

**New York State Department of Environmental Conservation**  
**Division of Environmental Permits, Region 7**  
1285 Fisher Avenue, Cortland, New York 13045-1090  
**Phone:** (607) 753-3095 • **FAX:** (607) 753-8532  
**Website:** www.dec.state.ny.us



January 7, 2004

Ellen Pratt  
Solid Waste Manager  
Tioga County Solid Waste  
Barton Transfer Station  
1216 Route 17C  
Barton, NY 13734

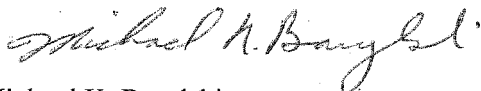
**RE: BARTON TRANSFER STATION**  
**DEC ID# 7-4920-00050/00001**  
**TOWN OF BARTON - TIOGA COUNTY**

Dear Ms. Pratt:

Enclosed please find the permit for the above mentioned facility. Please read and adhere to General and Special Conditions listed on the permit. A copy of this permit and conditions shall be shown to anyone upon request.

If there are any questions, please feel free to contact this office.

Sincerely,



Michael K. Barylski  
Deputy Regional Permit Administrator

cc: Frank Trent  
Tim Digiulio

**RECEIVED**

JAN 09 2004

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NYSDEC - REGION-7  
KIRKWOOD SUB-OFFICE

DEC PERMIT NUMBER <b>7-4920-00050/00001</b>
FACILITY/PROGRAM NUMBER(S)



EFFECTIVE DATE <b>January 7, 2004</b>
EXPIRATION DATE <b>January 1, 2014</b>

**PERMIT**

Under the Environmental Conservation Law (ECL)

TYPE OF PERMIT (Check All Applicable Boxes)

 New       Renewal       Modification

<input type="checkbox"/> Article 15, Title 5: Protection of Water	<input type="checkbox"/> Article 17, Titles 7, 8: SPDES	<input type="checkbox"/> Article 27, Title 9; 6NYCRR 373: Hazardous Waste Management
<input type="checkbox"/> Article 15, Title 15: Water Supply	<input type="checkbox"/> Article 19: Air Pollution Control	<input type="checkbox"/> Article 34: Coastal Erosion Management
<input type="checkbox"/> Article 15, Title 15: Water Transport	<input type="checkbox"/> Article 23, Title 27: Mined Land Reclamation	<input type="checkbox"/> Article 36: Floodplain Management
<input type="checkbox"/> Article 15, Title 15: Long Island Wells	<input type="checkbox"/> Article 24: Freshwater Wetlands	<input type="checkbox"/> Articles 1, 3, 17, 19, 27, 37; 6NYCRR 380: Radiation Control
<input type="checkbox"/> Article 15, Title 27: Wild, Scenic & Recreational Rivers	<input type="checkbox"/> Article 25: Tidal Wetlands	<input type="checkbox"/> Other _____
<input type="checkbox"/> 6NYCRR 608: Water Quality Certification	<input checked="" type="checkbox"/> Article 27, Title 7; 6NYCRR 360: Solid Waste Management	

PERMIT ISSUED TO <b>Tioga County Solid Waste</b>		TELEPHONE NUMBER <b>607-565-8130</b>
ADDRESS OF PERMITTEE <b>Barton Transfer Station, 1216 Route 17C, Barton, NY 13734</b>		
CONTACT PERSON FOR PERMITTED WORK <b>Ellen Pratt, Solid Waste Manager</b>		TELEPHONE NUMBER
NAME AND ADDRESS OF PROJECT/FACILITY		
LOCATION OF PROJECT/FACILITY <b>Barton Transfer Station</b>		
COUNTY <b>Tioga</b>	TOWN <b>Barton</b>	WATERCOURSE/WETLAND NO. NYTM COORDINATES E:      N: <b>4</b>
DESCRIPTION OF AUTHORIZED ACTIVITY <b>Continued operation of a municipal transfer station serving all of Tioga County. Wastes to be accepted include residential, commercial, C&amp;D, and institutional. The facility has a design capacity of 50,000 tons per year. Please note Special Conditions on attached pages.</b>		

By acceptance of this permit, the permittee agrees that the permit is contingent upon strict compliance with the ECL, all applicable regulations, the General Conditions specified (**See Page 2**) and any Special Conditions included as part of this permit.

