

New York State Department of Environmental Conservation

Division of Environmental Permits

Dulles State Office Building

317 Washington Street, Watertown, New York 13601-3787

Phone: (315) 785-2239 • **Fax:** (315) 785-2242

Website: www.dec.ny.gov



Joe Martens
Commissioner

July 11, 2012

James Wright
Development Authority of the North Country
317 Washington Street
Watertown, NY 13601

RECEIVED

JUL 11 2012

DEVELOPMENT AUTHORITY OF
THE NORTH COUNTRY

RE: DEC ID #6-2252-00007/00006

Dear Mr. Wright:

Enclosed you will find a renewal permit to operate a non-hazardous solid waste landfill, Under Article 27, Title 7 for the Solid Waste Management Facility at 23400 State Route 177, Rodman, NY. Please read the document over carefully and note any Special Conditions. The permit has an expiration date of August 26, 2017. If you propose any modification(s), please submit these for inclusion into the enclosed permit.

If you have any questions, please contact this office.

Sincerely,

Lawrence R. Ambeau
Regional Permit Administrator
Region 6

LRA:JH:dli

Enc.

ec: Law Enforcement
Jennifer Lauzon
Peter Taylor



PERMIT
Under the Environmental Conservation Law (ECL)

Permittee and Facility Information

Permit Issued To:
DEVELOPMENT AUTHORITY OF THE
NORTH COUNTRY
DULLES STATE OFFICE BLDG
317 WASHINGTON ST
WATERTOWN, NY 13601-3744
(315) 785-2593

Facility:
SOLID WASTE MANAGEMENT FACILITY

23400 ST RTE 177
RODMAN, NY 13682

Environmental Contact:
JAMES W WRIGHT
DEVELOPMENT AUTHORITY OF THE
NORTH COUNTRY
317 WASHINGTON ST
WATERTOWN, NY 13601
(315) 785-2593

Facility Location: in RODMAN in JEFFERSON COUNTY

Facility Principal Reference Point: NYTM-E: 426.124 NYTM-N: 4852.073
Latitude: 43°49'04.9" Longitude: 75°55'07.1"

Authorized Activity: This permit is to construct/operate a 78 acre landfill and associated berms, roadways, leachate handling facilities, storm water drainage systems and landfill support facilities.

Permit Authorizations

Solid Waste Management - Under Article 27, Title 7

Permit ID 6-2252-00007/00006

Renewal

Effective Date: 8/27/2012

Expiration Date: 8/26/2017

NYSDEC Approval

By acceptance of this permit, the permittee agrees that the permit is contingent upon strict compliance with the ECL, all applicable regulations, and all conditions included as part of this permit.



Permit Administrator: LAWRENCE R AMBEAU, Regional Permit Administrator
Address: NYSDEC REGION 6 HEADQUARTERS
STATE OFFICE BUILDING - 317 WASHINGTON ST
WATERTOWN, NY 13601

Authorized Signature: *Lawrence R. Ambeau*

Date 7/11/2012

Distribution List

JAMES W WRIGHT
Law Enforcement
Jennifer Lauzon, NYS DEC
Peter Taylor, NYS DEC

Permit Components

SOLID WASTE MANAGEMENT PERMIT CONDITIONS
GENERAL CONDITIONS, APPLY TO ALL AUTHORIZED PERMITS
NOTIFICATION OF OTHER PERMITTEE OBLIGATIONS

SOLID WASTE MANAGEMENT PERMIT CONDITIONS

1. Conformance With Plans All activities authorized by this permit must be in strict conformance with the permit application, plans and materials prepared by the Development Authority of the North Country on December 28, 2011.

