

Resolution No.  
SCHUYLER COUNTY LEGISLATURE

Regular Meeting  
February 12, 2024

Intro. No. 22  
Approved by Committee CHB  
Approved by Co. Atty. SJG

Motion by \_\_\_\_\_  
Seconded by \_\_\_\_\_  
Vote: \_\_\_ Ayes to \_\_\_ Noes  
Name of Noes \_\_\_\_\_

RE: OPPOSING THE CURRENT APPLICATION TO OPERATE A GRAVEL QUARRY IN THE TOWN OF DIX, SCHUYLER COUNTY, NEW YORK, PENDING FURTHER REVIEW

WHEREAS, it has been reported in the New York State Environmental News Bulletin on January 3, 2024 and elsewhere that Padua Gravel (“applicant”) is proposing a 60 acre expansion to their gravel quarry operations, located in the Town of Dix, County of Schuyler, State of New York, adjacent to the Village of Watkins Glen,

WHEREAS, according to records of the New York State Department of Environmental Conservation (DEC), the applicant applies for approval to expand a fifteen-acre quarry operation by 60 acres, for a total of 75 acres to be mined by permit for the next twenty years,

WHEREAS, the present application is carried over from an initial application from the years 2007-2008,

WHEREAS, at that time the DEC suspended decision on the above application,

WHEREAS, to reactivate the pending application, the applicant submitted a DEIS to the DEC on May 13, 2019, which was deemed insufficient by the DEC, requiring a revised DEIS that was submitted on August 9, 2022.

WHEREAS, Schuyler County received no notice of these action by the DEC,

WHEREAS, Schuyler County received notice of the January 3, 2024 publication of the DEIS in the DEC Environmental News Bulletin on behalf of the applicant, that has been declared sufficient by the DEC,

WHEREAS, the DEC has declared a comment period with a deadline of February 28, 2024,

WHEREAS, this is an insufficient amount of time for the Village of Watkins Glen, the Town of Dix, and Schuyler County to respond to the effects the proposed project will have,

WHEREAS, this proposal appears to impact noise, traffic, aesthetic and hydrological characteristics of the site,

WHEREAS, the Schuyler County Legislature objects to the DEC activating an application dormant for 16 years without requiring a new initial review,

WHEREAS, the Schuyler County Legislature objects to the DEC’s failure to notify our county of the proposed action,

WHEREAS, the proposed time period is insufficient to review the 784 pages of documents that are on file with the DEC, and to hire the required experts to review the record,

NOW, THEREFORE, BE IT RESOLVED, that the Schuyler County Legislature notes its opposition to the current application to address these and other legitimate areas of concern prior to any decision on the project, and

BE IT FURTHER RESOLVED, that the applicant be required to submit a revised application to address these and other legitimate areas of concern prior to any decision on the project, and

BE IT FURTHER RESOLVED, that the DEC reopen and allow an additional period of public comment on the application to address these and other legitimate areas of concern prior to any decision on the project, and

BE IT FURTHER RESOLVED, that the DEC conduct a full, fair and exhaustive environmental review of the project, to address any legitimate areas of concern prior to any decision on the project, and

BE IT FURTHER RESOLVED, that the Schuyler County Legislature requests that no approvals be granted for this project pending satisfactory completion of the above, and

BE IT FURTHER RESOLVED, that the Clerk of the Legislature shall transmit a certified copy of this resolution to the following: Governor Kathy Hochul, DEC Commissioner Basil Seggos, New York State DEC Region 8, New York State Historic Preservation Office, Senator Tomas F. O’Mara, Assemblyman Philip A. Palmesano, and such other and further officials as might be deemed appropriate and proper.

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Intro. No. 23  
Approved by Committee \_\_\_\_\_  
Approved by Co. Atty. \_\_\_\_\_

Motion by \_\_\_\_\_  
Seconded by \_\_\_\_\_  
Vote: \_\_\_\_ Ayes to \_\_\_\_ Noes  
Name of Noes \_\_\_\_\_

RE: MOTION TO BRING ONE (1) RESOLUTION TO THE FLOOR

BE IT RESOLVED, that one (1) resolution be brought to the floor.