

STATE OF NEW YORK: COUNTY COURT
COUNTY OF CHENANGO

THE PEOPLE OF THE STATE OF NEW YORK

-against-

INDICTMENT NO. 70073-22

HAROLD YOUNG and 70073-22-001
CROSS TIE DISPOSAL, INC., 70073-22-002

**Term: February 28, March 15,
and March 22, 2022**

Defendants.

COUNTS (1-42)

GRAND LARCENY IN THE SECOND DEGREE, C felony
Penal Law §155.40(1) – 1 Count (both defendants)

FALSIFYING BUSINESS RECORDS IN THE FIRST DEGREE, E felony
Penal Law §175.10 – 30 counts (both defendants)

ENDANGERING PUBLIC HEALTH, SAFETY OR THE ENVIRONMENT IN THE THIRD
DEGREE, E felony
Environmental Conservation Law §71-2712(4) – 11 counts (both defendants)

A TRUE BILL



COUNT ONE

THE GRAND JURY OF THE COUNTY OF CHENANGO, by this indictment, accuses the defendants HAROLD YOUNG and CROSS TIE DISPOSAL, INC. of the crime of GRAND LARCENY IN THE SECOND DEGREE, in violation of Penal Law § 155.40(1), a class C felony, committed as follows:

The defendants, on or about November 4, 2016, in the County of Chenango, State of New York, and elsewhere, stole property with a value in excess of fifty thousand dollars from Frontier Railroad Services, LLC.

COUNT TWO

THE GRAND JURY OF THE COUNTY OF CHENANGO, by this indictment, accuses the defendants HAROLD YOUNG and CROSS TIE DISPOSAL, INC. of the crime of FALSIFYING BUSINESS RECORDS IN THE FIRST DEGREE, in violation of Penal Law § 175.10, a class E felony, committed as follows:

The defendants, from on or about October 13, 2016 through and including October 17, 2016, in the County of Chenango, State of New York, and elsewhere, with intent to defraud, including an intent to commit another crime or to aid or conceal the commission thereof, made or caused a false entry in the business records of an enterprise, to wit: Zoladz Construction Co., Inc. Scale Ticket Number 191795 submitted to Frontier Railroad Services, Inc.

COUNT THREE

THE GRAND JURY OF THE COUNTY OF CHENANGO, by this indictment, accuses the defendants HAROLD YOUNG and CROSS TIE DISPOSAL, INC. of the crime of FALSIFYING BUSINESS RECORDS IN THE FIRST DEGREE, in violation of Penal Law § 175.10, a class E felony, committed as follows:

The defendants, from on or about October 13, 2016 through and including October 17, 2016, in the County of Chenango, State of New York, and elsewhere, with intent to defraud, including an intent to commit another crime or to aid or conceal the commission thereof, made or caused a false entry in the business records of an enterprise, to wit: Zoladz Construction Co., Inc. Scale Ticket Number 191796 submitted to Frontier Railroad Services, Inc.

COUNT FOUR

THE GRAND JURY OF THE COUNTY OF CHENANGO, by this indictment, accuses the defendants HAROLD YOUNG and CROSS TIE DISPOSAL, INC. of the crime of FALSIFYING BUSINESS RECORDS IN THE FIRST DEGREE, in violation of Penal Law § 175.10, a class E felony, committed as follows:

The defendants, from on or about October 13, 2016 through and including October 17, 2016, in the County of Chenango, State of New York, and elsewhere, with intent to defraud, including an intent to commit another crime or to aid or conceal the commission thereof, made or caused a false entry in the business records of an enterprise, to wit: Zoladz Construction Co., Inc. Scale Ticket Number 191797 submitted to Frontier Railroad Services, Inc.

COUNT FIVE

THE GRAND JURY OF THE COUNTY OF CHENANGO, by this indictment, accuses the defendants HAROLD YOUNG and CROSS TIE DISPOSAL, INC. of the crime of FALSIFYING BUSINESS RECORDS IN THE FIRST DEGREE, in violation of Penal Law § 175.10, a class E felony, committed as follows:

The defendants, from on or about October 13, 2016 through and including October 17, 2016, in the County of Chenango, State of New York, and elsewhere, with intent to defraud, including an intent to commit another crime or to aid or conceal the commission thereof, made or caused a false entry in the business records of an enterprise, to wit: Zoladz Construction Co., Inc. Scale Ticket Number 191798 submitted to Frontier Railroad Services, Inc.

