. Submit Form 2A SPDES Application	-	July 2007	-
B. Comprehensive Watershed Planning			
1. Submit Approvable Bronx River Waterbody / Watershed Facility Plan Report	July 2004	June 2007	75
C. Floatables Control			
1. Initiate Final Design	Jan. 2006	-	100
2. Final Design Completion Including CPM Analysis	-	July 2008	25
3. Notice to Proceed to Construction	June 2009	-	-

ITEM DESCRIPTION	START DATE	DUE DATE	% COMPLETE
4. Construction Completion	-	June 2012	-
D. Submit Approvable Drainage Basin Specific LTCP for Bronx River	-	Aug. 2009	-
XI. Hutchinson River CSO			
A. Facility Plan Development			
1. Submit Modified Facility Plan Report	-	July 2003	100
2. Submit Form 2A SPDES Application	-	June 2009	-
B. Comprehensive Watershed Planning			
1. Submit Approvable Hutchinson River Draft Waterbody / Watershed Facility Plan Report	July 2004	June 2007	40
C. Phase I of the Storage Facility			
1. Initiate Final Design	Apr. 2005	-	100
2. Final Design Completion Including CPM Analysis	-	June 2010	10
3. Notice to Proceed to Construction	June 2011	-	-
4. Construction Completion	-	June 2015	-
D. Future Phases			
1. Notice to Proceed to Construction	Dec. 2016	-	-
2. Construction Completion	-	Dec. 2023	-
E. Submit Approvable Drainage Basin Specific LTCP for Hutchinson River	-	Feb. 2017	-
XII. Jamaica Bay CSO			
A. Facility Plan Development			
1. Submit Modified Facility Plan Report	-	Dec. 2003	100
B. Comprehensive Watershed Planning			
1. Submit Approvable Jamaica Bay Waterbody / Watershed Facility Plan Report	-	June 2007	-
2. Submit Approvable Creek Waterbody / Watershed Facility Plan Report	-	June 2007	-
3. Submit Approvable Fresh Creek Waterbody / Watershed Facility Plan Report	-	June 2007	-
4. Submit Approvable Hendrix Creek Waterbody / Watershed Facility Plan Report	-	June 2007	-

ITEM DESCRIPTION	START DATE	DUE DATE	% COMPLETE
C. Spring Creek AWPCP Upgrade			
1. Initiate Final Design	Apr. 1998	-	100
2. Final Design Completion Including CPM Analysis	-	Feb. 2002	100
3. Submit Form 2A SPDES Application	-	June 2003	100
4. Notice to Proceed to Construction	Mar. 2003	-	100
5. Construction Completion	-	Apr. 2007	70
D. 26th Ward Drainage Area Sewer Cleaning and Evaluation			
1. Initiate Final Design	Jan. 2007	-	100
2. Final Design Completion Including CPM Analysis	-	June 2007	95
3. Notice to Proceed to Construction	June 2008	-	-
4. Construction Completion	-	June 2010	-
E. Hendrix Creek Dredging			
1. Initiate Final Design	Jan. 2007	-	-
2. Final Design Completion Including CPM Analysis	-	June 2007	-
3. Notice to Proceed to Construction	June 2008	-	-
4. Construction Completion	-	June 2010	-
F. 26th Ward Wet Weather Expansion			
1. Initiate Final Design	June 2006	-	-
2. Final Design Completion Including CPM Analysis	-	June 2010	-
3. Submit Form 2A SPDES Application	-	June 2009	-
4. Notice to Proceed to Construction	June 2011	-	-
5. Construction Completion	-	Dec. 2015	-
G. Drainage Basin Specific Long Term Control Plans			
1. Submit Approvable Drainage Basin Specific LTCP for Jamaica Bay	-	Aug. 2012	-
2. Submit Approvable Drainage Basin Specific LTCP for Spring Creek	-	Aug. 2012	-
3. Submit Approvable Drainage Basin Specific LTCP for Fresh Creek	-	Aug. 2012	-
4. Submit Approvable Drainage Basin Specific LTCP for Hendrix Creek	-	Aug. 2012	-
XIII. Citywide Comprehensive Floatables Plan			

ITEM DESCRIPTION	START DATE	DUE DATE	% COMPLETE
A. Facility Plan Development			
1. Submit Modified Facility Plan Report	-	Dec. 2004	100
XIV. Submit Approvable City-Wide LTCP			
	-	Dec 2017	-

5.0. Community Relations

5.1. Activities During the Reporting Period

Developed a work plan for public participation; The public participation program will be consistent with EPA's CSO Control Policy which requires public participation and input to the process.

