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Memo

Via E-mail

To: Mike Foxman, Tom Lawson, Bob Sweeney, Jeff Anthony, Kevin Franke
From: Thomas A. Ulasewicz
Date: 1-13-12
Re: AC&R

Van Cott called me this morning. The Final Order and draft Permits are posted on the Agency's website. The language in these documents are what the Agency members got Wednesday evening and do not reflect a number of changes, he, I and Banta agreed to. He specifically mentioned paragraph # 30 in the 8 Large Eastern GCL Permit where deed restrictions are to be in place "prior to conveyance" instead of our agreement that it would be "prior to undertaking". Also, this same paragraph says this provision "will only be enforced by the Agency and The Town of Tupper Lake" – he could not explain to me why executive staff put in the Town. I told him this is unacceptable and the Town has more than enough "control" through the plat process (and IDA funding).

VanCott called me back at 11AM to tell me that a second posting of Permits will go on the website today (he thought before 2PM when a phone conference is to take place between Agency members and Martino). All of the changes he, I and Banta had agreed to along with putting paragraph # 30 back to its original language will be reflected in this new posting. He asked that we review those permits intended to be implemented early on and get back to him today with concerns. He offered to meet with me on Sunday if we had our comments together on the whole package so that he could bring them to the attention of Banta and Chairwoman Ulrich first thing Monday morning. I told him I would see what I could coordinate. I have his cell phone number and we arranged to talk again this afternoon (probably after the conference call).

From: Thomas Ulasewicz <TAU@fmbf-law.com>
To: kfranke@thelagroup.com; jsbanta@gw.dec.state.ny.us; rsweeney@woh.com; su...
Date: 1/13/2012 11:36 AM
Subject: 011312 Memo to Team re Final Order and draft Permit
Attachments: 011312 Memo to Team re Final Order and draft Permit.docx

Please see attached.

Thanks

Please see attached.

Thanks

From: Thomas Blasewicz <T.BLU@mbf-law.com>
To: 'Michael D. Foxman' <mfoxman@windstream.net> 'Susan
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Received: Fri, 13 Jan 2012 11:31:17 -0500
Subject: 011812 Memo to Team re Final Order and State Permit
Attachment: 011812 Memo to Team re Final Order and State Permit.docx

Please see attached.

Thanks