NEW YORK STATE DEPARTMENT OF ENVIRONMENTAL CONSERVATION

Office of Climate, Air & Energy 625 Broadway, 14th Floor, Albany, New York 12233-1010 P: (518) 402-2794 | F: (518) 402-9016 www.dec.ny.gov

Mr. Peter D. Lopez Regional Administrator U.S. Environmental Protection Agency, Region 2 290 Broadway, 26th Floor New York, NY 10007-1866 DEC 1 1 2019

Dear Administrator Lopez:

On behalf of the Governor of the State of New York, I am submitting for approval by the United States Environmental Protection Agency (EPA) a revision to "Section 111(d) State Plan for MSW Landfills" (State Plan) to incorporate revisions to Title 6 of New York Code, Rules and Regulations (6 NYCRR) Parts 208 and 200.

On October 8, 1998, DEC submitted "Section 111(d) State Plan for MSW Landfills" to implement EPA's landfill emission guidelines (EG). At that time, the New York State regulation for Municipal Solid Waste (MSW) Landfills was codified at 6 NYCRR Part 360, "Municipal Solid Waste Landfill Permitting" with an effective date of November 21, 1998. EPA approved that State Plan on July 19, 1999 (64 FR 38582).

DEC transferred the EG requirements from 6 NYCRR Part 360 to 6 NYCRR Part 208, "Landfill Gas Collection and Control Systems for Certain Municipal Solid Waste Landfills" in 2001 to avoid duplication between DEC's Division of Air Resources and Division of Solid and Hazardous Materials, and to add compliance milestones under 40 Code of Federal Rules (CFR) Part 60.23. It appears that no revisions were made to the State Plan at that time to reflect that regulatory transfer.

DEC repealed 6 NYCRR Part 208, "Landfill Gas Collection and Control Systems for Certain Municipal Solid Waste Landfills" as adopted on September 24, 2001 in its entirety and replaced it with 6 NYCRR Part 208, "Landfill Gas Collection and Control Systems for Certain Municipal Solid Waste Landfills" as adopted on August 5, 2019. In addition, attendant revisions were made to 6 NYCRR Part 200, "General Provisions." The new rule incorporates by reference the August 29, 2016 federal EG for MSW landfills codified at 40 CFR Part 60, Subpart Cf, "Emission Guidelines and Compliance Times for Municipal Solid Waste Landfills."

A public review process was held for the revisions to Parts 208 and 200 referenced above. On March 20, 2019 a "Public Notice - Notice of Proposed Rule Making" was published in the Environmental Notice Bulletin (ENB) and a "Proposed Rule Making – Hearing(s) Scheduled" was published in the New York State Register (State Register). Legislative public hearings on the rule revisions and their subsequent submittal to EPA as a State Plan revision were held on May 22, 2019 in Avon, New York and on



May 24, 2019 in Albany, New York. Public comments were accepted through May 29, 2019.

The following documents are enclosed with this State Plan revision:

- Express Terms as proposed on March 20, 2019 for 6 NYCRR Part 208, "Landfill Gas Collection and Control Systems for Certain Municipal Solid Waste Landfills" and 6 NYCRR Part 200, "General Provisions";
- 2. "Public Notice Notice of Proposed Rule Making" as published in the ENB and "Proposed Rule Making Hearing(s) Scheduled" as published in the State Register on March 20, 2019;
- 3. "Notice of Public Hearing" as published in newspapers statewide;
- 4. Transcripts for the public hearings held on May 22, 2019 in Avon, New York and on May 24, 2019 in Albany, New York;
- 5. "Assessment of Public Comments" for all comments received by May 29, 2019;
- "Certificate of Adoption" dated August 5, 2019 for 6 NYCRR Part 208, "Landfill Gas Collection and Control Systems for Certain Municipal Solid Waste Landfills" and 6 NYCRR Part 200, "General Provisions";
- 7. Express Terms as adopted on August 5, 2019 for 6 NYCRR Part 208, "Landfill Gas Collection and Control Systems for Certain Municipal Solid Waste Landfills" and 6 NYCRR Part 200, "General Provisions";
- 8. "Notice of Adoption" as published in the ENB and State Register on August 21, 2019.

Please revise the State Plan to incorporate the version of Part 208, "Landfill Gas Collection and Control Systems for Certain Municipal Solid Waste Landfills" and attendant revisions to 6 NYCRR Part 200, "General Provisions" as discussed above and as adopted on August 5, 2019. If you have any questions or concerns, please call Mr. Robert Bielawa, Chief, SIP Planning at (518) 402-8396.