5.2. Activities Anticipated for Next Quarter

Initiate public participation program in support of the waterbody/watershed plans under development.

6.0. Key Personnel Changes

At this time, there are no major changes in key project personnel to report.

7.0. Other Issues

At this time, there are no other issues identified that may materially affect the work required by this Order.

8.0. Status of LTCP Development

According to the Order, the reporting on the progress of the Drainage Basin Specific LTCP development shall be included in the first and third quarterly reports of each calendar year beginning in the year 2005 and continuing until all Appendix A requirements have been completed and approved. The Order specifies that the following elements shall be addressed: (1) Characterization, Monitoring, and Modeling of the Combined Sewer System; (2) Public Participation; (3) Consideration of Sensitive Areas; (4) Evaluation of Alternatives; (5) Cost/Performance Considerations; (6) Operational Plan; (7) Maximizing Treatment at the Existing WPCP Treatment Plant; (8) Implementation Schedule; and (9) Post Construction Compliance Monitoring.

During the 2nd and 3rd Quarters of 2005, all of the waterbody plans were under development. The Paerdegat Basin W/WFP has been approved and work is underway to create the drainage specific LTCP. All other waterbodies are in the W/WFP development phase.

The table below presents the status of completion of the nine elements of an LTCP for each waterbody.

Waterbody	Percent Completion of Each LTCP Element								
	1	2	3	4	5	6	7	8	9
	CSS Characterization	Public Participation	Sensitive Areas	Alternatives Evaluation	Cost / Performance	Operational Plan	Maximizing WPCP Treatment	Implementation Schedule	Post-Construction Monitoring
Alley Creek	75	10	75	10	0	0	50	0	0
Bergen Basin	50	10	75	10	0	0	50	0	0
Bronx River	75	10	75	50	25	0	50	0	0
Coney Island Creek	90	10	90	50	25	0	50	0	0
East River	25	10	75	0	0	0	50	0	0
Flushing Bay	75	10	75	10	0	0	50	0	0
Flushing Creek	75	10	75	10	0	0	50	0	0
Fresh Creek	25	10	75	10	0	0	50	0	0
Gowanus Canal	90	90	75	75	50	50	75	50	50
Hendrix Creek	25	10	75	10	0	0	50	0	0
Hutchinson River	50	10	75	25	0	0	50	0	0
Jamaica Bay	25	10	50	10	0	0	50	0	0
Newtown Creek	25	10	75	0	0	0	50	0	0
Open Waters	25	10	75	0	0	0	50	0	0
Paerdegat Basin	90	90	90	90	90	90	90	90	90
Spring Creek	25	10	75	10	0	0	50	0	0
Thurston Basin	50	10	75	10	0	0	50	0	0
Westchester Creek	75	10	75	50	25	0	50	0	0

APPENDIX A

CONSENT ORDER CERTIFICATION LETTERS



**DEPARTMENT OF
ENVIRONMENTAL
PROTECTION**

59-17 Junction Boulevard
Flushing, New York 11373

**Emily Lloyd
Commissioner**

Warren Kurtz, P.E.
Deputy Commissioner

Bureau of Environmental
Engineering

96-05 Horace Harding Expwy
Corona, NY 11368-5107

Tel. (718) 595-6002
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www.nyc.gov/dep

DIAL 311 Government Information
and Services for NYC

JUL 14 2005

Mr. Joseph DiMura, P.E.
Director, Bureau of Compliance
New York State Department of Environmental Conservation
Division of Water
625 Broadway, 4th Floor
Albany, NY 12233-3500

Re: Order on Consent (CSO Order)
DEC Case #CO2-20000107-8
Certification of Initiation of Final Design for the Inner Harbor CSO / In-Line
Storage

Dear Mr. DiMura:

In accordance with Section III F of the above referenced Consent Order for Combined Sewer Overflow (the Order), this letter is to certify the compliance with a milestone contained in the Order by the New York City Department of Environmental Protection (DEP). Specifically, final design has been initiated for in-line storage facilities for the Inner Harbor, in conformance with milestone III, E, 1 in Appendix A of the Order.

