

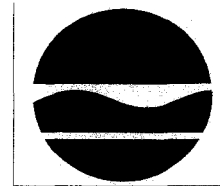
New York State Department of Environmental Conservation

Division of Water

Bureau of Water Permits, 4th Floor
625 Broadway, Albany, New York 12233-3505

Phone: (518) 402-8111 · FAX: (518) 402-9029

Website: www.dec.state.ny.us



Bill,
Will you please send me an
electronic copy of this letter signed by
the DEC. I need to attach it to the
March 25, 2008 updated Surveillance
plan (which is nearly
finished) Thanks
Judy
6/2/08

Mr. William Kowalewski
1776 Niagara Street
Buffalo, New York 14207-3199

Re: Notice of Intent Form for SPDES Multi-Sector General Permit for
Niagara Falls Storage Site, Permit I.D. No. NYR00B156

Dear Mr. Kowalewski:

This Department has reviewed the Notice of Intent form that was submitted for renewal of coverage under the Multi-Sector General Permit for Stormwater Discharges Associated with Industrial Activity (GP-0-06-002) on behalf of the above facility and has determined that coverage under this permit is not required.

Please note that this facility previously obtained coverage under the SPDES General Permit for Stormwater Discharges Associated with Industrial Activity (GP-98-03) for a facility conducting activities listed under Sector L. Based on information communicated by Michelle Rhodes, NFSS Project Engineer, it has been determined that this facility has been closed in accordance with Department regulations and that no waste materials are currently exposed to stormwater. Therefore, the facility's activities are not included in the 40 CFR 122.26(b)(14) definition of activities requiring SPDES permit coverage for stormwater discharges.

Michelle Rhodes gave verbal consent to change the *reason for submittal* (Item 2) on the Notice of Intent or Termination (NOIT) from *renewal* to *termination*. The Department has processed the NOIT accordingly. Please keep a copy of this letter for your records. If you have any questions, please contact me at (518) 402-8244 or email me at cmfalk@gw.dec.state.ny.us.

Sincerely,

Christina Falk
Bureau of Water Permits

SUPP_008350