



Executive Director
MICHAEL J. KELLY

TOWN OF NORTH HEMPSTEAD SOLID WASTE MANAGEMENT AUTHORITY

802 WEST SHORE ROAD
PORT WASHINGTON, NEW YORK 11050
Telephone (516) 767-4634
Fax: (516) 767-4609

Chair
JUDI BOSWORTH

Board Members
VIVIANA L. RUSSELL
PETER J. ZUCKERMAN
ANGELO P. FERRARA
VERONICA LURVEY
LEE R. SEEMAN
MARIANN DALIMONTE

January 8, 2021

Re: **Addendum** to Request for Proposals
Rehabilitation of the Transfer Station Drainage System and Paved Area Infrastructure
999 West Shore Road
Port Washington, NY 11050
SWMA Project No. SWMA-0008-2020

To Whom It May Concern:

The Town of North Hempstead Solid Waste Management Authority (the "Authority") is issuing this **Addendum** to the Request for Proposal ("RFP") for engineering, design and rehabilitation of the Transfer Station Drainage System and Paved Area Infrastructure

The RFP is modified as set forth in this Addendum. The Respondent shall take this Addendum into consideration when preparing and submitting its proposal.

This Addendum contains:

- Questions from Pre-Proposal Meeting and The Authority's responses
- Pre-proposal Meeting attendee list
- Documents for SWMA-0008-2020
- Submittal Deadline

The Authority response to questions:

1. Are as-built drawing available for the existing drainage system including the ponds?
What documents are available will be provided on flash drives. Please see "Documents for SWMA-0008-2020" below for more information.
2. Will TONH clean out the catch basins prior to the survey work?
The Authority will clean off the top of the drains and anything initially inside the drain that can be seen. The Authority will not clean out the entire system. Extensive/full cleaning of the drainage system if needed must be done by the contractor.
3. Is a site survey/topographic drawings available for the transfer station?
Please see answer to Question No. 1
4. Copies of current permits for Facility Operations and discharge of storm water (if any)?
A copy of the Authority's current transfer station operating permit is attached to this addendum. This permit has reached its expiration, but is continuing pursuant to State regulations as an application for its extension has been submitted and is currently being

reviewed for approval by the New York State Department of Environmental Conservation.

5. Inventory of storage tanks (AST and UST) and drums, including volumes and contents?
A copy of the Authority's current transfer station Permit from Nassau County Department listing all information will be attached to this addendum.
6. Are any existing as-built or design plans from the transfer station's construction available for review?
Please see answer to Question No. 1
7. Will there be design and/or as-built plans made available and provided to the selected consultant after award of the project? Or will the Consultant team be developing the existing infrastructure from scratch?
Please see answer to Question No. 1
8. We are assuming that the pavements leading up to and around the scale are included but inspection and review of the scale facilities are outside of the scope of the project.
That is correct, the pavements leading up to the scale are included. The Scale facilities are not part of this project's scope.
9. Will the tipping floor and tunnel within the transfer station be reviewed and inspected for inclusion in this project?
No
10. Will site lighting and perimeter fencing be considered for inclusion within this project?
No
11. Will pavement cores and/or soil borings be considered part of the consultant's contract for this project and as such the fees (or an allowance for fees) be required as part of the proposal for this work? Or will this be considered additional services to be developed later on after award of the project?
Pavement cores and or soil borings will be considered part of the contract for this project.
12. Is there any preliminary capital funding estimated and currently set aside for the project's construction? Or will the selected Consultant be developing the rehabilitation program from scratch?
The Authority has set aside capital funding for this project based on a previous general evaluation. However, the consultant will be required to create a budget for the project based on its evaluation, which may require an increase or decrease to capital funding already set aside.
13. Will capital or operating funds be used to fund construction of the proposed improvements?
Capital funds
14. Please confirm that there will be no development or reconfiguration of the parking and travel lanes through the site and that the work involved is strictly to assess condition of both the site's storm drainage and exterior pavement/infrastructure throughout the site.
No configuration changes are anticipated to be made to the parking and travel lanes.
15. Are there any MWBE requirements for the projects or goals the Town of North Hempstead is trying to receive with regard to equal opportunity goals?
There are no applicable MWBE goals.
16. Will a full as-built topographic survey be required upon completion of construction, or will existing plans simply be marked up to reflect new existing conditions?
Full As-Built drawings will be required
17. For Phase 4 – Construction Management is the Town anticipating full time or part time construction Inspection services during construction?
The Authority is anticipating full time work from the project's inception through completion.