2. COMBINED CONDITIONS

1. This permit is to construct/operate a 78 acre landfill and associated berms, roadways, leachate handling facilities, storm water drainage systems and landfill support facilities.
2. Unless expressly authorized in writing, or unless modified by conditions of any permit issued by the Department of Environmental Conservation (the "Department"), all liner construction, installation & materials testing will be carried out in strict accordance with Part 360 revised November 24, 1999 and the following plans, specifications and reports submitted as part of the application for this permit. All operation including but not necessarily limited to, monitoring, reporting and record keeping, closure, corrective measures and financial assurance will be carried out in strict accordance with Part 360 revised November 24, 1999 and any subsequent revisions, regardless of applicable transition rules, and the following plans, reports and specifications:
 - o The Final Hydrogeologic Investigation, Site 60 Town of Rodman Volume I-X dated April 1989



- The permit application report dated August 1989
- The Permit Applications dated August 10, 1989, August 26, 1993, April 19, 1994, May 12, 1995, December 29, 1995, March 15, 1996, January 14, 1997, June 3, 1997, September 8, 1998, June 7, 2002, and December 28, 2011.
- The Engineering Report dated August 1989 with the following appendices:
 - Appendix A – Supporting Landfill Design Calculations and Data dated August 1989;
 - Appendix B – Hydrologic Evaluation of Landfill Performance (HELP) Model, Input and Output Data dated August 1989;
 - Appendix C – Permits and Leachate Treatment and Disposal Agreements dated August 1989; and
 - Appendix D – Quality Assurance (QA) Quality Control (QC) Plan dated August 1989.
- The Plans entitled DANC Sanitary Landfill Conceptual Design Drawings (Sheets 1-59) dated July 1989.
- The Final Environmental Impact Statement Vol. 1-5 dated July 1989
- The Permit Application Package dated November 1995 including:
 - Appendix A – Fill Progression Plans dated December 26, 1995; and
 - Appendix B – Help Model Computer Analysis, Volumes I & II dated November 1995.
- The Operations and Maintenance Manual dated January 1996 (as revised).
- The Contingency Plan dated January 1996 (as revised).
- The Visual Analysis dated August 1995.
- The Final Environmental Impact Statement dated October 1995.
- The Vertical Expansion Technical Study dated August 1995 with Supplemental Information dated January 4, 1996 Volumes I & II (enclosures 1-11).
- The final, revised Environmental Monitoring Plan and associated Site Analytical Plan dated August 2002.



- The Addendum to the Engineering Report for the Northeast Landfill Expansion dated June 2002.
- The Environmental Information Document for the Northeast Landfill Expansion dated June 2002.
- The engineering plans titled, Solid Waste Management Facility Northeast Expansion dated June 2002.
- The Permit Modification Package dated May 2008 including:
 - Landfill Gas to Energy Project Engineering Report; and
 - Landfill Gas to Energy Project Plans.

In any instance, if conflicting requirements are encountered, the more stringent shall apply, except where particular provisions of previous documents have been superseded in subsequent documents or modifications which have been approved by the Department. Note: Compliance with subsequent operating requirements will not be required where modification of existing facilities or structures would be necessary to meet those requirements.

3. Unless otherwise specified, all plans and reports related to the construction, operation or monitoring of this facility must be submitted to:

Regional Materials Management Engineer – Region 6
NYS Department of Environmental Conservation
317 Washington Street
Watertown, New York 13601

With a copy to:

Materials Management Engineer – Region 6
NYS Department of Environmental Conservation
6739 US Highway 11
Potsdam, New York 13676

All plans and reports related to the implementation of the Deer Management Plan must be submitted to:

Regional Supervisor of Natural Resources – Region 6
NYS Department of Environmental Conservation
317 Washington Street
Watertown, New York 13601

All approvals required by this permit must be obtained from the Regional Materials Management Engineer except those related to the Deer Management Plan in which case approval must be obtained from the Regional Supervisor of Natural Resources.



4. In the event a Department representative makes a determination that the Permittee is in non-compliance with any provision of the Environmental Conservation Law, or with any regulation promulgated thereunder or any provision of this permit or of any judicial or administrative order applicable to the facility and enforceable under the Environmental Conservation Law, the Permittee must, upon receipt of written or oral Notice of Non-Compliance from the Department promptly take such steps as are necessary to correct, abate or remediate the non-complying condition. Where oral notice is given, the Department will provide a confirming written Notice of Non-Compliance within five (5) business days. To the extent feasible, the Permittee must consult the Department regarding the selection and implementation of such measures. Any instance of non-compliance, together with the responsive measures and results of such measures, must be recorded in writing by the Permittee, and submitted to the Department under this permit.
5. The provisions of this permit shall not limit the Department's authority or the Permittee's right to hearing or appeal as otherwise established by law or regulation.
6. All notices, plans, reports or other documents required in any condition of this permit must be in writing, unless the Permittee receives approval from the Department to give verbal notice in a particular instance.
7. The Permittee must maintain a copy of the permit and all applications, plans, reports, etc. identified in Condition 2 at the site and make these documents reasonably available to any representative of the Department. The Permittee must also maintain a copy of all written approvals and directives in a like manner.
8. This permit shall not relieve the Permittee from complying, in all respects, with the terms of any applicable Federal, State, or local law or regulation including, but not limited to, the obtaining of any other required permit or form of approval.

