

July 2014

James T. McClymonds
Chief Administrative Law Judge
NYSDEC Office of Hearings and Mediation Services
625 Broadway, 1st Floor
Albany, NY 12233-1550

SEP 19 2014
OFFICE OF HEARINGS AND MEDIATION SERVICES

Dear Judge McClymonds,

I am in favor of the expansion of CWM Chemical Services, LLC.

It is a matter that is close to me, as I have a connection to an employee of the site.

We hear many negatives and much misinformation on this issue.
Please be aware of some truths:

- This site employs hard-working people who are very conscious and respectful of the environment.
- These employees live in the area. They raise their families here. They contribute their time and talent to local organizations/clubs/churches...
- They have a right to work and make a living at a legitimate, revenue generating, tax-paying facility.
- If there was not a "NEED" for an expansion of this facility, Waste Management would not be looking to invest a significant amount of money to continue operations here.

Hopefully, Judge McClymonds, you are passing along these comments to the Siting Board. We want them aware that there are many of us counting on the continuing of operations here, so we may continue to be productive members of this community.

Thank you!

Name

Address

City/State/Z

Frank Velez
[Redacted]
[Redacted]

July 2014

James T. McClymonds
Chief Administrative Law Judge
NYSDEC Office of Hearings and Mediation Services
625 Broadway, 1st Floor
Albany, NY 12233-1550

SEP 16 2014
HEARINGS AND MEDIATION SERVICES

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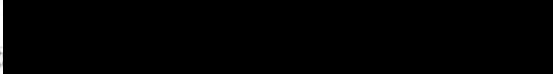
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Thank you!

Name Jeffrey J Wautz

Address 

City/State 

July 10, 2014

James T. McClymonds
Chief Administrative Law Judge
NYSDEC Office of Hearings and Mediation Services
625 Broadway, 1st Floor
Albany, NY 12233-1550

RECEIVED
SEP 10 2014
OFFICE OF HEARINGS AND MEDIATION SERVICES

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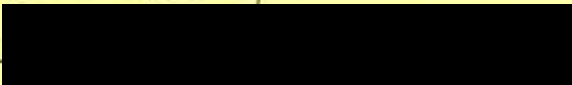
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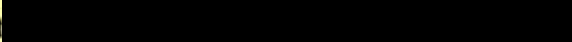
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Thank you!

Name Laura Wedge

Address 

City/State 

RECEIVED

SEP 16 2014

HEARINGS AND MEDIATION SERVICES

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NYSDEC Office of Hearings and Mediation Services
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Name

Maria O Wrenke

Address

City/Stat

July 10, 2014

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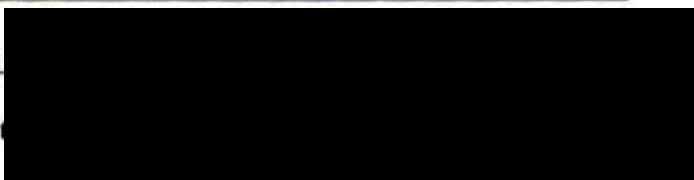
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Name Pete Wittmann

Address

City/State



July 10, 2014

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Chief Administrative Law Judge
NYSDEC Office of Hearings and Mediation Services
625 Broadway, 1st Floor
Albany, NY 12233-1550

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Thank you!

Name Wilfried W. Hrynar

Address [REDACTED]

City/State [REDACTED]

RECEIVED

SEP 16 2014

HEARINGS AND MEDIATION SERVICES

July 10, 2014

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Chief Administrative Law Judge
NYSDEC Office of Hearings and Mediation Services
625 Broadway, 1st Floor
Albany, NY 12233-1550

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Thank you!

Name John A Zellen Jr PAGE ETC

Address _____

City/State/Zip _____



INTERNATIONAL UNION OF OPERATING ENGINEERS

Local 463



James T. McClymonds
Chief Administrative Law Judge
DEC Office of Hearings and Mediation Services
625 Broadway, First Floor
Albany, NY 12233-1550

September 2014

James T. McClymonds
Chief Administrative Law Judge
NYSDEC Office of Hearings and Mediation Services
625 Broadway, 1st Floor
Albany, NY 12233-1550

RECEIVED
SEP 24 2014
HEARINGS AND MEDIATION SERVICES

Dear Judge McClymonds,

As a business that utilizes CWM Chemical Services, we ask that you and the Siting Board move the expansion process along as quickly as possible!

