

**NEW YORK STATE DEPARTMENT OF ENVIRONMENTAL CONSERVATION**

Division of Environmental Permits, Region 8  
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July 29, 2015

Via e-mail ([kbrown@bsdflaw.com](mailto:kbrown@bsdflaw.com)) and U.S. Mail

Kevin J. Brown, Esq.  
Brown Sharlow Duke & Fogel, P.C.  
621 West Genesee Street  
Syracuse, New York 13204

Re: Frontier Stone LLC, Proposed Shelby Quarry  
Town of Shelby, Orleans County  
DEC Application No. 8-3436-00033/00001

Dear Mr. Brown:

Dudley Loew has recently been in contact with you about the adjudicatory hearing determination date for the above-referenced project. In accordance with your contact with Mr. Loew, we understand that your client is willing to extend the time frames in 6 NYCRR § 621.8 for the Department's decision to hold a Part 624 adjudicatory hearing an additional 90 days. Given that Wednesday, November 11, 2015 is a legal holiday (90 days past the present deadline of August 13, 2015), the deadline would fall on Thursday, November 12, 2015.

While we understand and appreciate that you conveyed consent to this Uniform Procedures Act time frame extension in your telephone conversation with Dudley Loew, your client's written confirmation as the applicant is requested by providing their countersignature on page 2 of this letter. Once countersigned, please have a copy e-mailed to me and a copy with the original signature returned to me at the address above.

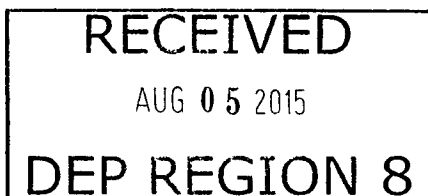
If you have any questions about this request please call me at (585) 256-5382 or e-mail me a [scott.sheeley@dec.ny.gov](mailto:scott.sheeley@dec.ny.gov) . We look forward to your response.

Sincerely,

  
Scott E. Sheeley  
Regional Permit Administrator

Cc: Frontier Stone, LLC

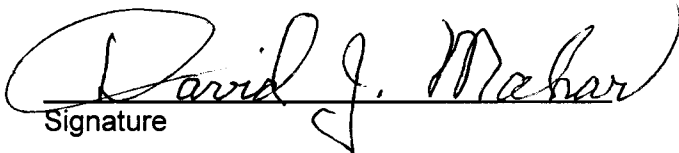
Ecc: Dennis Harkawik, DEC Region 8  
Dudley Loew, DEC Region 8  
Steve Army, DEC Region 8  
John Hellert, Continental Placer  
Greg Brown, Esq.



Uniform Procedures and SEQR Time Frame Extension

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By signing below, Frontier Stone, LL C hereby consents to the extension of the Part 624 hearing determination date established in NYS Uniform Procedures Act (UPA) regulations (6 NYCRR § 621.8) to November 12, 2015, and a commensurate extension of all subsequent UPA time frames associated with, but not limited to, final decisions, related to its current permit applications for the proposed Shelby Quarry (DEC Application No. 8-3436-00033/00001).

  
Signature

8-1-15  
Date

DAVID J. MAHAR PRES.  
Name (print)/Title

For

Frontier Stone, LLC