



ENGINEERING+
ENVIRONMENTAL

EnSol, Inc.
3000 Alt. Blvd.,
Grand Island, NY 14072
716.285.3920

ensolinc.com

Transmitted Via e-mail

May 13, 2025

Ms. Michelle R. Wozniak
Deputy Permit Administrator
New York State Department of Environmental Conservation, Region 9
700 Delaware Ave.
Buffalo, NY 14209

Re: Progress Report – Implementation of the Public Participation Plan for:
Proposed 56th Street Transfer Station
540 56th Street
Niagara Falls, NY 14304

Dear Ms. Wozniak:

In accordance with Section VII of the Public Participation Plan (PPP) approved by the New York State Department of Environmental Conservation (NYSDEC) in April 2025 for the proposed 56th Street Transfer Station, and no later than two weeks following the Early Engagement Public Meeting, please find below a progress report outlining the current status of our public participation efforts.

Progress on PPP Implementation

We have made the following progress in implementing the approved PPP:

- Early Engagement Public Meeting – All public outreach activities associated with the public meeting, as outlined in Section V of the PPP, were completed no later than two weeks prior to the meeting date. These activities included:
 - Posting the Public Meeting Notice and Fact Sheet to the project's online document repository
 - Posting the Public Meeting Notice in the Niagara Gazette
 - Mailing and/or emailing the Public Meeting Notice and Fact Sheet to the identified stakeholders in Appendix A of the PPP
 - Posting the Fact Sheet within the vicinity of the project site on streetlight lampposts and public facilities such as schools and community centers

The following components of the PPP are yet to be implemented:

- Public Meeting: At or Near Completeness – *Date TBD*.
- Final Summary Report and Written Certification – to be submitted following the completion of the enhanced public participation plan.

Summary of the Early Engagement Public Meeting

The public meeting was held on April 29, 2025, at 6:00pm, conducted virtually through a third party (Broadnet). Below is a summary of the meeting attendees:

- Inbound Callers: 10 (9 public participants and 1 Broadnet host quality check)
- Hosts (EnSol and Broadnet participants): 5
- Screeners (Broadnet participant): 1

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Y:\56th Street Transfer LLC\169-A0001 56th St Transfer\05 NYSDEC Permitting\D) PPP\Progress Report\56th St Transfer Station PPP - Progress Report.docx

Public meeting materials and documents that support implementation of the public outreach activities are included as follows:

- Attachment 1 – Public Meeting Notice & Fact Sheet
- Attachment 2 – Online Document Repository
- Attachment 3 – Niagara Gazette Order Confirmation
- Attachment 4 – Map of Posters
- Attachment 5 – Public Meeting Presentation Slides
- Attachment 6 – Public Meeting Attendees Report & Summary of Comments and Responses
- Attachment 7 – Public Meeting Transcript

Language and Disability Accommodations

No requests for language or disability assistance were received.

Summary of Public Comments and Responses

All comments received during the virtual public meeting were responded to live during the meeting. A summary of the comments and responses is included in **Attachment 6**. No comments were received via mail or email during the public comment period following the public meeting.

Project Modifications

Modifications to the Final Mitigation Strategy, outlined in the CLCPA, will be made based upon community/public input provided during the public meeting and re-submitted to the NYSDEC for approval. The revised document will be uploaded to the online document repository for public review.

Should you have any questions please don't hesitate to contact us.

Sincerely,

EnSol, Inc.



Jeremiah M. Smith, P.G.
Senior Geologist

cc: Marion Buckley – Professional Engineer I, NYSDEC Region 9
Fran Barone – Simfall, LLC
John B. Battaglia, P.E. – EnSol, Inc.

Attachment 1

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Public Meeting Notice & Fact Sheet

YOU ARE INVITED

Virtual Public Meeting

April 29th, 2025 at 6:00 pm

56th Street Transfer Station NYSDEC Permit Application

56th Street Transfer, LLC has submitted an application to the New York State Department of Environmental Conservation (NYSDEC) for a solid waste management facility permit for the 56th Street Transfer Station to be located at 540 56th Street in Niagara Falls, NY. A Public Participation Plan has been developed in accordance with NYSDEC Commissioner Policy 29, Environmental Justice and Permitting (CP-29). The purpose of this meeting is to inform the public about the project and to engage and involve the community early on in the solid waste management facility permit application review process.

To Join Online

Click the following link:

<https://access.live/56th-Street-Transfer-Station>

To Call-in Using a Phone

Dial in using the following number:

833-380-0648

Agenda:

- Project Overview
- Background
- Scope of work
- Project schedules
- Community Impacts
- Proposed Mitigation Measures
- Questions and Answers

Your Attendance is Important!

Project personnel will be available to answer questions from the community either in writing or in person at the public meeting. For additional information on the proposed project:

- Contact: EnSol, Inc. by email at 56thStTS@ensolinc.com
- Visit the repository at: <https://56thStTS.ensolinc.com>

Email the above contact to request reasonable accommodation for a disability or interpreter services in a language other than English, so that you can participate in the call and/or to request a translation of any of the event documents into a language other than English.

56th Street Transfer Station NYSDEC Permit Application

Fact Sheet

- **Project: 56th Street Transfer Station NYSDEC Permit Application**
- **Applicant: 56th Street Transfer, LLC**
- **Facility: 56th Street Transfer Station**
- **NYSDEC Application Number: 9-2911-00438/00001**
- **A Public Participation Plan (PPP) has been developed in accordance with NYSDEC Commissioner Policy 29, Environmental Justice and Permitting (CP-29)**

What is the Proposed Project?

The Proposed Project will consolidate and transfer municipal solid waste (MSW), Construction and Demolition Debris (CDD), and Single Stream Recyclables (SSR) at a new facility located at 540 56th Street in the City of Niagara Falls. To implement the proposed project, 56th Street Transfer, LLC has submitted an application for a solid waste management facility permit to the New York State Department of Environmental Conservation (NYSDEC) to construct and operate the 56th Street Transfer Station. The proposed facility will consist of a new building for the receipt and transfer of waste, truck scales, a scale house, parking areas, and a residential drop-off location. The facility will employ up to 10 people. Hours of operation will be 7 am to 10 pm Monday-Saturday. The purpose of this fact sheet is to inform the public about the proposed project and to involve the community during the NYSDEC permit application review process.

Why does 56th Street Transfer, LLC need to construct and operate the 56th Street Transfer Station to consolidate and transfer municipal solid waste?

56th Street Transfer, LLC has identified a need for a solid waste transfer station in this primarily industrial area of Niagara Falls. Its proposed location is near an active landfill and is a short distance from two NYS Thruway exits, which minimizes truck travel on local roads. The proposed facility will benefit the public by:

- Supporting essential waste collection and disposal services,
- Minimizing the amount of waste-related trucking (and associated emissions) by consolidating smaller collection vehicle loads into larger vehicles for final transport to off-site disposal or processing facilities,
- Reducing the amount of materials disposed in local landfills, and
- Increasing the amount of local waste materials that are recycled.

How might the project affect the surrounding community?

Potential environmental impacts associated with the project include noise and traffic during construction (temporary) and operation.

Facility Construction

Traffic - The proposed facility will require additional truck traffic on local roads (Buffalo Avenue, Niagara Falls Blvd., and 56th Street) for transporting loads of construction materials to the site during the six-month construction phase. Hours for construction will typically be between 7 am and 6 pm Monday-Friday.

Noise – The project will generate noise during the six-month construction phase. Work will typically be performed between 7 am and 6 pm Monday-Friday. Noise generated during construction is expected to be consistent with the surrounding industrial/commercial uses.

Daily Operations

Traffic - The proposed facility will contribute truck traffic to local roads for transporting loads of materials. The majority of materials will be delivered to the facility by private collection vehicles, while the majority of outbound materials will be shipped in transfer trailers. Vehicles will use Niagara Falls Boulevard and Buffalo Avenue, then travel on 56th Street to the facility. The proposed increase in total traffic along these road segments ranges from 0.57% on Niagara Falls Boulevard to 5.72% on 56th Street from the facility to Buffalo Ave.

Noise – The primary noise sources at the facility are on-site truck traffic and the operation of heavy equipment that is associated with material unloading, handling, and consolidation/loading to outbound tractor-trailers. The proposed facility is situated in a mixed-use but primarily industrial environment (Apollo Steel, Goodyear chemical manufacturing, Reworld, Niacet & Greenpac). Noise from heavy truck traffic and rail traffic associated with these and other commercial or industrial properties is an existing condition. The closest residential property line is approximately 450 feet southeast of the facility boundary.

How can I participate in the permit review process?

- During the public comment period, 2 weeks following public meetings, ask questions, express concerns, provide input, or submit comments by email to the project contact identified below.

Where can I get more information about the proposed project?

- Visit the online document repository at <https://56thStTS.ensolinc.com> to obtain application materials, relevant documents, and information about the project.
- Contact the project liaison by email at 56thStTS@ensolinc.com for information on the project or to find out about the status of the permit application and public comment period.

