



Public Records Center

<h2>Public Records Menu</h2> <ul style="list-style-type: none"> Home FAQs Submit a Request My Request Center
<h2>FAQs</h2> <p>See All FAQs</p> <ul style="list-style-type: none"> How to contact NYSDEC about FOIL? Response time to my FOIL request? Fees I have to pay? Exceptions to disclosing records? Can I inspect documents first? Processing of my request? How I pay fees? How do I appeal a denial of access?

View Message(s)

Request Type:

Freedom of Information Law Request

Description:

A FOIL request is a request for any "record" under NY's Freedom of Information Law (Article 6 of the Public Officers Law). Section 86 defines a "record" as: "any information kept, held, filed, produced or reproduced by, with or for an agency or the state legislature, in any physical form whatsoever including, but not limited to, reports, statements, examinations, memoranda, opinions, folders, files, books, manuals, pamphlets, forms, papers, designs, drawings, maps, photos, letters, microfilms, computer tapes or discs, rules, regulations or codes. NYSDEC maintains records in a variety of forms, or media, such as in hard copy (on paper), as recordings, as photographs, in electronic form, etc.

Contact E-Mail:

senecalakeguardian@gmail.com

Reference No:

W097388-030422

Type of Record(s) Requested:

Permit

Description of Record(s) Requested:

Pursuant to New York State Freedom of Information Law (FOIL), Article 6 (Sections 84-90), we request any and all document regarding Application ID 8-4422-00051/0001 from 12/02/2020, including the extension requested by the applicant, to the present, including but not limited to comments submitted on the permit application, any correspondence between DEC and the Applicant, and any information or documents submitted to DEC in relation to the permit application and any determination on the status of the application by DEC. We also request any and all other permit applications and permits for the property located at 6339 State Route 13 Cayuta, NY, 14824, also known as 1313 Recycle Lane, Cayuta, NY 14824, Tax ID 109.002-50.3, as well as any and all correspondence concerning those other permit applications and permits, from December 12, 2020 to the present. We will accept documents on a rolling basis.

NYSDEC Office processing the Request:

Region 8 (Western Finger Lakes)
Covers the counties of Chemung
Genesee Livingston Monroe
Ontario Orleans Schuyler Seneca
Steuben Wayne and Yates

If your request pertains to just one Region, select that Region. If your request pertains to more than one Region, select Central Office. If you're unsure which Region your request pertains to, select Central Office. The Department will route your request to the appropriate Region(s)

Preferred Method to Receive Records:

Electronic copies

NYSDEC will use its best efforts to provide records via the method you select. However, in some cases a particular delivery method is not feasible. In such cases NYSDEC will deliver the records via an alternative method

Please note not all public documents are available in electronic format. If the document(s) requested are not available electronically, we will make them available for inspection or by paper copy in accordance with the Public Records Law.

[New Message](#)[Cancel](#)

Messages 10

[Print Messages \(PD\)](#)

✓ ↩ On 7/13/2022 6:06:04 PM, Joseph Campbell wrote:

TO: "New York DEC Support"[newyorkdec@mycusthelp.net],
[access.records@dec.ny.gov]
CC: "Basil Seggos"[Basil.seggos@dec.ny.gov]

To whom it may concern:

This FOIL request was originally sent to, and received by, DEC on 03/04/2022. In it I asked for records to be made available on a rolling basis. To date, all I have received are, now, 8 messages that DEC is still "processing" my request. The latest message received on 07/11 states that the new estimated date for DEC to complete it's "process" is 07/22/2022. That is almost 5 months since the original foil request and, to date, I have received ZERO documents responsive to my request.

My request also asked for information related to an extension of time filed by the applicant and any information related to the status of the permit. Instead of getting the requested documents on a rolling basis, I am told that the FOIL is still being "processed" while, in the meantime, DEC Region 8 saw fit to issue the permit. The responsiveness summary dismissed out of hand all of the comments that raised concerns with this facility and completely ignored our comments on the issue of PFAS and the testing and treatment, and the fact that, in the permit application, the applicant didn't even correctly identify the facility where the leachate was going to be hauled.

I am rightly outraged by this lack of response in a timely manner and the issuing of the permit while withholding the documents I requested. From the Public Records Center page:

"Within 20 business days from the date of the acknowledgment - you can expect a response to your request which either provides access to the records, denies access, or states when the Department will make a determination on the request."

I demand an explanation as to why the DEC seems to be keeping these documents a secret, and not a canned automatic response. This is a relatively small facility and the documents should have been easily assembled.

Joseph M Campbell-President Seneca Lake Guardian, A Waterkeeper Alliance Affiliate

On Mon, Jul 11, 2022 at 9:32 AM New York DEC Support wrote:

> On 7/11/2022 9:29:41 AM, New York DEC Support wrote:

> On 6/23/2022 12:48:06 PM, New York DEC Support wrote:

∨ On 6/13/2022 9:40:18 AM, New York DEC Support wrote:

Subject: Freedom of Information Law Request :: W097388-030422

Body:

RE: PUBLIC RECORDS REQUEST of 3/4/2022, Reference # W097388-030422

Dear President Joseph Campbell,

In regard to your Freedom of Information Law (FOIL) request of 3/4/2022, be advised that DEC is continuing to process your FOIL request. We estimate that DEC will complete its process by **6/24/2022**. We will notify you in writing when/if the responsive materials are available for release or if more time is required to complete your request.

If you have any questions in the interim, please call me at 585 226-5428 and refer to FOIL request #W097388-030422, or simply reply to this email. Thank you.

Sincerely,

Records Access Office

> On 5/31/2022 9:58:10 AM, New York DEC Support wrote:

> On 5/9/2022 4:46:02 PM, New York DEC Support wrote:

> On 5/2/2022 2:25:06 PM, New York DEC Support wrote:

> On 4/1/2022 9:54:25 AM, New York DEC Support wrote:

> On 3/4/2022 8:42:47 AM, New York DEC Support wrote:

> On 3/4/2022 8:42:45 AM, New York DEC Support wrote:

