

OFFICE OF THE COMMISSIONER

New York State Department of Environmental Conservation
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MAY - 9 2018

Honorable Velmanetta Montgomery
New York State Senate
903 Legislative Office Building
Albany, NY 12247

Dear Senator Montgomery:

Thank you for your letter regarding the environmental conditions at 280 Richard Street in Red Hook.

DEC's office of General Counsel is nearing the final stage of the enforcement process to resolve this matter. The Consent Order that has been issued includes provisions to ensure that the Respondent employs and maintains erosion controls, dust controls and best management practices.

Specifically, DEC is requiring that stockpiled material is immediately contained with silt fencing and hay bales for soil stabilization and tackifier be applied for dust control. These measures will help prevent material from entering the waterway as well as make certain that the storage and handling of the material will not negatively impact the surrounding area.

DEC requested and received analytical sampling data for the stockpiled material. There are no VOC exceedances and there are no exceedances of hazardous waste thresholds. We are requiring that all stockpiled material must be used to grade the site or be removed and properly disposed of by November 3, 2018.

Please call me at (518) 402-8540 if you have any questions.

Sincerely,



Basil Seggos
Commissioner