



October 24, 2013

Mr. Gary Marone
Manager, Environmental Engineering
IBM, Hudson Valley Research Park
2070 Route 52
Hopewell Junction, NY 12533

Re: DEC Facility 3-1328-00025
IBM East Fishkill, Hudson Valley Research Park
2070 Route 52
East Fishkill (T), Dutchess County

PERMIT TRANSFER MODIFICATION

Dear Mr. Marone:

In accordance with the request made by IBM, enclosed is a fully executed Application for Permit Transfer for the above-referenced facility which transfers the following listed permits from Empire State Development Corporation (ESDC) back to International Business Machines Corporation (IBM)*.

Transferred Permits				
DEC Permit Number	Permit Program	Program ID	Permit Effective Date	Permit Expiration Date
3-1328-00025/01028	Air Title V	1328000095	1/1/2012	1/3/2017
3-1328-00025/00249	Hazardous Waste Management - RCRA	NYD000707901	11/2/2011	11/1/2021
3-1328-00025/00248	Hazardous Waste Management - Non-RCRA	NYD000707893	11/2/2011	11/1/2021
3-1328-00025/00002	SPDIS Waste Water Discharge	NY0005096	7/1/2008	6/30/2013 Renewal Submitted; SAPA Extended Permit

All terms and conditions of the above referenced permits remain as written and will expire on the dates indicated or as otherwise specified.

*Note: Part 1 of the Application for Permit Transfer was edited by the Department with consent from Scott Danskin of IBM, such that the facility Transferee/Owner has been identified as IBM Corporation (New Orchard Road, Armonk, NY 10504) and IBM East Fishkill Facility - IIVRP as the facility operator.

If you have any questions regarding this letter, please feel free to contact me at (845) 256-3059.

Sincerely,

James J. Eldred
Deputy Regional Permit Administrator

Enclosure

Cc w/encl: Scott C Danskin, P.E., IBM East Fishkill
Anthony Yu, IBM East Fishkill
Rachel Shatz, ESDC
Henry Wilkie, Environmental Remediation, DEC Albany
Thomas Kileen, RCRA Permitting Section, DEC Albany
Shohreh Karimipour, DOW, DEC R3
Teresa Diehsner, Environmental Permits, DEC Albany
Lindy Sue Czubernat, Environmental Permits, DEC Albany
George Sweikert, Air Resources, DEC R3
Thomas Rudolph, Regional Engineer, DEC R3
Ed Moore, Environmental Remediation, DEC R3
Steven Riva, US EPA Region 2
Ildefonso Acosta, US EPA Region 2
EPA Region 2 NPDES Section



NEW YORK STATE DEPARTMENT OF ENVIRONMENTAL CONSERVATION
Application For Permit Transfer and Application for Transfer of Pending Application

(12/10)

NOTE: Please read ALL instructions before completing this application. Please TYPE or PRINT clearly in ink.

PART 1 - TRANSFEREE (New Owner/Operator/Lessee/Applicant) Completes:

