



PERMIT

Under the Environmental Conservation Law (ECL)

Permittee and Facility Information

Permit Issued To:

ONEIDA-HERKIMER SOLID WASTE
AUTHORITY
1600 GENESEE ST
UTICA, NY 13502
(315) 733-1224

Facility:

OHSWA WESTERN TRANSFER STATION

575 PERIMETER RD
ROME, NY 13440

Facility Application Contact:

JAMES BIAMONTE
ONEIDA HERKIMER SOLID WASTE
AUTHORITY
1600 GENESEE ST
UTICA, NY 13502
(315) 733-1224

Facility Location: in ROME in ONEIDA COUNTY **Village:** Rome

Facility Principal Reference Point: NYTM-E: 469 NYTM-N: 4783.4
Latitude: 43°12'09.9" Longitude: 75°22'53.7"

Project Location: 575 Perimeter Road

Authorized Activity: Operation of the Oneida-Herkimer Solid Waste Transfer Station which may accept up to 300 tons per day of putrescible waste, non-putrescible construction and demolition debris and permitted Part 364 regulated commercial/industrial waste. The Permit authorizes acceptance of solid waste for placement in transportation units for movement to another solid waste management facility. This facility must be operated in conformance with 6 NYCRR Part 360 and this permit's special conditions.

Permit Authorizations

Solid Waste Management - Under Article 27, Title 7

Permit ID 6-3013-00029/00014

Renewal

Effective Date: 7/1/2015

Expiration Date: 6/30/2020



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: TERRY R TYOE, Deputy Regional Permit Administrator
Address: NYSDEC REGION 6 UTICA SUB-OFFICE
STATE OFFICE BLDG - 207 GENESEE ST
UTICA, NY 13501 -2885

Authorized Signature: _____

Date 4/7/2015

Distribution List

JAMES BIAMONTE
ROBERT J SENIOR
JOSEPH M ZALEWSKI
JAIME P LANG

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. Operation and Authorization This permit authorizes the Oneida-Herkimer Solid Waste Transfer Station to accept putrescible waste, non-putrescible Construction and Demolition debris, permitted Part 364 commercial/industrial waste, tires, and white goods originating within Oneida & Herkimer Counties. Waste will be placed in transportation units for movement to a permitted Part 360 solid waste facility for final disposal. This transfer station shall operate in accordance with 6 NYCRR Part 360 Solid Waste Management Facilities, effective May 12, 2006 and any subsequent revisions as well as the approved Part 360 permit application, including the engineering report entitled the Oneida-Herkimer Solid Waste Management Authority Modification Report for the Rome Authority Transfer Station in Rome, New York submitted March 1995. Wherever conflicting requirements are encountered, the more stringent shall apply.



2. **Conformance With Plans** All activities authorized by this permit must be in strict conformance with the permit application, plans and materials prepared by Barton & Loguidice, P.C. on March 1995 and any subsequent revisions approved by DEC.
3. **Compliance Inspections** This Department retains the right to unannounced access for the purpose of determining compliance with any and all conditions of this permit.
4. **Local Solid Waste Management Plan** The permittee must comply with the approved Local Solid Waste Management Plan and Comprehensive Recycling Analysis
5. **Tonnage** This facility may accept up to 300 tons per day of putrescible waste, non-putrescible construction and demolition debris and permitted Part 364 regulated commercial/industrial waste. The waste receipt capacity is based on an annual average of six days per week, 312 days per year.
6. **Hours of Operation** The site will be allowed to operate Monday through Saturday. A sign designating the hours of operation shall be posted at the site.
7. **Surety** The Department reserves the right to require a surety at any time in an amount to be determined by the Department. Sixty days notice shall be given to the permittee.
8. **Burning Prohibited** On-site burning is prohibited.
9. **No On-Site Disposal** On-site disposal of any material is prohibited
10. **No Hazardous Materials** No hazardous or unpermitted Part 364 regulated waste will be allowed at the site.
11. **Tires and Metals** Recyclable materials consisting of tires, aluminum, ferrous and copper metals may be stored outdoors in covered dedicated containers for a period not exceeding thirty (30) days. External storage areas must be maintained in a manner preventing nuisance, sanitary, or environmental problems. Waste tire storage trailers must be removed from the site within 72 hours of being filled to capacity.
12. **Recyclables** Recyclable storage containers must be emptied and transported to the Authority's Recycling Facility once a week or when the container is full, whichever comes first.
13. **Putrescible Storage** The external storage of putrescible wastes in trucks must be properly covered and shall not exceed 48 hours. The external storage of putrescible solid waste for longer than 48 hours will require approval from the Regional Materials Management Engineer.
14. **Inspect Discharge** An Authority employee, or an employee acting on behalf of the Authority, must be present at all times to inspect solid waste discharged to the tipping floor.
15. **Inspect C&D** Any C & D debris received at the facility must be inspected for contaminants and unacceptable materials. The recoverable recyclables are to be sorted, collected in a hopper and sent to a recycling facility or scrap metal dealer. The remaining C & D residue will be transported to a permitted facility capable of receiving this waste.



16. **Tipping Floor** The tipping floor must be emptied and cleaned once each day of operation.
17. **All Materials in Containers** All material received will be placed in containers. At no time is any waste material to be stored on the ground.
18. **Annual Report** An annual report must be submitted to the Department's Central Office with a copy to the Utica Suboffice no later than 60 days after the first day of January. This report must address all the requirements in subdivision 360-11.4(j), 6NYCRR Part 360, effective May 12, 2006.
19. **Amendments** Any amendments to the final engineering report and final plans must be approved, in writing, by this Department prior to their implementation.
20. **Reports** Unless otherwise specified, all submissions required by this permit shall be made to the NYS DEC Region 6, Utica District Office (207 Genesee Street, Utica NY 13501), and sent to the attention of the Regional Materials Management Engineer.
21. **Emergency Phone Numbers** Updated emergency phone numbers must be posted next to the facilities telephones, as specified in the Transfer Station's Contingency Plan.
22. **Evacuation Routes** Transfer Station personnel must be familiar with plant primary and secondary evacuation routes. Individual plant areas must have their unique primary and secondary evacuation routes conspicuously posted.

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 UTICA SUB-OFFICE
STATE OFFICE BLDG - 207 GENESEE ST
UTICA, NY13501 -2885

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.