18. Under the Requirements section of the RFP the following is stated “The proposal must contain a task by task cost summary with estimated hours of effort, and adhere to the Authority’s proposed schedule for completion of the project.” Is the Authority’s proposed schedule available for our review, to aide in preparing our proposal?

As Phase 1 of the project has not yet been completed and no consultant has even been selected, no schedule currently exists.

19. Can you provide record drawings of existing site – paving plans, grading plans, drainage plans, utility plans?

Please see answer to Question No. 1

20. Can you provide record drawings of the Shore Road Drainage system that discharges to the detention pond?

Please see answer to Question No. 1

21. Will Town clean the existing drainage system to permit investigation of structures and pipes, or is consultant responsible for that?

Please see answer to Question No. 2

Pre-proposal Meeting attendee list:

Bruce Mawhirter	M&J Engineering	bmawhirter@mjengineers.com	516-580-2330
John Giuliano	Cornerstone	john.giuliano@cornerstoneeg.com	845-695-0222
Paul DiMaria	Cashin	pdimaria@ca-pc.com	631-348-7600
Robert Bruin	De Bruin	rdebruin@debruinengineering.com	516-513-1314
Steve Hadjiyane	Cameron	shadjiyane@cameronengineering.com	516-224-5201
Joe Cline	H2M	Jcline@h2m.com	
Mathew Mohlin	H2M	mmohlin@h2m.com	
Raul Cotilla	D&B Engineering	rwtilla@db-eng.com	
Daniel Loscazzo	Mirani Engineering	dlosazzo@miranigroup.com	
John Eiseman	LiRo	eisemanJ@liro.com	
Larry Kuo	LiRo	KuoL@liro.com	
Theresa Heneveld	LKB	theneveld@lkbinc.com	516-938-0600
Bart Marino	LKB	bmario@lkbinc.com	516-938-0600

Documents for SWMA-0008-2020:

- The Authority will be mailing flash drives with drawings to the vendors who came to the Pre-Proposal meeting (if information can’t be emailed), or others that request it. **Please contact Marshah-Reaff Barrett at barrettm@northhempsteadny.gov to provide your address to receive a flash drive.**

Submittal Deadline:

- The Proposal submittal deadline has been changed as noted. All submissions will be submitted by regular or overnight mail only. The Authority has extended the deadline to **January 20, 2021 at 11am.**

End of Addendum



NASSAU COUNTY DEPARTMENT of HEALTH

TOXIC OR HAZARDOUS MATERIALS STORAGE FACILITY PERMIT

Facility Number	060042	Type of Permit	<input checked="" type="checkbox"/> Operation <input type="checkbox"/> Construction	Date Issued:	07/01/2020	Date Modified:	10/01/2020	Expiration Date:	07/01/2025
Name of Permittee:	TOWN OF NORTH HEMPSTEAD			Address of Permittee:	999 W. SHORE RD. PT WASHINGTON NY				

GENERAL CONDITIONS

1. By acceptance of this permit, the permittee agrees that the permit is contingent upon strict compliance with the Nassau County Public Health Ordinance.
2. All work carried out under this permit shall conform to the approved plans and specifications. Any amendments must be approved by the Nassau County Department of Health prior to their implementation. The permittee shall notify the Health Department 48 hours in advance of the start of construction.
3. As a condition of the issuance of this permit, the applicant has accepted expressly, by the execution of the application, the full legal responsibility for all damages direct or indirect, of whatever nature, and by whomsoever suffered, arising out of the project described herein and has agreed to defend, indemnify and save harmless the County from suits, actions, damages and costs of every name and description resulting from the said project.