COUNT SIX

THE GRAND JURY OF THE COUNTY OF CHENANGO, by this indictment, accuses the defendants HAROLD YOUNG and CROSS TIE DISPOSAL, INC. of the crime of FALSIFYING BUSINESS RECORDS IN THE FIRST DEGREE, in violation of Penal Law § 175.10, a class E felony, committed as follows:

The defendants, from on or about October 13, 2016 through and including October 17, 2016, in the County of Chenango, State of New York, and elsewhere, with intent to defraud, including an intent to commit another crime or to aid or conceal the commission thereof, made or caused a false entry in the business records of an enterprise, to wit: Zoladz Construction Co., Inc. Scale Ticket Number 191799 submitted to Frontier Railroad Services, Inc.

COUNT SEVEN

THE GRAND JURY OF THE COUNTY OF CHENANGO, by this indictment, accuses the defendants HAROLD YOUNG and CROSS TIE DISPOSAL, INC. of the crime of FALSIFYING BUSINESS RECORDS IN THE FIRST DEGREE, in violation of Penal Law § 175.10, a class E felony, committed as follows:

The defendants, from on or about October 13, 2016 through and including October 17, 2016, in the County of Chenango, State of New York, and elsewhere, with intent to defraud, including an intent to commit another crime or to aid or conceal the commission thereof, made or caused a false entry in the business records of an enterprise, to wit: Zoladz Construction Co., Inc. Scale Ticket Number 191800 submitted to Frontier Railroad Services, Inc.

COUNT EIGHT

THE GRAND JURY OF THE COUNTY OF CHENANGO, by this indictment, accuses the defendants HAROLD YOUNG and CROSS TIE DISPOSAL, INC. of the crime of FALSIFYING BUSINESS RECORDS IN THE FIRST DEGREE, in violation of Penal Law § 175.10, a class E felony, committed as follows:

The defendants, from on or about October 13, 2016 through and including October 17, 2016, in the County of Chenango, State of New York, and elsewhere, with intent to defraud, including an intent to commit another crime or to aid or conceal the commission thereof, made or caused a false entry in the business records of an enterprise, to wit: Zoladz Construction Co., Inc. Scale Ticket Number 191801 submitted to Frontier Railroad Services, Inc.

COUNT NINE

THE GRAND JURY OF THE COUNTY OF CHENANGO, by this indictment, accuses the defendants HAROLD YOUNG and CROSS TIE DISPOSAL, INC. of the crime of FALSIFYING BUSINESS RECORDS IN THE FIRST DEGREE, in violation of Penal Law § 175.10, a class E felony, committed as follows:

The defendants, from on or about October 13, 2016 through and including October 17, 2016, in the County of Chenango, State of New York, and elsewhere, with intent to defraud, including an intent to commit another crime or to aid or conceal the commission thereof, made or caused a false entry in the business records of an enterprise, to wit: Zoladz Construction Co., Inc. Scale Ticket Number 191802 submitted to Frontier Railroad Services, Inc.

COUNT TEN

THE GRAND JURY OF THE COUNTY OF CHENANGO, by this indictment, accuses the defendants HAROLD YOUNG and CROSS TIE DISPOSAL, INC. of the crime of FALSIFYING BUSINESS RECORDS IN THE FIRST DEGREE, in violation of Penal Law § 175.10, a class E felony, committed as follows:

The defendants, from on or about October 13, 2016 through and including October 17, 2016, in the County of Chenango, State of New York, and elsewhere, with intent to defraud, including an intent to commit another crime or to aid or conceal the commission thereof, made or caused a false entry in the business records of an enterprise, to wit: Zoladz Construction Co., Inc. Scale Ticket Number 191803 submitted to Frontier Railroad Services, Inc.