3. CONSTRUCTION CONDITIONS

1. A variance from the landfill construction provisions set forth in Subdivision 360-2.13(d) requiring the maintenance of a minimum separation of five feet between the base of the constructed liner system and the seasonal high groundwater table is granted.
2. At least five (5) business days prior to commencement of construction, the applicant will forward to the Department a schedule outlining the time frames for construction of all major portions of the facility. Notice of the commencement of each major portion of on-site construction activities must be made to the Department at least five (5) business days in advance of the activity. Major portions include, but are not limited to, the commencement of the clearing and grading of any large areas, commencement of the placement of the liner for any large section, all on-site permeability and/or density testing activities, the commencement of construction of any section of permanent final cover.



3. By the 15th of each month, a progress report will be submitted to the Department detailing work done over the previous calendar month. The report will include all quality control test results required under combined condition #2 above and 6 NYCRR Part 360. At the Department's request, the Permittee shall hold meetings with Department representatives during construction of the landfill. At these meetings, the Department should be apprised of the current status of construction and any problems encountered during construction.
4. All work will be done under the direction and general oversight of a professional engineer licensed to practice in New York State.
5. Prior to the disposal of waste in any particular phase of the facility, the Permittee must receive written acceptance of the certification report prepared and submitted in accordance with 6 NYCRR Part 360 for that phase.
6. At least 90 days prior to the commencement of the construction of any subsequent phase of the landfill the Permittee shall submit to the Department for its review and approval, an updated engineering report, detailed construction plans, and updated QA/QC plan and contract technical specification for that phase. Construction will not proceed without written approval from the Department.
7. The Department shall be notified immediately, in writing, in case of any development during construction that warrants a change to the approved engineering plans. There shall be no substantial deviation from the approved plans without the specific prior approval of the Department. All deviations shall be noted in the engineer's daily reports and weekly summaries.
8. Equipment operation and maintenance:
 - a. All equipment to be used in the construction phase of the project shall be maintained in proper operating condition.
 - b. All factory installed or added environmental controls and suppressors and mufflers must be utilized at all times.
 - c. All equipment shall be operated in a manner so as to reasonably minimize noise levels during operating hours.
9. Prior to disposing of waste in any subsequent phase, the Permittee shall provide a draft update to the Operations and Maintenance (O&M) Manual to reflect changes in operation resulting from the facility's construction. The Permittee shall submit a final O&M Manual incorporating the Department's comments within 90 days of commencement of operation of the subsequent phase.
10. By November 15 of each year, adequate frost protection shall be installed and maintained on all completed liner areas in accordance with the approved plans and specifications.
11. All surface water control berms, ditches and ponds shall be vegetated and otherwise stabilized following construction.



12. Open burning of land clearing materials and debris (including trees, shrubs, and brush) is prohibited. Merchantable timber must be salvaged for commercial use. Toppings, brush, and slash must be chipped or beneficially used on or off-site. Tree stumps may be chipped or buried on site within the construction zone, including access roads, but not within the buffer area, the recreation area, or the deer management area as designated in the July 1989 Final Environmental Impact Statement (Figure 11.C-1).
13. Prior to and during any construction, the Permittee must take adequate measures to prevent uncontrolled or unreasonable siltation of surface waters including drainage ditches, streams, and wetlands through and adjacent to the site. This must include provisions for frequent observation of potentially affected water courses, appropriate corrective action in response to any observable increases in turbidity and incorporation of observations, incidents, and corrective action taken into monthly reports.
14. Prior to commencement of liner construction, a test pad must be constructed as described in Section 4.4 of the QA/QC Plan, and the results of this test must be submitted to, and approved by, the Department. If the test pad results indicate the need for modification of the soils, such as beneficiation with bentonite, the Permittee must submit a detailed report describing the procedures involved, including, but not limited to, mixing of bentonite, pugmilling and moisture control and must amend the QA/QC Plan accordingly.
15. If the field verification of the location of the top of the bedrock, as proposed in the engineering report, indicated that the bedrock separation distance does not satisfy Part 360 requirements, the applicant must submit the revised grading for the sub-grade preparation. The project construction shall not proceed until approval of the revised grades has been obtained from the Department.
16. Unless otherwise approved by the Department, construction hours shall be limited from 6:30 AM to 10:00 PM.
17. At least 90 days prior to the construction of any final cover or permanent landfill gas control structures, the Permittee shall submit to the Department, for its review and approval, an engineering report, detailed construction plans, a QA/QC plan and contract technical specifications. Unless otherwise approved by the Department in writing, all other conditions in this section shall apply.