** NOT TRANSFERABLE **

Name of Facility:	TOWN OF NORTH HEMPSTEAD	FACILITY ADDRESS:
Mailing Address:	802 W. SHORE RD. PT WASHINGTON NY 11050-	999 W. SHORE RD. PT WASHINGTON NY 11050

THIS FACILITY CONSISTS OF STORAGE AREAS AS LISTED ON PLANS AND APPLICATIONS FILED WITH THIS DEPARTMENT

Tank/Storage Area Number	Capacity	Type of Toxic or Hazardous Material Stored	REPLACE DATE
TANK 0001	500 GALLONS	WASTE OIL	
BULK 0001	615 GALLONS	MULTIPLE CHEMICALS STORED	

Authorizing Officer		Lawrence E. Eisenstein, MD, MPH, FACP, Commissioner of Health
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DMM

NEW YORK STATE DEPARTMENT OF ENVIRONMENTAL CONSERVATION

Division of Environmental Permits, Region 1
SUNY @ Stony Brook, 50 Circle Road, Stony Brook, NY 11790
P: (631) 444-0365 | F: (631) 444-0360
www.dec.ny.gov

April 23, 2015

Received
NYS DEC - Region 03
APR 23 2015
Division of Environmental Permits

Town of North Hempstead
220 Plandome Road
Manhasset, NY 11030-2327
Solid Waste Management Authority
Attn: Igor Sikirc, Commissioner

Re: NYSDEC Permit # 1-2822-00466/00003
Town of North Hempstead Transfer Station, 999 W. Shore Rd.
Renew Permit Without Modification

Dear Permittee:

In conformance with the requirements of the State Uniform Procedures Act (Article 70, ECL) and its implementing regulations (6NYCRR, Part 621) we are enclosing your permit. Please carefully read all permit conditions and special permit conditions contained in the permit to ensure compliance during the term of the permit. If you are unable to comply with any conditions, please contact us at the above address.

This permit must be kept available on the premises of the facility at all times.

Sincerely,



Kevin Kispert
Environmental Analyst II

file
Enclosures
cc: J. Shah, DMM



PERMIT

Under the Environmental Conservation Law (ECL)

Permittee and Facility Information

Permit Issued To:
TOWN OF NORTH HEMPSTEAD

220 PLANDOME RD
MANHASSET, NY 11030-2327
(516) 883-6241

Facility:
TOWN OF NORTH HEMPSTEAD TRANSFER
STATION
999 WEST SHORE RD
PORT WASHINGTON, NY

Facility Location: in NORTH HEMPSTEAD in NASSAU COUNTY Village: PORT
WASHINGTON

Facility Principal Reference Point: NYTM-E: 613.2 NYTM-N: 4518.6
Latitude: 40°48'38.2" Longitude: 73°39'28.3"

Authorized Activity: Operate a solid waste management facility authorized to receive and transfer up
to 1090 tons per day comprised of the following: 750 tons per day of municipal solid waste (MSW), 90
tons per day of unprocessed construction and demolition (C&D) debris, 50 tons per day of source
separated recyclables, and 200 tons per day of yard waste.

Permit Authorizations

Solid Waste Management - Under Article 27, Title 7

Permit ID 1-2822-00466/00003

Renewal

Effective Date: 4/24/2015

Expiration Date: 4/23/2020

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: ROGER EVANS, Regional Permit Administrator
Address: NYSDEC REGION 1 HEADQUARTERS
SUNY @ STONY BROOK 50 CIRCLE RD
STONY BROOK, NY 11790 -3409

Authorized Signature: _____

Date 4/22/2015



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 permittee or permittee's consultant on the date specified in Condition no. 2.

2. **Terms of Operation, Approval for Changes** The facility shall be operated in conformance with:

- a. Terms and conditions of this permit;
- b. Current 6 NYCRR Part 360 Solid Waste Management Facilities regulations, or any revisions hereafter promulgated;
- c. The Engineering Report dated May 7, 1993, prepared by RRT Design & Construction Corporation, and Operations & Maintenance (O&M) Manual dated May 1, 2010, prepared by Omni Recycling of Westbury, Inc.

Any revision to the above approved documents identified in item (c) of this condition or to the operations at this site requires prior written approval from the Department. The permittee shall not add a facility component that would otherwise qualify as an exempt or registered facility, unless the permittee first receives a modified permit to incorporate the additional component of the operation.