Who is responsible for reviewing the Permit Application?

- NYSDEC Region 9, 700 Delaware Ave., Buffalo, NY 14209, is responsible for reviewing and issuing the required permit. Tel: (716) 851-7177; email: michelle.woznick@dec.ny.gov

Attachment 2

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Online Document Repository

56th Street Transfer Station Public Documents

56th Street Transfer, LLC of Niagara Falls, New York is proposing to construct a solid waste transfer station (56th Street Transfer Station or Facility) in the City of Niagara Falls, Niagara County, New York

Document Repository:

[1 - 56th Transfer Station Application Narrative](#)

[2 - 56th Transfer Station Application Form](#)

[3 - 56th Transfer Station Engineering Report](#)

[4 - 56th Transfer Station Facility Manual](#)

[5 - 56th Transfer Station Public Participation Plan](#)

[6 - 56th Transfer Station Draft CLCPA Analysis](#)

[7 - 56th Transfer Station City Approval And SEQR Documents](#)

[8 - Existing Conditions Photos](#)

Attachment 3

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Niagara Gazette Order Confirmation

NIAGARA GAZETTE
LOCKPORT UNION-SUN & JOURNAL
473 THIRD STREET
NIAGARA FALLS NY 14301
(716)282-2311ext

ORDER CONFIRMATION

Salesperson: LEANN BELFIELD Printed at 04/08/25 15:16 by lbelf

Acct #: 106081 Ad #: 347137 Status: New CHOLD
ENSOL, INC. Start: 04/15/2025 Stop: 04/15/2025
3000 ALT. BLVD Times Ord: 1 Times Run: ***
GRAND ISLAND NY 14072 LEG 4.00 X 39.00 Words: 250
Total LEG 156.00
Class: 105 PUBLIC NOTICES
Rate: LEGL Cost: 93.72
Affidavits: 1
Ad Descrpt: VIRTUAL PUBLIC MEETING
Descr Cont: YOU ARE INVITED VIRTUAL P
Given by: *
P.O. #:
Contact: Created: lbelf 04/08/25 10:27
Phone: (716)538-1877 Last Changed: lbelf 04/08/25 15:16
Fax#: Agency:
Email: jksmith@ensolinc.com

URL: _____

Source: _____ Section: _____ Page: ____
Camera Ready: N Group: LEGAL AdType: _____
Misc: _____
Proof: _____ Pickup Date: _____ Ad#: _____
Delivery Instr: _____ Pickup Src: _____
Changes: None __ Copy __ Art __ Size __ Copy Chg Every Run __
Coupon: __ Color: _____ Gang Ad #: _____
Ad Copy Method: _____
Special Instr: _____

PUB ZONE EDT TP RUN DATES
NIAG A 95 S 04/15

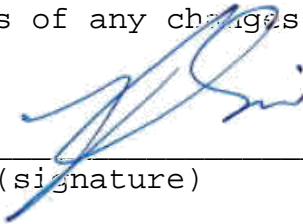
AUTHORIZATION

Under this agreement rates are subject to change with 30 days notice. In the event of a cancellation before schedule completion, I understand that the rate charged will be based upon the rate for the number of insertions used.

Please review upon receipt. Please notify us of any changes prior to the daily deadline of 3:00 pm today.

Jessica Kilroe-Smith

Name (print or type)



Name (signature)

(CONTINUED ON NEXT PAGE)

NIAGARA GAZETTE
LOCKPORT UNION-SUN & JOURNAL
473 THIRD STREET
NIAGARA FALLS NY 14301
(716)282-2311ext

ORDER CONFIRMATION (CONTINUED)

Salesperson: LEANN BELFIELD

Printed at 04/08/25 15:16 by lbelf

Acct #: 106081

Ad #: 347137

Status: New CHOLD CHOI

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N#347137

4/15/2025

Attachment 4

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Map of Posters

Green = Posted 4/15/2025
Red = Attempted to Post and was denied.

Electricity pole

Home Depot

NF City School District/Board of Education

Community Education Center

Electricity pole

56th St

Cataract Elementary School

Ralph C. Wilson Jr. Niagara Community Center

Attachment 5

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Public Meeting Presentation Slides

PUBLIC INFORMATION MEETING

for the

56th Street Transfer Station

April 29, 2025

1

Commenting Instructions

To comment following the presentation, dial 833-380-0648 to leave a three-minute message after the presentation.

Mail comments to: EnSol, Inc.
 3000 Alternate Boulevard
 Grand Island, NY 14072

Email comments to: 56thStTS@ensolinc.com

2

Commenting Instructions

Comments and responses will be summarized and uploaded to the Online Document Repository at: <https://56thStTS.ensolinc.com>

Project Application Documents can also be viewed here.

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AGENDA

- Introduction
- Applications/Permits
- Project Status
- Project Description and Operations
- Environmental Review
- Climate Leadership and Community Protection Act (CLCPA) Review and Mitigation Strategy
- Public Comment Period

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INTRODUCTION & OBJECTIVE

- The applicant is a local developer and also owner of EnSol Inc. Has over 35 years of solid waste and recycling experience with expertise in permitting, design, construction and operations of solid waste management facilities.
- 56th Street Transfer, LLC of Niagara Falls, NY is proposing to construct a solid waste transfer facility (56th Street Transfer Station) at 540 56th Street, in the City of Niagara Falls, NY.
- **Local community input on reduction of GHG emissions within the community.**

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APPLICATIONS/PERMITS

- City of Niagara Falls Site Plan and Building Department Approval.
- State Environmental Quality Review (SEQR).
- New York State Department of Environmental Conservation (NYSDEC) Solid Waste Management Facility Permit.
- Construction Storm Water Pollution Prevention Plan (SWPPP) during construction of the Facility.
- State Pollution Discharge Elimination System (SPDES) Multi-Sector General Permit for Stormwater Discharges Associated with Industrial Activity during operation of the Facility.

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PROJECT STATUS

City of Niagara Falls Site Plan and SEQR review:

- The Site Plan Approval obtained by City of Niagara Falls March 27, 2024.

NYSDEC Solid Waste Management Permit:

- Currently under review.
- DACs are defined as communities that bear burdens of negative public health effects, environmental pollution, impacts of climate change, and possess certain socioeconomic criteria, or comprise high-concentrations of low- and moderate- income households.
- The proposed Facility's Solid Waste Management Facility Permit application is subject to Commissioner Policy 29 (CP-29) which provides guidance for incorporating environmental justice concerns into the NYSDEC environmental permit review process and the application of the State Environmental Quality Review (SEQR) Act.
- CP-29 requires applicants within a DAC to actively seek public participation during the application review process through a Public Participation Plan.

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PROJECT STATUS

NYSDEC Solid Waste Management Permit:

- The projects Public Participation Plan (PPP) was approved by the NYSDEC on April 7, 2025 and is currently being executed.
- A Progress Report is required to be submitted following this early engagement public meeting which will be posted to the project document repository.
- A second public meeting will be conducted at or near completeness at a date and time TBD.

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PROJECT LOCATION

(540 56th Street)



SOURCE: Bing Maps

REGIONAL MAP
NTS



SOURCE: Bing Maps

VICINITY MAP
NTS

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PROJECT LOCATION

(Disadvantaged Communities)



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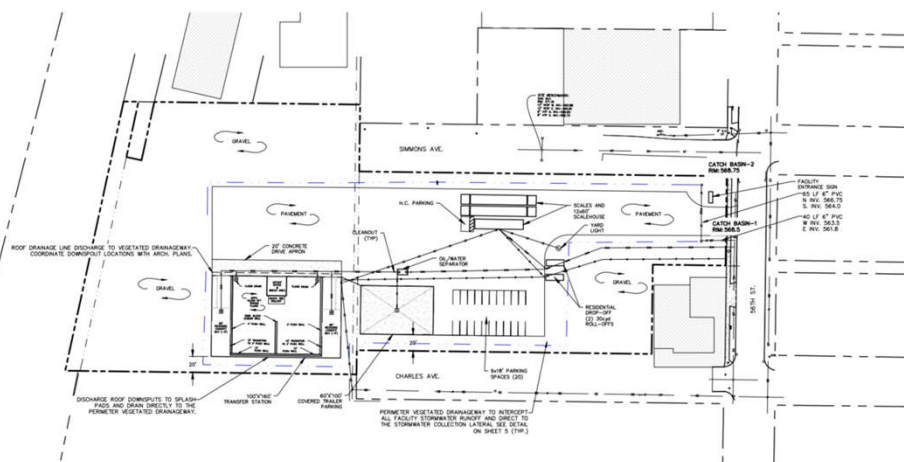
FACILITY DESCRIPTION

The proposed Facility consists of the following:

- One main process/transfer building
- A covered outdoor trailer storage area
- Inbound and outbound truck scales
- Scale house for operations support
- Residential drop-off area
- Parking for employees
- Wastewater collection and pre-treatment
- Stormwater management system.