Sincerely,

J. Jar¢d Snyder

Deputy Commissioner

Office of Climate, Air & Energy

Enclosures

c: R. Ruvo, EPA

R. Bielawa

As Proposed on March 20, 2019

Express Terms

6 NYCRR Part 208, Landfill Gas Collection and Control Systems for Certain Municipal Solid

Waste Landfills

The existing Part 208 is repealed. New Part 208 will be adopted as follows:

Section 208.1 Applicability.

(a) The Federal requirements of 40 CFR Part 60, Subpart Cf, (see Table 1, section 200.9 of this Title), will apply to existing municipal solid waste (MSW) landfills that have accepted waste after November 8, 1987 and began construction, reconstruction or modification prior to July 17, 2014. Activities required by or conducted pursuant to a CERCLA, RCRA, or State remedial action are not considered construction, reconstruction, or modification for purposes of this section.

Section 208.2 Definitions.

(a) To the extent that they are not inconsistent with the specific definitions in subdivision (b) of this section, the general definitions of Parts 200 and 201 of this Title, and 40 CFR Part 60, Subpart Cf apply (see Table 1, section 200.9 of this Title).

(b) For the purposes of this Part, the following definitions apply:

(1) 'Closed landfill subcategory' means a closed landfill that has submitted a closure report as specified in § 60.38f(f) within one year of Part 208 becoming effective.

Section 208.3 Severability.

(a) Each provision of this Part shall be deemed severable, and in the event that any provision of this Part is held to be invalid, the remainder of this Part shall continue in full force and effect.

Express Terms

6 NYCRR Part 200, General Provisions

Sections 200.1 through 200.8 remain unchanged.

Existing Section 200.9, Table 1 is amended to read as follows:

Table 1

Regulation	Referenced Material	Availability
[208.8(d)]	[40 CFR Part 60 (July 1, 1999)]	[*]
	[64 Federal Register 7463 (Feb. 12, 1999)]	

Table 1

Regulation	Referenced Material	Availability
<u>208.1(a)</u>	Federal Register, Vol 81, No 167, Page 59276	<u>+++</u>
	(August 29, 2016)	
208.2(a)	Federal Register, Vol 81, No 167, Page 59276	<u>+++</u>
	(August 29, 2016)	

Existing Section 200.10, Table 2 is amended to read as follows:

Table 2

Delegated Federal New Source Performance Standards of 40 CFR 60

40 CFR 60 Subpart	Source Category	Page numbers in July 1, 2013 Edition of 40 CFR 60 or Federal Register Citation
[Cc]	[Municipal Solid Waste Landfills]	[122-124]
<u>Cf</u> 2016)	Municipal Solid Waste Landfills	81 'Federal Register' 59276 (August 29,



ENB - Statewide Notices 3/20/2019

Public Notice

Notice of Proposed Rule Making

6 NYCRR Part 208, Landfill Gas Collection and Control Systems for Certain Municipal Solid Waste Landfills

6 NYCRR Part 200, General Provisions

Pursuant to Environmental Conservation Law (ECL) Sections 1-0101, 3-0301, 3-0303, 19-0103, 19-0105, 19-0107, 19-0301, 19-0302, 19-0303, 19-0305, 71-2103, and 71-2105; and Clean Air Act (CAA) Section 182; the New York State Department of Environmental Conservation (NYS DEC) hereby gives notice of the following:

NYS DEC proposes to revise 6 NYCRR Subpart 208, and attendant revisions to Part 200, to incorporate the new federal Emission Guideline (EG) for MSW Landfills codified under 40 CFR Part 60, Subpart Cf. The new federal EG is designed to reduce emissions of landfill gas containing non-methane organic compounds and methane by lowering the emission threshold at which a landfill must install and operate a landfill gas collection and control system. Once this proposal is adopted, NYS DEC is required to revise its State Plan to reflect the new EG and submit the State Plan to the United States Environmental Protection Agency (US EPA) for review and approval.

Written comments on the proposed rule may be submitted until 5:00 p.m. on May 29, 2019. For further information, contact: Dan Brinsko, NYS DEC - Division of Air Resources, 625 Broadway, Albany, NY 12233-3250, Phone (518) 402-8403, E-mail: air.regs@dec.ny.gov

Requests for information and comments related to the "Section 111(d) State Plan for MSW Landfills" revision may be obtained from Robert D. Bielawa, NYS DEC - Division of Air Resources, 625 Broadway, Albany, NY 12233-3251, Phone: (518) 402-8396, E-mail: air.regs@dec.ny.gov. Written statements may be submitted until 5:00 p.m. May 29, 2019.

