

Town Supervisor
Kevin J. Tollisen

Town Board
Paul Hotaling
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Daphne Jordan
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TOWN of HALFMOON

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HALFMOON, NY 12065
COUNTY OF SARATOGA

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April 4, 2016

Mr. Andrew Dangler
US Army Corps of Engineers
Upstate Regulatory Field Office
ATTN: CENAN-OP-RU Bldg 10, 3rd Floor North
1 Buffington Street, Watervliet Arsenal
Watervliet, New York 12189-4000

Re: Town of Colonie Landfill 404 Permit

Dear Mr. Dangler:

I am the Town Supervisor for the Town of Halfmoon. I am writing this letter to encourage you to delay the commencement of the public comment period associated with the NEPA process for the above referenced project. As I am sure you are aware, the final project configuration has not been determined for the increase in utilization of the landfill. Further, it is my understanding that the current site has already been issued Notices of Violations for failure to comply with their current permitting requirements.

The Town of Halfmoon is directly impacted by any changes to the landfill. Our residents are directly affected by both the visual impacts of the current landfill together with the odors that often force our residents to close their windows in an attempt to avoid the noxious odors emitting from the landfill. This is occurring without the proposed expansion. Expanding the use would only increase the negative impacts. Colonie had created a detailed plan for closing the landfill in the next few years. This expansion proposal is obviously contrary to that plan.

The Town of Halfmoon has a historic district, the Church Hill Historic District, directly across from the landfill. I am very pleased to advise you that the NY State Historical Preservation Office (SHPO) has recently entered the Church Hill Historic District, with a boundary designated by SHPO and described in the attached, into the Cultural Resources Information System (CRIS) as National Register of Historical Places eligible. Under Section 106 of the National Historic Preservation Act and section 14.09 of the New York State Historic Preservation Act state and federal agencies must consult with SHPO to determine if historic or cultural properties are involved and whether they will be affected by proposed activity. Historic preservation environmental review ensures that properties that are listed *or eligible* for listing on the State and National Registers are considered and that adverse impacts are avoided, minimized or mitigated during the project planning process. This recent development should obviously be taken into account during your review.

Based upon the information contained herein, I urge you to delay the NEPA process until more information is available regarding the parameters of the expansion. It is impossible for the Town of Halfmoon, or anyone else, to provide specific information regarding our concerns about the proposed expansion when the expansion itself hasn't been completely defined.

Please feel free to contact me to discuss this matter and thank you for your anticipated cooperation.

Sincerely,



Kevin J. Tollisen
Town Supervisor

KJT/lp

Cc: Town Board
Town Residents
Town of Halfmoon Attorney
Honorable Paula Mahan, Colonie Town Supervisor
Honorable Kathleen A. Marchione, NYS Senator
Honorable James Tedisco, NYS Assembly Member
Honorable Phil Barrett, Clifton Park Town Supervisor
Honorable John E. Lawler, Waterford Town Supervisor
Honorable J. Bert Mahoney, Waterford Village Mayor
Honorable George Primeau, Cohoes Mayor
Mr. Eric Hamilton, Executive Director Mohawk Towpath Scenic Byway
Mr. Robert Menga, Canal Corp Executive Director Canal Recreationway Commission
Mr. Keith Goertz, Regional Director, NYSDEC
Mr. Angelio Marcuccio, NYSDEC
Ms. Victoria Schmidt, NYSDEC