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SITE PLAN



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OPERATIONS

Trucks/Traffic

- At the Facility's maximum permitted capacity (950 tons per day), there will be an additional 118 trucks on local roads per day (236 trips per day).
- Actual daily operations will not typically be at maximum permitted levels.
- Proposed trucking hours are 7:00am to 5:00pm Monday-Saturday.
- All trucking will access the Facility via either Niagara Falls Blvd. or Buffalo Ave. which have existing turn lanes onto 56th Street.
- Truck volume increases are estimated at 0.57% (Nia. Falls Blvd.) to 5.72% (from Facility to Buffalo Ave.)

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OPERATIONS

Dust, Litter and Odor Control

- All material handling will take place inside the enclosed building.
- Facility doors shall be kept closed except when vehicles are entering or exiting the building.
- Odors shall be controlled by cleaning indoor material handling areas daily.
- Odor neutralizers and deodorizers including barrel misters will be used if needed.
- Dusty conditions in traffic areas are not anticipated due to limited onsite travel and low speeds.
- Truck idling time will be limited.
- Street sweeping equipment will clean pavement as needed.
- All loaded trucks and containers will be covered to prevent litter.
- A litter fence will be installed around key areas.

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OPERATIONS

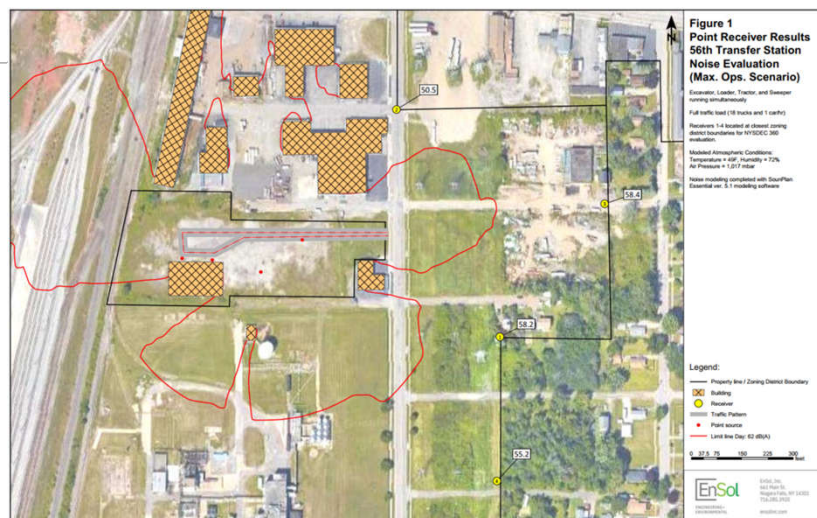
Wastewater and Stormwater Management

- Wastewater shall primarily consist of precipitation gathered on trailers, incidental liquid contained within the materials received, and floor wash water.
- Drainage will be directed to floor drains and drop inlets inside the building.
- The outdoor loaded-trailer parking will be covered to minimize potential for precipitation-based wastewater, and the floor of the parking area will be sloped towards a drop inlet.
- Wastewater shall drain to a gravity oil-water separator for pre-treatment, including the transfer trailer parking area, which will discharge to the existing combined sewer for treatment and disposal.
- Runoff from the paved/developed areas will be directed towards perimeter vegetated drainage swales on the northern and southern edges of the Facility.
- The swales will discharge into catch basins and ultimately the City's combined sewer system.
- The stormwater collection system shall be monitored in accordance with the NYSDEC Multi-Sector General Permit for stormwater discharges from industrial facilities.

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OPERATIONS - NOISE

- Noise Study confirmed noise levels will meet NYSDEC day and night values of 62 and 52 dB(A) at receptor locations.
- Facility noise modeled from truck traffic, and processing equipment.
- Building is orientated away from residential areas to minimize impacts.



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ENVIRONMENTAL REVIEW

- During Site Plan review the City of Niagara Falls issued a Negative Declaration (no significant environmental impacts) upon completion of SEQR review.
- All exterior site lighting, including wall packs, shall be angled downward only and away from adjacent properties. All fixtures and luminaries shall be of a full cut design and shall be of a type that does not exceed a 90 degree cutoff angle. Any light standard shall not exceed 25' in height.
- A Phase II subsurface investigation performed in 2018 recorded detections of Mercury (3.8ppm) and PCBs (5,110ppm), both well below the Industrial Soil Cleanup Objectives.
- A Materials Management Plan that will outline assessment and handling procedures for all fill and soil materials that will be exposed/generated during construction will be required.
- Implement soil conservation and dust control best management practices, such as watering dry disturbed soil areas to reduce dust, preventing erosion and sedimentation in surface waters on the site during construction.
- A 236 trip per day maximum increase in truck traffic will not increase the capacity of the existing network, nor will it have a large impact on degrading existing transit.
- The proposed project will not result in significant loss of flora or fauna, as the site currently consists of an overgrown gravel surface and is largely vacant. There are not predominate wildlife species or designated significant natural communities that occupy the site.

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CLCPA REVIEW

- Climate Leadership and Community Protection Act (CLCPA) requires the NYSDEC permitting decisions do not disproportionately burden Disadvantaged Communities and prioritize the reduction of GHG and co-pollutant emissions.
- A Disproportionate Burden Analysis (DBA) provides the information and evaluations necessary to address the CLCPA requirements.
- An Existing Burden within the DAC is the Potential Pollution Exposure from Diesel Trucks.
- The primary source of GHG emissions from the proposed Facility is from inbound and outbound diesel trucks and onsite equipment.

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CLCPA REVIEW

- The Facility impacts to these traffic related burdens were estimated by comparing the Facility's 236 new trips per day (160 inbound and 76 outbound) to existing traffic volumes within the DAC.
- It was determined that the total traffic increase on major throughfares within the DAC is projected at 0.4%.
- This is a maximum potential increase based off the Facility's maximum permitted tonnage (950 tons per day).

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CLCPA REVIEW

- Estimated annual Facility emissions within the DAC:
 - Actual Conditions (actual onsite equip. usage)
 - Total GHG Emissions = 254,476kg CO₂e
 - Co-Pollutant PM 2.5 = 8.3lbs
 - Co-Pollutant PM 10 = 33.8lbs

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MITIGATION STRATEGY – ROOFTOP SOLAR

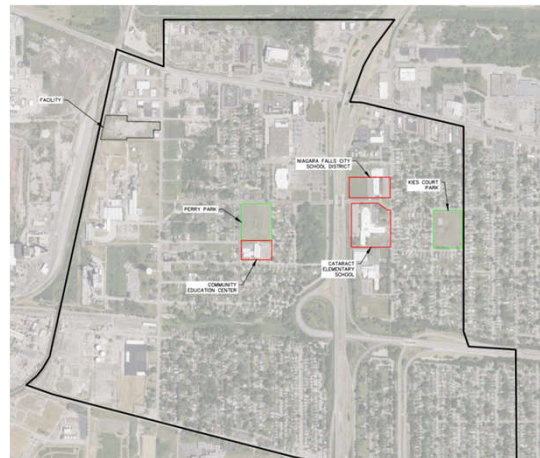
- Rooftop solar donation to former YMCA located at 1317 Portage Road, Niagara Falls.
- A portion of the building is being converted to a Women's Shelter to house and assist victims of domestic abuse.
- Enough roof space to accommodate a 3,250sqft system which will offset annual GHG emissions by 49,000kg CO₂e.
- The building is not located within the same DAC as the Facility's.



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MITIGATION STRATEGY – SOLAR STREETLIGHTS

- Installation of solar streetlights at three parks within Niagara Falls (three lights per park).
- Based off an 80Wp solar output and 2,075 average hours of sunshine per year in Niagara Falls, total annual GHG emissions offset is estimated at 1,044 kg CO₂e.
- Two of the three parks are located within the Facility's DAC.
- Both options of rooftop solar and solar streetlights will help address the project's GHG balance but not affect the co-pollutant balance.



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Mitigation Strategy – CFI’s

- Providing alternate charging and fueling infrastructure (CFI).
- Calculations are based off EPA’s AFLEET CFI Emissions Tool – Moderate Utilization rates.
- Associated concerns include:
 - Identification of charging station locations (and associated procurement and permitting efforts)
 - Potential need for new electric service lines for EVSEs (single phase for Level 2 and three phase for Level 3)
 - Hydrogen, CNG, and LNG stations also require regular refueling which introduces additional and long term operational and maintenance costs.
- Addresses GHG emissions however, co-pollutant values are harder to quantify as they would be driven by the types of vehicles that use the proposed stations.