Hearings for the proposed rule and attendant revisions to existing rules described above will be held as follows and are scheduled in places that are reasonably accessible to persons with impaired mobility:

Date: 5/22/2019 **Time:** 1:00 p.m.

Location: NYS DEC - Region 8 Office

6274 Avon-Lima Road (Rtes. 5 and 20), Conference Room

Avon, NY 14414-9516

Date: 5/24/2019 Time: 1:00 p.m. Location: NYS DEC

625 Broadway, Public Assembly Room 129A/B

Albany, NY 12233

NYS DEC will provide interpreter services for deaf persons at no charge. Written **requests for interpreter services are required and should be submitted by May 15, 2019**, to: Richard McAuley, NYS DEC, 625 Broadway, Albany NY 12233-3250, Phone: (518) 402-8438, E-mail: air.regs@dec.ny.gov.

Contact: Dan Brinsko, NYS DEC - Division of Air Resources, 625 Broadway, Albany, NY 12233-3250, Phone (518) 402-8403, E-mail: air.regs@dec.ny.gov

Notice of Proposed Rulemaking

6 NYCRR Part 226, Solvent Metal Cleaning Processes

Pursuant to Sections 1-0101, 3-0301, 3-0303, 19-0103, 19-0105, 19-0107, 19-0301, 19-0302, 19-0303, 19-0305, 71-2103, and 71-2105 of the Environmental Conservation Law (ECL), the New York State Department of Environmental Conservation (NYS DEC) hereby gives notice of the following:

NYS DEC is proposing to amend existing Part 226, entitled: "Solvent Metal Cleaning Processes," of Title 6 of the Official Compilation of Codes, Rules and Regulation of the State of New York (6 NYCRR) and attendant revisions to Part 201.

Under the proposed changes, the current Part 226 will be re-designated Subpart 226-1 and renamed "Solvent Cleaning Processes". Additionally, the proposed amendments will add a new Subpart 226-2, entitled "Industrial Cleaning Solvents".

Owners or operators of solvent cleaning processes subject to the current Part 226 will be subject to the proposed subpart 226-1. Currently, Part 226 only applies to the cleaning of "metal". This proposal removes this distinction, opening the applicability to any material cleaned by solvent cleaning processes. If your solvent cleaning process was not subject to Part 226 because you were cleaning something other than metal, you will now be subject to Subpart 226-1.

Consistent with the Ozone Transport Commission's (OTC) 2012 updated model rule, a new/replacement VOC requirement is being proposed for Part 226 cold cleaners, including remote reservoir cleaners. Proposed Subpart 226-1 will change the current requirement of using a solvent with a maximum vapor pressure of 1.0 mm Hg, or less, at 20°C- to using a cleaner with no more than 25 grams of VOC per liter (25g/l) of cleaning solution. No changes are being proposed for the other Part 226 solvent cleaning processes (open top vapor or conveyorized).

The proposed Subpart 226-2 'Industrial Cleaning Solvents' will be a new regulation consistent with the United States Environmental Protection Agency's (US EPA's) Industrial Cleaning Solvents Control Technique Guidelines (CTG) (2006). Any owner or operator of a facility that emits to the atmosphere three (3) tons or more of volatile organic compounds (VOCs) from industrial cleaning solvents, on an annual basis, may be subject. Specifically, the provisions apply to the cleaning of foreign materials from surfaces of unit operations, including large and small manufactured components, parts, equipment, floors, tanks, and vessels. Such cleaning may be done by wiping, brushing, mopping, flushing or spraying, either by hand or mechanical means. The use of cleaning solvents that are already subject to (or exempt from) other regulatory provisions are not subject to any new requirements under proposed 226-2. The proposed Subpart 226-2 will have work practice, recordkeeping and storage requirements for their cleaners that contain VOCs. Cleaning solutions will also have a maximum VOC content limit of fifty (50) grams of VOC per liter (0.42 pounds of VOC per gallon) of cleaning material or, as an alternative to this maximum VOC content, an industrial cleaning solvent with a maximum composite vapor pressure of eight (8) millimeters of mercury (mmHg) at 20 degrees Celsius may also be used. Further, the Department proposes to submit the Part 226 as well as the revisions to Part 201 to the United States Environmental Protection Agency as a revision to the State Implementation Plan (SIP) for New York State.