If any of the above documents conflict with any condition of this permit, the permit condition shall prevail.

3. **Authorized Activity** Operate a solid waste management facility authorized to receive and transfer up to 1090 tons per day comprised of the following: 750 tons per day of municipal solid waste (MSW), 90 tons per day of unprocessed construction and demolition (C&D) debris, 50 tons per day of source separated recyclables, and 200 tons per day of yard waste. All throughputs are based on a two-week average.



4. **Unacceptable Wastes** The permittee is prohibited from accepting any waste that is industrial waste, regulated medical waste, asbestos waste, liquid waste, sewer sludge, septage, or hazardous waste, except household hazardous waste accepted during Department approved household hazardous waste collection event.

The permittee shall also not receive MSW that has been commingled with source separated recyclables.

5. **Waste Handling** The permittee shall comply with the following requirements:

a. All activities, including but not limited to loading, unloading, sorting, processing, and storage, shall be performed inside the enclosed building, except for yard waste. No solid waste, except yard waste and recovered recyclables, may be placed outside the enclosed buildings for any purpose. All waste streams shall be kept separate at all times.

b. At the end of each workday the facility areas including onsite roads, processing, tipping, and loading shall be cleaned of any solid waste. All on-site roads must be swept by a mechanical sweeper. The permittee shall make alternative arrangements to sweep the roads when the sweeper is out for maintenance.

c. All overnight storage of solid waste shall be in its respective storage area. MSW shall not remain at the facility for more than two business days; C&D debris shall not remain at the facility for more than five business days; yardwaste including leaves shall not remain at the facility for more than three business days, however grass clippings must be processed and removed from the facility within 24 hours of the receipt; and recovered recyclables shall not be at the facility for more than seven business days or whenever transfer containers are full, whichever occurs first.

d. The permittee may store empty containers in the resident Drop-off Area area. All waste on vehicles entering and leaving the site must be sufficiently covered or enclosed to prevent litter from escaping. All vehicles must have the tiltframe or tailgate closed prior to leaving the tipping buildings or the yard waste area.

f. The permittee must maintain the facility in neat and orderly appearance at all times.

g. The overhead doors of the transfer buildings must be closed at the end of each business day and may not be opened until business resumes the following business day.

h. The permittee is only allowed to park trucks and trailers in trailer parking area. The permittee is responsible to keep resident drop off area and waste oil collection area clean, free of spills and accessible all the time. Waste from resident drop-off time area must be removed to the appropriate waste storage area within 48 hours from the receipt of this material.

i. Any yard waste received in bags must be de-bagged same day by close of business each day. No composting of any kind may be performed at the facility.



6. **Maximum Quantity Onsite** The permittee shall not exceed following maximum quantities of each of the following onsite:

- a. 1600 cubic yards of MSW.
- b. 800 cubic yards of C&D debris.
- c. 100 cubic yards of recyclables.
- d. 1,000 cubic yards of yard waste.

7. **Hours of Operation** Hours of operation shall not conflict with any local laws or ordinances. The permittee shall limit the hours and days of operations from 6:00 am to 6:00 pm, Monday through Saturday. No operations of any kind are permitted on Sunday. The resident Drop-off Area may be operated on Saturday and Sunday from 7:30 am to 3:30 pm.

8. **Signs** The permittee shall post signs showing hours and days of operations, a list of materials the facility is authorized to accept, and a list of materials the facility is prohibited such as hazardous waste, industrial waste, medical waste, liquid waste, and asbestos waste from being accepted at the facility. The signs shall be located so that they are visible to any vehicles and/or person approaching the facility entrance.

9. **Waste Control** An attendant shall be on duty during all hours of operation. The attendant shall inspect all vehicles entering the facility, rejecting any loads containing unauthorized and/or suspicious materials and keep a detail logbook for the Department review.

10. **Control of Nuisance Conditions** Odors, dust, insects, vectors, noise, blowing litter and other potential nuisances shall be adequately controlled at all times. The permittee shall immediately implement any controls required by the Department including cessation of facility operations.