Table 9
56th Street Transfer Facility: CLCPA Analysis
Emissions Mitigation Analysis: Alternate Charging and Fueling Infrastructure

Reduction Goal ⁽¹⁾				254,475.68	kg/CO2e/yr	
Charging and Fueling Infrastructure (CFI)	Reduction Per Unit (kg GHG/CFI) ⁽²⁾⁽³⁾	Quantity of CFIs needed to offset reduction goal	Item			
			Total Reduction (kg GHG)	Reduction Delta (kg GHG)	Cost range to provide required CFI quantity	
					Lower Limit	Upper Limit
Level 2 EVSE	5,508	47	258,894	4,418	\$47,000	\$902,400
DCFC EVSE	25,706	10	257,058	2,582	\$140,000	\$910,000
Hydrogen	236,861	2	473,222	219,247	\$2,800,000	\$8,400,000
CNG	183,790	2	367,580	113,105	\$20,000	\$3,600,000
LNG	51,443	5	257,215	2,740	\$5,000,000	+

1) Reduction goal per Table 7 Actual Conditions emissions estimate
 2) AFLEET Charging and Fueling Infrastructure (CFI) Emissions Tool used to obtain values
 3) Values are for moderately used CFIs - See table in step 2a of AFLEET CFI Emissions Tool

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Mitigation Strategy - Trees

- Calculations are based off an online tree carbon calculator referenced in the below table.
- Reflects sequestration of a 25 year old tree for the species analyzed and thus represents a +25 year condition (or at ~2050) rather than an immediate/continuous condition.
- Does not address co-pollutants.
- Large planting areas needed to achieve mitigation makes this option infeasible.

Table 10
56th Street Transfer Facility: CLCPA Analysis
Emissions Mitigation Analysis: Carbon Sequestration via Trees

Item	Unit	Total
Reduction Goal ⁽²⁾	kg/CO2e/yr	254,475.68
Per Unit Saving in 2050	kg/CO2e/tree	2.5
Douglas Fir		
Recommended no. of trees per acre	trees/acre	136
CO2e sequestered per acre	kg/CO2e/acre	339.91
No. of acres required to offset reduction goal by 2050	acres	748.65
Oak Tree		
Recommended no. of trees per acre	trees/acre	95
CO2e sequestered per acre	kg/CO2e/acre	236.46
No. of acres required to offset reduction goal by 2050	acres	1,076.18
Black Walnut		
Recommended no. of trees per acre	trees/acre	87
CO2e sequestered per acre	kg/CO2e/acre	217.54
No. of acres required to offset reduction goal by 2050	acres	1,169.76
Maple/Elm/Poplar Tree		
Recommended no. of trees per acre	trees/acre	109
CO2e sequestered per acre	kg/CO2e/acre	271.93
No. of acres required to offset reduction goal by 2050	acres	935.81

1) Sequestration calculations per Tree Plantation, 2023 website, url: <https://treeplantation.com/tree-carbon-calculator.html>
 2) Reduction goal per Table 7 Actual Conditions emissions estimate
 3) Value reflects sequestration of a 25 year old tree for species analysed
 Assumes no trees die or get cut down.

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MITIGATION STRATEGY – ALTERNATE FUELED VEHICLES

- Applicant is committed to fully evaluating the technical and economic feasibility of the purchase and use of all-electric on-site equipment (and associated charging infrastructure) with the goal of obtaining such equipment by 2030.
- Addresses both GHG and co-pollutant reduction goals.
- Applicant/Facility Owner does not have control over the vehicle types of the off-site/on-road trucking fleet.

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MITIGATION STRATEGY – ELECTRIC LAWN MOWERS

- Approximately 1,500 push mowers would need to be purchased to replace existing gasoline fueled equipment in order to offset the project's entire GHG balance.
- Donations can be made to neighbors located within the project's DAC.
- Effectiveness of this option is dependent on equipment use.
- Infeasible as a stand alone mitigation strategy.

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PUBLIC COMMENTING

To comment following the presentation dial 833-380-0648 to leave a three-minute message for one hour after the presentation.

Can mail comments to: EnSol, Inc.
 3000 Alternate Boulevard
 Grand Island, NY 14072

Email comments to: 56thStTS@ensolinc.com

Comment period closes on **May 13, 2025**.

Attachment 6

EnSol, Inc.

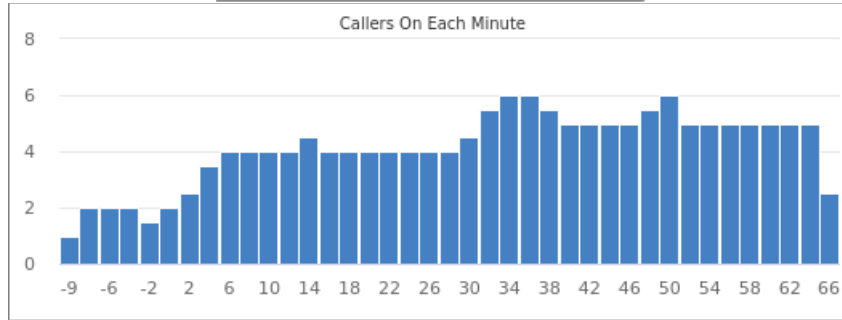
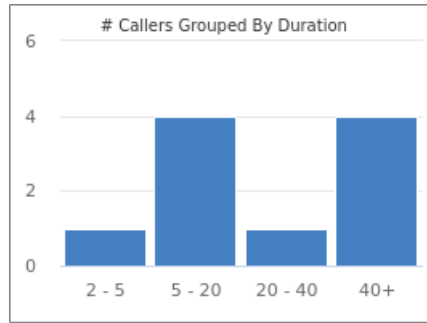
ENGINEERING + ENVIRONMENTAL

Public Meeting Attendees Report & Summary of Comments and Responses

16 Attendees						
Attendees	Peak Attendees	Entered Queue	Screened	Contributed	Went Live	Voicemails
10 (Inbound) 5 Hosts 1 Screener	12	4	4	0	4	0

Minutes and Totals		
Access Live Length	Total Minutes	Avg Minutes
67 minutes	816 (816 Inbound)	34

Streaming Audio Minutes and Totals			
Total Streaming Audio Users	Total Streaming Audio Minutes	Avg Minutes	Total Streaming Audio Questions
16	835	52.19	4



**56th Street Transfer Station
Public Participation Plan
Public Meeting Comments and Responses Summary Table**

Name & Affiliation	Phone Number	Comment and Response
Lauren Spencer - Niagara Falls	(716) 990-4567	<i>Comment:</i> I think it is a good thing for the city to bring in the building for jobs and for moving construction material.
Colin Ligammari - Niagara Falls	(941) 258-5010	<i>Comment:</i> Is there currently a business in the location where you want to operate? It would be wonderful to have solar lighting in the parks surrounding the neighborhood. <i>Response:</i> There's no building there. There's some storage of materials on the site, but right now, it's a vacant piece of property.
Sam Farruggia - Niagara Falls	(716) 579-4242	<i>Comment:</i> Do you plan to have some type of official complaint or response process for residents who experience maybe odor, pest, or environmental concerns once the facility is open? <i>Response:</i> We have an operational plan that basically tracks any complaints, and we have to actually notify the state of those complaints. So that's basically inherent in the DEC permitting process. So yes, there will be a system for notification of the state of complaints and following up on our end to make sure that we address them.
Jim Perry - Niagara Falls City Council Chair		<i>Comment:</i> Has there been much local opposition to this plan so far by the public, so far we have heard very few comments on the subject? <i>Response:</i> We've been through multiple public meetings in front of, obviously, the council. We had one individual that was concerned about the project. We addressed that at those meetings. And we've reached out quite a bit with regard to trying to seek input on our project, including the process that we went through for this meeting, as well as public announcements, newspaper announcements, and we've had no opposition to the project. <i>Comment:</i> Could you give us a basic timeline through building and being fully operational? <i>Response:</i> Once we have our permit, we can begin construction. It's about a six-to-nine-month construction period, and then probably four to six months to get up to speed and get the accounts set up and material handling. But we should be able to accept waste and recyclables and C&D for recycling within six to nine months from issuance of the DEC permit. And then again, at full operations, probably another three months after that.
EJ/Deborah - Niagara Falls		<i>Comment:</i> How many jobs will be created? <i>Response:</i> There's going to be 10 direct jobs, and then there'll be ancillary jobs for any support services we may need for maintaining the site or that type of thing. But there'll be 10 full-time jobs on site. <i>Comment:</i> What about making low cost or no cast electric lawn care and snow removal equipment tie to the local communiires? <i>Response:</i> One of our proposals was to offer electric lawnmowers. Snow removal equipment, probably not so much. But definitely the electric lawnmowers. There's been a lot of success with that. But I like the idea of soil removal equipment, and that's something we would look into. So, thank you for that comment. And, yes, we will share that with the state and see if they are interested in working with us on implementing that.

Attachment 7

EnSol, Inc.

ENGINEERING + ENVIRONMENTAL

Public Meeting Transcript

EnSol Access Live
April 29th, 2025

Robin:

Good evening, everyone, and welcome to the first public information meeting for the proposed 56th Street Transfer station to be located on 56th Street in the City of Niagara Falls, New York. This meeting is required by the New York State Department of Environmental Conservation for Compliance with Commissioners Policy CP-29 Environmental Justice and Permitting. My name is Robin and I'll be moderating the call this evening.