Written comments on the proposed rule may be submitted until 5:00 p.m. on May 29, 2019. For further information, contact: John Henkes, NYS DEC - Division of Air Resources, 625 Broadway, Albany, NY 12233-3250, Phone (518) 402-8403, E-mail: air.regs@dec.ny.gov

Requests for information and comments related to the SIP revision to incorporate Part 226, Solvent Cleaning Processes and Industrial Cleaning Solvents, may be obtained from: Robert D. Bielawa, NYS DEC - Division of Air Resources, 625 Broadway, Albany, NY 12233-3251, Phone: (518) 402-8396, E-mail: air.regs@dec.ny.gov. Written statements may be submitted until 5:00 p.m. May 29, 2019.

PROPOSED RULE MAKING HEARING(S) SCHEDULED

Revised Part 208 Will Incorporate the New Federal Emission Guideline for MSW Landfills Pursuant to 40 CFR Part 60, Subpart Cf

I.D. No. ENV-12-19-00003-P

PURSUANT TO THE PROVISIONS OF THE State Administrative Procedure Act, NOTICE is hereby given of the following proposed rule:

Proposed Action: Amendment of Part 200; repeal of Part 208; and addition of new Part 208 to Title 6 NYCRR.

Statutory authority: Environmental Conservation Law, sections 1-0101, 3-0301, 3-0303, 19-0103, 19-0105, 19-0107, 19-0301, 19-0302, 19-0303, 19-0305, 71-2103 and 71-2105

Subject: Revised Part 208 will incorporate the new Federal emission guideline for MSW landfills pursuant to 40 CFR Part 60, Subpart Cf.

Purpose: Part 208 controls landfill gas emissions by requiring a gas collection and control system.

Public hearing(s) will be held at: 1:00 p.m., May 22, 2019 at Department of Environmental Conservation, 6274 Avon-Lima Rd. (Rtes. 5 and 20), Conference Rm., Avon, NY; and 1:00 p.m., May 24, 2019 at Department of Environmental Conservation, 625 Broadway, Public Assembly Rm. 129A/B, Albany, NY.

Interpreter Service: Interpreter services will be made available to hearing impaired persons, at no charge, upon written request submitted within reasonable time prior to the scheduled public hearing. The written request must be addressed to the agency representative designated in the paragraph

Accessibility: All public hearings have been scheduled at places reasonably accessible to persons with a mobility impairment.

Text of proposed rule: Sections 200.1 through 200.8 remain unchanged. Existing Section 200.9, Table 1 is amended to read as follows:

Table 1

Regulation Referenced Material [208.8(d)] [40 CFR Part 60 (July 1, 1999)] [64 Federal Register 7463 (Feb. 12, 1999)]		Availability [*]
	Table 1	
Regulation	Referenced Material	Availability
208.1(a)	Federal Register, Vol 81, No 167, Page 59276 (August 29, 2016)	+++
208.2(a)	Federal Register, Vol 81, No 167, Page 59276 (August 29, 2016)	+++

Existing Section 200.10, Table 2 is amended to read as follows:

Delegated Federal New Source Performance Standards of 40 CFR 60

40 CFR 60 Subpart	Source Category	Page numbers in July 1, 2013 Edition of 40 CFR 60 or Federal Reg- ister Citation
[Cc]	[Municipal Solid Waste Landfills]	[122-124]
Cf	Municipal Solid Waste Landfills	81 'Federal Register' 59276 (August 29, 2016)

The existing Part 208 is repealed. New Part 208 will be adopted as

Section 208.1 Applicability.

(a) The Federal requirements of 40 CFR Part 60, Subpart Cf, (see Table 1, section 200.9 of this Title), will apply to existing municipal solid waste (MSW) landfills that have accepted waste after November 8, 1987 and began construction, reconstruction or modification prior to July 17, 2014.

Activities required by or conducted pursuant to a CERCLA, RCRA, or State remedial action are not considered construction, reconstruction, or modification for purposes of this section. Section 208.2 Definitions.

(a) To the extent that they are not inconsistent with the specific definitions in subdivision (b) of this section, the general definitions of Parts 200 and 201 of this Title, and 40 CFR Part 60, Subpart Cf apply (see Table 1, section 200.9 of this Title).

