

From: "D'Amato, Paul (DEC)"

Date: June 12, 2018 at 12:16:49 PM EDT

To: Mike Barker, Supervisor -Town of Perinton; Supervisor Pagano, Town of Macedon

Cc: Richardson, Jeffrey – Waste Management; Joseph D. Picciotti, Esq.; Linda Shaw, Esq.; Schwartz, Lisa (DEC); Leslie Mauro, Esq.

Subject: High Acres Landfill

Good Afternoon Supervisors Barker and Pagano,

Attached you will find a copy of an email written from Assistant Regional Attorney Lisa Schwartz to Counsel for the citizens group, Linda Shaw, Esq., together with an Odor Complaint Log form. The form is designed to assist residents who in the future feel impacted by odors from the High Acres facility in documenting their concerns and providing that information to WM and DEC. The form seeks the same type of information that DEC staff in the field has been seeking from residents who have taken advantage of the opportunity to use the Hotline.

We are providing the form at this time for a couple of reasons. Most significantly, impacts from the facility have been reduced as a result of the mitigative measures taken by WM under the direction of DEC. Calls to the hotline have decreased to just a few in recent weeks, and we have received only two in the month of June thus far. The geographic extent of any remaining issue has clearly been reduced to areas in very close proximity to the facility. Based on the current situation, DEC is reducing the extended staff coverage in the neighborhoods which we initiated to assess and respond to residents' complaints, while maintaining active oversight and a response process for complaints. Please be assured that DEC will continue to monitor the situation closely, and has continued access to the hotline calls as well as reviewing any forms that are submitted. Use of the form will provide us with the basic information regarding an odor event in place of a DEC staff visit to an affected resident. In addition, some residents have expressed the view that waiting for a DEC representative to arrive is inconvenient or not possible (people heading to work, etc.). Use of this form will allow the information to be sent electronically, and can be submitted at any time, so there is no constraint imposed by DEC's normal business hours or a resident's schedule. We encourage continued use of the Hotline by residents as a first notification as calls to it will be recorded, and will give WM notice that there is a concern in the neighborhood, providing them with an immediate chance to evaluate and rectify any issue they may be having.

While we are pleased to see the reduction in calls to the Hotline, we are cognizant that concerns increased on a couple of days since mid - May, and we therefore want to be sure the residents have a mechanism, in addition to the Hotline, to provide accurate and useful information to us should they experience a future issue at their home or place of business. The information sought is the same as we would seek in any situation where a neighborhood feels adversely impacted by a

business, and to my understanding is the same approach used by most regulatory agencies with similar responsibilities.

We are requesting that you post the form on your respective websites for use by the residents should they need it, and it will be available on the DEC website as well. Ms. Shaw is copied on this as well to facilitate distribution to the residents, and as indicated by Ms. Schwartz's email, there is an invitation to Ms. Shaw to meet soon to discuss the status of this issue.

Thank you for your continued cooperation.

Paul J. D'Amato  
Region 8 Director

**New York State Department of Environmental Conservation**

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