1. List Permit Number(s) And Their Effective And Expiration Dates: See Attached List		List Pending Application Number(s): N/A	
2. Name Of Transferee: IBM East Fishkill Facility - HVRP Operator Mailing Address: 2070 Route 52 Post Office City, State, Zip Code: Hopewell Junction, NY 12533		owner : IBM Corp. New Orchard Rd Armonk, NY 10504 Telephone Number (Daytime): (845) 894-1039 Email: hawkins@us.ibm.com	Transferee is a/an: (check all that apply) <input checked="" type="checkbox"/> Owner <input checked="" type="checkbox"/> Operator <input type="checkbox"/> Lessee <input type="checkbox"/> Applicant If other than an individual, provide Taxpayer ID Number: 13-0871985.03
3. Name Of Facility/Project: IBM Corp East Fishkill Facility Location (or Street Address, P.O. City, State, Zip Code, if applicable): 2070 Route 52, Hopewell Junction, NY, 12533 B/325 Town / Village / City: East Fishkill County: Dutchess		4. Facility Contact Name: Steven C. Hawkins Mailing Address: 2070 Route 52 Zip 325 Post Office City, State, Zip Code: Hopewell Junction, NY 12533 Telephone Number (Daytime): (845) 894-1039 Email: Hawkins@us.ibm.com	
5. Has Work Begun On The Project? Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> If "No," proposed starting date: N/A Approximate completion date: N/A If there will be any modifications to the current or proposed operation or construction, the transferee must attach a statement specifying the details.			
6. CERTIFICATION: This certifies that the Transferee seeks to be the legally responsible party for operations or project development either authorized by the permits identified above or proposed in applications identified above. The Transferee has a copy of the permit(s) and/or application(s) and understands and will comply with all conditions in the referenced permit(s) and supports the content of referenced application(s). Facility operations/project scope/discharges/emissions will remain the same as authorized or as proposed in pending applications. Further, I hereby affirm that under penalty of perjury that information provided on this form and all attachments submitted herewith is true to the best of my knowledge and belief. False statements made herein are punishable as a Class A misdemeanor pursuant to Section 210.45 of the Penal Law. Printed Name and Title of Transferee: Henry DiMarco Jr. Signature of Transferee: <i>[Signature]</i> Date: 12/3/2012			

PART 2 - TRANSFEROR (Present or Former Owner/Operator/Lessee/Applicant) Completes:

1. Name Of Transferor: Empire State Development Corporation Mailing Address: 633 Third Avenue Post Office City, State, Zip Code: New York, New York, 10017		Telephone Number (Daytime): (212) 803-3252 Email: rshatz@empire.state.ny.us	If other than an individual, provide Taxpayer ID Number: 13-2624287
2. Name Of Facility/Project, if different from Facility Name in Part 1:			
3. CERTIFICATION: This certifies that ownership, operation, or a lease for the facility identified in Part 1 of this form <input checked="" type="checkbox"/> will be / <input type="checkbox"/> was conveyed to the party identified as the Transferee on 12/5/2012 (date). I affirm that this conveyance includes the rights and obligations of the permits, approvals, or applications identified above. Printed Name and Title of Transferor: Rachel Shatz, Vice President Planning & Environmental Review Signature of Transferor: <i>[Signature]</i> Date: 12/6/12			

PART 3 - PERMIT TRANSFER VALIDATION SECTION - Department Of Environmental Conservation Completes:

<input checked="" type="checkbox"/> Transfer of permit approved, effective as of 10/24/2013. Transferee subject to conditions of original permit, without exception. <input type="checkbox"/> Transfer of permit approved, with the following modifications or contingencies related to this Permit Transfer: * list of facility transferred permits attached. <input type="checkbox"/> See attached revised permit page(s): <input type="checkbox"/> Transfer of application approved. See attached for additional information required. <input type="checkbox"/> Transfer denied, new application required. Please complete the enclosed permit application and return it to the undersigned Regional Permit Administrator at the address listed on the reverse side of this form.	James J Eldred NYSDEC PERMIT ADMINISTRATOR copies to:	<i>[Signature]</i> SIGNATURE DATE: 10/24/2013
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FOR DEC USE ONLY

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Attachment to Application for Permit Transfer - 12/3/2012

Transferor - Empire State Development Corporation

Transferee - IBM East Fishkill, Hudson Valley Research Park

Program	Facility Name on Permit	Permit Number	Effective Date	Expiration Date
Air (Title V)	IBM East Fishkill Facility, Hudson Valley Research Park	3-1328-00025/01028	1/4/2012	1/3/2017
Hazardous Waste Management (RCRA)	IBM East Fishkill Facility, Hudson Valley Research Park	3-1328-00025/00249 ^{HV}	11/2/2011	11/1/2021
Hazardous Waste Management (Non RCRA)	IBM East Fishkill Facility, Hudson Valley Research Park	3-1328-00025/00248 ^{SP}	11/2/2011	11/1/2021
Wastewater Discharge Permit (SPDES)	IBM Corp. East Fishkill Facility	3-1328-00025/00002 ^{SP}	7/1/2008	6/30/2013