

**New York State Department of Environmental Conservation**

**Environmental Permits, Region 8**

6274 East Avon-Lima Rd, Avon NY 14414-9516

Phone: (585) 226-5400 • Fax: (585) 226-2830

Website: [www.dec.ny.gov](http://www.dec.ny.gov)



Joe Martens  
Commissioner

**CERTIFIED MAIL  
RETURN RECEIPT REQUESTED**

October 5, 2011

Kevin Bernstein, Esq.  
Bond, Schoeneck & King, PLLC  
One Lincoln Center  
Syracuse, New York 13202-1355

Dear Mr. Bernstein:

**Re: Combined Notice of Complete Application,  
Notice of Completion of a Draft Supplemental Environmental  
Impact Statement and Notice of Continuation of Public Hearing  
DEC Facility No. 8-4432-00085  
Finger Lakes, LLC Underground LPG Storage Facility  
Town of Reading, Schuyler County**

1. The New York State Department of Environmental Conservation, as Lead Agency, has issued this combined Notice of Complete Application, Availability of a draft Supplemental Environmental Impact Statement, and Notice of Hearing Continuation for the above-noted underground liquefied petroleum gas (LPG) storage application. The complete application and dSEIS will be available for public review and comment until November 14, 2011. The hearing will be conducted pursuant to 6 NYCRR Part 617 to receive additional comment on this application and dSEIS. The public hearing held on Tuesday, September 27, 2011 will be continued on November 3, 2011 at 5:30 PM in the Watkins Glen High School auditorium at 301 12th Street, Watkins Glen, New York 14891.

2. Enclosed is a combined Notice of Complete Application, Availability of a draft Supplemental Environmental Impact Statement, and Notice of Hearing Continuation which you are to have published in the:

**Watkins Glen Review & Express  
210 North Franklin Street  
Watkins Glen, New York 14891  
(607) 535-2711  
FAX (607) 535-2500**

once during the week of **October 10, 2011** on any day Monday through Friday.

3. Please request that the newspaper publisher provide you with a Proof of Publication for the Notice. Upon receipt of the Proof of Publication, forward it to this office. This Proof of Publication is necessary before the hearing. You are responsible for paying the cost of publishing this Notice.

October 5, 2011

4. A verbatim transcript of the SEQR Hearing continuation is required. You should arrange to have a certified reporter take the stenographic record of the hearing continuation. You are responsible for the cost of the transcript. The Department will require the original, four copies, and an electronic copy of the transcript.

5. You may also be required to provide interpreter services for deaf persons attending the hearing continuation, if requested. Citizen requests for an interpreter must be made to the Department at least 10 business days before the hearing continuation. I will let you know at the earliest possible time if a request for these services has been made.

Please contact me at 585-226-5401 or email at [dlbimber@gw.dec.state.ny.us](mailto:dlbimber@gw.dec.state.ny.us) if you have any question relating to the status of this application or the information discussed in this letter.

Thank you for your time and assistance in this matter.

Sincerely,



David L. Bimber  
Deputy Regional Permit Administrator  
Division of Environmental Permits

Enclosure

ecc (w/enclosure):

P. D'Amato, Regional Director  
L. Bracci, Regional Attorney  
L. Schwartz, Assistant Regional Attorney  
S. Sheeley, Regional Permit Administrator  
Office of Hearings  
Selected Department Staff

NEW YORK STATE  
DEPARTMENT OF ENVIRONMENTAL CONSERVATION

**Finger Lakes LPG Storage, LLC LPG Storage Facility**

**Combined Notice of Complete Application,  
Notice of Acceptance of a Draft Supplemental Environmental Impact Statement  
and  
Notice of Continuation of the Public Hearing**

**Project Number:** DEC Facility ID 8-4432-00085

**Date:** October 5, 2011

This notice is issued pursuant to 6 NYCRR Parts 617 of the implementing regulations pertaining to Article 8 (State Environmental Quality Review Act), and Article 23, Title 13 (Underground Storage of Gas) of the Environmental Conservation Law.

This document constitutes a restatement that the draft Supplemental Environmental Impact Statement (dSEIS) prepared by the applicant is adequate for public review.

This document also constitutes the Department's restatement of a Notice of Complete Application for the underground storage of liquefied petroleum gas (LPG) at the facility listed below. The Department Staff have determined that the proposed underground storage permit application is also complete for the purpose of release to the public for review and comment, and for technical review by Mineral Resources staff.

This document also constitutes notice that Department Staff have determined that a public hearing will be continued to receive comments on the dSEIS. The hearing will be conducted pursuant to 6NYCRR Part 617. The public hearing will be held at **5:30 PM on Thursday, November 3, 2011** in the Watkins Glen High School auditorium at 301 12th Street, Watkins Glen, New York 14891. This will be the continuation of the public hearing held on September 27, 2011. The notice of the September 27, 2011 hearing was published in the Department's electronic Environmental Notice Bulletin and the Watkins Glen Review and Express on August 24, 2011.

