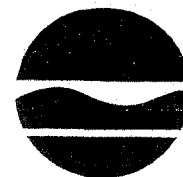


New York State Department of Environmental Conservation  
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Alexander B. Grannis  
Commissioner

AUG 03 2007

Mr. Walter D. Garrow, President  
Dr. Joseph A. Gardella, Co-Vice Chair, Steering Committee  
Lake Ontario Ordnance Works Restoration Advisory Board  
P.O. Box 181  
Youngstown, New York 14174

bcc: V. Washington  
S. Gavitt, DOH  
J. Leithner, USACE  
D. David, Region 9  
K. Johnson  
J. Mitchell  
B. Youngberg  
C:\Hurley Letters\Hurley 1.wpd

Dear Mr. Garrow and Dr. Gardella:

Deputy Secretaries Enck and Whalen asked me to reply to your recent letter regarding the Remedial Investigation Report (RIR) for the Niagara Falls Storage Site. We share your interest in reviewing the report, but it is important that this report be issued promptly, in final, so that the Comprehensive Environmental Response, Compensation and Liability Act (CERCLA) process can resume. Therefore, we have sent the enclosed letter to the United States Army Corps of Engineers (Corps), reminding them of their commitment to consider comments or concerns from any party at any time during the CERCLA process. We intend to review and comment on the final RIR, and we encourage you to do the same. You will receive a copy of the comments we send to the Corps. We would be interested in your comments as well.

Thank you for your interest in this project and in the environment of New York State.

Sincerely,

Edwin D. Dassatti, P. E.  
Acting Director  
Division of Solid & Hazardous Materials

Enclosure

cc w/ enc: LTC Hurley  
J. Enck  
D. Whalen  
N. Kim, DOH  
A. Snyder, DEC Region 9