(b) For the purposes of this Part, the following definitions apply:
(1) 'Closed landfill subcategory' means a closed landfill that has submitted a closure report as specified in § 60.38f(f) within one year of Part 208 becoming effective. Section 208.3 Severability.

(a) Each provision of this Part shall be deemed severable, and in the event that any provision of this Part is held to be invalid, the remainder of this Part shall continue in full force and effect.

Text of proposed rule and any required statements and analyses may be obtained from: Dan Brinsko, P. E., NYSDEC, Division of Air Resources, 625 Broadway, Albany, NY 12233-3254, (518) 402-8403, email: air.regs@dec.ny.gov

Data, views or arguments may be submitted to: Same as above.

Public comment will be received until: May 29, 2019.

Additional matter required by statute: Pursuant to Article 8 of the State Environmental Quality Review Act, a Short Environmental Assessment Form, a Negative Declaration and a Coastal Assessment Form have been prepared and are on file.

Summary of Regulatory Impact Statement (Full text is posted at the fol-State website:http://www.dec.ny.gov/regulations/ lowing propregulations.html#public):

INTRODUCTION

The New York State Department of Environmental Conservation (Department) regulates emissions from municipal solid waste (MSW) landfills pursuant to 6 NYCRR Part 208, "Landfill Gas Collection and Control Systems for Certain Municipal Solid Waste Landfills" (Part 208). The Department promulgated Part 208 on September 24, 2001 pursuant to section 111 of the Clean Air Act (CAA) and the implementing regulations, which requires states to develop and implement a State Plan that incorporates the federal Emission Guideline (EG) set forth in 40 CFR Part 60, Subpart Cc, "Standards of Performance for New Stationary Sources and Guidelines for Control of Existing Sources: Municipal Solid Waste Landfills" (Subpart Cc), as issued by the U.S. Environmental Protection Agency (EPA) on March 12, 1996.
On August 29, 2016, EPA updated the federal EG, codified at 40 CFR

Part 60, Subpart Cf, "Emission Guidelines and Compliance Times for Municipal Solid Waste Landfills" (Subpart Cf). To continue complying with the CAA and newly adopted federal regulations, the Department proposes to repeal existing Part 208, replacing it with a new Part 208, and revising Part 200, "General Provisions" to incorporate by reference the newly updated federal EG for MSW landfills under Subpart Cf.

The revised EG is designed to reduce emissions of landfill gas containing non-methane organic compounds (NMOC) and methane by lowering the emission threshold at which a landfill must install and operate a landfill gas collection and control system (GCCS). Once this proposal is adopted, the Department is required to revise its State Plan to reflect the new EG and submit the State Plan to EPA for review and approval.

2. SUMMARY OF RULE

The Department proposes to repeal existing Part 208 and replace it with a new Part 208, as well as revise Part 200 to incorporate by reference new federal Subpart Cf. Key provisions of this rule include:

- Retaining the rule applicability design capacity threshold of 2.5 million megagrams (Mg) and 2.5 million cubic meters of waste
- Lowering the trigger threshold for installing a GCCS from 50 Mg/ year to 34 Mg/year for active MSW landfills
- Maintaining the current 50 Mg/year trigger threshold for installing a GCCS for closed MSW landfills
- New alternative modeling procedure called "Tier 4" for determining when to install a GCCS
 - New and updated definitions
- Removal of wellhead oxygen/nitrogen operational standards and corresponding corrective action for their exceedances
- New required electronic reporting using EPA's electronic reporting tool (ERT)
- New criteria for capping, removing or decommissioning a portion of the GCCS in low producing landfill gas areas
 - New requirements for expanding landfill gas treatment
 - New provisions for startup, shutdown and malfunction periods.

3. STATUTORY AUTHORITY

The statutory authority for the promulgation of 6 NYCRR Part 208 and the attendant revision to 6 NYCRR Part 200 is found in the New York

State Environmental Conservation Law (ECL), Sections 1-0101, 3-0301, 3-0303, 19-0103, 19-0105, 19-0107, 19-0301, 19-0302, 19-0303, 19-0305, 71-2103, and 71-2105.

4. LEGISLATIVE OBJECTIVES

Article 19 of the ECL was enacted to safeguard the air resources of New York from pollution and ensure protection of the public health and welfare, the natural resources of the state, and physical property by integrating industrial development with sound environmental practices.