COUNT ELEVEN

THE GRAND JURY OF THE COUNTY OF CHENANGO, by this indictment, accuses the defendants HAROLD YOUNG and CROSS TIE DISPOSAL, INC. of the crime of FALSIFYING BUSINESS RECORDS IN THE FIRST DEGREE, in violation of Penal Law § 175.10, a class E felony, committed as follows:

The defendants, from on or about October 13, 2016 through and including October 17, 2016, in the County of Chenango, State of New York, and elsewhere, with intent to defraud, including an intent to commit another crime or to aid or conceal the commission thereof, made or caused a false entry in the business records of an enterprise, to wit: Zoladz Construction Co., Inc. Scale Ticket Number 191804 submitted to Frontier Railroad Services, Inc.

COUNT TWELVE

THE GRAND JURY OF THE COUNTY OF CHENANGO, by this indictment, accuses the defendants HAROLD YOUNG and CROSS TIE DISPOSAL, INC. of the crime of FALSIFYING BUSINESS RECORDS IN THE FIRST DEGREE, in violation of Penal Law § 175.10, a class E felony, committed as follows:

The defendants, from on or about October 13, 2016 through and including October 17, 2016, in the County of Chenango, State of New York, and elsewhere, with intent to defraud, including an intent to commit another crime or to aid or conceal the commission thereof, made or caused a false entry in the business records of an enterprise, to wit: Zoladz Construction Co., Inc. Scale Ticket Number 191805 submitted to Frontier Railroad Services, Inc.

COUNT THIRTEEN

THE GRAND JURY OF THE COUNTY OF CHENANGO, by this indictment, accuses the defendants HAROLD YOUNG and CROSS TIE DISPOSAL, INC. of the crime of FALSIFYING BUSINESS RECORDS IN THE FIRST DEGREE, in violation of Penal Law § 175.10, a class E felony, committed as follows:

The defendants, from on or about October 13, 2016 through and including October 17, 2016, in the County of Chenango, State of New York, and elsewhere, with intent to defraud, including an intent to commit another crime or to aid or conceal the commission thereof, made or caused a false entry in the business records of an enterprise, to wit: Zoladz Construction Co., Inc. Scale Ticket Number 191806 submitted to Frontier Railroad Services, Inc.

COUNT FOURTEEN

THE GRAND JURY OF THE COUNTY OF CHENANGO, by this indictment, accuses the defendants HAROLD YOUNG and CROSS TIE DISPOSAL, INC. of the crime of FALSIFYING BUSINESS RECORDS IN THE FIRST DEGREE, in violation of Penal Law § 175.10, a class E felony, committed as follows:

The defendants, from on or about October 13, 2016 through and including October 17, 2016, in the County of Chenango, State of New York, and elsewhere, with intent to defraud, including an intent to commit another crime or to aid or conceal the commission thereof, made or caused a false entry in the business records of an enterprise, to wit: Zoladz Construction Co., Inc. Scale Ticket Number 191807 submitted to Frontier Railroad Services, Inc.

COUNT FIFTEEN

THE GRAND JURY OF THE COUNTY OF CHENANGO, by this indictment, accuses the defendants HAROLD YOUNG and CROSS TIE DISPOSAL, INC. of the crime of FALSIFYING BUSINESS RECORDS IN THE FIRST DEGREE, in violation of Penal Law § 175.10, a class E felony, committed as follows:

The defendants, from on or about October 13, 2016 through and including October 17, 2016, in the County of Chenango, State of New York, and elsewhere, with intent to defraud, including an intent to commit another crime or to aid or conceal the commission thereof, made or caused a false entry in the business records of an enterprise, to wit: Zoladz Construction Co., Inc. Scale Ticket Number 191808 submitted to Frontier Railroad Services, Inc.

COUNT SIXTEEN

THE GRAND JURY OF THE COUNTY OF CHENANGO, by this indictment, accuses the defendants HAROLD YOUNG and CROSS TIE DISPOSAL, INC. of the crime of FALSIFYING BUSINESS RECORDS IN THE FIRST DEGREE, in violation of Penal Law § 175.10, a class E felony, committed as follows:

The defendants, from on or about October 13, 2016 through and including October 17, 2016, in the County of Chenango, State of New York, and elsewhere, with intent to defraud, including an intent to commit another crime or to aid or conceal the commission thereof, made or caused a false entry in the business records of an enterprise, to wit: Zoladz Construction Co., Inc. Scale Ticket Number 191809 submitted to Frontier Railroad Services, Inc.

