FILED: STEUBEN COUNTY CLERK 04/09/2019 05:24 PM

NYSCEF DOC. NO. 4

INDEX NO. E2019-0441CV

RECEIVED NYSCEF: 04/10/2019

SUPREME COURT OF THE STATE OF NEW YORK COUNTY OF STEUBEN

In the Matter of the Application of

SIERRA CLUB, CONCERNED CITIZENS OF ALLEGANY COUNTY, INC., PEOPLE FOR A HEALTHY ENVIRONMENT, INC., JOHN CULVER, AND BRIAN AND MARYALICE LITTLE,

ORAL ARGUMENT REQUESTED

Petitioners,

NOTICE OF PETITION

For a Judgment Pursuant to Article 78 of the Civil Practice Law and Rules,

Index No.

-against-

NEW YORK STATE DEPARTMENT OF ENVIRONMENTAL CONSERVATION, BASIL SEGGOS, COMMISSIONER, TOWN BOARD OF THE TOWN OF CAMPBELL, AND HAKES C&D DISPOSAL INC.,

Respondents.

PLEASE TAKE NOTICE that upon the accompanying verified petition of Sierra Club, Concerned Citizens of Allegany County, Inc., People for a Healthy Environment, Inc., John Culver, and Brian and Maryalice Little, dated April 9, 2019, the accompanying affidavit of Kathryn Bartholomew, dated April 9, 2019, and the exhibits thereto, and the accompanying memorandum of law dated April 9, 2019, Petitioners will move this court, at 10:00 AM on the 14th day of May 2019, or as soon thereafter as counsel may be heard, at the Steuben County Courthouse at 3 East Pulteney Square, Bath, New York for an order and judgment pursuant to Article 78 of the Civil Practice Law and Rules for the relief demanded in the petition and for such other and further relief as this court may deem just and proper.

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DATED: Hammondsport, New York April 9, 2019

Respectfully submitted,

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To:

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JEFFREY HORTON, MAYOR TOWN OF CAMPBELL 8529 Main Street Campbell, NY 14821

HAKES C&D DISPOSAL INC. 4376 Manning Ridge Road, Painted Post, NY 14870