

## *Seneca Meadows, Inc.*

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29 August 2006

Ms. Kimberly A. Merchant  
Deputy Permit Administrator  
New York State Department of Environmental Conservation, Region 8  
6274 East Avon-Lima Road  
Avon, NY 14414

SUBJECT: SENECA MEADOWS LANDFILL EXPANSION  
DEC ID #8-4532-00023  
FGEIS AND REQUEST FOR INFORMATION

Dear Ms. Merchant:

SENECA MEADOWS, INC. (SMI) is pleased to submit the revised FGEIS and provide our response to your letter dated 03 August 2006. We have enclosed eight copies of the FGEIS incorporating these changes for your use in the process of completing the SEQR and issuing the Article 24 permit. With respect to your comments on the draft FGEIS from your correspondence, SMI's responses are as follows:

- Comment 1): Comment is noted.
- Comment 2): This has been incorporated into the revised FGEIS, Section 2.4.6.10.9, and is included as a new Appendix E.
- Comment 3): SMI proposes to address the referenced noise mitigation concept and other identified issues in the Stage 2 process. Please note that discussions between SMI and the NYSDOT are ongoing with the intent of meeting their requirements as part of the Stage 2 permitting process.
- Comment 4): SMI can confirm that it will not seek to modify the soon to be issued Article 24 permit to increase the wetland acreage (71 acres) to be impacted permanently by the Landfill Expansion. With respect to the expected temporary wetland impacts (1.67 acres) associated with the relocation of third party utilities, it is difficult to say with certainty at this stage that there would be no need to seek an increase in that amount, given the precision of the number, but SMI expects that, if an increase were needed, it would be small (say, on the order of a tenth of an acre or less).

Lastly, regarding the information that your letter indicates various documents should be submitted with or prior to the Stage 2 permit applications, SMI can commit to providing them as soon as they are available. Specifically regarding the Stormwater Pollution Prevention Plans (SWPPPs), the SWPPP for the project cannot be completed until the design is completed and the

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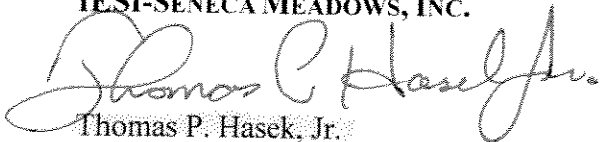
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design is not likely to be completed before the end of October, this presents logistical difficulties. The Division of Water personnel have provided feedback to SMI indicating a preference that the SWPPPs be a condition of the 401 Water Quality Certification. This would minimize the potential for any duplication of effort, as SWPPPs are typically prepared prior to construction; i.e., submittal of an NOI is also an indication that a SWPPP has been prepared and will be implemented at the start of construction. This approach of issuing a water quality certification containing a condition for a subsequent submission of a SWPPP has been used on other NYSDEC projects. If the Department wishes, an annotated outline can be submitted in advance of the SWPPPs which summarizes the various stormwater pollution prevention measures to be employed for the landfill expansion, Black Brook realignment, Dove mitigation, and utility relocation work in support of the 401 Water Quality Certification.

As we discussed, SMI will distribute copies of the FGEIS directly to the Town of Seneca Falls, Barton & Loguidice, and the Town of Seneca Falls/Waterloo repositories. Please feel free to contact us if you have any questions.

Sincerely,

**IESI-SENECA MEADOWS, INC.**



Thomas P. Hasek, Jr.

Environmental, Engineering and Compliance Manager

TPH:eaw

Enclosures

cc: S. Hanna, Regional Director, NYSDEC (w/o enclosure)  
P. D'Amato, Regional Attorney, NYSDEC (w/o enclosure)  
F. Ricotta, Regional Engineer, NYSDEC (w/o enclosure)  
P. Lent, Regional Permit Administrator, NYSDEC (w/o enclosure)  
S. Jones, Bureau of Habitat, NYSDEC (w/o enclosure)  
S. Foti, Regional Solid and Hazardous Materials Engineer (w/o enclosure)  
M. Kharroubi, Environmental Engineer II, NYSDEC (w/o enclosure)  
J. Swanson, Environmental Engineer, DSHM R8 (w/o enclosure)  
K. Leitner, Environmental Monitor, DSHM R8 (w/o enclosure)  
D. Rollins, DOW Regional Water Engineer (w/o enclosure)  
R. Harstad, DOW Environmental Engineer II, NYSDEC (w/o enclosure)  
D. Gentilcore, Division Manager, Seneca Meadows, Inc. (w/ enclosure)  
S. Turner, Partner, Nixon Peabody LLP (w/ enclosure)  
W. Southern, Barton & Loguidice (w/ enclosure)  
P. Same, Town of Seneca Falls Supervisor (w/ enclosure)  
Town of Waterloo Library Repository (w enclosure)  
Town of Seneca Falls Repository (w/ enclosure)