New York State has a need for hazardous waste disposal and the fact that the Model City facility already has reduced airspace is impacting our business. If this site is not allowed to operate Sentry Group will be forced to have to ship our hazardous waste much further driving our costs up. This will trigger Sentry Group to look to move parts of our business to our Indiana plant, thereby losing jobs here in New York State.

New York State cannot allow airspace to run out – forcing businesses to rely on out-of-state facilities. The cost of hazardous waste disposal would then cause an unfair burden to be placed on generators of hazardous waste and those remediating clean-up sites.

PLEASE PERMIT THIS EXPANSION!

Thank you,



Michael J. Sanguinito
Plant Engineer
Sentry Group



World Leader in Fire-Resistant and Security Storage



Mr. James T. McClymonds
Chief Administrative Law Judge
NYSDEC Office of Hearings
and Mediation Services
625 Broadway, 1st Floor
Albany, NY 12233-1550

12233#1550





NIAGARA COUNTY DEPARTMENT OF HEALTH

Public Health Administration

September 25, 2014

RECEIVED

OCT 1 2014

HEARINGS AND MEDIATION SERVICES

The Honorable James T. McClymonds
Chief Administrative Law Judge
New York State DEC
Office of Hearings and Mediation Services
625 Broadway, 1st floor
Albany, NY 12233-2550

Re: CWM Proposed RMU-2
Niagara County Board of Health Comments

Dear Judge McClymonds:

The Niagara County Board of Health (NCBOH) would like to go on record as officially opposing the Residual Management Unit (RMU-2) hazardous waste landfill being proposed at Chemical Waste Management in the Towns of Lewiston and Porter. The Niagara County Board of Health (NCBOH) is the oversight governing body of the Niagara County Department of Health under the provisions of the New York State Public Health Law. As a body with duties and responsibilities concerning the health of the citizens of Niagara County, it is our professional opinion that the proposed expansion of hazardous waste landfill facilities at CWM or in Niagara County will have a negative impact on the health and welfare of our community. We have concerns based upon the unaddressed issues that exist, which will be detailed by our Public Health Director in future correspondence. As an example, there are radiological health concerns relating to large scale excavations when the property does not have a detailed, full scale, completed site radiological history characterization.

As the NCBOH, we point to the Hazardous Waste Facility Siting Plan which was adopted in October 2010. The Plan's intent was to assess the State's capacity for managing hazardous waste in accordance with State and Federal Law, and to secure adequate availability of industrial hazardous waste treatment, storage and disposal facilities into the future. The final adoption of the Siting Plan is a prerequisite for the siting or significant expansion of certain new hazardous waste facilities in New York State.

Page 2

The Honorable James T. McClymonds
CWM Proposed RMU-2
NCBOH Comments

The principal finding of the Hazardous Waste Facility Siting Plan is that, based upon present national capacity, there is no need for additional hazardous waste facilities or expanded hazardous waste management capacity in New York State. The plan finds sufficient capacity, within and beyond New York's borders, for the management of the hazardous waste presently generated within the state. As a result of good environment and business practices, pollution prevention and hazardous waste reduction efforts, and economics, it is anticipated that the private sector will continue to develop and implement reuse, reduction, and recycling options beyond existing practices.

Based upon the Siting Plan and supporting data, the Niagara County Board of Health would like to go on record as opposing the expansions of hazardous waste landfill capacity, specifically RMU-2, at Chemical Waste Management in Niagara County.

Sincerely,

A handwritten signature in blue ink that reads "Robert Bauer MD". The signature is written in a cursive style.