4. OPERATING CONDITIONS

1. This permit is issued for the disposal of 1110 tons per day, as an annual daily average, based upon six days per week, (312 days per year) of non-hazardous solid waste.
2. The Permittee will only accept those Part 364 regulated wastes that have been specifically approved by the Department, and may only accept those wastes from a transporter operating in compliance with that regulation.
3. Unless otherwise approved by the Department, the amount of active landfill area (i.e., area without final or intermediate cover from which leachate is collected) shall be limited to 20 acres.



4. Solid waste shall be confined to an area which can be effectively maintained, operated and controlled at the active working face. No further solid waste may be placed on any permanently closed area.
5. Adequate access roads shall be maintained at all times to allow refuse hauling vehicles to reach the active working face and to allow access to the leachate transfer facilities.
6. The approved operation and maintenance plan for the storm water detention basins and associated berms, drainage swales, etc. shall be implemented and followed.
7. Leachate must be disposed of at the City of Watertown or Village of Carthage wastewater treatment facility in accordance with agreements established between parties. Such leachate must be transported by a hauler permitted to do so pursuant to Part 364.
8. Any leachate on the ground shall be immediately contained and removed by either pumping or utilizing spill cleanup procedures such as absorbent pads. Leachate and leachate spill debris must be disposed of at authorized facilities approved by this Department.
9. The leachate storage tank must be operated to maintain a minimum of two (2) feet of freeboard.
10. To insure leachate collection lines are functional, they must be inspected immediately after the first lift of refuse has been placed and cleaned out as necessary. Should any damaged lines be discovered at that time, they shall be replaced or repaired immediately.
11. The laterals and header pipe of the leachate collection system shall be cleaned out at least once a year with a hydraulic sewer cleaner.
12. The leachate management and collection system shall be maintained to prevent leachate bypass of such system.
13. The hours of operation shall be limited to:

| | |
|-------------------|---------------------|
| Monday – Thursday | 7:15 AM to 3:00 PM |
| Fridays | 7:15 AM to 5:00 PM |
| Saturdays | 8:30 AM to 12:30 PM |

For the purposed of this condition, “operation”, shall include but not necessarily be limited to; waste hauling vehicles entering the main gate at Route 177 and the deposition of solid wastes at the landfill working face.

ENVIRONMENTAL MONITORING

14. Monitoring of the facility at environmental and facility monitoring points identified in the Environmental Monitoring Plan are subject to all applicable requirements of Subdivision 360-2.11(c) and associated Site Analytical Plan requirements of Subdivision 360-2.11(d).



15. Residents utilizing wells and other groundwater sources lying within one-quarter mile up-gradient or one mile down-gradient of Phase I of the landfill (location numbers 33, 34, 36, 37, 38, 39, and 45 as identified in Figure 1 of the Response to the Department Comments letter dated September 22, 1989 prepared for the Permittee by Eckenfelder, Inc.) may petition to have their water supplies tested initially for baseline parameters and each following year for routine parameters. The Permittee shall notify the residents at these locations in writing by certified mail of their rights under this provision, and shall be required to sample the wells of the residents who request such testing in writing. In the event any landfill derived contaminant is found at any environmental monitoring point identified in the Environmental Management Plan, the Permittee must increase the frequency of residential well testing to semi-annually and must expand the range of analysis to include all of the landfill derived contaminants that were detected at the environmental monitoring point. The semi-annual testing shall continue until the Department determines that the contaminant is no longer detected at the environmental monitoring point or the Permittee has demonstrated to the Department's satisfaction that the level of the contaminant does not represent a threat to public health or the environment.