The purpose of this meeting is to inform the public about the project and to engage and involve the community early on in the solid waste management facility permit application review process. Jeremiah Smith is the senior geologist and project engineer for EnSol and will be giving a presentation describing the proposed facility and permitting process. Jeremiah will be joined by John Battaglia, owner of EnSol, who will assist in answering your questions this evening.

Participants will have the opportunity to give verbal comments for the next hour following the presentation. Participants that have dialed into the event using their phone can press star three on their telephone keypad at any time to verbally provide a comment. Participants who have accessed the meeting using your computer, you must dial 833-380-0648 on your phone, and then you can press star three on your telephone keypad. I'm going to repeat that number. If you are accessing the meeting this evening through your computer, please dial 833-380-0648 on your phone. And if you'd like to provide a comment, you'll press star three on your keypad.

Commenters will be placed in line to speak with a member of our staff. The staff member will take down your name and question. And the next time you hear your name, it will be me inviting you live on the call. You'll have three minutes to provide your comment directly to the gentlemen, to Jeremiah and to John. You can also email your comments or mail them. You have until May 13th, 2025. Instructions regarding email and mailing comments will be provided in the presentation.

And now without further delay, I'd like to turn the call over to Jeremiah Smith who will begin the presentation. Jeremiah, the floor is yours. Please go ahead.

Jeremiah Smith:

Thank you very much. Welcome, everyone. Yeah. I'll be going over a description of the project and the purpose of this meeting to solicit your feedback and questions. So, without further ado, the facility's going to be located at 56th Street in Niagara Falls. Okay. If you want to comment on the project, there's a fact sheet available at this website, 56thstts.ensolinc.com. And the comment, you can submit an email to that address as well.

All right. So sorry about that. All right. So, we're going to go over the introduction. The different applications and permits are part of this project, the current status, a description of the facility, the environmental review, as well as the Climate Leadership and Community Protection Act review, CLCPA. That's a more recent set of regulations concerning protection of the environment within disadvantaged communities. And it's going to be a focus of this meeting.

And lastly, following this, as Robin indicated, following this meeting, there will be a public comment period extending to May 13th where you can submit your comments to either the key email, or you can mail us, and we'll go over that information again at the end of the meeting. So next slide.

So, yep, and as a local developer and also owner of EnSol, that's John Battaglia who will be speaking and answering your questions at the end of this meeting, as 56th Street Transfer LLC, they're proposing to construct a solid waste transfer facility at 540 56th Street in Niagara Falls.

We've already obtained City of Niagara Falls site plan approvals. And as part of that site plan approval process, the City of Niagara Falls did a coordinated seeker review of the project. And as we'll touch on in

a later slide, it's been designated a negative declaration. The other permit, the main permit, that we need to obtain is with the New York State Department of Environmental Conservation. That will be a solid waste management facility permit. So, this meeting that we're doing now is the current stage of the DEC permitting process in order to get to a complete application status and move forward.

And once we get to that point, we'll have to do a construction stormwater plan during construction of the facility and industrial stormwater permitting once the facilities operational. But the main permitting is the current state permitting.

So as indicated, we've already had the site plan approval from last year. The DEC permit's currently under review. So, CP-29, Commissioner Policy 29, that's what defines the public involvement within what's defined by DEC as disadvantaged communities, DACs. They designate these communities based on they bear burdens of negative public health effects from environmental pollution and climate change, socioeconomic criteria, or might have high concentrations of low-income households. So, this facility is within a DAC, and that is why we are in this part of the permitting process with the public meeting.

Yeah. So, the plan was approved, and that's this meeting is the next step of the plan. After we obtain feedback from this meeting and following during the comment period, we will prepare and submit a progress report which will also be updated to the online document repository that all can review once it's there.

And then most likely, a second public meeting will be conducted at or near completeness of the application. And that will be determined later in consultation with the DEC's.

So, these figures that are up on your screen now show the location of the facility. On the left is a zoom out of Niagara Falls. And then on the right is a zoom in of the facility itself. It's basically just a bit due west from Home Depot at the Niagara Falls Boulevard 190 intersection for ease of reference.

On this next slide, this shows the entire disadvantaged community as defined by DEC. And as you can see, our facility is that little polygon in the upper left. So, all the neighborhoods to the east, both on either side of 190 are the residents of the DAC, which are the focus target group of audience of this plan.

So, the facility itself is going to be a solid waste transfer station. It's basically a facility that takes the curbside waste from smaller trucks and consolidates it into larger trucks for more efficient transfer to final disposal locations, landfills elsewhere in the state.

So, it's basically just a waste consolidation facility. It will accept municipal solid waste construction, demolition, debris, and single stream recyclables. Most of the traffic through the facility will be commercial clients, but it'll also have a residential drop-off area as a matter of convenience for the local residents. So, the main features of the facility are the main transfer building, but an ancillary covered outdoor trailer storage area, the inbound-outbound scales, and associated scale house, and the associated stormwater management system.

So here on the site plan, you can see 56 is running up and down on the right of the page. So, people enter in off the northeast corner of the facility, go over the truck scales. And the facility itself is that large rectangle on the lower left. As you can see, there's some extra space in the remaining of the property that'll just remain undeveloped gravel area.

So, everything within basically the blue dotted line will be the facility itself, the covered trailer parking areas, that rectangle just right of the facility in between the facility and the parking. And the blue dotted line basically represents the perimeter stormwater drainage system. It will collect all the runoff from that exterior pavement and direct it around perimeter swales to stormwater.

This next slide is some colorized building elevations. Just for reference, the facility will be 160 feet by 100 feet and about 35 feet tall with six overhead doors along the front where the trucks enter and exit. And that's about it from the exterior view.

So, what happens inside that building, like I said, small loads of those various waste types will come in and be dumped on the facility floor where they are combined and consolidated and redeposited into larger tractor-trailer trucks that go off-site to dispose of that waste at the landfill.

So, the permitted capacity for the facility will be 950 tons per day, although a typical day could be much less than that. That's just the maximum permitted amount on any given day. It'll employ about 10 employees, mostly equipment operators that would operate the excavator tractor trailers, a front-end loader, scale operators, a yard tractor, and sleeper truck.

But again, a focus that all the waste handling operations are being conducted inside that building. There's no waste dumping or transfer occurring exterior to the facility. So, there'll be for truck traffic at that maximum permitted capacity of 950 tons per day, that'll be an additional 118 trucks on the local roads per day. And again, that's at the maximum of typical day could be much less.

Facility itself will be open from 7:00 AM to 10:00 PM, but trucking will only occur from 7:00 AM to 5:00 PM. The additional five hours are just available for interior maintenance work if needed. But the trucking itself will only occur during seven to five. Total truck volume increases are in the neighborhood of half a percent increase on Niagara Falls Boulevard to 5% on 56th itself down to Buffalo Ave.

As far as concerns of dust, litter and odor, again, everything, all the material handling takes place inside the building. That's the primary means to control all of those potential concerns. Doors will be closed as needed. Doors will be closed as often as possible to help keep down odors and dust. All indoor, the tipping floor where all the waste is tipped inside, that will be cleaned on a daily basis in accordance with DEC regulations.

So, any excess residual material will be cleaned from the floor daily. If needed, other technologies such as neutralizers and deodorizers will be used if odor becomes a concern. But it's not anticipated to. As far as dust, the primary way to combat that is the entire facility will be paved. The trucks won't be kicking up dust as they're coming and going because they're driving on pavement. But if there is dust accumulation on the pavement, the facility will have a street sweeper on hand to clean the pavement surfaces as needed.

Truck idling time will be limited per New York State law. Trucks aren't allowed to idle any longer than five minutes. So that will address any odor concerns with exhaust. And in accordance with the permits, any loaded truck, whether it's the incoming small trucks or outgoing large trucks, they all must be covered at all times. That'll prevent any litter from blowing out of them, whether at the facility or on the road. And we'll also install a litter fence around key areas. So, facility personnel, as they're doing their daily walk around inspection, see anything going around, the fence catches it, and they can clean it up as needed. So, there won't be any trash blowing to neighbors or anything like that.

So, the exterior stormwater, I already mentioned, that will just be sheet runoff from the pavement to perimeter swales. But as far as the interior of the facility itself, whenever those floors are washed on the daily basis that I mentioned earlier, that rinse water will go through floor drains over to an oil water separator. So, if there's any oils involved that's separated and can be removed from the separator for disposal and any other water continues on its way to the city's combined sewer system for additional treatment and final disposal.

Along that discharge line, the covered trailer parking area will also... The runoff from that area will also be connected to the oil water separator. As the trailer parking area is covered, it will minimize any precipitation onto the trucks which might flow through waste material and come back out. So, the cover

is the primary defense. But secondarily, any drainage in that area is specifically being collected and treated through the oil water separator and city sewer system.

As far as concerns about noise for the facility, we used a detailed modeling program to input all the different pieces of equipment and trucks that would be operating on the facility and compared those results to DEC standards, which are during the day, 62 decibels at the closest property authorized for residential uses, the wording they use.

