



**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 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:** Transfer Station - Facility may accept up to 93,600 tons per year of regulated solid waste in accordance with 6 NYCRR 360.2 and an additional 800 tons per year of single stream recyclables.

Used Oil Collection - Facility may accept used oil and antifreeze from do it yourself oil changers and used oil from Hazardous Waste Conditionally Exempt Small Quantity Generators (CESQG).

Construction & Demolition Debris Handling and Recovery (CDDHR) - Facility may accept and process 1,000 tons per year of uncontaminated, unadulterated wood including brush, branches, trees, stumps and wood chips.

**Permit Authorizations**

**Solid Waste Management - Under Article 27, Title 7**

Permit ID 6-3013-00029/00014

(Solid Waste ID 33T02)

Renewal

Effective Date: 3/1/2024

Expiration Date: 2/28/2034

**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: TODD J PHILLIPS, Deputy Regional Permit Administrator  
Address: NYSDEC Region 6 Utica Sub-Office  
State Office Bldg - 207 Genesee St  
Utica, NY 13501 -2885

Authorized Signature: \_\_\_\_\_ Date \_\_\_\_/\_\_\_\_/\_\_\_\_

### Distribution List

Law Enforcement  
City of Rome  
Sarah Harrison, DEC  
File

### Permit Components

SOLID WASTE MANAGEMENT PERMIT CONDITIONS

GENERAL CONDITIONS, APPLY TO ALL AUTHORIZED PERMITS

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### SOLID WASTE MANAGEMENT PERMIT CONDITIONS

**1. Operation and Authorization** This permit authorizes the Oneida-Herkimer County Solid Waste Authority (Authority) to accept at its Western Transfer Station, solid waste as defined by 6 New York Code Rules and Regulations (NYCRR) Part 360.2 and identified in the permit application, that originates from within Oneida and Herkimer Counties. Waste must be transported to an authorized solid waste facility for disposal. This facility shall operate in accordance with 6 NYCRR Part 360 series and any subsequent revisions.

**2. Conformance With Plans** All activities authorized by this permit must be in strict conformance with the permit application, plans and materials prepared by various entities for the Authority on the dates detailed in Condition 3.

**3. Facility Specific Plans**

- Engineering Report, Oneida-Herkimer Solid Waste Authority Modification Report for the Rome Authority Transfer Station in Rome, NY dated March 1995
- CDDHRF Registration application dated April 2018
- Used Oil Permit Application, Highland Tank Drawings, Spill Prevention, Control, and Countermeasure (SPCC) Plan dated September 2012

Any document listed above which is revised and approved by the Department shall be appended to this list and shall become enforceable under 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. Hours of Operation** The site will be allowed to operate Monday through Saturday during the hours listed below. A sign designating the hours of operation shall be posted at the site.

Monday - Friday 6:00a.m. - 4:00p.m.

Saturday: 6:00a.m. - noon

Sunday: closed

**6. Surety** The Department reserves the right to require financial assurance in the amount based on the approved closure cost estimate.

**7. No Hazardous Waste** No hazardous or unauthorized waste will be allowed at the site.

**8. Unforeseen Conditions** In the event of unforeseen operating conditions and upon written request by the Authority, the Department may, at its sole discretion, waive or modify any provision of this permit in a manner acceptable to the Department. Such modification is limited to a period of 30-days. Any proposed extension shall be treated as a new request.

**9. Annual Report** An annual report must be submitted to the Watertown Office with a copy to the Department's Central Office no later than March 1st for each authorized activity. An annual report must be submitted for the Transfer Station, Used Oil, and Construction and Demolition Debris Handling and Recovery Facilities. The annual reports must address all requirements in 6 NYCRR Part 360.19(k)(3).

The quantities of used oil collected must be reported on the Annual Used Oil Report Forms and submitted to the Watertown Office and the NYSDEC Bureau of Hazardous Waste & Radiation Management at the addresses below no later than March 1st of each calendar year:

New York State Department of Environmental Conservation  
Division of Materials Management  
Dulles State Office Building  
317 Washington Street  
Watertown, New York 13601

New York State Department of Environmental Conservation  
Division of Materials Management, Bureau of Hazardous Waste & Radiation Management  
625 Broadway  
Albany New York 12233-7256

The quantities of anti-freeze collected shall be included in the Authority's Household Hazardous Waste Annual Report form.

**10. Amendments** Any changes in operation or amendments to the engineering report, SPCC, Facility Manual, and other plans must be approved, in writing, by this Department prior to their implementation.



**11. Reports** Unless otherwise specified, all submissions required by this permit shall be made to the NYSDEC Region 6, Watertown Office (317 Washington Street, Watertown NY 13601), and sent to the attention of the Regional Materials Management Engineer. Reports may be made solely in electronic format when mutually agreed by the NYSDEC and the Authority.

**12. Transfer Station 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 must be on an impervious surface and must not exceed 250 cubic yards on site at any time.

**13. Transfer Station 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.

**14. Used Oil - Used Oil Acceptance** Used oil must only be accepted from do-it-yourself oil changers and Conditionally Exempt Small Quantity Generators (CESQG).

**15. Used Oil Acceptance of Wastes** Authorized wastes shall only be accepted when delivered in an appropriately secured container.

**16. Used Oil Inspection of Wastes** All waste accepted must be visually inspected before depositing in the respective storage tanks.

**17. Used Oil Storage** The used oil will be stored in a 500 gallon steel tank complete with a secondary containment system, sight gauge for checking fluid levels and appropriate wording on the tank identifying total used oil storage capacity and working capacity. A current Petroleum Bulk Storage (PBS) registration shall be maintained at all times.

**18. Used Oil Storage Capacity** Adequate storage capacity must be maintained in the storage tank. If storage capacity is not available, used oil and/or antifreeze may not be accepted.

**19. Used Oil Separation of Wastes** Used oil and antifreeze may not be commingled.

**20. Used Oil Housekeeping** The used oil storage area must be inspected on a weekly basis and be kept clear of debris. Authority staff must perform or oversee the transfer of used oil and antifreeze from portable containers into the bulk storage tanks. Any incidental spillage must be cleaned up immediately with absorbent materials and the absorbent materials must be disposed properly and promptly. Any residual oily surfaces must be cleaned sufficiently to eliminate any oily runoff from the storage area.

**21. Unadulterated Wood Processing Storage** Storage of unprocessed wood is limited to 1,000 cubic yards and storage of processed wood is limited to 500 cubic yards at the site at any time.



## 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.