

From: [Greg Remaud](#)
To: [Tabachnick, Alan](#)
Subject: Subject: AB 167 (Sub-no. 1189X) Section 106 review of Harsimus Branch
Date: Friday, July 14, 2023 10:25:25 AM

RE: AB 167 (Sub-no. 1189X) Section 106 review of Harsimus Branch

Dear Mr. Tabachnick:

NY/NJ Baykeeper would like the comments we made at the virtual meeting June 8, as well as those below, to be part of the record in this case.

The Memorandum of Agreement draft you sent to consulting parties on June 14 is not really an "agreement," as it reflects none of the priorities of our organization, or from what we understand, that of any other party that is interested in historic preservation and environmentally sensitive reuse of the Harsimus Branch.

It does not "avoid, minimize, or mitigate" adverse effects to the Branch that would result from loss of federal jurisdiction over the Branch, and could lead to a decision by your Board that could result in the total destruction of the massive Embankment structure, the longer Harsimus Branch, which is needed for the City and regional public needs, and harm to properties within the Historic Districts surrounding the Branch and to properties directly along it.

The documentation and signage the MOA calls for is nothing close to mitigation, as it offsets nothing. We urge you to please consider the true and meaningful mitigation alternatives, which exist, yet the consulting parties have ignored.

Thank you for your consideration.

Sincerely,

Greg Remaud
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NY/NJ Baykeeper

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