

APPENDIX L

Town of Colonie Correspondence

Dated December 18, 2006



Mary E. Brizzell
Town Supervisor

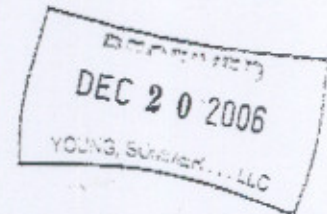
TOWN OF COLONIE

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Service by Facsimile Not Accepted
Equal Opportunity Employer

Arnis Zilgme
Town Attorney

December 18, 2006



Kevin Young, Esq.
Executive Woods
Five Palisades Drive
Albany, New York 12205

Re: Latham Water Tank

Dear Mr. Young:

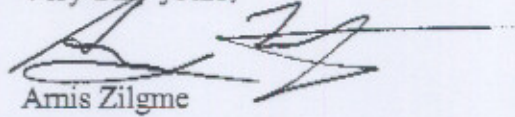
This letter is in response to John A. O'Donnell's letter to Mary E. Brizzell dated March 16, 2006. The Town Board and the Water Department have had an opportunity to conduct a preliminary and limited review of the documentation provided by the Authority including the March 13, 2006 evaluation of alternatives and related SEQRA documentation. Since the Latham Water District owns the Latham Water System and the existing tankage, the Town Board approval of the location and style of the new tank is critical to the success of the project. As a result, it is my understanding that under SEQRA, the Airport Authority would like to prepare a more detailed analysis of the tank locations and styles of tank preferred by the Town Board. The goal would be to provide detailed information so a reasoned choice can be made among the alternatives.

With this in mind, I spoke to the Town Board about the above-referenced project. At the meeting last Thursday night, I posed the question as to whether, based upon their review of the documentation provided, and after giving due consideration to the potential environmental impacts, the board members had a preference for the location and style of the new tank. I explained that the Airport was trying to enhance its SEQRA analysis with respect to the preferred alternatives and that I was not asking them to approve, deny or in any way bind the Town with respect to the final decision on the tank.

A majority of the Board (6 members) expressed their preferences for the Sanderson site. With respect to the style of the tank, the majority of the Board would prefer the "tree-top" (70') level (6 members). Only one member expressed a preference for the Utica Avenue site.

I hope the Town Board members' comments are of assistance to you and your client.

Very truly yours,

A handwritten signature in black ink, appearing to read "Annis Zilgme", with a long horizontal flourish extending to the right.

Annis Zilgme

AZ/br

cc: Supervisor Brizzell
Town Board Members
John Frazer
John Tabner, Esq.