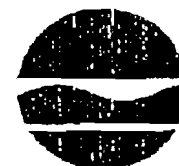


New York State Department of Environmental Conservation
Division of Environmental Remediation, Region 9
270 Michigan Avenue, Buffalo, New York, 14203-2998
Phone: (716) 851-7220 • FAX: (716) 851-7226
Website: www.dec.state.ny.us



Denise M. Sheehan
Commissioner

FACSIMILE COVER LETTER

PLEASE DELIVER THIS AND THE FOLLOWING PAGES TO:

NAME: Michael Bolender, Esq.

COMPANY: Village of Mayville FAX: 716-753-3377

SENDER: Linda Ross

DATE: September 29, 2009

NUMBER OF PAGES (INCLUDING COVER SHEET) 3

If transmission is not complete, please call (716) 851-7220.

MESSAGE: Please sign + fax back.

Looking forward to meeting with
the Village officials to discuss the
project.

Thank you

Linda Ross

CONFIDENTIALITY NOTICE

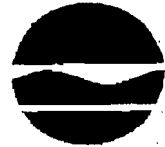
THIS TRANSMISSION WAS INTENDED SOLELY FOR THE INDIVIDUAL OR ENTITY TO WHOM IT IS ADDRESSED AND MAY CONTAIN INFORMATION WHICH IS CONFIDENTIAL OR PROTECTED BY PRIVILEGE. IF YOU ARE NOT THE INTENDED RECIPIENT, PLEASE CONTACT THE SENDER TO ARRANGE FOR THE RETURN OR OTHER DISPOSITION OF THE TRANSMISSION.

New York State Department of Environmental Conservation

Division of Environmental Remediation, Region 9

270 Michigan Avenue, Buffalo, New York 14203-2915

Phone: (716) 851-7220; Fax (716) 851-7226

Website: www.dec.ny.govAlexander B. Grannis
Commissioner**E-FILED**

September 16, 2009

Releasable ☒Non-Releasable ☐

Michael Bolender, Esq.
Village of Mayville Attorney
42 South Erie Street
P. O. Box 154
Mayville, New York 14757-0154

Dear Mr. Bolender:

Standard Portable-Off-site
C907030
Town of Chautauqua
Chautauqua County
SBL: 110-4-1 and 111.3-1.2.1, West Lake Road

The Department of Environmental Conservation is investigating hazardous waste contamination that has occurred on or near Village of Mayville property.

The sampling is planned to begin during the Fall of 2009. The SBLs for the properties we wish to access are 110-4-1 and 111.3.1.2.1. Both properties are on West Lake Road and are adjacent to the Boxcar Barney property and the Village Town Park.

Pursuant to ECL Article 56 §0515.1, the Department and its contractors are authorized to enter onto property for these purposes. The Department, acting through its officers, employees, agents, and contractors, require access to the Village's real property above specified to conduct its investigation. In order to complete this work, the Department may need to take samples of various media, including soil, soil vapor, indoor air and groundwater. Sampling methods may include, soil borings, test pits, monitoring wells and geophysical studies. Access to on-site buildings may also be necessary.

The Department is available to answer any questions you may have regarding this work at any time. The Department will provide advance notice of scheduled work and will work to accommodate the Village's schedule, to the extent possible. Also, the Department will make every effort to minimize any adverse impact of its entry on and occupancy of your property.

Michael Bolender, Esq.
September 16, 2009
Page 2

The Department would prefer to act in cooperation with the Village of Mayville. Therefore, it is requested that you sign this form acknowledging and consenting to the Department's right of entry onto your property.

Please feel free to direct any questions you may have on this matter to me at 716-851-7220.
Thank you very much.

Sincerely,



Linda C. Ross
Project Manager
Division of Environmental Remediation

Property Owner Acknowledgment and Consent

Signature



Address

Box 144 Mayville, N.Y. 14757

Date

9/30/09

Print Name

Michael J. Bolender