

**New York State Department of Environmental Conservation**

**Division of Solid and Hazardous Materials, Region 9**

270 Michigan Avenue, Buffalo, New York, 14203-2915

Phone: (716) 851-7220 • FAX: (716) 851-7226

Website: www.dec.ny.gov



March 19, 2008

██████████ P.E.  
EnSol, Inc.  
661 Main Street  
Niagara Falls, New York 14301

Dear ██████████:

Town of Tonawanda Landfill, # 15S29  
FUSRAP Limits Evaluation

Department staff have reviewed EnSol's memorandum dated January 21, 2008 which provides the background, conclusions and recommendations used for defining the boundaries of the FUSRAP Area at the Town of Tonawanda Landfill.

We concur with your evaluation and agree with the proposed recommendations for delineating the FUSRAP Area by use of engineering controls, i.e., fencing and signs. It is hopeful that these measures will help to control the unauthorized access to the FUSRAP area which has been a problem in the past.

You have indicated that EnSol is prepared to implement these control measures as soon as you receive the Department's concurrence. Please notify this office when the work will be completed.

If you have any questions regarding this matter, please call me at (716) 851-7220.

Sincerely,

██  
Environmental Engineer II

DRW/tml

cc: ██████████, Regional Solid Materials Engineer  
██████████, NYSDEC, Albany  
██████████, Town of Tonawanda  
██████████, U.S. Army Corps of Engineers

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