

70/21

GEORGE E. PATAKI
GOVERNOR



JOHN P. CAHILL
COMMISSIONER

STATE OF NEW YORK
DEPARTMENT OF ENVIRONMENTAL CONSERVATION
ALBANY, NEW YORK, 12233-1010

Ms. Diana Eggleston
Town Clerk
Town of Argyle
Box 38, Main Street
Argyle, NY 12809

Dear Ms. Eggleston:

Governor Pataki has asked me to respond to the Town of Argyle's Resolution 43-97 entitled "To Support a County Law to Prohibit a PCB Landfill within Washington County" dated December 15, 1997.

The New York State Department of Environmental Conservation (DEC) is still evaluating the complex scientific and technical aspects of the Hudson River Reassessment Project. In our deliberations, we will take into account the perspectives, knowledge, and values of the affected community as well as the science and technology that has been applied throughout the study. We will continue to work with the Environmental Protection Agency (EPA) to ensure a comprehensive evaluation is made of the remedial alternatives. DEC believes the technical work must be completed and presented to the public before it can support any particular remedy for addressing the PCB contamination in the Hudson River.

The resolution also raised a concern with EPA's recent landfill siting survey. The EPA recently provided a public apology for the method in which it performed the landfill siting study. The DEC believes that EPA should now be judged by its future actions to take into account the recommendations made by you and others involved in the community interaction process.

Thank you for your continued concern and input on the PCB contamination in the Hudson River.

Sincerely,

A handwritten signature in dark ink, appearing to read "John P. Cahill".
John P. Cahill

10.5754

bcc: D. Tomchuck (EPA-NY)

12/15/97

RESOLUTION 43-97: TO SUPPORT A COUNTY LAW TO PROHIBIT A PCB LANDFILL WITHIN WASHINGTON COUNTY

WHEREAS, the Town Board of the Town of Argyle has gone on record to oppose the dredging of PCBs from the Hudson River, and

WHEREAS, the EPA has conducted a PCB landfill siting study, and

WHEREAS, areas in all of the Washington County towns along the Hudson River corridor have been pin pointed as potential landfill sites, and

WHEREAS, the Washington County Board of Supervisors has proposed drafting a county law prohibiting the landfilling of PCBs within its borders, and

WHEREAS, the Washington County Board of Supervisors has determined that dredging the PCBs is unnecessary,

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Argyle supports and encourages the Washington County Board of Supervisor's efforts to adopt a local law prohibiting the siting of a PCB landfill in Washington County, and be it further

RESOLVED, that the Argyle Town Board does hereby encourage each of the towns in Washington County to officially support a county law prohibiting a PCB landfill, and be it further

RESOLVED, that the Argyle Town Board also encourages each of the towns in Washington County to examine their current no dumping laws and strengthen them to exclude PCBs specifically, and be it further

RESOLVED, that copies of this resolution be sent to Carrie Whitney, Washington County Clerk to the Board of Supervisors, each Town Supervisor, Governor George E. Pataki, Congressman Gerald Solomon, Senator Ronald Stafford, Assemblyman Robert D'Andrea, the EPA and NYSDEC Commissioner Cahill.

Resolution passed by the Argyle Town Board unanimously at the regular meeting held Wednesday, December 10, 1997.

This is to certify that this is a true copy of an original record on file in the office of the town clerk or registrar.

Signed *Diana Galester*
Town Clerk / Registrar, Town of Argyle, NY

Date 12/15/97

10.5756