5. NEEDS AND BENEFITS

EPA's action to revise the EG was initially part of President Obama's "Climate Action Plan: Strategy to Reduce Methane Emissions", directing federal agencies to look at reducing methane emissions. Methane is a potent greenhouse gas pollutant – one of six identified by EPA that endangers public health and welfare – and landfills are the second largest industrial sources of methane emissions in the United States. EPA concluded that it was appropriate to update the EG adopted in 1996 due to significant changes in the landfill industry, e.g., an improved understanding of landfill gas emissions, changes in both landfill size and their age and public comments received through an advance notice of proposed

rulemaking. 81 Fed. Reg. 59275 (August 29, 2016).

In New York State, as part of Governor Cuomo's 2015 Opportunity Agenda, the Governor introduced Climate Smart NY with the commitment to lay the groundwork for the Community Risk & Resiliency Act (CRRA). Chapter 355 of the Laws of 2014. As a commitment to addressing climate change, the Governor tasked state agencies with developing methane capture standards and programs to reduce emissions and make New York's energy system more efficient and cost effective. In an effort to achieve cost-effective and quantifiable methane reductions, the agencies identified three of the largest methane emitting sectors in the state: agricultural livestock, the oil and gas sector and landfills. These three sectors are the center of the Governor's Methane Reduction Plan that was released in May 2017.

An analysis revealed that every "existing" MSW landfill (i.e., landfills that have accepted waste after November 8, 1987 and began construction, reconstruction or modification prior to July 17, 2014) from across the state has already installed a GCCS. Since every affected MSW landfill has already incurred the costs for installing their GCCS, and for obtaining the required Title V permits, the costs under this proposal are negligible. These costs would include the sustained operating and maintenance of the GCCS equipment along with some additional regulatory monitoring and reporting requirements.

7. PAPERWORK

Existing MSW landfills in the new "closed landfill subcategory" will have to submit a closure report within one year of new Part 208 becoming effective in order to maintain the current 50 Mg/yr NMOC trigger threshold for installing and operating, or removing a GCCS. Closure criteria will include a requirement to prepare a written closure plan and to install a final cover system. Landfills in the closed landfill subcategory would also be exempt from any initial reporting requirements (i.e., initial design capacity, initial NMOC emission rate, GCCS design plan, initial annual report, equipment removal report, and initial performance test report), provided they already meet these requirements under existing Part 208 or Subpart

Qualified MSW landfills already actively operating a GCCS can use the optional Tier 4 methodology to remain exempt from the GCCS monitoring and reporting requirements. The initial Tier 4 monitoring procedure requires four quarters of surface emissions monitoring (SEM) of methane below 500 ppm, followed by quarterly SEM for active landfills and annual SEM for closed landfills. Landfills are allowed to operate the nonregulatory GCCS during the Tier 4 SEM demonstration provided they operated the prerequisite hours prior to the demonstration. This requires the landfills to keep records on the operating hours of the GCCS sending landfill gas to the destruction devices. The on-going Tier 4 procedure for both active and closed landfills requires a thirty-day notification of the SEM testing, readily accessible records (i.e., SEM monitoring information, instrument calibrations, digital photographs of the instrument setup) kept for at least 5 years, and annual reports of the SEM monitoring results.

New Subpart Cf removes the nitrogen/oxygen operational standards at the wellheads. This will eliminate any corrective action due to exceedances and the associated cost for reporting. The monthly wellhead monitoring and record keeping will remain so that landfills can continue to make the necessary adjustments to the GCCS; however, the records must be kept up-to-date for at least 5 years and made available to the Department upon request. The operational standard, corrective action and corresponding recordkeeping and reporting for temperature and negative pressure will continue to be required for landfill gas collection wells.

While there are no additional regulations for "wet" (i.e., those that accept liquid waste or recirculate leachate) landfills in Subpart Cf, there will be some new recordkeeping and annual reporting requirements. This will include historic reporting on the amount of leachate recirculated, and that this information be submitted to EPA electronically through the Electronic

Reporting Tool (ERT).

The proposed revisions require new surface monitoring obligations, including the monitoring of all cover surface penetrations and openings during quarterly SEM events, in addition to the current required monitoring of locations (i.e., landfill perimeter path, traverse path across the landfill surface, and areas identified visually as leaks). In addition, the location in latitude/longitude marking each surface emission exceedance (500 ppm above background) must be recorded in decimal degrees with an instrument accuracy of at least +/- 4 meters. While landfills can still mark exceedances with the old technology (i.e., marker flags, handwritten exceedance locations in notebooks to be later transferred to an office computer), they may benefit from opting to use a hand-held global positioning system (GPS) device instead. GPS devices can provide an exceedance location (latitude/longitude coordinates) in the required decimal degrees with an accuracy down to at least five decimal places. The GPS locations are taken in real time, which will minimize the labor involved collecting and recording the exceedance data. In addition, GPS devices used in conjunction with landfill electronic data management systems will provide a more comprehensive record and understanding of the landfills GCCS performance.

