

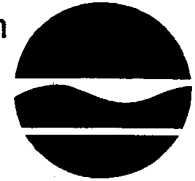
**New York State Department of Environmental Conservation**

**Division of Environmental Permits, Region 8**

6274 East Avon-Lima Road, Avon, New York 14414-9519

Phone: (585) 226-5400 • FAX: (585) 226-2830

Website: [www.dec.state.ny.us](http://www.dec.state.ny.us)



Denise M. Sheehan  
Commissioner

7 June 2006

Merle Draper, Supervisor  
Town of Shelby  
4062 Salt Works Road  
Medina, New York 14103

Dear Supervisor Draper:

Re: Notice of Determination of Significant Adverse Environmental Impact  
DEC 8-3436-00033/00001 MLR 800823  
Frontier Stone LLC - New Shelby Quarry  
Shelby (T), Orleans County

The New York State Department of Environmental Conservation, as Lead Agency, has issued a Positive Declaration of Environmental Significance and will require that a draft environmental impact statement (dEIS) be prepared for the above-noted mining application. A draft scoping outline has been prepared and will be available for public review and comment for a period of thirty days from the date of publication of the Positive Declaration in the Journal-Register, official newspaper for the Town of Shelby. A public scoping meeting will be held on Tuesday, the 27<sup>th</sup> of June at 7:00 PM, in the Shelby Town Hall on 4062 Salt Works Road in Medina, New York. Written comments on the scope will be accepted until 14 July 2006.

Enclosed is the Positive Declaration and a Notice of Availability of a Draft Scoping Outline and several copies of the draft Scoping Outline for your review and comment. I would also appreciate if you could make some of these copies available to local citizens who may have an interest in this proposal. Please let me know if you need any additional copies.

Please contact me at 585-226-5401 or email at [dlbimber@gw.dec.state.ny.us](mailto:dlbimber@gw.dec.state.ny.us) if you have any question relating to the status of this application or the information discussed in this letter. You can also contact Joe Bucci, Division of Minerals, at 585-226-5471. Thank you for your time and assistance in this matter.

Sincerely,

David L. Bimber  
Deputy Regional Permit Administrator  
Division of Environmental Permits

enc.

cc w/o enc: Joe Bucci, Division of Minerals  
Steve Army, Division of Minerals  
Scott Jones, Bureau of Habitat  
Heidi Kennedy, Bureau of Wildlife  
Steve Metivier, USACE, Buffalo District Office  
Tom Roster, Iroquois National Wildlife Refuge  
John Hellert, Continental Placer, Inc.  
Charles Loiacano, Frontier Stone LLC  
David Schubel, Town Attorney, Town of Shelby