COUNT SEVENTEEN

THE GRAND JURY OF THE COUNTY OF CHENANGO, by this indictment, accuses the defendants HAROLD YOUNG and CROSS TIE DISPOSAL, INC. of the crime of FALSIFYING BUSINESS RECORDS IN THE FIRST DEGREE, in violation of Penal Law § 175.10, a class E felony, committed as follows:

The defendants, from on or about October 13, 2016 through and including October 17, 2016, in the County of Chenango, State of New York, and elsewhere, with intent to defraud, including an intent to commit another crime or to aid or conceal the commission thereof, made or caused a false entry in the business records of an enterprise, to wit: Zoladz Construction Co., Inc. Scale Ticket Number 191810 submitted to Frontier Railroad Services, Inc.

COUNT EIGHTEEN

THE GRAND JURY OF THE COUNTY OF CHENANGO, by this indictment, accuses the defendants HAROLD YOUNG and CROSS TIE DISPOSAL, INC. of the crime of FALSIFYING BUSINESS RECORDS IN THE FIRST DEGREE, in violation of Penal Law § 175.10, a class E felony, committed as follows:

The defendants, from on or about October 13, 2016 through and including October 17, 2016, in the County of Chenango, State of New York, and elsewhere, with intent to defraud, including an intent to commit another crime or to aid or conceal the commission thereof, made or caused a false entry in the business records of an enterprise, to wit: Zoladz Construction Co., Inc. Scale Ticket Number 191811 submitted to Frontier Railroad Services, Inc.

COUNT NINETEEN

THE GRAND JURY OF THE COUNTY OF CHENANGO, by this indictment, accuses the defendants HAROLD YOUNG and CROSS TIE DISPOSAL, INC. of the crime of FALSIFYING BUSINESS RECORDS IN THE FIRST DEGREE, in violation of Penal Law § 175.10, a class E felony, committed as follows:

The defendants, from on or about October 13, 2016 through and including October 17, 2016, in the County of Chenango, State of New York, and elsewhere, with intent to defraud, including an intent to commit another crime or to aid or conceal the commission thereof, made or caused a false entry in the business records of an enterprise, to wit: Zoladz Construction Co., Inc. Scale Ticket Number 191812 submitted to Frontier Railroad Services, Inc.

COUNT TWENTY

THE GRAND JURY OF THE COUNTY OF CHENANGO, by this indictment, accuses the defendants HAROLD YOUNG and CROSS TIE DISPOSAL, INC. of the crime of FALSIFYING BUSINESS RECORDS IN THE FIRST DEGREE, in violation of Penal Law § 175.10, a class E felony, committed as follows:

The defendants, from on or about October 13, 2016 through and including October 17, 2016, in the County of Chenango, State of New York, and elsewhere, with intent to defraud, including an intent to commit another crime or to aid or conceal the commission thereof, made or caused a false entry in the business records of an enterprise, to wit: Zoladz Construction Co., Inc. Scale Ticket Number 191813 submitted to Frontier Railroad Services, Inc.

COUNT TWENTY-ONE

THE GRAND JURY OF THE COUNTY OF CHENANGO, by this indictment, accuses the defendants HAROLD YOUNG and CROSS TIE DISPOSAL, INC. of the crime of FALSIFYING BUSINESS RECORDS IN THE FIRST DEGREE, in violation of Penal Law § 175.10, a class E felony, committed as follows:

The defendants, from on or about October 13, 2016 through and including October 17, 2016, in the County of Chenango, State of New York, and elsewhere, with intent to defraud, including an intent to commit another crime or to aid or conceal the commission thereof, made or caused a false entry in the business records of an enterprise, to wit: Zoladz Construction Co., Inc. Scale Ticket Number 191814 submitted to Frontier Railroad Services, Inc.

