

New York State Department of Environmental Conservation

Environmental Permits, Region 8

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Joe Martens
Commissioner

January 12, 2015

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

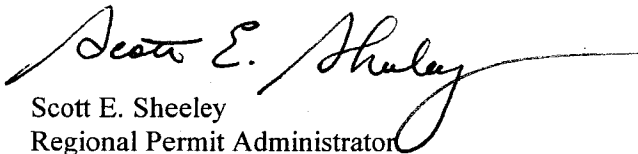
Dear Mr. Brown:

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 February 16, 2015.

While we understand and appreciate that you conveyed your interest in this Uniform Procedures Act time frame extension in your e-mail of January 12, 2014 to Dudley Loew, your client's consent as the applicant is requested by providing their countersignature on page 2 of this letter by close-of-business on January 14, 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,

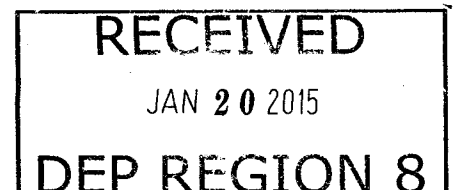


Scott E. Sheeley
Regional Permit Administrator

Distribution List Attached

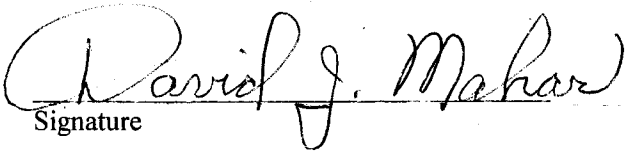
Cc: → Frontier Stone, LLC

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



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 February 16, 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

1-15-15
Date

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

For

Frontier Stone, LLC