In addition, any resident who hereafter installs a well intended for human consumption within one-quarter mile up-gradient or one mile down-gradient of Phase I may also petition the Permittee in writing to have his or her well samples as above provided.

All sampling and analysis of water wells must comply with Subdivision 360-2.11(d)(3)(viii). The Permittee must provide the resident with the results of the analyses of their well(s). All such analyses must also be submitted to the Department and to the Town of Rodman.

16. Strict adherence to the applicable New York State Water Quality Standards, as promulgated in Part 700 must be maintained in all streams which will receive storm water discharge from the site.
17. The Critical Stratigraphic Section (CSS) extends from the land surface down to include the Intermediate (B) water-bearing zone described in the Final Hydrogeologic Report.
18. The final locations of proposed groundwater monitoring wells summarized on Table 6-1 of the Final Hydrogeologic Report must be adjusted in the field such that:
- a.) The screened horizons of each well are located in areas with highest permeability determined by packer testing; and their lateral placement is adjusted to align with areas having the greatest relative density of observed fractures or joints; and
 - b.) The wells are spaced in accordance with the proposed groundwater monitoring plan and in any case not more than five hundred (500) feet apart.



REPORTING

19. Landfill personnel must be on duty during hours that wastes are deposited at the landfill. In the event unauthorized wastes are received at the landfill, such personnel shall refuse to accept unapproved wastes for deposit at the landfill and shall immediately notify the Region 6 Materials Management Engineer of the incident, providing the hauler's name and (if possible) license number of the vehicle, the type of waste thought to have been deposited, and the generator of the waste.
20. A log of the weekly visual inspection of the leachate collection system must be maintained at the site. At a minimum, the log must detail; date, time, inspector, visual observations, problems, and any corrective actions taken. If any part of the leachate collection system becomes damaged or malfunctions, the Permittee must immediately notify this Department, in writing, and must immediately repair or replace the damaged structure, or undertake other remedial action as authorized by the Department.
21. The Permittee shall include in the quarterly report, summaries of the quantity of leachate collected in the secondary leachate collection and removal system. The summaries must include daily flow measurements, daily leakage rates in gallons per acre per day, and a thirty-day average of the daily leakage rates in gallons per acre per day.
22. By March 1st of each year, or as deemed necessary by the Department, the Permittee shall provide updates to the O&M Manual. The facility shall be operated in accordance with the modified O&M Manual once the updates are deemed acceptable by the Department.

NATURAL RESOURCE MANAGEMENT

23. The Permittee must prepare an Annual Deer Management Report and Update.
24. The Permittee will follow their natural resources management plan for habitat management.

RECYCLING

25. Materials designated as recyclable under the approved recycling plans or a joint plan for Jefferson, Lewis, and St. Lawrence Counties shall not be disposed of at the facility.
26. The Permittee shall not accept, at the facility, solid waste which was generated within a municipality that has either not completed a comprehensive recycling analysis or is not included in another municipality's comprehensive recycling analysis satisfying the requirements of subdivision 360-1.9(f) and which has been approved by the department and implemented the recyclables recovery program determined to be feasible by the analysis.



27. The Permittee must include in its weekly spot check of vehicles, as required by subdivision 360-2.17(q), inspections for recyclable materials. The Permittee must randomly select at least ten vehicles containing municipal solid waste per week and inspect them for recyclable materials. The Permittee must include, in its annual report, the results of these weekly inspections for recyclable materials, including the quantities found during these inspections. "Recyclable materials" shall mean those materials designated as recyclable in the recycling plans or a joint plan which the Department has approved for Jefferson County, Lewis County, and St. Lawrence County.