**Name of Action:** Finger Lakes LPG Storage, LLC LPG Storage Facility

**Applicant:** Finger Lakes LPG Storage, LLC, c/o Inergy Midstream LLC, Two Brush Creek Blvd, Suite 200, Kansas City, Missouri 64112

**Description of Action:** The Applicant, Finger Lakes LPG Storage, LLC proposes to construct and operate a new underground LPG storage facility for the storage and distribution of propane and butane on a portion of a 576 acre site located on NYS Routes 14 and 14A west of Seneca Lake in the Town of Reading. The storage facility will utilize existing caverns in the Syracuse salt formation created by US Salt and its predecessors' salt production operations. As proposed, a maximum of 2.10 million barrels (88.20 million gallons) of LPG will be stored in these caverns seasonally, displacing some of the brine currently filling them, and will be withdrawn by displacement of propane by brine when demand occurs during the heating season and displacement of butane by brine during the gasoline blending season. During storage operations, the brine displaced by LPG will be stored and contained in a 14-acre double-lined surface impoundment with a capacity of 2.19 million barrels (91.98 million gallons) on property east of the junction of Routes 14 and 14A. The facility will connect to the existing TEPPCO LPG interstate pipeline, and will ship LPG by truck via NYS Routes 14/14A and rail via the existing Norfolk & Southern Railroad. As proposed, the project involves construction of a new rail and truck LPG transfer facility, consisting of a 6 rail siding capable of allowing loading/unloading of 24 rail cars within 12 hours, and a truck loading station capable of loading 4 trucks per hour. The rail/truck loading facility is capable of being operated on a 24-hour basis 365 days a year. Construction will also include surface works consisting of truck and rail loading terminals, LPG storage tanks, offices and other distribution facilities, and stormwater control structures.

**Location:** The proposed LPG storage facility includes existing salt caverns located near the western shore of Seneca Lake, and extends uphill to the west with compressors and distribution operations along Route 14 south of the junction of Route 14A, and Route 14A west of the intersection with Route 14 in the Town of Reading, Schuyler County.

**SEQRA Status and Acceptance of a Draft Environmental Impact Statement:** The Project is a Type I action pursuant to ECL Article 8 (State Environmental Quality Review Act (SEQRA)). The Department is the Lead Agency for the SEQRA review of this action, and issued a Positive Declaration of environmental significance on November 17, 2010. The dSEIS was initially submitted by the Applicant on March 15, 2011 and revisions were received on June 9, July 18, and August 1, 2011. The dSEIS discusses the existing conditions and potential environmental issues and effects of project impacts on land, ground and surface waters, wetlands, traffic, noise, visual, vegetation, wildlife, and public safety. After review, Staff made the determination on August 17, 2011 that the dSEIS is sufficiently adequate in format and content to be accepted for public review and comment.

**Public Hearing and Comment Period:** The NYS Department of Environmental Conservation has determined that a public hearing will be held to receive comments from the public concerning the proposed LPG Storage Facility and the dSEIS. The hearing will be continued in the Watkins Glen High School auditorium at 301 12th Street, Watkins Glen, New York 14891 on **Thursday, November 3, 2011 at 5:30 PM**. All persons, organizations, corporations or government agencies that may be affected by or interested in the project are invited to attend the hearing. This will be the continuation of the public hearing held on September 27, 2011. The notice of the September 27, 2011 hearing was published in the Department's electronic Environmental Notice Bulletin and the Watkins Glen Review and Express on August 24, 2011. It is not necessary to file a written request in advance to speak at the public hearing. Members of the public who did not speak at the hearing on September 27, 2011 may make oral statements. Written comments may be submitted by any party. Written and oral comments will be given equal weight in the DEC review. The hearing location is reasonably accessible to persons with mobility impairment. Interpreter services shall be made available to hearing-impaired persons, at no charge, upon written request to the Regional Permit Administrator at least seven business days before the hearing. In addition, the Department has extended the public comment period and will accept written comments on the dSEIS until **Monday, November 14, 2011**. Written comments should be sent to the Department contact indicated below.

The application was filed and is being reviewed pursuant to ECL Article 3, Title 3 (General Functions); Article 8 and 6 NYCRR Part 617 (State Environmental Quality Review); and Article 23, Title 13 (Oil, Gas & Solution Mining Law).

**Document Availability:** The complete dSEIS and application (publically available materials) are available for public review at the Department's Regional Office by appointment during normal business hours. Selected documents are also available on the Department's Website at: <http://www.dec.ny.gov/permits/6061.html> (Scroll down to Documents of Public Interest for Noteworthy Projects, Region 8, and click on the link). Electronic copies (CD) are also available upon request from the contact person listed below. Additionally, the applicant has posted the entire dSEIS on the Finger Lakes LPG Storage website at <http://www.fingerlakeslpgstorage.com/>

**Contact Person:**

David L. Bimber  
Deputy Regional Permit Administrator  
Address: NYSDEC, 6274 East Avon-Lima Road, Avon, New York 14414-9516  
Telephone Number: 585-226-5401

**Documents are also available during normal business hours at:**

The Town of Reading Town Hall  
3914 County Route 28  
Watkins Glen, New York 14891

The Watkins Glen Public Library  
610 South Decatur Street  
Watkins Glen NY 14891

**A Copy of this Notice Sent to:**

Commissioner, Department of Environmental Conservation, 625 Broadway, Albany, NY 12233  
Environmental Notice Bulletin  
Supervisor, Town of Reading  
Town of Reading Planning Board  
CEO, Village of Watkins Glen  
Schuyler County IDA  
US ARMY Corps of Engineers, Auburn & Buffalo Offices  
Applicant  
Interested Parties  
Selected Department Staff