

**New York State Department of Environmental Conservation**  
**Division of Environmental Permits**

NYSDEC Region 9 Headquarters  
700 Delaware Ave  
Buffalo, NY 14209  
(716) 851-7165



November 19, 2025

JOHN B BATTAGLIA  
ENSOL INC  
661 MAIN ST  
NIAGARA FALLS, NY 14301

Re: DEC ID # 9-2911-00438/00001  
56th St Transfer Station

Dear Applicant Agent :

Please be advised that your application for a DEC permit(s) is complete and a technical review has commenced. Notice and the opportunity for public comment is required for this application. Enclosed is a Notice of Complete Application for your project. Please have the Notice published in the newspaper identified below once during the week of 11/24/2025 on any day Monday through Friday.

NIAGARA GAZETTE  
310 NIAGARA ST  
NIAGARA FALLS, NY 14303

On the Notice of Complete Application, that information presented between the horizontal lines, on the enclosed page(s) should be published. Do not print this letter or the information contained below the second horizontal line. Please request the newspaper publisher to provide you with a Proof of Publication for the Notice. Upon receipt of the Proof of Publication promptly forward it to this office. You must provide the Proof of Publication before a final decision can be rendered on your application. You are responsible for paying the cost of publishing the Notice in the newspaper.

Notification of this complete application is also being provided by this Department in the NYSDEC Environmental Notice Bulletin.

This notification does not signify approval of your application for permit. Additional information may be requested from you at a future date, if deemed necessary to reach a decision on your application. Your project is classified major under the Uniform Procedures Act. Accordingly, a decision is due within 90 days of the date of this notice unless a public hearing is held, which may extend this time frame. If a public hearing is necessary, you will be notified.

If you have any questions please contact me at the above address or phone number above.

Sincerely,

A handwritten signature in black ink that reads "Michelle R. Woznick".

MICHELLE R WOZNICK  
Division of Environmental Permits

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## New York State Department of Environmental Conservation Notice of Complete Application

*Date:* 11/19/2025

*Applicant:* 56TH STREET TRANSFER LLC  
661 Main St  
Niagara Falls, NY 14301

*Facility:* 56th St Transfer Station  
56th St between Charles and Simmons Ave  
Niagara Falls, NY 14304

*Application ID:* 9-2911-00438/00001

*Permits(s) Applied for:* 1 - Article 27 Title 7 Solid Waste Management

*Project is located:* in NIAGARA FALLS in NIAGARA COUNTY

*Project Description:*

The Department has received a Solid Waste Management Facility permit application for the construction of a transfer station to be located at 540 56th Street in the City of Niagara Falls, Niagara County. The transfer station would have a maximum daily throughput of 950 tons per day of municipal solid waste (MSW), construction and demolition (C&D) debris, single-stream recycling (SSR), and waste tires. Operations would include the consolidation and transfer of MSW and C&D into tractor-trailers for transport to permitted waste disposal facilities and the consolidation and transfer of SSR and waste tires to approved recycling facilities. The applicant proposes to operate the facility from 7:00 am until 10:00 pm, Monday through Saturday, with waste being received and transferred from 7:00 am until 5:00 pm.

Pursuant to the requirements of Section 7(2) and Section 7(3) of the Climate Leadership and Community Protection Act (CLCPA), the Department has requested and received information regarding the project's consistency with the CLCPA.

*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*

Project is a Type I action and will not have a significant effect on the environment. A coordinated review with other involved agencies was performed and a Negative Declaration is on file.

*SEQR Lead Agency* Niagara Falls City Planning Board

*State Historic Preservation Act (SHPA) Determination*

Cultural resource lists and maps have been checked. The proposed activity is not in an area of identified archaeological sensitivity and no known registered, eligible or inventoried archaeological sites or historic structures were identified or documented for the project location. No further review in accordance with SHPA is required.

*DEC Commissioner Policy 29, Environmental Justice and Permitting (CP-29)*

The proposed action is subject to CP-29.

*Availability For Public Comment*

Comments on this project must be submitted in writing to the Contact Person no later than 12/11/2025 or 15 days after the publication date of this notice, whichever is later.

*Contact Person*

MICHELLE R WOZNICK  
NYSDEC  
700 Delaware Ave  
Buffalo, NY 14209  
(716) 851-7165

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**CC List for Complete Notice**

Efrat Forgette, NYSDEC DMM  
Marion Buckley, NYSDEC DMM  
Kayla Baker, NYSDEC DCEE  
Kerri Pickard-DePriest, NYSDEC OEJ  
Ethan Bennett, NYSDEC DAR  
Jeremiah Smith, Ensol, Inc.  
Hon. Robert Restaino, City of Niagara Falls  
ENB