



**Dumbleton Used Auto Parts, Inc.**  
 USED AUTO PARTS FOR MOST MAKES & MODELS  
 USED CARS FOR SALE [www.dumbleton.com](http://www.dumbleton.com)

Taylor & Morrow Rds.  
 Pavilion, NY 14525  
 NYS REG #7068617  
**585-584-3458**  
 1-800-634-7964

[Home](#) [Local](#) [Sports](#) [Obituaries](#) [Opinion](#) [Lifestyles](#) [Calendar](#) [Photos](#) [Contact Us](#) [Jobs](#) [Classifieds](#) [DN TICKETS](#)

Click for THE Riddler & Save! **PRINT OCTOBER COUPONS NOW!**

#### Related Stories

##### BDN NEWS

- Bucknam rejects plea and will face trial
- Police release name of driver in Bethany crash
- Three arrested for Medina stabbing
- Woman with 4 DWIs in three months faces prison
- Ethics board: 'Substantial reason' to believe Collins shared insider info; review will continue

## DEC gives approval for Frontier Stone quarry in Shelby

By MALLORY DIEFENBACH  
 MDIEFENBACH@BATAVIANEWS.COM  
 PUBLISHED: THURSDAY, OCTOBER 12, 2017 AT 5:15 AM  
 UPDATED: THURSDAY, OCTOBER 12, 2017 AT 4:11 PM

Like 0
 Share
 Tweet

SHELBY — The town of Shelby may have stopped a quarry company's aim to construct a stone pit near the Iroquois National Wildlife Refuge, but the state has approved the project and the company has filed an Article 78 challenging the way the town has done business.

The quarry project proposed by Frontier Stone in Shelby appeared to be in jeopardy when the Shelby Town Board passed Local Law No. 3 of 2017 creating a Wildlife Refuge Protection Overlay District. The district adds extra regulations to the zoning map including stopping "improper development."

However, on Oct. 3, the New York State Department of Environmental Conservation (DEC) issued a Final Environmental Impact Statement for the proposed Frontier Stone quarry, which company representatives say will mean the DEC will issue Frontier Stone a mining permit to start blasting.

Frontier Stone proposed to construct a 215.5 acre dolomite/limestone quarry on a 269.45 parcel of land on the south side of Fletcher Chapel Road in Shelby, sending in an application to the DEC for a Mined Land Reclamation permit in March 2006. The quarry would produce high-quality construction aggregate and high-grade agricultural lime.

According to Frontier Stone, mining — if approved — will be divided into four phases over the operational life of the mine, which is estimated to be 75 years.

"Quarrying would be conducted by standard drill and blast technology with front-end loaders and excavators feeding a primary crusher with shot rock. The primary crusher will follow the advancing face and rock would be conveyed to an on-site processing plant by field conveyor," the impact statement released by the DEC said.

Mining is proposed by Frontier Stone below the water table and the project includes dewatering the quarry area with a proposed maximum water withdrawal for mine dewatering at 554,264 gallons a day — which would be discharged at the southwest corner of the site into an existing agriculture drainage ditch. The reclamation objective will make an open space with two lakes — 35.2 and 156.1 acres in size — for recreation and wildlife.

The full FEIS can be found at [tinyurl.com/y9szburk](http://tinyurl.com/y9szburk).

Frontier Stone — along with plaintiffs Zelazny Family Enterprises LLC, James J. Zelazny, Robert Kwandrans and David Krug — filed the Article 78 in the New York State Supreme Court on Tuesday and served the town on Wednesday.

Earlier this month, attorney Dan Spitzer, representing the town of Shelby, told the Daily News changes in the local law were not made to target Frontier Stone.

"Mining has been illegal in this town for some time," Spitzer said. "To change that you need rezoning. Nothing in this law changes that. You may need additional rezoning, but if the town board is in favor, they can get a rezoning. This is about protecting the refuge over a breath of the whole area north of the refuge."

#### Commenting rules:

1. Stick to the topic of the article/letter/editorial.
2. When responding to issues raised by other commenters, do not engage in personal attacks or name-calling.
3. Comments that include profanity/obscenities or are libelous in nature will be removed without warning.

"When I needed a new knee, WCCHS was the place for me!"  
 — Cheryl Volk

The Orthopaedic Clinic at WCCHS:  
 585-786-7907  
 Dr. Lindsey Clark • Dr. John Karple • Dr. Paul Mason  
[www.wcchs.net](http://www.wcchs.net) • 400 N. Main Street • Warsaw, NY 14569

**PELLEGRINO AUTO SALES**

**Get Where You Want To Go**

4060 PEARL ST RD., BATAVIA  
 344-2658  
[pellegrinoautosales.com](http://pellegrinoautosales.com)

**ONE IN THREE ADULTS HAVE PREDIABETES**

[ReverseYourRisk.org](http://ReverseYourRisk.org)

**DEER RUN WINERY** The oldest operating winery on beautiful Conesus Lake  
 View All Fall Events HERE

**Nu-look COLLISION CENTERS**

Free Estimates • Lifetime Warranty  
 Autobody and Glass Repair  
 With two locations near you!!  
[www.nulookcollision.com](http://www.nulookcollision.com)

Bergen: 8148 Buffalo Road, Bergen, NY 14516, (585) 484-2440  
 LeRoy: 7000 West Main St, LeRoy, NY 14525, (585) 768-7877

**INDEPENDENT SENIOR LIVING**

*The Greens of LeRoy*

Violators' commenting privileges may be revoked indefinitely. By commenting you agree to our full Terms of Use.

0 Comments

Sort by 

Oldest



Add a comment...

[Facebook Comments Plugin](#)

LEARN MORE HERE

Gillam Grant Community Center 2nd Annual

**HALLOWEEN BALL**

Eat, Drink & Be Scary

**SATURDAY, OCTOBER 28**

Live Music, Medium Readings,  
Costume Contest, Wine & Spirit Tasting

21 And Over Event

Find Out More If You Dare **HERE**

OCB

OATKA CUSTOM BUILDERS

Additions • Remodeling • Framing

General Carpentry • Bathrooms

Kitchens • Basements • Decks

**Q Humphrey**

(585) 813-3454 • Qocbuilders@gmail.com

See Our Work on Facebook >>>

**\$79**

**FURNACE INSPECTION**

With Whole House Energy Assessment

**CALL NOW! You may qualify for up to \$5000 in savings!**

**(585) 232-5555**

For a limited time only. Call for details.



turn to the experts



**INFINITY SYSTEM**



**RYAN RESIDENTIAL SERVICES**

PLUMBING • HEATING • A/C • FIRE PROTECTION

Get More Info **HERE** >

2 of 2

10/13/17, 2:20 PM