So, if you see on this figure the black line to the right of the facility is per zoning where any authorized residential use can occur, the red line is where 62 decibels occurs based on the model's inputs. And there's some white data boxes showing specific readings of 55 to 58 decibels at those residential lines. So, the modeling indicates that will be significantly below the standard of 62.

As alluded to before, the City of Niagara Falls already reviewed the environmental assessment form and completed the SEQRA review and issued a negative declaration. As part of their approval documents, they did specify that any exterior site lighting that we have has to meet those standards that are on your screen, basically ensuring that we're not blinding the neighbors with extra light.

There was a phase two subsurface investigation done previously on the site that identified mercury and PCBs at levels well below the industrial soil cleanup objectives, which would be the standards applied to an industrial property such as this. But even though those were below those standards, the city did also require us to establish a material's management plan that while the facilities being constructed and saw as qualified environmental professionals can observe and document anything that's coming out. And if anything's questionable, we can segregate that material for further assessment and deal with it appropriately as the data tells us to.

And again, I went over the odor and dust controls and best management practices. The city made sure to include that in their approval as well. The increase in traffic though was not determined to be significant and have a large impact on our degrade existing transit systems. And the site is basically just gravel paved lot. There's no significant environmental habitat currently on the property. There's going to be no trees taken down, no habitat loss. It's just a reusing a currently underutilized property.

So, for the CLCPA, so part of the permitting process, the DEC has to determine that this action, this project will not contribute to disproportionate burdens within the disadvantaged community. So, we prepared a disproportionate burden analysis and then basically the existing burden within this disadvantaged community as applicable to our project is a potential pollution exposure from diesel trucks.

I forget the numbers from the research, but that was one of the highest-ranking factors in this disadvantaged community, which makes sense as Route 190. The main thoroughfare runs right through the disadvantaged community. So as far as our evaluation of the projects, the community, the primary sources of greenhouse gas emissions will be either from the inbound and outbound trucking or the onsite equipment.

So again, the traffic, we'll have a maximum increase of 236 new trips per day, and that's how we quantified the greenhouse gas emissions from the offsite trucking. But keep in mind that this is a maximum potential increase based on the 950 tons per day. It's an overestimation to begin with as actual daily operations will run at an average lower tonnage.

And then for the onsite equipment usage, these are some of the numbers, the total greenhouse gas emissions and carbon dioxide equivalents, that includes carbon dioxide and other oxides, nitrous oxide, and also as well as the particulate emissions PM2.5 and PM10. So, these are basically the three categories of pollutant that are looked at when doing the CLCPA analysis.

So, then the question becomes how to mitigate those emissions. These next few slides are going to look at external mitigation strategies. So not directly changing something for the facility itself, but by canceling those numbers out, by doing something elsewhere in the community. And this is really the crux of why we want to have this meeting and seek people's input is to seek any ideas. Once we go through these, if these slides give you any other ideas, we are all ears and would love to incorporate the community's feedback into coming up with a final strategy for this project with the DEC.

So, one thing we're all familiar with is rooftop solar systems. The applicant has a relationship with the woman shelter and the former YMCA over on Portage Road, and there's enough rooftop space there to put in a system that would cancel out almost 50,000 kilograms of carbon dioxide equivalent per year. Although it's not located in the same DAC as the facility, it is within its own DAC. And that's just an example. But solar, in general, is an option as part of the mitigation strategy.

And on the next slide, we also had a meeting with the city and mentioned that lighting at the parks within the disadvantaged community could use an upgrade, and new solar lights in those parks could also be a helpful way to help address this final balance. So, the numbers here, if we assumed X number of lights and X number of days of sun, we could cancel out other 1,000 kilograms of carbon dioxide. And these parks are located directly within the DAC, so are a little more direction to them.

And then on the next slide, CFIs are basically alternate charging and fueling infrastructure. So, these are charging stations for your electric vehicles, most commonly using published EPA tools to quantify how much each station can reduce your emissions by.

So, the level looking at that table, the first line, the level two EVSE is like your earlier generation electric vehicle charging station. But the next one, the DCFC, is like the more recent fast charging stations.

So, looking at that line, if the 10 of those fast charge stations were put into use in the disadvantaged community, it would balance out the entire emissions balance of the project, for example. On the next slide, we looked at carbon sequestration via trees. It's definitely an established technology. It works. Trees consume carbon dioxide. They also help... Ancillary, they provide shade and aesthetic benefits. But if we're looking at the map of how many trees it takes to balance out the balance, it requires 700 acres of land for that one example. It's infeasible to do within the city, but we're going through the motions of evaluating different possible pieces of the solution here.

So, on the next page, getting back to the facility itself, the applicant is fully committed to using onsite electric equipment once it becomes technically feasible. Currently, a piece of electric equipment such as a loader or excavator may only run for a few hours on one charge and costs much more than its traditional counterpart. But as technology catches up, those factors start evening out with each other. And as soon as it becomes feasible, that will be the easiest way to cancel out outside emissions.

We should note that the applicant does not have direct control over the offsite trucking fleet that will be both coming into and leaving this facility. So, we're a little out of order here.

One other mitigation strategy, we also looked into, there's some nice tools published by NYSERDA about electric lawn equipment. And so, using those tools, for example, we figured 1,500 electric push mowers could also offset the project's entire greenhouse gas emissions balance. But then you do have to ensure that those actually replace gasoline-fueled equipment and are actually used.

So, there's some X-factors to that strategy. So, if we go back up... Sorry. So yeah, my apologies. So that's basically it. So, in a nutshell, we evaluated all those different strategies for mitigation. We've gone back and forth with DEC. And at this point in the process, we need to get the public's input on what your questions or comments on the project may be in general and, specifically regarding CLCPA, how you would like to... some of these technologies, you might know some opportunities that we haven't identified yet.

John Battaglia:
What's the questions?

Jeremiah Smith:
Okay. So, I don't know-

John Battaglia:
Right now, this is John speaking now. I'm going to take over, and we do have a question from Jim Perry. And I can't read it.

Robin:
[inaudible 00:29:11].

John Battaglia:
Can you read that question for me? I can't see it.

Robin:
I can read that, John.

John Battaglia:
Yeah, if you could. Yeah.

Robin:
Absolutely. Sure. Question is from Jim Perry. And Jim says, "Has there been much local opposition to this plan so far by the public? So far, we have heard very few comments on the subject."

John Battaglia:
Right. And we've been through multiple public meetings in front of, obviously, the council. We had one individual that was concerned about the project. We addressed that at those meetings. And we've reached out quite a bit with regard to trying to seek input on our project, including the process that we went through for this meeting, as well as public announcements, newspaper announcements, and we've had no opposition to the project, quite frankly.
But Jim, again, you can reach out to me if you'd like to discuss it in more detail and send me an email or send an email through the process here, and I could call you and discuss with you the outreach we did with regard to community.

Robin:
Thank you so much.

John Battaglia:
Yeah. And is there anyone calling in or wanting to speak?

Robin:

Folks, if you have joined the call on your computer, you must dial 833-380-0648 on your phone, and then press star three on your telephone keypad to provide a comment. And if you are on the phone and you would like to provide a comment, simply press star three on your telephone keypad. We do have another question submitted by EJ Battaglia, and the question is, "How many jobs will be created?"

John Battaglia:

Jeremiah, you want to address that?

Jeremiah Smith:

I believe that was 10 on the previous slide that we estimated.

John Battaglia:

Yeah. There's going to be 10 direct jobs, and then there'll be ancillary jobs for any support services we may need for maintaining the site or that type of thing. But there'll be 10 full-time jobs on site.

Robin:

Thank you so much.

John Battaglia:

Is there anyone else, any other reach out that we need to address? How many minutes were we supposed to be available for this? One hour?

Robin:

Mm-hmm.

John Battaglia:

Okay.

Robin:

Looks like we may have callers being screened at the moment, gentlemen. So, you just want to sit tight for a moment.

John Battaglia:

Yes. No problem.

Robin:

And, folks, again, if you are accessing this meeting through your computer this evening, please dial 833-380-0648 on your telephone, and you can press star three on your phone keypad to ask a question. You'll be placed in line to speak with a member of our staff. The staff member will take down your name in question. And when you hear your name next, that will be me inviting you to ask your question directly or make your comment directly to either Jeremiah or John.

Gentlemen, no questions so far. We'll give folks just a minute or two. Again, that's star three to ask a question or a comment. And gentlemen, I can't see the slide. But would you like to share the mailing address and then the email contact with the audience?

John Battaglia:

Yeah. Pull the mailing address and email.

Jeremiah Smith:

Yeah. That slide is currently up. Yeah. Our standard mailing address is 3000 Alternate Boulevard on Grand Island, New York, 14072. Our dedicated email address specifically for this project is 56thstts, 5-6-T-H-S-T-T-S, it's a mouthful, I understand, @ensol.com. And as we said before, we are required to have the public comment period open for at least two weeks. So, we have until you have at least May 13th to get us comments either way.