DEPUTY PERMIT ADMINISTRATOR <b>Michael K. Barylski</b>	ADDRESS <b>1285 Fisher Avenue, Cortland, NY 13045-1090</b>	USA
AUTHORIZED SIGNATURE <i>Michael K. Barylski</i>	Date <b>January 7, 2004</b>	Page 1 of 4

**NOTIFICATION OF OTHER PERMITTEE OBLIGATIONS****Item A: Permittee Accepts Legal Responsibility and Agrees to Indemnification**

The permittee 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.

**GENERAL CONDITIONS****General Condition 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.

**General Condition 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.

**General Condition 3: Applications for Permit Renewals or Modifications**

The permittee must submit a separate written application to the Department for 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.

The permittee must submit a renewal application at least:

- a) 180 days before expiration of permits for State Pollutant Discharge Elimination System (SPDES), Hazardous Waste Management Facilities (HWMF), major Air Pollution Control (APC) and Solid Waste Management Facilities (SWMF); and
- b) 30 days before expiration of all other permit types.

Submission of applications for permit renewal or modification are to be submitted to:

NYSDEC Regional Permit Administrator, Region 7, Michael K. Barylski  
1285 Fisher Avenue, Cortland, NY 13045, 607-753-3095

**General Condition 4: Permit Modifications, Suspensions and Revocations by the Department**

The Department reserves the right to modify, suspend or revoke this permit in accordance with 6 NYCRR Part 621. 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.

**SPECIAL CONDITIONS**

5. Solid waste shall be accepted for up to a maximum of 50 hours per week on Monday through Saturday. Sunday hours of operation are prohibited.
6. The following wastes shall not be accepted:
  1. Hazardous wastes, including pathological and infectious wastes
  2. Liquid wastes
  3. Oversize trees and stumps
  4. Radioactive wastes
  5. Sludges
  6. Industrial wastes not specifically permitted for the facility
  7. Explosives, including gas cylinders
7. A separate area shall be established to accommodate white goods. If white goods are stockpiled at the site for recycling, the pile will be kept in a neat fashion and will be completely removed at least annually.
8. Portable fire equipment shall be maintained at the site and the personnel shall be trained in the proper use of the equipment.
9. In the event that any hazardous or otherwise unacceptable waste is discovered at the facility, such waste shall be separated from the rest of the waste, collected, contained and disposed of appropriately.
10. Fugitive dust shall be controlled at the site by appropriate means acceptable to the Department.
11. Good housekeeping procedures shall be administered to control the proliferation of odors.
12. The facility shall be secured from after hours intrusion and dumping.
13. Vectors shall be controlled so that public health is not endangered.
14. All wastes shall be transported to a NYSDEC permitted facility or a properly permitted facility in another state for disposal.
15. The transfer area shall be policed at the end of each day of operation for windblown refuse and other litter.
16. A sign shall be erected at the gate specifying the hours of operation, types of wastes acceptable, etc., for the transfer station.
17. This permit does not relieve the permittee from compliance with any other local, state or federal rules, regulations, laws or ordinances.

**SPECIAL CONDITIONS**

18. On each anniversary date (issue date of this permit) an annual report shall be forwarded to the Solid Waste Engineer at 1679 NY Rt 11, Kirkwood, New York 13795, detailing the volume or weight of refuse handled during the previous year and the location at which this solid waste was disposed of.
19. Within sixty days of the effective date of the permit, the permittee shall provide to the Department a written commitment from a solid waste disposal facility (Part 360 Permit) for disposal of solid waste for a period of five years.
20. The maximum annual tonnage that can be handled at the facility is limited to 50,000 tons. No more than 5,000 tons may be handled during any consecutive, thirty-day period.
21. During periods of non-freezing weather, the transfer station concrete dumping pad shall be detergent washed at least weekly. All resultant liquid from the washing shall be collected by either adsorbent material and disposed of with the general solid waste, or by a holding tank system in which the collected wastewater is ultimately disposed of at any approved wastewater treatment facility.
22. The permittee shall designate one employee as supervisor of the operating transfer facility. This person shall normally be present at the facility during operating hours.
23. No putrescible refuse shall be left at the transfer station overnight unless it is in an enclosed trailer.
24. The site should be carefully inspected for rodent activity during operational periods. An aggressive rodent control program must be maintained if inspection reveals the presence of such activity.
25. Adequate numbers, types and sizes of properly maintained equipment shall be available to the facility during all hours of operation.