

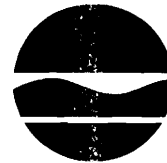
New York State Department of Environmental Conservation

Office of General Counsel

270 Michigan Avenue, Buffalo, New York 14203-2915

Fax: (716) 851-7296 or (716) 851-7190

Website: www.dec.ny.gov



Alexander B. Grannis
Commissioner

August 17, 2010

Timothy E. Keef, P.E.
Commissioner of Public Works
Town of Brighton
2300 Elmwood Avenue
Rochester, New York 14618

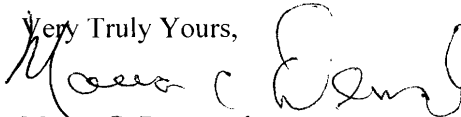
Re: Gonsenhauser Farm Site
Voluntary Cleanup Agreement Site No. V00599-8
Westfall Road, Brighton, Monroe County, New York
Declaration of Restrictions recorded May 15, 2000;
First Amended Declaration of Restrictions recorded January 14, 2003

Dear Mr. Keef:

The New York State Department of Environmental Conservation (the "Department") has received the letter dated January 22, 2010 and the accompanying letters dated January 19, 2010: Hiscock & Barclay LLP Request to Terminate Declarations of Covenants and Restrictions and Stantec Consulting Services, Inc. Request to Terminate and certification.

The Department has determined that the remedial objectives set forth in the March 2002 Record of Decision have been met; the remediation has been satisfactorily completed; and the existing conditions, including groundwater meeting applicable groundwater quality standards, are protective of public health and the environment for unrestricted use of the land without the implementation of institutional or engineering controls. Therefore, the Department consents to the termination of the Declaration and First Amended Declaration referenced above.

Annual Certifications and Periodic Review Reports are no longer required for this property.

Very Truly Yours,

Maura C. Desmond
Senior Attorney

MCD:jaf
D2762

cc: T. Walsh
G. MacLean
B. Putzig
R. Knizek
K. Comerford
J. Komsala
M. Lesser