The proposed revisions establish new federally-mandated electronic reporting requirements for certain required performance test reports, NMOC emissions rate reports, annual reports, Tier 4 emission rate reports, and wet landfill practices through EPA web portal the Central Data Exchange (CDX) using the Compliance and Emissions Data Reporting Interface (CEDRI), i.e., the ERT. Landfills will be required to maintain electronic copies of the records instead of hardcopies to satisfy the federal recordkeeping requirements. EPA stated that this will increase the usefulness of the data contained in the reports and lessen the drain on the regulated community. However, landfills will still be required to provide hard copies of any required reports to the Department.

Under the new requirements for landfill gas treatment, landfills will be required to develop a site-specific treatment system monitoring plan and keep records demonstrating effective monitoring of filtration, dewatering, and compression system performance. The treatment system monitoring plan is required to be submitted as part of a Title V permit application and include the operating parameters in the permit as applicable enforceable requirements. Since every affected MSW landfill in the state already has a Title V permit, these parameters will not be incorporated until their next permit modification or renewal.

GCCS design plans (Plan) are now required to be updated within ninety days of expansion of the GCCS into a new area not covered by the previously approved Plan, or prior to making any changes to the GCCS that are not consistent with the current Plan. GCCS design plans must continue to be prepared and approved by a professional engineer. Landfills must notify the Department when the Plan is completed and provide a copy of the Plan's signature page.

8. LOCAL GOVERNMENT MANDATES

The proposed revisions do not impose a local government mandate. Any additional paperwork or staffing requirements are expected to be minimal. The authority and responsibility for implementing and administering Part 208 resides with the Department. In addition, it is the Department's responsibility to submit the State Plan incorporating new Subpart Cf to EPA for approval.

9. DUPLICATION BETWEEN THIS REGULATION AND OTHER REGULATIONS AND LAWS

With the proposed revisions to Part 208 there will only be one air emission regulation for existing MSW landfills to comply with. Therefore, there will be no duplication between this regulation and any other regulations and laws.

10. FEDERAL STANDARDS

Because the Department is adopting a federal program in Subpart Cf, there will be no exceedance of any minimum standards of the federal government

11. COMPLIANCE SCHEDULE

Landfills will have thirty days from adoption to comply with this regulation. Any applicable monitoring, record keeping and reporting requirements are specified in Subpart Cf.

Regulatory Flexibility Analysis

The New York State Department of Environmental Conservation (Department) regulates emissions from municipal solid waste (MSW) landfills pursuant to 6 NYCRR Part 208, "Landfill Gas Collection and Control Systems for Certain Municipal Solid Waste Landfills" (Part 208). The Department promulgated Part 208 on September 24, 2001 pursuant to section 111 of the Clean Air Act (CAA) and the implementing regulations, which requires states to develop and implement a State Plan that incorporates the federal Emission Guideline (EG) set forth in 40 CFR Part 60, Subpart Cc, "Standards of Performance for New Stationary Sources and Guidelines for Control of Existing Sources: Municipal Solid Waste Landfills" (Subpart Cc), as issued by the U.S. Environmental Protection Agency (EPA) on March 12, 1996.

On August 29, 2016, EPA updated the federal EG, codified at 40 CFR Part 60, Subpart Cf, "Emission Guidelines and Compliance Times for Municipal Solid Waste Landfills" (Subpart Cf). To continue complying with the CAA and newly adopted federal regulations, the Department proposes Part 200, "General Provisions" to incorporate by reference the newly updated federal EG for MSW landfills under Subpart Cf.

The revised EG is designed to reduce emissions of landfill gas containing non-methane organic compounds (NMOC) and methane by lowering the emission threshold at which a landfill must install air pollution controls consisting of the same basic controls currently utilized, i.e., a welldesigned and operated landfill gas collection and control system (GCCS) but on an accelerated basis.

EFFECT OF THE RULE

Local governments, other than those municipalities owning MSW landfills, are not expected to be directly affected by the proposed revisions to Part 208. For municipal-owned MSW landfills the proposed revisions will impact them in a similar manor by which they are currently regulated. Furthermore, since the majority of MSW landfills reside in rural areas the proposed revisions are not expected to directly affect small businesses.