Robert Bauer, MD
President, Niagara County Board of Health

cc: Daniel J. Stapleton, Niagara County Public Health Director

NIAGARA COUNTY DEPARTMENT OF HEALTH



RETURN SERVICE REQUESTED



The Honorable James T. McClymonds
Chief Administrative Law Judge
New York State DEC
Office of Hearings and Mediation Services
625 Broadway, 1st floor
Albany, NY 12233-2550

1223332550



[REDACTED]
[REDACTED]
September 30, 2014

James T. McClymonds
Chief Administrative Law Judge
NYSDEC Officer of Hearings and Mediation Services
625 Broadway, First Floor
Albany, NY 12233-1550



Judge James T. McClymonds:

We are writing in opposition to CWM Chemical Services' application to construct a new hazardous waste landfill, RMU2, at its facility on Balmer Road in the Town of Porter.

We have acted many times in the past in response to the operations at CWM Chemical Services with many of the same concerns. The presence and operations of CWM Chemical Services has had a negative effect on our economy and quality of life: deterring development; impacting the tourism, fishing, and agricultural industries; depressing property values; and causing great concern for our environment and our health and safety.

CWM's application for RMU2 is an application for a NEW hazardous waste landfill and should be judged on that criteria.

Would the DEC permit a hazardous waste landfill-

In such close proximity to the Niagara River and Lake Ontario, one of the Great Lakes, and part of the largest fresh water system in the world

In an area of low-lying wetlands traversed by ditches and major creeks draining into nearby Lake Ontario

Approximately one mile from the Lewiston Porter School Complex, the day-time home to our school children; with all trucks transporting hazardous waste to CWM passing the complex on a daily basis

On property which the U.S. Government and the New York State Department of Health had restricted for such use

On property documented to be contaminated with chemical and radiological wastes from World War II and the Manhattan Project where land-filling presents the danger of disturbing and dispersing already contaminated soil

Judge James. T. McClymonds

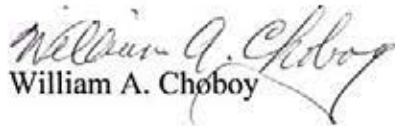
September 29, 2014

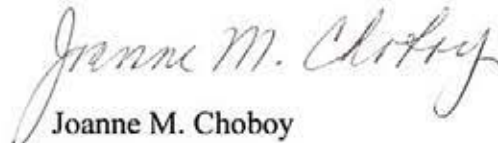
Page 2

Most importantly, due to advanced technologies now available to handle hazardous wastes, the DEC has already determined there is adequate capacity and no need for additional hazardous waste land filling. To permit RMU2 flies in the face, and is a total contradiction to Governor Cuomo's strong commitment to the economy of the region through initiatives designed to support innovative, efficient development and the leveraging of the many tourism assets in Niagara Falls and the region.

For far too long, area residents have been unfairly burdened with the dangers of hazardous waste. Enough is enough!

Sincerely,


William A. Choboy


Joanne M. Choboy

Cc: NYS Governor Andrew Cuomo

William A. Choboy

BUFFALO NY 142

03 OCT 2014 PM 5.1



James T. Mc Clemente
 Chief Administrative Law Judge
 NYS DEC Office of Hearings &
 Mediation Services
 635 Broadway, 7th Floor
 Albany, NY 12233-1550
 122331550

From: robert.bingenheimer
To: dec.sm.CWM.RWMUNIT2
Subject: Model City expansion
Date: Monday, September 22, 2014 12:26:15 PM

James T. McClymonds

Chief Administrative Law Judge

NYSDEC Office of Hearings and Mediation Services

625 Broadway, 1st Floor

Albany, NY 12233-1550

Dear Judge McClymonds and the Siting Board,

I am a Waste Management employee, residing in New York State and I am in favor of the expansion effort of our CWM Chemical Services, Model City facility.

Waste Management is a company committed to offering safe, reliable disposal of waste.

Without this expansion, New York State will be without a hazardous waste disposal facility, sending our customers (and their revenue) out of state for this service. We take pride in our reputation in the waste industry and our commitment to safety and our pledge to being stewards of our environment.

This is an issue that affects all of us in New York State, please give this matter thoughtful consideration and swift resolution.

Thank you,

Name

REBECCA S BINGENHEIMER