The odor and dust control system must be operational and used except for winter months to prevent off-site dust and odors. A sufficient amount of odor control material must be maintained on site at all times. In addition, odors from the yard waste area must be controlled sufficiently to prevent an off-site nuisance. The Department reserves the right to require the yard waste operation to be relocated indoors, if offsite odors become a nuisance. If offsite odors from waste inside a building is determined to be a nuisance and cannot be controlled by other means, the permittee shall install high speed doors that remain closed at all times, except for entry and exiting of equipment, vehicles, and people.

11. **Fire Protection and Detection** The permittee shall maintain fire protection and detection equipment in accordance with local laws and ordinances.

12. **Cessation of Operations** The permittee shall verbally notify the Department within 24 hours of any occurrence of any event which causes the facility to cease operation for a period of 48 hours or more. Such an event would include a fire, spill, equipment breakdown, or other similar event. A written report shall be submitted to the Department within 7 days of the event.



13. **Ultimate Disposal of Waste** All solid waste passing through the facility must be ultimately disposed of at a facility authorized by the Department if located in New York State, or by the appropriate governmental agency or agencies if in other states, territories, or nations.

14. **Unauthorized Waste** In the event that any hazardous waste, medical waste, or other regulated waste not allowed under this permit is accepted at the facility, the unauthorized waste shall be contained and properly secured immediately. The permittee shall notify the Department and the Nassau County Department of Health Services within 24 hours of the event. The waste material shall be removed by a waste transporter authorized under 6 NYCRR Part 364 to transport such waste. A written report shall be submitted to the Department within 7 days of the event.

15. **Small Spill Containment** The facility shall keep available at the site equipment and materials necessary to contain small quantities of chemicals or spills. These materials shall be stored in well identified accessible storage areas. As a minimum, the following must be available at all times:

- 4 - 55 gallon drums with covers and securing rings
- 400 lbs. absorbent material (e.g. Speedi-Dri)
- 50 lbs. Boric Acid
- 50 lbs. Sodium Bicarbonate
- Assorted brooms, shovels, gloves, masks, and other protective gear

16. **Maintenance and Repair of Facility** The permittee shall adequately maintain and make repairs to the facility as necessary. This includes any part of the facility, such as doors to buildings; odor and dust controls and equipment; punctures, holes, or other damage to buildings; minimizing leachate generation and the ponding of stormwater; and concrete and/or asphalt pavement that becomes damaged or worn.

The permittee shall undertake all repairs immediately and have all work completed within one week. Repairs related to dust or odor controls must be completed within 24 hours. If the permittee is unable to complete repairs within the specified time outlined by this condition, the permittee shall provide an acceptable schedule to the Department which shall include a description of the work to be completed, and any controls that will be implemented to ensure the facility remains in compliance with this permit, including the cessation of all or part of the facility operations.

17. **Comprehensive Recycling Analysis** The permittee must not accept at the facility solid waste which was generated within a municipality which has either not completed a Comprehensive Recycling Analysis (CRA) or is not included in another municipality's CRA satisfying the requirements of 6 NYCRR Part 360-1.9(f) which has been approved by the Department and implemented the recyclables recovery program determined to be feasible by the analysis.

18. **Recordkeeping Requirements** The permittee shall maintain the following records at the facility for 7 years from the date of creation and be available immediately to the Department upon request:

a. Daily log of solid waste received and transported from the facility which includes:

- i. Type, quantity, and origin of the solid waste received.
- ii. Quantity and destination of all recyclables.
- iii. Quantity and destination of all non-recyclables and residuals transported for disposal.

b. All weight tickets, hauling receipts, disposal receipts, invoices, tracking documents, etc. to support entries made into the daily log.

19. **Reporting Requirements** The permittee shall submit the original copy of the annual report to the Region 1 Office located at the New York State Department of Environmental Conservation, Division of Materials Management, 50 Circle Road, SUNY @ Stony Brook, NY 11790, and a copy to the Central Office at New York State Department of Environmental Conservation, Division of Materials Management, Bureau of Permitting and Planning, 625 Broadway, 9th Floor, Albany, NY 12233-7253. The report must be submitted no later than March 1 following each year of operation on forms prescribed by or acceptable to the Department.