COUNT TWENTY-TWO

THE GRAND JURY OF THE COUNTY OF CHENANGO, by this indictment, accuses the defendants HAROLD YOUNG and CROSS TIE DISPOSAL, INC. of the crime of FALSIFYING BUSINESS RECORDS IN THE FIRST DEGREE, in violation of Penal Law § 175.10, a class E felony, committed as follows:

The defendants, from on or about October 13, 2016 through and including October 17, 2016, in the County of Chenango, State of New York, and elsewhere, with intent to defraud, including an intent to commit another crime or to aid or conceal the commission thereof, made or caused a false entry in the business records of an enterprise, to wit: Zoladz Construction Co., Inc. Scale Ticket Number 191815 submitted to Frontier Railroad Services, Inc.

COUNT TWENTY-THREE

THE GRAND JURY OF THE COUNTY OF CHENANGO, by this indictment, accuses the defendants HAROLD YOUNG and CROSS TIE DISPOSAL, INC. of the crime of FALSIFYING BUSINESS RECORDS IN THE FIRST DEGREE, in violation of Penal Law § 175.10, a class E felony, committed as follows:

The defendants, from on or about October 13, 2016 through and including October 17, 2016, in the County of Chenango, State of New York, and elsewhere, with intent to defraud, including an intent to commit another crime or to aid or conceal the commission thereof, made or caused a false entry in the business records of an enterprise, to wit: Zoladz Construction Co., Inc. Scale Ticket Number 191816 submitted to Frontier Railroad Services, Inc.

COUNT TWENTY-FOUR

THE GRAND JURY OF THE COUNTY OF CHENANGO, by this indictment, accuses the defendants HAROLD YOUNG and CROSS TIE DISPOSAL, INC. of the crime of FALSIFYING BUSINESS RECORDS IN THE FIRST DEGREE, in violation of Penal Law § 175.10, a class E felony, committed as follows:

The defendants, from on or about October 13, 2016 through and including October 17, 2016, in the County of Chenango, State of New York, and elsewhere, with intent to defraud, including an intent to commit another crime or to aid or conceal the commission thereof, made or caused a false entry in the business records of an enterprise, to wit: Zoladz Construction Co., Inc. Scale Ticket Number 191817 submitted to Frontier Railroad Services, Inc.

COUNT TWENTY-FIVE

THE GRAND JURY OF THE COUNTY OF CHENANGO, by this indictment, accuses the defendants HAROLD YOUNG and CROSS TIE DISPOSAL, INC. of the crime of FALSIFYING BUSINESS RECORDS IN THE FIRST DEGREE, in violation of Penal Law § 175.10, a class E felony, committed as follows:

The defendants, from on or about October 13, 2016 through and including October 17, 2016, in the County of Chenango, State of New York, and elsewhere, with intent to defraud, including an intent to commit another crime or to aid or conceal the commission thereof, made or caused a false entry in the business records of an enterprise, to wit: Zoladz Construction Co., Inc. Scale Ticket Number 191818 submitted to Frontier Railroad Services, Inc.

COUNT TWENTY-SIX

THE GRAND JURY OF THE COUNTY OF CHENANGO, by this indictment, accuses the defendants HAROLD YOUNG and CROSS TIE DISPOSAL, INC. of the crime of FALSIFYING BUSINESS RECORDS IN THE FIRST DEGREE, in violation of Penal Law § 175.10, a class E felony, committed as follows:

The defendants, from on or about October 13, 2016 through and including October 17, 2016, in the County of Chenango, State of New York, and elsewhere, with intent to defraud, including an intent to commit another crime or to aid or conceal the commission thereof, made or caused a false entry in the business records of an enterprise, to wit: Zoladz Construction Co., Inc. Scale Ticket Number 191819 submitted to Frontier Railroad Services, Inc.

