

Dear Modock Springs Residents,

The following is an update on the Modock Springs Program. Before we update you on the specifics of the program, we want to stress the key to the long-term success of this program is the continued partnership that has been developed with all the parties involved. The New State Department of Environmental Conservation (DEC), the New York State Department of Health (DOH), Senator Nozzolio, Syracuse Sand & Gravel (SSG), the Modock Springs Citizens (represented by the Modock Springs Citizens Advisory Committee.. MSCAC), and the Town of Victor have developed an understanding and focus on helping the 59 homes that have been impacted by this investigation. This cooperative partnership is a model that is seldom, if ever, realized during environmental investigations similar to Modock Springs.

DEC Investigation

DEC's remaining work: completion of the Feasibility Study and the Proposed Remedial Action Plan reportedly will be completed in April and May. A Public Meeting is being planned for the first week in June. The DEC has completed all their groundwater investigation work. They plan to aggressively monitor the groundwater to assure that their conclusions are correct.

Of all the homes tested by DEC, 3 homes utilizing private well water needed to be hooked up to the Town's Public Water System and 4 homes needed basement ventilation systems installed in their basements. The technical name of these systems is "sub-slab depressurization system". After this work was completed, the DEC stated at their 12/08 Public Meeting that there is no risk from the drinking water and there are no solvent vapors in basements.

Private Well Water Hook Ups

The DEC has committed to fund the connection of the remaining 11 homes currently using private well water to the Town's Public Water System. Along with the DEC's continued groundwater monitoring, this will provide an extra level of protection for these homes. The process will be discussed at the June Public Meeting.

Basement Ventilation Systems

In addition to 4 systems installed by the DEC, several others were installed utilizing funding from Senator Nozzolio. The Town has allocated funds for additional homeowners who would like one installed in their home. Just like the water connections, this action provides an extra level of protection for the homes. In addition, these basement ventilation systems are identical to those installed for Radon remediation so there is an added benefit from their installation. For all the homes that haven't received them, this mailing will include instructions on how to obtain one.

DOH Cancer Study

The DOH technical staff has drafted their Cancer Study report. The report is currently undergoing technical and administrative reviews and is scheduled to be issued in mid-June.

Value Protection Plan (VPP)

In addition to the water hook ups and additional basement ventilation systems, the Town's Value Protection Plan (VPP) also contains a value protection plan for people who sell their homes. We believe that the short term influence that the Modock Springs investigation has had on real estate values will soon be eliminated. However, until that time, the

Town believes that such a program is important. All the components of the VPP will be reviewed at the June Public Meeting.

Funding for the Value Protection Plan (VPP)

The success of the entire Value Protection Plan (VPP) depends on acquiring appropriate funding. Two sources of funding are being pursued:

New York State Funding: Senator Nozzolio continues to be a steadfast supporter for the VPP. Both the Senator and the Town have written letters to Governor Paterson requesting the \$250,000 that was initially destined for the Town's VPP. A meeting with the Governor has been requested to discuss the Town's need for the State's support.

Syracusa Sand & Gravel (SSG) Funding: SSG has pledged \$850,000 to support the VPP. However, SSG needs temporary relief from the DEC's drive to be reimbursed for the investigation costs for Modock Springs. The DEC has currently spent approximately \$1.1 million. Requests by Senator Nozzolio and the Town have been sent to both Governor Paterson and Peter Grannis (Commissioner of NYS DEC) to ask the DEC to postpone their reimbursement of these costs until the VPP is funded and the temporary influence that the Modock Springs investigation has had on real estate values has been eliminated.

Modock Springs Citizen Participation

In addition to continuing to communicate the benefits of the VPP to all the parties involved, we must continue to encourage the DEC to make the right decision and postpone their reimbursement of their investigation costs from SSG. The VPP must be funded first. The MSCAC has developed a petition that asks the DEC to fully support the VPP and asked all 59 homeowners to sign it. To date, some citizens have not signed and returned the petition. The MSCAC hopes that all 59

homeowners would sign and return this petition. Our plan is to present these signed petitions to Governor Patterson at our upcoming meeting. Included in this mailing is another copy of the petition for those homeowners who have not already signed one.

We hope this update is beneficial. Our goal is to keep you informed through direct mailings. If you have any questions on any of these topics don't hesitate to contact us or our Environmental Advisor, Paul Lytle at 739-2816.

We will continue to work with the State and other parties to implement the VPP so that your quality of life and property values will be restored.

Best Regards,

Mike Annechino (MSCAC Chairman, 924-5976)

Jack Marren (Town Supervisor, 742-5020)