CLOSURE

28. The final contours of the site must conform to those shown on Department approved engineering reports and plans.

MINING

29. All mining activities must be performed in accordance with the modification application dated April 19, 1994, the report entitled, "Extension of Mining Permit, Soil Borrow Area #1 and Mining Permit Application, Aggregate Borrow Areas #1 and #2", dated April 1994 and addendum #1 entitled, "Extension of Mining Permit, Soil Borrow Area #1 and Mining Permit Application, Aggregate Borrow Areas #2 and #3", dated April 1994, and conform to the substantive requirements of ECL Article 23, Title 27 and 6 NYCRR Part 420.
30. Open burning of land clearing materials and debris (including trees, shrubs, and brush) is prohibited. Merchantable timber must be salvaged for commercial use. Toppings, brush, and slash must be shipped or beneficially used on or off-site. Tree stumps may be chipped or buried on site within the construction zone, including access roads, but not within the buffer area, the recreation area, or the deer management area as designated in the July 1989 Final Environmental Impact Statement.
31. The amount of land affected must be limited to five (5) acres at any time. Expansion beyond the initial five (5) acres may proceed at a rate not exceeding the amount of affected land reclaimed to the Department's satisfaction.
32. Dust, generated by mining activities and on haul roads, must be controlled by water spray. All paved surfaces must be swept as often as necessary to control dust. The use of chemicals, including oil, for the control of dust is prohibited.



33. Any reports required by this section must be submitted to:

Regional Supervisor of Natural Resources – Region 6
NYS Department of Environmental Conservation
317 Washington Street
Watertown, New York 13601

34. Topsoil stockpiled for reclamation must be graded 1 vertical to 3 horizontal and seeded to prevent erosion within thirty (30) days of commencement of excavation.
35. All approvals required by this section must be obtained from the Regional Supervisor of Natural Resources or that person's designee.
36. Materials mined on site are for the exclusive use in the construction, operation and closure of a sanitary landfill at site 60. Mined materials may not be removed from the site for any reason unless a mining permit for that purpose is first obtained. This condition does not limit the importation of materials mined at another location for use in the landfill operation or for reclamation.
37. The Permittee must take appropriate and effective steps to insure that all buffer areas, recreation areas, and deer management areas are dedicated to these purposes. An area shall remain dedicated to its designated purpose during the period of operation of the landfill, and for the then deer management areas during the post-closure monitoring period and thereafter, except as may be expressly modified by the Department upon application of the Permittee based upon changed conditions. Any form of solid waste disposal within the buffer, deer management, and recreation areas designated in the Final Environmental Impact Statement (Figure II. C-1) is expressly prohibited.

CLOSURE GRANT

38. Stage I Closure was constructed in the summer of 2001 and was certified on December 20, 2001. The closure area encompasses a majority of Cells 1 and 2 and portions of Cells 3, 4, 5 and 6. (Refer to Figures 2 and 3 of the Closure Site Description and Closure Investigation Report for a delineation of the Stage 1 Closure area.) This area will no longer accept waste, as of December 20, 2001, per the New York state Landfill State Assistance Closure Program.

LANDFILL GAS TO ENERGY FACILITY

39. The Landfill Gas to Energy Facility (LGTE) needs to maintain a Title V Air Permit. Currently Innovative/DANC LLC holds the Title V permit for the facility. If Innovative/DANC LLC fails to maintain the permit, it is the Permittee's responsibility to modify the Title V permit for the landfill to include the LGTE Facility.



40. The condensate needs to be sampled quarterly the first year of operation and annually thereafter. The results of the condensate quality monitoring need to be reported within 60 days after sampling.
41. The Permittee must obtain the following information from the owner, compile it on a monthly basis, and keep a record of it at their facility:
 - a.) Quantity of landfill gas recovered;
 - b.) Quantity of condensate generated;
 - c.) Quantity of electricity generated.

This information must be made available to the Department upon request.

42. The Permittee will notify the Department of any changes to the ownership of the facility.
43. An annual report on the operation of the LGTE Facility must be submitted to the Department no later than 60 days after the first day of January of each year of operation.

GENERAL CONDITIONS - Apply to ALL Authorized Permits:

1. Facility Inspection by The Department The permitted site or facility, including relevant records, is subject to inspection at reasonable hours and intervals by an authorized representative of the Department of Environmental Conservation (the Department) to determine whether the permittee is complying with this permit and the ECL. Such representative may order the work suspended pursuant to ECL 71- 0301 and SAPA 401(3).

