



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 2
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NEW YORK, NY 10007-1866

OCT 26 2010

Kurt G. Chandler
Regional Environmental Scientist
Environment and Cultural Resources
Bureau of Indian Affairs
Eastern Regional Office
545 Marriott Drive, Suite 700
Nashville, TN 37214

Dear Mr. Chandler:

The Environmental Protection Agency (EPA) has reviewed the final environmental impact statement (FEIS) issued by the Bureau of Indian Affairs (BIA) for the Cayuga Indian Nation of New York Conveyance of Lands into Trust (CEQ #20100413). This review was conducted in accordance with Section 309 of the Clean Air Act, 42 U.S.C. 7609, and Section 102(2)(C) of the National Environmental Policy Act, 42 U.S.C. 4332(2)(C).

The DEIS analyzed the environmental impacts of placing up to 125 acres of land in Cayuga and Seneca Counties, New York into trust for the Cayuga Nation of New York. The analysis assessed three alternatives, including the no action alternative. In the proposed alternative, six parcels of land, located in the Village of Union Springs and the Town of Springport in Cayuga County, and in the Town of Seneca Falls, in Seneca County, New York, would be placed into trust. (One of the original parcels described in the draft environmental impact statement, located in the Town of Montezuma in Cayuga County, has been withdrawn from the fee-to-trust application.) The Cayuga Nation would then reopen two Class II gaming facilities located in Union Springs and Seneca Falls, known as LakeSide Entertainment 1 and LakeSide Entertainment 2, which together comprise 120 Class II gaming machines.

The FEIS addressed EPA's concerns as discussed in our July 6, 2009 comment letter. Based on our review of the FEIS, we do not anticipate that conveying up to the 125 acres now owned by the Cayuga Nation of New York into trust will result in significant adverse impacts to the environment.

Thank you for the opportunity to comment on the FEIS. If you have any questions, please call Lingard Knutson of my staff at (212) 637-3747.

Sincerely yours,

A handwritten signature in black ink, appearing to read "John Filippelli".

John Filippelli, Chief
Strategic Planning Multi-Media Programs Branch