

NEW YORK STATE DEPARTMENT OF ENVIRONMENTAL CONSERVATION

Office of the General Counsel, Deputy Commissioner & General Counsel
625 Broadway, 14th Floor, Albany, New York 12233-1010
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June 14, 2016

Jemille Charlton
East Hampton Airport
159 Pantigo Road
East Hampton, NY 11937

RE: **Request for Information Pursuant to Article 27, Title 13
of New York State Environmental Conservation Law (ECL)/
PFOA/PFOS Facility Identification Survey**

Dear Mr. Charlton:

The New York State Department of Environmental Conservation (DEC) is conducting a survey of businesses in New York State to identify facilities at which PFOA-acid (perfluorooctanoic acid), PFOA-salt (ammonium perfluorooctanoate), PFOS-acid (perfluorooctane sulfonic acid), or PFOS-salt (perfluorooctane sulfonate) (collectively referred to within as "PFOA/PFOS") are currently or were formerly used, stored, manufactured, disposed of, or released. These substances are man-made chemicals associated with Teflon and other fluoropolymers. DEC added PFOA-acid to New York State's list of hazardous substances (6 NYCRR Section 597.3) by emergency regulation dated January 27, 2016, and added PFOA-salt, PFOS-acid, and PFOS-salt to the list by emergency regulation dated April 25, 2016, making them all hazardous wastes as defined by ECL Article 27, Title 13.

An authorized representative of your business must complete the enclosed PFOA/PFOS Facility Identification Survey. DEC has the authority to request this information pursuant to ECL Sections 27-1305, 27-1307, and 27-1309. DEC reserves the right to request supplemental and/or additional information. You are legally obligated to respond to this survey. Failure to complete the survey is a violation of the ECL and may be subject to enforcement action.

A fully completed and certified survey may be completed and submitted by e-mail to DEC on or before **July 15, 2016**. The fillable pdf form with instructions for completion and submittal is found at http://www.dec.ny.gov/docs/remediation_hudson_pdf/survey1.pdf. The survey questions are enclosed for your review prior to completion of the survey.

It is strongly preferred that you complete the survey using the fillable pdf form and submit it by e-mail to derweb@dec.ny.gov. If you are unable to do so, responses must be submitted to DEC, in writing, on or before **July 15, 2016**. Make sure you respond to each and every question, indicating the number of each question to which your response corresponds, and sign the survey form. Non-electronic responses must be mailed to the following address: Ted Bennett, NYSDEC, Division of Environmental Remediation, 625 Broadway (12th Floor), Albany, NY 12233-7012.

If you have any questions, please contact Ted Bennett at 518-402-9764 or theodore.bennett@dec.ny.gov.

Sincerely,

A handwritten signature in blue ink, appearing to read 'T. Berkman', with a long horizontal flourish extending to the right.

Thomas S. Berkman
Deputy Commissioner
and General Counsel