COUNT TWENTY-SEVEN

THE GRAND JURY OF THE COUNTY OF CHENANGO, by this indictment, accuses the defendants HAROLD YOUNG and CROSS TIE DISPOSAL, INC. of the crime of FALSIFYING BUSINESS RECORDS IN THE FIRST DEGREE, in violation of Penal Law § 175.10, a class E felony, committed as follows:

The defendants, from on or about October 13, 2016 through and including October 17, 2016, in the County of Chenango, State of New York, and elsewhere, with intent to defraud, including an intent to commit another crime or to aid or conceal the commission thereof, made or caused a false entry in the business records of an enterprise, to wit: Zoladz Construction Co., Inc. Scale Ticket Number 191820 submitted to Frontier Railroad Services, Inc.

COUNT TWENTY-EIGHT

THE GRAND JURY OF THE COUNTY OF CHENANGO, by this indictment, accuses the defendants HAROLD YOUNG and CROSS TIE DISPOSAL, INC. of the crime of FALSIFYING BUSINESS RECORDS IN THE FIRST DEGREE, in violation of Penal Law § 175.10, a class E felony, committed as follows:

The defendants, from on or about October 13, 2016 through and including October 17, 2016, in the County of Chenango, State of New York, and elsewhere, with intent to defraud, including an intent to commit another crime or to aid or conceal the commission thereof, made or caused a false entry in the business records of an enterprise, to wit: Zoladz Construction Co., Inc. Scale Ticket Number 191821 submitted to Frontier Railroad Services, Inc.

COUNT TWENTY-NINE

THE GRAND JURY OF THE COUNTY OF CHENANGO, by this indictment, accuses the defendants HAROLD YOUNG and CROSS TIE DISPOSAL, INC. of the crime of FALSIFYING BUSINESS RECORDS IN THE FIRST DEGREE, in violation of Penal Law § 175.10, a class E felony, committed as follows:

The defendants, from on or about October 13, 2016 through and including October 17, 2016, in the County of Chenango, State of New York, and elsewhere, with intent to defraud, including an intent to commit another crime or to aid or conceal the commission thereof, made or caused a false entry in the business records of an enterprise, to wit: Zoladz Construction Co., Inc. Scale Ticket Number 191822 submitted to Frontier Railroad Services, Inc.

COUNT THIRTY

THE GRAND JURY OF THE COUNTY OF CHENANGO, by this indictment, accuses the defendants HAROLD YOUNG and CROSS TIE DISPOSAL, INC. of the crime of FALSIFYING BUSINESS RECORDS IN THE FIRST DEGREE, in violation of Penal Law § 175.10, a class E felony, committed as follows:

The defendants, from on or about October 13, 2016 through and including October 17, 2016, in the County of Chenango, State of New York, and elsewhere, with intent to defraud, including an intent to commit another crime or to aid or conceal the commission thereof, made or caused a false entry in the business records of an enterprise, to wit: Zoladz Construction Co., Inc. Scale Ticket Number 191823 submitted to Frontier Railroad Services, Inc.

COUNT THIRTY-ONE

THE GRAND JURY OF THE COUNTY OF CHENANGO, by this indictment, accuses the defendants HAROLD YOUNG and CROSS TIE DISPOSAL, INC. of the crime of FALSIFYING BUSINESS RECORDS IN THE FIRST DEGREE, in violation of Penal Law § 175.10, a class E felony, committed as follows:

The defendants, from on or about October 13, 2016 through and including October 17, 2016, in the County of Chenango, State of New York, and elsewhere, with intent to defraud, including an intent to commit another crime or to aid or conceal the commission thereof, made or caused a false entry in the business records of an enterprise, to wit: Zoladz Construction Co., Inc. Scale Ticket Number 191824 submitted to Frontier Railroad Services, Inc.

COUNT THIRTY-TWO

THE GRAND JURY OF THE COUNTY OF CHENANGO, by this indictment, accuses the defendants HAROLD YOUNG and CROSS TIE DISPOSAL, INC. of the crime of ENDANGERING PUBLIC HEALTH, SAFETY OR THE ENVIRONMENT IN THE THIRD DEGREE, in violation of Environmental Conservation Law § 71-2712(4), a class E felony, committed as follows:

The defendants, from on or about September 15, 2016 through and including September 21, 2016, in the County of Chenango, State of New York, and elsewhere, knowingly engaged in conduct which caused the release of more than one hundred gallons or one hundred pounds, whichever is less, of an aggregate weight or volume of a substance hazardous to public health, safety or the environment, to wit: more than one hundred gallons of methlynaphthalene.