The permittee shall provide a person to accompany the Department's representative during an inspection to the permit area when requested by the Department.

A copy of this permit, including all referenced maps, drawings and special conditions, must be available for inspection by the Department at all times at the project site or facility. Failure to produce a copy of the permit upon request by a Department representative is a violation of this permit.

2. Relationship of this Permit to Other Department Orders and Determinations Unless expressly provided for by the Department, issuance of this permit does not modify, supersede or rescind any order or determination previously issued by the Department or any of the terms, conditions or requirements contained in such order or determination.

3. Applications For Permit Renewals, Modifications or Transfers The permittee must submit a separate written application to the Department for permit renewal, modification or transfer of this permit. Such application must include any forms or supplemental information the Department requires.



Any renewal, modification or transfer granted by the Department must be in writing. Submission of applications for permit renewal, modification or transfer are to be submitted to:

Regional Permit Administrator
NYSDEC REGION 6 HEADQUARTERS
STATE OFFICE BUILDING - 317 WASHINGTON ST
WATERTOWN, NY13601

4. Submission of Renewal Application The permittee must submit a renewal application at least 180 days before permit expiration for the following permit authorizations: Solid Waste Management.

5. Permit Modifications, Suspensions and Revocations by the Department The Department reserves the right to exercise all available authority to modify, suspend or revoke this permit. The grounds for modification, suspension or revocation include:

- a. materially false or inaccurate statements in the permit application or supporting papers;
- b. failure by the permittee to comply with any terms or conditions of the permit;
- c. exceeding the scope of the project as described in the permit application;
- d. newly discovered material information or a material change in environmental conditions, relevant technology or applicable law or regulations since the issuance of the existing permit;
- e. noncompliance with previously issued permit conditions, orders of the commissioner, any provisions of the Environmental Conservation Law or regulations of the Department related to the permitted activity.

6. Permit Transfer Permits are transferrable unless specifically prohibited by statute, regulation or another permit condition. Applications for permit transfer should be submitted prior to actual transfer of ownership.

NOTIFICATION OF OTHER PERMITTEE OBLIGATIONS

Item A: Permittee Accepts Legal Responsibility and Agrees to Indemnification

The permittee, excepting state or federal agencies, expressly agrees to indemnify and hold harmless the Department of Environmental Conservation of the State of New York, its representatives, employees, and agents ("DEC") for all claims, suits, actions, and damages, to the extent attributable to the permittee's acts or omissions in connection with the permittee's undertaking of activities in connection with, or operation and maintenance of, the facility or facilities authorized by the permit whether in compliance or not in compliance with the terms and conditions of the permit. This indemnification does not extend to any claims, suits, actions, or damages to the extent attributable to DEC's own negligent or intentional acts or omissions, or to any claims, suits, or actions naming the DEC and arising under Article 78 of the New York Civil Practice Laws and Rules or any citizen suit or civil rights provision under federal or state laws.



Item B: Permittee's Contractors to Comply with Permit

The permittee is responsible for informing its independent contractors, employees, agents and assigns of their responsibility to comply with this permit, including all special conditions while acting as the permittee's agent with respect to the permitted activities, and such persons shall be subject to the same sanctions for violations of the Environmental Conservation Law as those prescribed for the permittee.

Item C: Permittee Responsible for Obtaining Other Required Permits

The permittee is responsible for obtaining any other permits, approvals, lands, easements and rights-of-way that may be required to carry out the activities that are authorized by this permit.

Item D: No Right to Trespass or Interfere with Riparian Rights

This permit does not convey to the permittee any right to trespass upon the lands or interfere with the riparian rights of others in order to perform the permitted work nor does it authorize the impairment of any rights, title, or interest in real or personal property held or vested in a person not a party to the permit.

New York State
Department of Environmental Conservation



NOTICE



The Department of Environmental Conservation (DEC) has issued permit(s) pursuant to the Environmental Conservation Law for work being conducted at this site. For further information regarding the nature and extent of the approved work and any Department conditions applied to the approval, contact the Regional Permit Administrator listed below. Please refer to the permit number shown when contacting the DEC.

Permit Number 6-2252-00007/00006 Regional Permit Administrator

Expiration Date 8/26/2017

Lawrence R. Ambrose

NOTE: This notice is NOT a permit