

CI2021-12634

Index # : EF2021-0422



Department of Environmental Conservation

ENB Multiregion and Statewide Completed Applications 08/05/2020

Multiregion and Statewide SEQR and Other Notices
DEC Hearings

Multiple Counties

Applicant:

Cargill Incorporated
15407 McGinty Rd W
Wayzata, MN 55391 -2399

Facility:

Cayuga Salt Mine
191 Portland Pt Rd
South Lansing, NY 14882

Application ID:

0-9999-00075/00001

Permit(s) Applied for:

Article 23 Title 27 Mined Land Reclamation

Project is Located:

Several Counties throughout the State

Project Description:

NYS DEC is proposing a Department Initiated Modification (consisting of mostly housekeeping changes) to the Mined Land Reclamation permit (DEC ID # 0-9999-00075, MLR #70052), for the Cargill, Inc. Cayuga Salt Mine. The modification will memorialize Cargill's agreement not to mine under the Frontenac Point Anomaly, conform the permit to reflect investigations conducted since the permit was originally developed, reorder and reorganize some conditions to group items in similar categories and clarify the permit condition for Consultant Services. This modification does not propose to authorize changes in the operations and mining methods utilized at the mine. A brief description of the proposed modifications is provided below:

1. Existing Condition 9 - Further Investigations, consisted of two parts that will be split into new permit conditions 9 and 10.

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2. New Condition 9 - Frontenac Point Anomaly recognizes that Cargill performed additional investigations of the disturbed salt zone located near the west shore of the lake in the northern extended mineral lease area described in current permit condition 9.a. The disturbed salt area is now termed the Frontenac Point Anomaly (FPA). By letter, Cargill has agreed to not mine under the FPA and to maintain a minimum 1000-foot setback from the FPA for all mining activities. The new condition memorializes the letter and the commitment not to mine under the FPA and maintain the minimum 1000-foot setback as part of the permit.
3. New Condition 10 - Further Investigations replaces existing permit condition 9.b. It incorporates language from the existing permit condition and modifies it to identify the specific anomalies located by the additional investigation conducted by Cargill since the initial permit was issued.
4. Existing Condition 14 - Operation becomes new permit condition 15 - Operation. Existing permit condition 14.b is removed since it does not reflect the current permitting procedures. Cargill cannot proceed with underground mining activities beyond the boundary of the leased mineral rights without a permit modification approved by DEC and without a new lease agreement with Office of General Services or other appropriate entities.
5. Existing Condition 15 - Reporting, Monitoring, and Notifications was divided into new permit conditions 16 - Consultant Services (see above), 17 - Reporting and Notifications, 18 - Monitoring and 19 - Non-Routine Incidents.
6. New Condition 16 - Consultant Services addresses existing permit condition 15.a.8 to clarify Cargill's obligation regarding the retention of the independent mining engineering geological consultant. The new permit condition removes the \$15,000 cap for the review of the annual report to reflect the rising costs associated with this review. The language regarding sharing the costs of the annual inspections with American Rock Salt is also removed since Cargill and American Rock Salt are not required to use the same independent consultant.
7. New Condition 17 - Reporting and Notifications combines existing conditions 15.a 1 through 7. Existing permit condition 15.a 1-7 becomes new permit condition 17.a i through vii. The references to other permit conditions in 17.a ii, iv and v are changed to reflect the reorganization of the permit. Existing permit condition 15.c is now new permit condition 17.b, existing permit condition 15.d is now new permit condition 17.c, existing permit condition 15.g is now new permit condition 17.d, and existing permit condition 15.h is now new permit condition 17.e.
8. New Condition 18 - Monitoring consists of existing permit conditions 15.e and 15.f with no changes to the text of the existing permit condition.
9. New Condition 19 - Non-Routine Incidents incorporates existing permit condition 15.b and adds a reporting requirement.

There is no application available to review because this is a Department Initiated Modification.

The [draft permit and other associated documents](https://www.dec.ny.gov/permits/89419.html) are available online at:
<https://www.dec.ny.gov/permits/89419.html>

Availability of Application Documents:

Filed application documents, and Department draft permits where applicable, are available for inspection during normal business hours at the address of the contact person. To ensure timely service at the time of inspection, it is recommended that an appointment be made with the contact person.

State Environmental Quality Review (SEQR) Determination:

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Project is an Unlisted Action and will not have a significant impact on the environment. A Negative Declaration is on file. A coordinated review was not performed.

SEQR Lead Agency: None Designated

State Historic Preservation Act (SHPA) Determination:

The proposed activity is not subject to review in accordance with SHPA. The application type is exempt and/or the project involves the continuation of an existing operational activity.

Coastal Management:

This project is not located in a Coastal Management area and is not subject to the Waterfront Revitalization and Coastal Resources Act.

Opportunity for Public Comment:

Comments on this project must be submitted in writing to the Contact Person no later than *Sep 11, 2020*.

Contact:

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