

NEW YORK STATE DEPARTMENT OF ENVIRONMENTAL CONSERVATION

Division of Environmental Permits, Region 8

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

P: (585) 226-5400 | F: (585) 226-2830

www.dec.ny.gov

April 20, 2020 (by email to supervisor@townofshelbyny.org and US Mail)

Town of Shelby
Supervisor and Town Board
4062 Salt Works Rd.
Medina, NY 14103

RE: SEQR LEAD AGENCY COORDINATION REQUEST

Shelby Crushed Stone, Inc. – Medina Mine
Proposed expansion of bedrock mine
10830 Blair Road, Town of Shelby, Orleans County
DEC Application No. 8-3436-00007/00001; MLR No. 80346

Dear Potential Involved or Interested Agency:

The Region 8 Office of the New York State Department of Environmental Conservation (DEC) has received an application for the modification of the Mined Land Reclamation permit for the Shelby Crushed Stone, Inc. "Medina Mine".

The currently-permitted limestone mine includes an approximately 106 acre of life-of-mine area, located in the Town of Shelby. As proposed, an approximately 14.8 area expansion area is proposed to be used for the excavation of consolidated bedrock material. The changes are shown in Reclamation Plan drawing of the application, and a scan of which are attached to this letter for reference. Copies of the permit application form and State Environmental Quality Review Act (SEQR) Full Environmental Assessment Form (EAF) are enclosed. In addition, a full electronic copy of this application which includes the aforementioned materials has been included in the attached cd-rom.

The purpose of this request is to determine under Article 8 (State Environmental Quality Review Act) of the Environmental Conservation Law (ECL) and 6 NYCRR Part 617 the following:

- Your jurisdiction in the action described in the enclosed permit application. According to the SEQR EAF provided there are no local approvals required for the proposed increase in depth and change to reclamation plan. The DEC is seeking confirmation of this information or, if not confirmed, information on the local approval(s) that would be required;
- If you have a discretionary jurisdiction, your interest in assuming the responsibilities of SEQR Lead Agency; and
- Issues of concern which you believe should be evaluated in the SEQR review.

The Lead Agency must determine the need for an environmental impact statement (EIS) on this project. In accordance with our regulatory authority over mining, DEC intends to serve as Lead Agency for this project. Please contact me **within 30 days** of the date of this letter with your agency's consent or objection to the DEC serving as the Lead Agency in the review of this proposal. If no response is received by May 20, 2020, then the Department will assume that you have no interest in being Lead Agency and the DEC will serve as the Lead Agency.

Please feel free to contact me at (585) 226-5396 if you have any questions, or need additional information.

Sincerely,

Robert B. Call
Deputy Regional Permit Administrator

Enclosures: - SEQR Coordination Data Sheet
- Mined Land Reclamation Application Form
- SEQR Long EAF
- Reclamation Plan Drawing
- Cd-rom With Application Materials

ecc: Steve Army, Mineral Resources, DEC Region 8 (letter only)
Dan Sek, Mineral Resources, DEC Region 8 (letter only)
Tom Biamonte, Shelby Crushed Stone, Inc (letter only)

SEQR COORDINATION DATA SHEET

Project Name: Shelby Crushed Stone Inc. – Medina Mine

Project Location: 10830 Blair Road, Town of Shelby, Orleans County

Project Sponsor: Shelby Crushed Stone Inc.

Project Description: The currently-permitted limestone mine includes an approximately 106 acre of life-of-mine area, located in the Town of Shelby. As proposed, an approximately 14.8 area expansion area is proposed to be used for the excavation of consolidated bedrock material. The changes are shown in Reclamation Plan drawing of the application, and a scan of which are attached to this letter for reference. Copies of the permit application form and State Environmental Quality Review Act (SEQR) Full Environmental Assessment Form (EAF) are enclosed. In addition, a full electronic copy of this application which includes the aforementioned materials has been included in the attached cd-rom.

DEC Project No.: 8-3436-00007/00001; MLR No. 80346

DEC Permits: Mined Land Reclamation

SEQR Classification: Type 1

DEC Contact Person: Robert Call
NYSDEC Region 8
6274 East Avon-Lima Road
Avon, New York 14414
(585) 226-5396

DEC Position: In accordance with our regulatory authority over mining, DEC intends to serve as lead agency for this project.

Comments: We would appreciate input regarding any issues, concerns, or recommendations that your agency may have regarding the proposal. Please respond no later than May 20, 2020. Thank you.

Robert B. Call
Division of Environmental Permits
DEC, Region 8