

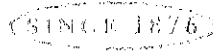
CORBALLY GARTLAND AND RAPPLEYEA LLP

CHARLES J. CORBALLY (1966)
JOHN J. GARTLAND, JR. (2003)
ALLAN E. RAPPLEYEA
JON HOLDEN ADAMS
MICHAEL G. GARTLAND
VINCENT L. DEBIASE
PAUL O. SULLIVAN (also FL)
WILLIAM F. BOGLE, JR.
RENA MUCKENHOUP O'CONNOR
ALLAN B. RAPPLEYEA (also CT)
LEAH J. BALASSONE
KAREN E. HAGSTROM
WILLIAM W. FRAME
MARGARET M. WALKER

Of Counsel

RICHARD V. CORBALLY

A HERITAGE OF LEGAL COUNSEL



BARDAVON BUILDING
35 MARKET STREET
POUGHKEEPSIE, NY 12601-3285
845-454-1110 TEL • 845-454-4857 FAX
E-MAIL: info@cgrlaw.com
WWW.CGRLAW.COM

Administrator
CAROL ANN NEVILLE

Regional Offices
30 FRONT STREET
PO BOX 679
MILLBROOK, NY 12545
845-677-5539 TEL
845-677-6297 FAX

6369 MILL STREET
PO BOX 366
RHINEBECK, NY 12572
845-876-4091 TEL
845-876-7192 FAX

February 9, 2010

BY APPOINTMENT:
CLEARWATER, FL 34617

Hon. David Wylock, Co-Chairman
Town of Dover Planning Board
126 East Duncan Hill Road
Dover Plains, NY 12522

Re: RASCO Materials, LLC, Site Plan Approval

Dear Chairman Wylock:

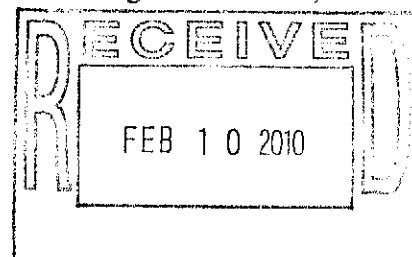
On behalf of RASCO Materials, LLC (RASCO) enclosed please find 12 copies of each document requested by the Town of Dover Planning Board at the Board's meeting on February 1, 2010. The requested documents were as follows:

1. Noise Study
2. NYSDEC Part 360 Solid Waste Permit issued to RASCO
3. Structural Assessment of Processing and Storage Building
4. Revised Bulk Regulation Table
5. Signed Stipulation Agreement between the Town of Dover and RASCO granting RASCO a pre-existing, non-conforming use waiver
6. Timeline provided in support of request for pre-existing, non-conforming use waiver.
7. Letter to Dutchess County Department of Health

The Board's request for a Contingency Plan, to be reviewed and approved by the Town's Fire Marshall, has been previously submitted under separate cover.

A letter from the Health Department has been requested (see attached).

We trust this information satisfies the Board's latest request for information. We look forward to any discussion on these issues at the Planning Board meeting on March 15, 2010.



CORBALLY GARTLAND AND RAPPLEYEA LLP

The foregoing material is submitted to the Planning Board without prejudice to the applicant's rights of review as set forth in the Town Agreement dated December 1, 2009 (included in application package) and without prejudice to the applicant's position that many of the issues raised by the Planning Board resulting in the above submission relate to issues outside the scope of review delegated to the Planning Board by the Town Board whether by the December 1, 2009 agreement or under the site plan provisions found at § 145.63 of the Zoning Law.

Very truly yours,

CORBALLY, GARTLAND AND RAPPLEYEA, LLP

By:  _____
JON HOLDEN ADAMS

JHA:jv

cc: Jack Nelson
Frank R. Peduto, P.E.