Please contact me at (718) 595-5973 if you have any questions regarding this certification.

Very truly yours,

James G. Mueller, P.E.
Director
Planning and Capital Budget

cc: Sandra Allen
Director, Division of Water
New York State Department of Environmental Conservation
625 Broadway
Albany, NY 12233-3500
(Two Copies)

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New York State Department of Environmental Conservation
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New York City Law Department
100 Church Street
New York, NY 10007

DEP: W. Kurtz, R. Levine, E. Rogak, J. Prero, M. Klein, M. Osit
G. Tang, File



**DEPARTMENT OF
ENVIRONMENTAL
PROTECTION**

59-17 Junction Boulevard
Flushing, New York 11373

**Emily Lloyd
Commissioner**

**Alfonso R. Lopez, P.E.
Deputy Commissioner**

**Bureau of Engineering
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Mr. Joseph DiMura, P.E.
Director, Bureau of Compliance
New York State Department of
Environmental Conservation
Division of Water
625 Broadway, 4th Floor
Albany, NY 12233-3500

AUG 22 2005

Re: Order on Consent (CSO Order)
DEC Case #CO2-20000107-8
Certification of Design Completion of Outer Harbor CSO/Port Richmond
Throttling Facility

Dear Mr. DiMura:

In accordance with Section III F of the above referenced Consent Order for Combined Sewer Overflow (Order), this letter is to certify completion of final design milestone contained in Appendix A (Milestone II, E, 2) for the Outer Harbor CSO/Port Richmond Throttling Facility, by the New York City Department of Environmental Protection (DEP).

In accordance with the definition of design completion set forth in Section III, paragraph H (1) of the Order, approvable plans and specifications are attached for your review. These documents are for review purposes only; they are not for public release and therefore are stamped "confidential."

Also included in this submittal is a preliminary CPM schedule diagram for the Outer Harbor CSO/Port Richmond Throttling Facility, as shown in Drawing No. G-3 in the contract drawings.

As required under the Order, approvable plans and specifications are also being provided to Timothy Burns of the NYS Environmental Facilities Corporation. Any necessary addenda to these plans and specifications will be provided as they become available. Please contact me at (718) 595-5973 if you have any questions regarding this submittal.

Very truly yours,

James G. Mueller, P.E.
Director
Planning and Capital Budget

Enclosure



www.nyc.gov/dep

cc: w/attachments
Timothy Burns, P.E.
New York State Environmental
Facilities Corporation
625 Broadway
Albany, New York 12207

Gary E. Kline, P.E.
Division of Water
New York State Department of Environmental Conservation
625 Broadway 4th Floors
Albany, NY 12233-3500

w/out attachments:
Sandra Allen
Director, Division of Water
New York State Department of Environmental Conservation
625 Broadway
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DEP: A. Lopez, E. Rogak, M. Klein, S.Mallik, D. Taffe
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SEP 15 2005



**DEPARTMENT OF
ENVIRONMENTAL
PROTECTION**

59-17 Junction Boulevard
Flushing, New York 11373

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Deputy Commissioner**

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Mr. Joseph DiMura, P.E.
Director, Bureau of Compliance
New York State Department of
Environmental Conservation
Division of Water
625 Broadway, 4th Floor
Albany, NY 12233-3500

Re: Order on Consent (CSO Order)
DEC Case #CO2-20000107-8
Certification of Notice to Proceed to Construction for Paerdegat Basin/
Structures and Equipment

Dear Mr. DiMura:

In accordance with Section III F of the above referenced Consent Order for Combined Sewer Overflow (the Order), this letter is to certify the compliance with a milestone contained in the Order by the New York City Department of Environmental Protection (DEP). Specifically, notice to proceed to construction has been transmitted to the general contractor, in conformance with milestone IV, E, 3 in Appendix A of the Order. A copy of the order to commence work is attached.

Please contact me at (718) 595-5973 if you have any questions regarding this certification.

Very truly yours,

James G. Mueller, P.E.
Director
Planning and Capital Budget

Attachment



www.nyc.gov/dep

DIAL 311 Government Information
and Services for NYC

cc: Sandra Allen
Director, Division of Water
New York State Department of Environmental Conservation
625 Broadway
Albany, NY 12233-3500
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