

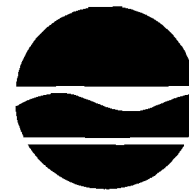
# New York State Department of Environmental Conservation

## Division of Solid and Hazardous Materials, Region 2

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Alexander B. Grannis  
Commissioner

April 15, 2008

Kathryn D. McGuckin  
Assistant Vice President  
New York City Economic Development Corporation  
110 William Street  
New York, NY 10038

Dear Ms. McGuckin:

Re: BUD No. 903-2-31, Anchorage Channel PDM  
Bronx Terminal Market Waterfront Request  
Modification #1

The New York State Department of Environmental Conservation (Department) has reviewed the New York City Economic Development Corporation's (NYCEDC) March 27, 2008 modification request with follow up Stockpile Calculations dated April 8, 2008 regarding the use of Anchorage Channel dredged material at the Bronx Terminal Market Waterfront Park. Specifically, the modification request was to allow for temporary stockpiling of the Anchorage Channel dredge material prior to placement in specified areas.

After careful review, the Department's March 25, 2008 letter is modified as follows:

“Please be advised that an Article 25 permit is required prior to placement of materials at this site. Contact the NYSDEC Permit Unit at (718) 482-4997 for more information regarding same. Temporary stockpiling of Anchorage Channel dredge material as per the submitted drawings is allowed until August 1, 2008. No more than 17, 000 cubic yards of Anchorage Channel dredge material may be stockpiled. The material is deemed a solid waste until it is placed in its allowed application. Erosion and all other water issue such as run-off must strictly comply with the required SWPPP”

All other conditions still apply and the Department reserves the right to rescind or modify this BUD at any time, should conditions warrant. This determination does not exempt NYCEDC or its agents from other local, state or federal requirements.

Please contact me if you have any questions regarding this approval.

Sincerely yours,

Kenneth B. Brezner, P.E.  
Regional Solid Material Engineer

cc: J. Cryan/M. Moore/H. Dickey  
S. Zahn/D. McReynolds/G. Stadnik  
S. Southwell/V. Aramsombatdee  
T. Lynch/K. Prather/T. Williams  
T. Molira, DSNY