COUNT THIRTY-THREE

THE GRAND JURY OF THE COUNTY OF CHENANGO, by this indictment, accuses the defendants HAROLD YOUNG and CROSS TIE DISPOSAL, INC. of the crime of ENDANGERING PUBLIC HEALTH, SAFETY OR THE ENVIRONMENT IN THE THIRD DEGREE, in violation of Environmental Conservation Law § 71-2712(4), a class E felony, committed as follows:

The defendants, from on or about September 15, 2016 through and including September 21, 2016, in the County of Chenango, State of New York, and elsewhere, knowingly engaged in conduct which caused the release of more than one hundred gallons or one hundred pounds, whichever is less, of an aggregate weight or volume of a substance hazardous to public health, safety or the environment, to wit: more than one hundred gallons of acenaphthene.

COUNT THIRTY-FOUR

THE GRAND JURY OF THE COUNTY OF CHENANGO, by this indictment, accuses the defendants HAROLD YOUNG and CROSS TIE DISPOSAL, INC. of the crime of ENDANGERING PUBLIC HEALTH, SAFETY OR THE ENVIRONMENT IN THE THIRD DEGREE, in violation of Environmental Conservation Law § 71-2712(4), a class E felony, committed as follows:

The defendants, from on or about September 15, 2016 through and including September 21, 2016, in the County of Chenango, State of New York, and elsewhere, knowingly engaged in conduct which caused the release of more than one hundred gallons or one hundred pounds, whichever is less, of an aggregate weight or volume of a substance hazardous to public health, safety or the environment, to wit: more than one hundred gallons of anthracene.

COUNT THIRTY-FIVE

THE GRAND JURY OF THE COUNTY OF CHENANGO, by this indictment, accuses the defendants HAROLD YOUNG and CROSS TIE DISPOSAL, INC. of the crime of ENDANGERING PUBLIC HEALTH, SAFETY OR THE ENVIRONMENT IN THE THIRD DEGREE, in violation of Environmental Conservation Law § 71-2712(4), a class E felony, committed as follows:

The defendants, from on or about September 15, 2016 through and including September 21, 2016, in the County of Chenango, State of New York, and elsewhere, knowingly engaged in conduct which caused the release of more than one hundred gallons or one hundred pounds, whichever is less, of an aggregate weight or volume of a substance hazardous to public health, safety or the environment, to wit: more than one hundred gallons of benzo(a)anthracene.

COUNT THIRTY-SIX

THE GRAND JURY OF THE COUNTY OF CHENANGO, by this indictment, accuses the defendants HAROLD YOUNG and CROSS TIE DISPOSAL, INC. of the crime of ENDANGERING PUBLIC HEALTH, SAFETY OR THE ENVIRONMENT IN THE THIRD DEGREE, in violation of Environmental Conservation Law § 71-2712(4), a class E felony, committed as follows:

The defendants, from on or about September 15, 2016 through and including September 21, 2016, in the County of Chenango, State of New York, and elsewhere, knowingly engaged in conduct which caused the release of more than one hundred gallons or one hundred pounds, whichever is less, of an aggregate weight or volume of a substance hazardous to public health, safety or the environment, to wit: more than one hundred gallons of chrysene.

COUNT THIRTY-SEVEN

THE GRAND JURY OF THE COUNTY OF CHENANGO, by this indictment, accuses the defendants HAROLD YOUNG and CROSS TIE DISPOSAL, INC. of the crime of ENDANGERING PUBLIC HEALTH, SAFETY OR THE ENVIRONMENT IN THE THIRD DEGREE, in violation of Environmental Conservation Law § 71-2712(4), a class E felony, committed as follows:

The defendants, from on or about September 15, 2016 through and including September 21, 2016, in the County of Chenango, State of New York, and elsewhere, knowingly engaged in conduct which caused the release of more than one hundred gallons or one hundred pounds, whichever is less, of an aggregate weight or volume of a substance hazardous to public health, safety or the environment, to wit: more than one hundred gallons of dibenzofuran.