20. **Financial Assurance** The permittee shall maintain the financial assurance for the closure of the facility. In the event that the permittee fails to maintain financial assurance as required by this permit, the permittee must immediately cease accepting solid waste until financial assurance acceptable to the Department is in place. Within 10 days from the cessation of the required financial assurance, the permittee shall have all solid waste, including recovered recyclables, removed from the facility and the facility shall be in "broom clean" condition.

21. **Environmental Monitor** The environmental monitor shall be funded in accordance with the following:

a. The Permittee shall fund environmental monitoring services to be performed by or on behalf of the Department. These monitoring services will include, but not be limited to, the scope of work in an annual environmental monitoring work plan which is incorporated by reference and enforceable under this Permit.

b. The Permittee shall provide to the Department on an annual basis the funds necessary to support the activities set forth in the annual environmental monitoring work plan. The sum to be provided will be based on the annual budgeted amount and is subject to annual revision. Subsequent annual payments shall be made for the duration of this permit or until the environmental monitoring services are no longer necessary, whichever comes first.

c. The Permittee shall be billed annually, prior to the start of each State Fiscal Year (SFY) (April 1). If this Permit is to first become effective subsequent to April 1, the initial bill will be for an amount sufficient to meet the anticipated cost of the environmental monitoring services through the end of the current SFY.

d. The Department may revise the required annual bill on an annual basis to include all of the Department's estimated costs associated with the environmental monitoring services. The annual revision may take into account such factors as inflation, salary increases, changes in the fringe benefits rate, changes in operating hours and procedures, changes in non-personal service costs (including travel, training, sampling and analytical, and equipment costs, etc.), an increase or decrease in the level of environmental monitoring services necessary, and an increase or decrease in the number of environmental monitors. Upon written request by the Permittee, the Department shall provide the Permittee with a written explanation of the basis for any revisions.

e. Prior to making its annual payment, the Permittee will receive, and have an opportunity to review and request adjustment to, an annual environmental monitoring work plan that the Department will undertake during the year. The Department will provide a final annual work plan that the Department will undertake during the year.

f. Payments are to be made in advance of the period in which they will be expended and shall be made in full within 30 days of receiving a bill from the Department. The bill from the Department to the Permittee will provide information regarding to whom payments should be made payable and the address to which payments should be sent.

g. Failure to make the required payments shall be a violation of this Permit. The Department reserves all rights to take appropriate action to enforce the above payment provisions.

h. The environmental monitor shall, when present at any of the Permittee's facilities, abide by all of the Permittee's health and safety and operational requirements and policies, if such requirements and policies exist and provided they are not inconsistent with Department policies and labor management contracts, and further provided, however, that this shall not be construed as limiting the environmental monitor's powers as otherwise provided for by law and shall not result in the environmental monitor being afforded less protection than otherwise provided to the environmental monitor by State and Federal health and safety requirements.

i. The environmental monitor shall receive from the Permittee all general and site-specific safety training which is normally given to new facility/site employees for all areas of the facility or site. This training will be a supplement to the health and safety training that the environmental monitor routinely receives from the Department.

j. The Permittee shall immediately furnish to the environmental monitor any facility/site health and safety and operational requirements and policies. Within five (5) days of any revision to the facility/site health and safety and operational requirements and policies, the Permittee shall furnish to the environmental monitor the health and safety and operational requirements and policies.

k. The environmental monitor shall be permitted to use environmental monitoring and data collection devices (e.g., photo ionization detectors, cameras, video recording devices, computers, cell phones, etc.) deemed necessary by the Department to evaluate and document observed conditions. The Permittee may request the data and images collected from areas where confidentiality is a concern be considered confidential information if appropriate. Copies of the data or images collected from areas where confidentiality has been determined to be a concern shall be provided to the Permittee.



I. It will remain the responsibility of the Permittee to contact the Spill Hotline or any Division within the Department regarding any required notification of any spill, release, exceedances etc. Notification to the environmental monitor will not be considered sufficient to replace and required notifications.

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 SARA 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 1 HEADQUARTERS
SUNY @ STONY BROOK 50 CIRCLE RD
STONY BROOK, NY 11790 -3409

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.