Robin:

Perfect. We do have a caller. We've got Lauren from Niagara Falls. Lauren, you're live on the call. Please go ahead and ask your question, Lauren. Lauren, you're live on the call. Please go ahead.

Lauren:

Oh, hi. I didn't have a question. I just had a comment.

Robin:

Oh, go right ahead.

Lauren:

Yeah. I just wanted to comment on bringing the building to Niagara Falls and opening up the new business there. I think it would be good for the city. I think it would be good for the workers bringing construction and having a place close by in the city to drop off things. And I think bringing any business to Niagara Falls is always a plus. So as a lifelong resident, and I like to see things coming into the city. So just wanted to say that I think it's a great idea, and I would like to see it moving forward.

Robin:

Thank you. Thanks, Lauren. Thanks for the call.

Lauren:

Thank you.

Robin:

If we have anybody else on the line, again, folks, star three for a comment or a question. That's star three on your telephone keypad for a comment or a question. And it looks like we've got another caller coming online. Just a moment, gentlemen. And again, if you prefer to communicate your comment via email, that's 56, it's 56thstts@ensolinc.com. And you can also mail your comments to EnSol Inc., 3000 Alternate Boulevard, Grand Island, New York, 14072. And I'll repeat that as we move through.

Okay. It looks like we've got a couple of callers here. Actually, hang on just a quick sec. We've got Colin from Niagara Falls. Colin, you're live on the call. Please go ahead and make your comment or ask your question.

Colin:

Hello. Just a question about whether or not there is a current business in the location where you want to operate.

John Battaglia:

I believe there's no building there. There's some storage of materials on the site, but right now, it's a vacant piece of property.

Colin:

So, you'll be building a new business there?

John Battaglia:

Correct. That's correct.

Colin:

Excellent. I also just wanted to make a comment that I think it would be wonderful to get some solar lighting in some of the surrounding parks in the neighborhood and surrounding where you guys will operate. So, if I could just throw in a bid for solar lighting, that would be great.

John Battaglia:

All right. We will definitely bring that to the state's attention. Thank you.

Colin:

Thank you so much.

Robin:

Thanks for the call. Thanks so much. Again, folks, that's three on your telephone keypad if you'd like to comment or ask a question. Comments can also be emailed or mailed until May 13th. If you're dialed in or you're accessing this meeting through your computer, you must dial 833-380-0648, and then press star three on your telephone keypad to join the call too.

Looks like we've got another phone caller coming through. Just a moment. We've got Sam also from Niagara Falls. Sam, you're live on the call. Please go ahead and ask your question, Sam.

Sam:

Hi. Thank you for having me. My question was if you plan to have some type of official complaint or response process for residents who experience maybe odor, pest, or environmental concerns once the facility is open.

John Battaglia:

Okay. This is John Battaglia speaking, Sam. We have an operational plan that basically tracks any complaints, and we have to actually notify the state of those complaints. So that's basically inherent in the DEC permitting process. So yes, there will be a system for notification of the state of complaints and following up on our end to make sure that we address them.

Sam:

Great. I appreciate it.

John Battaglia:

Yep. Thank you.

Robin:

Thanks for the call, Sam. Folks, again to comment or to ask a question, star three on your telephone keypad. And if you've just joined the call and you've accessing the meeting through your computer, you must dial 833-380-0648 on your phone, and then press star three on your keypad.

And again, if you'd like to submit your comments via email, that's 56thstts@ensolinc.com, and you can also mail your comments to EnSol Inc., 3000 Alternate Boulevard, Grand Island, New York, 14072. You have until May 13th to provide your comments.

Jeremiah Smith:

And I'll just chime in here. This is Jeremiah again. Yep. Just to expand upon the answer about the complaint system, the current draft of the facility manual, that's with the state application, which is also available on the online document repository if anyone wants to look at it, the way we currently address complaints is with a complaint and order control phone number shall be posted on the facility entrance sign and on waste transport vehicles.

That number will be monitored and have recording during off hours if needed. Logs will be kept to be available on review and also forwarded to the DEC. So, there is an established system within the facility manual that is currently draft. There may be tweaks to it once the facility gets an operation, but complaints are actively thought about and addressed in the manual.

Robin:

Thank you, Jeremiah. Gentlemen, there are no calls at the moment. Folks, if you'd like to ask a question, star three on your telephone keypad. If you'd like to make a comment, star three on your telephone keypad. You can also email your comments or mail your comments until May 13th. The instructions regarding how to do that are on your screen. That's star three on your telephone keypad to ask a question or make a comment.

John Battaglia:

I am just going to just why we got a little bit of time and why we're waiting for callers to come in, talk a little bit about CLCPA because that new rule regulation is interesting, the way the state's administering it, and what's really prompted this meeting and input. But their objective is to try to educate people and provide people with an opportunity to reduce their greenhouse gas emissions.

So, this process and this permitting application process that was added on very recently by the way, and that's one of the reasons our application has been approved by the city but waiting for the DEC because they really didn't have all of the regulatory guidance in place. So, we've been kind of a Guinea pig in a lot of ways to assessing greenhouse gases as well as coming up with mitigated alternatives. So, it's an interesting opportunity for educating the community.

And our reach out has been in order to do that. So, we've learned a lot about CLCPA. We've got several projects now going through the process. And we hope that the intent of CLCPA, which is to provide local communities a benefit in a manner that they can take advantage of, some of the benefits that we have to offer or try to offer this process can be realized in that local community.

So, we put out flyers all through the community. We put flyers in local businesses. We put ads in the paper. A lot of outreach occurred here. We will continue to take and respond to these comments and outreach for the next couple of weeks. And when is our response end at, Jessica?

Jessica:

Two weeks from today?

John Battaglia:

Two weeks from today? What date would that be?

Jessica:

That will be May 13th.

John Battaglia:

May 13th. So, we got till May 13th. And we're certainly looking forward to getting some input from the local community. CLCPA is so new that the compliance of it is also still being evaluated, in other words, how they're going to measure our performance.

And one way to do that is by exchanging ideas with the local community and seeing that we've got that input incorporated into our plan. So, the comment with regard to the solar lighting is great, and we can certainly implement that and get that involved. And as we get more written comments, we'll be looking forward to incorporating those into our design packages.

Robin:

Awesome. Thank you. And folks, again, if you're on the call and you have a comment or a question, that's star three on your telephone keypad. If you've accessed the meeting through your computer, you must dial in at 833-380-0648 and then press star three on your telephone keypad. The comments you'll be placed in line to speak with a member of our staff who will take down your name and question. And when you hear your name next, you'll be live on the call.

Folks, again, you may submit your comments via US Post or email. You have until May 13th to do so. You can mail your comments to EnSol Inc. at 3000 Alternate Boulevard, Grand Island, New York, 14072. And if you prefer to email your comments, you'll email them to 56thstts@ensolinc.com. We've got another question submitted online, folks, from Jim Perry. Jim says, "Can you give us a basic timeline through building and being fully operational?"

John Battaglia:

Sure. Sure, Jim. Thank you for the comment. Once we have our permit, we can begin construction. It's about a six-to-nine-month construction period, and then probably four to six months to get up to speed and get the accounts set up and material handling. But we should be able to accept waste and recyclables and C&D for recycling within six to nine months from issuance of the DEC permit. And then again, at full operations, probably another three months after that.

Robin:

Thank you so much. We have another question from Deborah. Deborah says, "What about making low cost or no cost electric lawn care and snow removal equipment into the local communities?"

John Battaglia:

That was on our list of benefits, and it's good that you asked for that, Deborah, because the state wants to see this type of input for us to actually do it. We had allotted, and again, this is the disadvantaged community which is the local homes right in and around the facility. And one of our proposals was to offer basically electric lawnmowers. Snow removal equipment, probably not so much. But definitely the electric lawnmowers. There's been a lot of success with that. But I like the idea of soil removal equipment, and that's something we would look into. So, thank you for that comment. And, yes, we will share that with the state and see if they are interested in working with us on implementing that.

Robin:

Super. Thank you. Folks, again, that's star three if you have a comment or a question or a suggestion. Star three on your telephone keypad. If you are on your computer, you must dial in at 833-380-0648, and press star three on your keypad to make a comment, ask a question, or offer a suggestion.

Gentlemen, no further questions just yet. And I'm going to repeat the information for public commenting, which you have until May 13th to mail or email your comments. The email address is 56thstts@ensolinc.com. You can also mail your comments to EnSol Inc., 3000 Alternate Boulevard, Grand Island, New York, 14072. You have until May 13th to submit your comments via email or a US Post.

Still no questions, gentlemen. Questions or comments, star three on your telephone keypad, folks. Jeremiah, John, is there anything else that you'd like to share?

John Battaglia:

Well, I think we had a one-hour timeframe. We're going to extend it just to make sure if anyone else calls in to 7:10. And we don't get any additional callers or comments by 7:10, then we'll wrap it up. But no, I think the location, just on a note, the location is industrial. It's adjacent to similar facilities. It's in character with that industrial and commercial business type of area.

