

May 6, 2010

Anita Allen
Environmental Manager
US Coast Guard
2100 Second Street, S.W.
Washington, DC 10593-0001

Re: F-2004-0910 DA
U.S. Coast Guard - 150' communications tower at West
Point
Hudson River, Town of Highlands
**Objection to Negative Determination, Request for
Consistency Determination**

Dear Ms. Allen,

On October 25, 2004, the Department of State received the U.S. Coast Guard's Negative Determination and supporting documentation regarding the consistency of the above-referenced proposal with the New York State Coastal Management Program.

While the Department agreed with the U.S. Coast Guard's Negative Determination for six communication tower collocation sites, the Department objects to the Negative Determination for the new 150' tall tower at West Point Military Academy because the proposed tower on Crowns Nest would be located within the Hudson Highlands Scenic Area of State-wide Significance (SASS). The proposed tower is substantially larger than the existing 80' tower shown on the submitted site plan, would be visible within the SASS and from the Hudson River and other coastal areas, and would therefore affect the significant scenic resources of the coastal area.

Given the proposed tower would have effects on the coastal area, please submit a Consistency Determination to this Department in accordance with 15CFR Parts 930.35(c), 930.36, and 930.39, and refer to policy 24 of the Coastal Management Program and the relevant SASS documentation for the area in an assessment of the consistency of the proposed tower with that policy. The relevant SASS documentation is available online at http://www.nyswaterfronts.com/waterfront_developed_SASS.asp and a copy of the text for the Hudson Highlands Storm King subunit is enclosed for your use. It would be helpful to also provide photographs of the site, and information regarding other structures in the area.

If you have any questions or need any other assistance regarding this matter, please contact Bridget Kennedy at (518) 486-7670 (e-mail bkennedy@dos.state.ny.us).

Sincerely,

Steven C. Resler
Deputy Bureau Chief
Resources Management Bureau
Division of Coastal Resources

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