COUNT THIRTY-EIGHT

THE GRAND JURY OF THE COUNTY OF CHENANGO, by this indictment, accuses the defendants HAROLD YOUNG and CROSS TIE DISPOSAL, INC. of the crime of ENDANGERING PUBLIC HEALTH, SAFETY OR THE ENVIRONMENT IN THE THIRD DEGREE, in violation of Environmental Conservation Law § 71-2712(4), a class E felony, committed as follows:

The defendants, from on or about September 15, 2016 through and including September 21, 2016, in the County of Chenango, State of New York, and elsewhere, knowingly engaged in conduct which caused the release of more than one hundred gallons or one hundred pounds, whichever is less, of an aggregate weight or volume of a substance hazardous to public health, safety or the environment, to wit: more than one hundred gallons of fluoranthene.

COUNT THIRTY-NINE

THE GRAND JURY OF THE COUNTY OF CHENANGO, by this indictment, accuses the defendants HAROLD YOUNG and CROSS TIE DISPOSAL, INC. of the crime of ENDANGERING PUBLIC HEALTH, SAFETY OR THE ENVIRONMENT IN THE THIRD DEGREE, in violation of Environmental Conservation Law § 71-2712(4), a class E felony, committed as follows:

The defendants, from on or about September 15, 2016 through and including September 21, 2016, in the County of Chenango, State of New York, and elsewhere, knowingly engaged in conduct which caused the release of more than one hundred gallons or one hundred pounds, whichever is less, of an aggregate weight or volume of a substance hazardous to public health, safety or the environment, to wit: more than one hundred gallons of fluorene.

COUNT FORTY

THE GRAND JURY OF THE COUNTY OF CHENANGO, by this indictment, accuses the defendants HAROLD YOUNG and CROSS TIE DISPOSAL, INC. of the crime of ENDANGERING PUBLIC HEALTH, SAFETY OR THE ENVIRONMENT IN THE THIRD DEGREE, in violation of Environmental Conservation Law § 71-2712(4), a class E felony, committed as follows:

The defendants, from on or about September 15, 2016 through and including September 21, 2016, in the County of Chenango, State of New York, and elsewhere, knowingly engaged in conduct which caused the release of more than one hundred gallons or one hundred pounds, whichever is less, of an aggregate weight or volume of a substance hazardous to public health, safety or the environment, to wit: more than one hundred gallons of naphthalene.

COUNT FORTY-ONE

THE GRAND JURY OF THE COUNTY OF CHENANGO, by this indictment, accuses the defendants HAROLD YOUNG and CROSS TIE DISPOSAL, INC. of the crime of ENDANGERING PUBLIC HEALTH, SAFETY OR THE ENVIRONMENT IN THE THIRD DEGREE, in violation of Environmental Conservation Law § 71-2712(4), a class E felony, committed as follows:

The defendants, from on or about September 15, 2016 through and including September 21, 2016, in the County of Chenango, State of New York, and elsewhere, knowingly engaged in conduct which caused the release of more than one hundred gallons or one hundred pounds, whichever is less, of an aggregate weight or volume of a substance hazardous to public health, safety or the environment, to wit: more than one hundred gallons of phenanthrene.

COUNT FORTY-TWO

THE GRAND JURY OF THE COUNTY OF CHENANGO, by this indictment, accuses the defendants HAROLD YOUNG and CROSS TIE DISPOSAL, INC. of the crime of ENDANGERING PUBLIC HEALTH, SAFETY OR THE ENVIRONMENT IN THE THIRD DEGREE, in violation of Environmental Conservation Law § 71-2712(4), a class E felony, committed as follows:

The defendants, from on or about September 15, 2016 through and including September 21, 2016, in the County of Chenango, State of New York, and elsewhere, knowingly engaged in conduct which caused the release of more than one hundred gallons or one hundred pounds, whichever is less, of an aggregate weight or volume of a substance hazardous to public health, safety or the environment, to wit: more than one hundred gallons of pyrene.

LETITIA JAMES
NEW YORK STATE
ATTORNEY GENERAL