The traffic was really insignificant in comparison to what's there, and we wouldn't really be really putting a dent on the traffic in the area. So, we're very comfortable with the location. And I think extracting our primary objective over time is to continue the single-stream material handling and recycling so that as the regulations and the state move in that direction, we can offer a facility that can handle those materials.

So, the long-term objective is to continue to grow with the markets and grow with the type of materials that are being pulled out of the waste material and turned into recyclable opportunities.

Robin:

Sure. Thank you. And I know there may be people who have dialed in a little late. Do you want to do a quick recap of the questions that we received online, perhaps of the number of jobs that will be created?

John Battaglia:

Oh, yeah. Yeah. If you want to go through them, yeah... If you don't, I can't see them from here, but my vision's a little rough. Yeah.

Robin:

Sure. So, we did have a question from EJ. And EJ asked, "How many jobs would be created?"

John Battaglia:

Yes. Yeah. And there were 10 full-time jobs being created at the facility and with additional subcontractor possibilities for maintenance and management of the facility grounds.

Robin:

Fantastic. Another question, has there been much local opposition to the plan so far by the public? And this was from Jim Perry, of course, who says, "So far, we have heard very few comments on the subject."

John Battaglia:

Correct. And in all of the permitting we've done to date, we've not had any comments or opposition on our proposed plan.

Robin:

Perfect. Thank you. And another question from Jim says, "Could you give us a basic timeline through building and then becoming fully operational?"

John Battaglia:

Again, once we have all the permits in place, six to nine-month construction, and then three to six months ramping up and getting operational. So, if you add that together, you could get a year, year and a quarter out of it, approximately.

Robin:

Perfect. Thank you so much. And finally, from Deborah. Deborah had asked about making low-cost or no-cost electric lawn care and snow removal equipment to the local communities.

John Battaglia:

And that was part of our mitigative strategy. And it will definitely be proposed to the state. We don't have the final word on a lot of this. We have to present it to the state and may run it through their process, but we love the idea of providing that to the local residents specifically so that they actually are doing something that's specific to the benefit of the local residents. So, I appreciate the comment, and we are going to definitely look to get that approved by the DEC.

Robin:

Excellent. Thank you. And then we did have a statement. I just recap in the event that folks joined the call late. We did have a statement from Lauren of Niagara Falls, and Lauren actually called in and said, "I think it's good for the city to bring in the building for jobs and moving construction material." There was a very positive comment. And then Colin also from Niagara Falls said, "Is there currently a business in the location where this is being built? It'd be wonderful to have solar lighting in the parks surrounding the neighborhood." Go right ahead, Jim. Yeah.

John Battaglia:

Yeah. Again, the property is basically vacant. They're storing some materials there, I think, crushed stone for construction activities. So, this will be a new building, a new tax-based building in the community. And we're 100% on board with some electrical lighting. We had proposed some electrical lighting in the local parks. And with that input, hopefully, we can move that along. Well, thank you, Colin, for that.

Robin:

Yes. And I know you'd mentioned the number of jobs, but can you talk a little bit about what type jobs they are?

John Battaglia:

Well, starting in the administrative aspect, there's going to be a scale house person to weigh the trucks and create all the paperwork. There'll be a manager, somebody that'll manage the facility and make sure that all the facilities operated efficiently and within compliance, there'll be equipment operators, likely three, at least three equipment operators to run the equipment necessary for the facility.

And then there'll be maintenance people that help clean up and maintain the driveways and the drainage systems and such. So, there'll be another approximately three of those. So, you got three, six. So, there's nine, 10 full-time jobs that'll be part of the facility operations.

Robin:

Perfect. Thank you so much for sharing that information. Folks. If you would like to comment, if you have a suggestion or you have a question, please press star three on your telephone keypad. And if you happen to have accessed this meeting through your computer, you can dial in at 833-380-0648, and then press star three on your telephone keypad to offer your comment.

Again, you have until May 13th to provide your comments by email or US Post. I will share that information with you. If you would like to email your comments or suggestions, you may do so at 56thstts@ensolinc.com, and you can mail your comments to EnSol Inc., 3000 Alternate Boulevard, that's in Grand Island, New York, 14072. You have until May 13th. Okay, folks, we don't have any callers on just yet. Jeremiah, John, anything else you'd like to share?

John Battaglia:

Sorry. We were on mute. No.

Robin:

No. It's okay.

John Battaglia:

Thank you. Thank you for your hosting, and you guys did a great job. I like your system here. It seems to work well, and it provides an opportunity for people to not only comment verbally, but with emails and with texting. So, I think it's a great system, and we hope to continue to use it in the future. So appreciate ACCSS. Is that ACCSS, A-C-C-S-S? Is that you, ACCSS [inaudible 00:59:11].

Robin:

Yes. Go right ahead.

John Battaglia:

[inaudible 00:59:21] broadband. Oh, there it is.

Robin:

So, star three on your telephone keypad to ask a question, make a suggestion or a comment. And again, your comments can be emailed or mailed until May 13th. You have May 13th. That's two more weeks. It's two weeks from today.

John Battaglia:

One other thing is we do, when we will offer tours, tours of the facility, not there's a lot to see, but we do run nice operations, and we're proud of them. And if anybody in the community wanted to come by and check out what we do and how we do it, it would be great to have an opportunity to engage the community. So, another aspect of the way we like to do business is we like to engage the community and become part of that community. So that will be available once we get up and running.

Robin:

That's awesome. Now, will there be another opportunity for you to do something like this the closer you get to breaking ground or to be coming up as a functional operation, or will you just [inaudible 01:00:41] all that communication from the website?

Jeremiah Smith:

So, after the completion of this comment period, we'll take all those comments together as a whole and refine our CLCPA mitigation strategy and re-present it to the state. So we could be including things like solar lights for the parks that were requested. So once the state agrees upon the final mitigation approach, the most likely next step is they will require a second meeting such as this which will likely do the same exact way. And that would be basically one of the final steps in the DEC permitting process once that second meeting is completed.

Robin:

Thank you so very much.

Jeremiah Smith:

Yep.

Robin:

And I know you did mention something about a bit of increased traffic. Are there new signal lights that will be coming or anything else that the community would need to know about? Any change in traffic pattern or anything that the community would-

John Battaglia:

That area is already established for trucking [inaudible 01:02:05].

Robin:

Perfect.

John Battaglia:

All the returning radiuses and traffic signals, we're basically in an industrial zone. So, no need for anything.

Robin:

Wonderful. Thanks so much guys. Again, folks, if you're there, and you would like to ask a question, you would like to make a suggestion or just provide a comment, star three on your telephone keypad. We are coming to the end of this live event this evening. There's still time to ask a question, make a comment or a suggestion. That's star three on your telephone keypad. And if you are accessing the meeting through your computer, simply dial in at 833-380-0648, and then press star three. You'll be live on the call. Now, it looks pretty quiet here on my screen.

John Battaglia:

It looked quiet. I'm going to give it to 7:10.

Robin:

You got it.

John Battaglia:

And then we'll wrap it up.

Robin:

Okey-doke.

John Battaglia:

In fact, I'll just start my closing statement now.

Robin:

Please. Go right ahead.

John Battaglia:

Again, I want to thank everybody for joining in on the call. I certainly appreciate all the feedback, and we're going to incorporate all that feedback into our permitting process. And there'll be a summary of this meeting online and available SA... drop by on our website, our document repository. And that's about it. We have three more minutes. I know Jeremiah is a heck of a singer. I was going to let him, but he hasn't had a few beers yet. So, we're going to have to hold off on it.

Robin:

I love it. Folks, if you do want to send your comments in via US Post, you can mail your comments to EnSol Inc., They're at 3000 Alternate Boulevard, Grand Island, New York, 14072. If you prefer to email your comments, questions, or suggestions, you can certainly do that. You're going to address that email to 56thsts@ensolinc.com. Again, that's 56thst, S-T, ts@ensolinc.com. There's still two minutes. If you would like to ask a question, make a suggestion or a comment, you can press star three on your telephone keypad. And John, is there a website that you could share? Is there a web address that you'd like to share?

Jeremiah Smith:

Yeah. The document repository is very similar to the email address, is the just 56thstts, 5-6-T-H-S-T-T-S.ensolinc.com

Robin:

Okay. Perfect. Thank you so very much.

Jeremiah Smith:

Yep.

Robin:

Folks, just one more minute to ask a question, make a comment, share a suggestion. That's star three on your telephone keypad, and you'll be live and able to ask Jeremiah and John your questions. Gentlemen, we are at the end of our live event this evening. I want to say thank you. It was an absolute privilege to work with you this evening. And folks, if you're there on the phone listening, we want to thank you for taking the time to join us this evening. John, Jeremiah, is there anything else you'd like to share with callers?

John Battaglia:

No. I think we've covered everything quite well. Thank you very much.

Robin:

My pleasure. Thank you so much, gentlemen. Thank you, everyone, on the phone for joining us. Have a pleasant evening. Stay safe out there. Good night, everybody.