

New York State Department of Environmental Conservation

Environmental Permits, Region 8

6274 East Avon-Lima Rd, Avon NY 14414-9516

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

Website: www.dec.ny.gov

December 10, 2014

Via e-mail (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

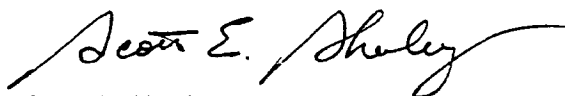
Dear Mr. Brown:

Dudley Loew has recently been in contact with you about the adjudicatory hearing determination date for the above-referenced project. As discussed with him, we understand that your client is willing to grant their consent to extend the time frames in 6 NYCRR § 621.8 for the Department's decision to hold a Part 624 adjudicatory hearing to 30 days after the Department's receipt of a hard copy of the blasting/vibration study currently being prepared.

While we understand and appreciate that you conveyed your interest in this Uniform Procedures Act time frame extension in your phone call to Dudley Loew by e-mail, your client's consent as the applicant is requested by providing their countersignature on page 2 of this letter by close-of-business on December 15, 2014. 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. We look forward to your response.

Sincerely,



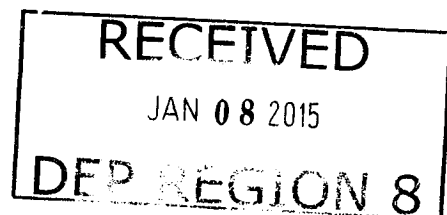
Scott E. Sheeley
Regional Permit Administrator

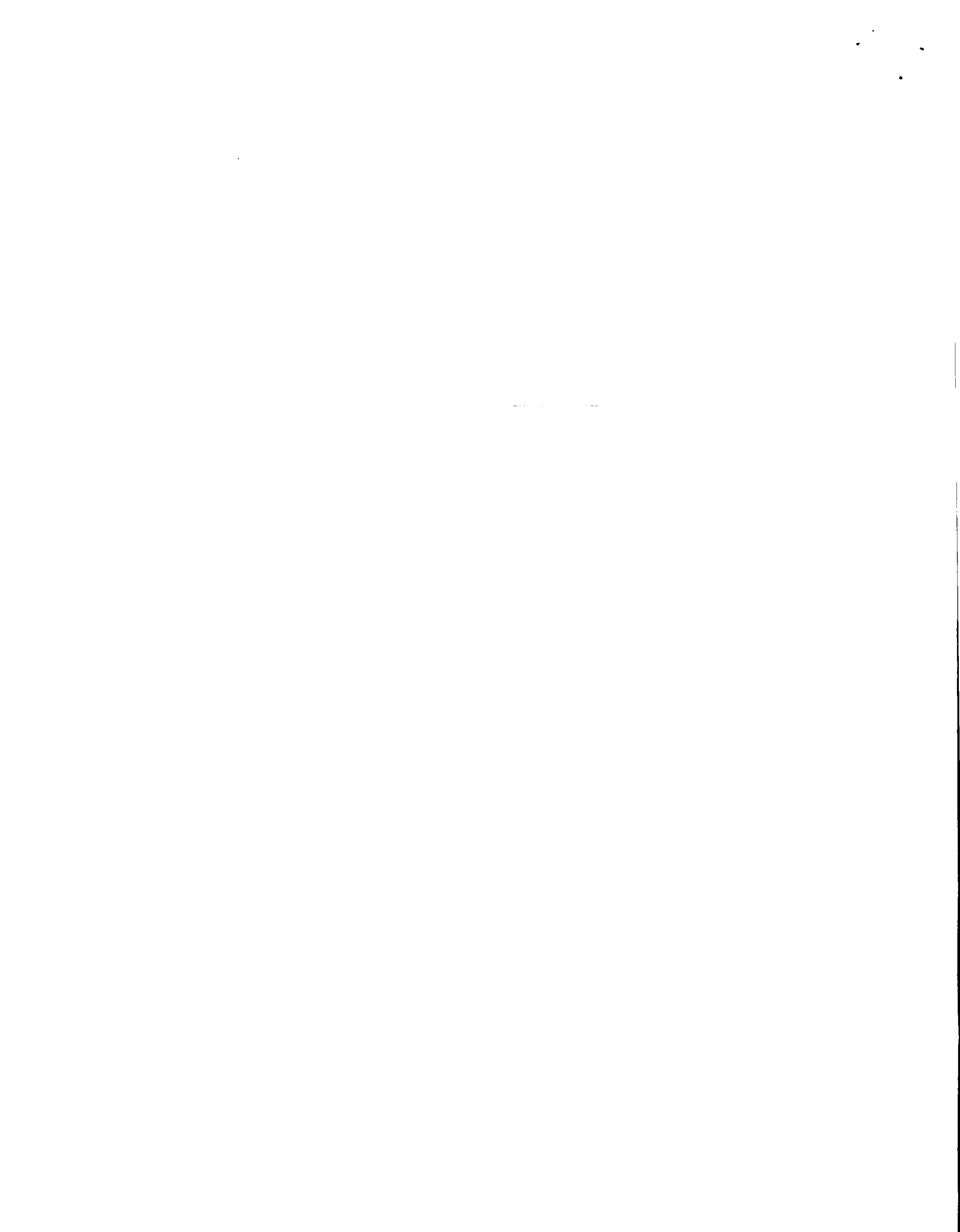
Distribution List Attached

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.

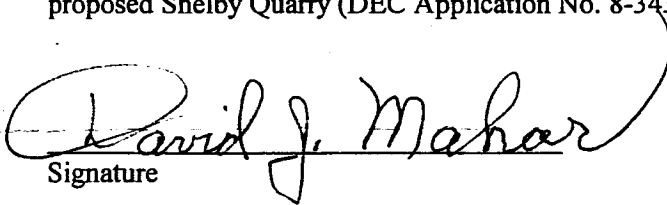
Scott - here is
a copy of the original
Some but it must
have gotten lost
in the courtroom
rush. Thanks
Dave





Uniform Procedures and SEQR Time Frame Extension

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 30 days after the Department's hard copy receipt of the vibration/blasting study being prepared to evaluate potential impacts on the proposed STAMP site, 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

12-15-14
Date

DAVID J. MAHAR PRESIDENT
Name (print)/Title

For

Frontier Stone, LLC

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