



TOWN OF AMHERST

ENGINEERING DEPARTMENT

ERIE COUNTY – NEW YORK

JEFFREY S. BURROUGHS, P.E., TOWN ENGINEER

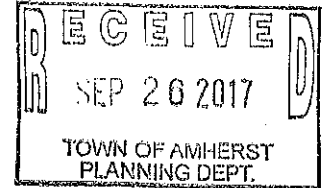
September 22, 2017

Memorandum

To: Ellen Kost, Associate Planner

From: Jeffrey S. Burroughs, P.E., Town Engineer JSB

Re: Westwood Neighborhood Rezoning Application and DGEIS
772 North Forest Road; 375, 385 and 391 Maple Road



The Mensch Capital Partners (Mensch) and its consultants have prepared two recent documents (September 7, 2017 letter to the Town Engineer and September 14, 2017 to the Chair of the Amherst Planning Board) that detail meetings and discussions between the Town Engineering Department and the petitioner relative to the above referenced project and downstream sewer capacity. This memo has been prepared to respond to the statements in the aforementioned documents and to clarify the department's position relative to the sanitary sewer capacity discussions. Please consider and note the following when the Mensch group is referring to the sanitary sewer issues relative to their project:

- First and foremost, it is crucial to understand that without the Westwood project, there are no current capacity issues with the existing downstream sewage facilities in the corridor (Amherst Manor, Augspurger Drive and Sweet Home Road). This is an issue of intensity and the substantial wastewater volume that was never anticipated from the recreation conservation zoned parcel. Specifically at issue is the addition of almost 1 million gallons per day (MGD) of new peak flow proposed by the Westwood project to the existing sewage facilities in the corridor. Neither the existing Amherst Manor sewer, nor the Sweet Home Road interceptor as configured with the Chestnut Ridge sewer bypass can handle the level of the peak flows generated by this development.
- As proposed, the peak flows from the Westwood project will consume more than the available downstream sewer capacity, such that the Mensch group will need to develop upsized or parallel sewer options to accommodate their sewage flows. In this department's opinion, the resources required to fund such an effort are significant and would need to be borne solely by the petitioner without a cost share by the town.
- As discussed in the meeting referenced in the September 7, 2017 correspondence and again referenced in the September 14, 2017 correspondence, the town (and the NYSDEC) will not permit the construction of a sewage retention facility relative to the project. There are significant concerns with the concept, precedence, maintenance, long term viability and fiscal sustainability of such a facility. No additional information brought forward by Mensch will change this department's opinion of this solution.
- The department has received the additional Augspurger Drive sanitary sewer flow monitoring data. As previously discussed, this study was commenced to determine potential flow limiting

stretches of sewer as asserted by the Facilities Department at SUNYAB. After a review of the flow monitoring data, the results do not detail any flow limiting issues within the Augspurgen Drive sanitary sewer. In addition, upon analysis of the flow monitoring data, the conclusions and recommendations of the department's August 24, 2017 downstream capacity analysis remain valid. For your information, the flow monitoring data was transmitted to the Mensch Group on September 20, 2017.

- This department and the NYSDEC are confident in the town's revamped I&I program over the long term to provide benefits along the south and west side of the town. As such, it is the NYSDEC's current policy to continue to allow smaller scope infill projects in this sewer shed, as long as the town continues to work diligently on SSO mitigation and I&I reduction. Given the above, the Mensch group's portrayal of a sewer shed wide moratorium is not based in fact.

If you have any questions, or need further information, please feel free to call me at 631-7154.

C: Barry Weinstein, M.D., Town Supervisor
Stan Sliwa, Town Attorney
Amherst Town Board
Amherst Planning Board