COMPLIANCE REQUIRÉMENTS

Local governments and small businesses are not expected to be directly affected by the proposed revisions to Part 208. Municipal-owned MSW landfills will have thirty days from the effective date to comply with this regulation. Any applicable monitoring, record keeping and reporting requirements are specified in Subpart Cf.

PROFESSIONAL SERVICES

It is not anticipated that small businesses will need professional services to comply with the proposed revisions to Part 208. COMPLIANCE COSTS

Local governments and small businesses are not expected to be directly affected by the proposed revisions to Part 208. For municipal-owned MSW landfills, an analysis performed revealed that every applicable MSW landfill from across the state has already installed a GCCS. Since every affected MSW landfill has already incurred the costs for installing their GCCS, and for obtaining the required Title V permits, the costs under this proposal are negligible. These costs would include the sustained operating and maintenance of the GCCS equipment along with some additional regulatory monitoring and reporting requirements.

MINIMIZING ADVERSE IMPACT

Local governments and small businesses are not expected to be directly affected by the proposed revisions to Part 208. However, in recognition of the potential for adverse impacts on municipal-owned MSW landfills, Department staff led a broad stakeholder process. Department staff in April 2017, met with stakeholders (i.e., Waste Management and GHD) at High Acres Landfill in Fairport, NY at the NYSDEC's Region 8 Avon sub office, and again in May and June at the Albany and Colonie landfills, respectively, to discuss the proposed rule. In addition, Department staff conducted a comprehensive stakeholder conference call that included: MSW landfills, environmental justice groups, environmental advocacy groups and environmental consultants working on landfill related issues.

SMALL BUSINESS AND LOCAL GOVERNMENT PARTICIPA-TION

Local governments and small businesses are not expected to be directly affected by the proposed revisions to Part 208. As stated above, regarding potential adverse impacts on municipal-owned MSW landfills, Department staff conducted a comprehensive outreach effort with stakeholders. Additionally, the public, including those involved in small businesses and local governments, will have the opportunity to review and comment on the proposed rule in accordance with State rulemaking procedures and requirements.

ECONOMIC AND TECHNOLOGICAL FEASIBILITY

Local governments and small businesses are not expected to be directly affected by the proposed revisions to Part 208. As stated previously, since every applicable MSW landfill state-wide has already installed a GCCS, thus effectively reducing landfill emissions, there should be no economic and technical feasibility concerns for local governments and small businesses

Rural Area Flexibility Analysis

The New York State Department of Environmental Conservation (Department) regulates emissions from municipal solid waste (MSW) landfills pursuant to 6 NYCRR Part 208, "Landfill Gas Collection and Control Systems for Certain Municipal Solid Waste Landfills" (Part 208). The Department promulgated Part 208 on September 24, 2001 pursuant to section 111 of the Clean Air Act (CAA) and the implementing regulations, which requires states to develop and implement a State Plan that incorporates the federal Emission Guideline (EG) set forth in 40 CFR Part 60,

Subpart Cc, "Standards of Performance for New Stationary Sources and Guidelines for Control of Existing Sources: Municipal Solid Waste Landfills" (Subpart Cc), as issued by the U.S. Environmental Protection Agency (EPA) on March 12, 1996.

On August 29, 2016, EPA updated the federal EG, codified at 40 CFR Part 60, Subpart Cf, "Emission Guidelines and Compliance Times for Municipal Solid Waste Landfills" (Subpart Cf). To continue complying with the CAA and newly adopted federal regulations, the Department proposes to repeal existing Part 208, replacing it with a new Part 208, and revising Part 200, "General Provisions" to incorporate by reference the newly updated federal EG for MSW landfills under Subpart Cf.

The revised EG is designed to reduce emissions of landfill gas containing non-methane organic compounds (NMOC) and methane by lowering the emission threshold at which a landfill must install air pollution controls - consisting of the same basic controls currently utilized, i.e., a welldesigned and operated landfill gas collection and control system (GCCS) but on an accelerated basis.

TYPES AND ESTIMATED NUMBERS OF RURAL AREAS AF-**FECTED**

The majority of MSW landfills currently regulated by existing Part 208 reside in rural communities. As a result, the proposed revisions will have similar regulatory impacts where additional environmental benefits are realized from the reduction in landfill emissions. Furthermore, because every affected existing MSW landfill has already installed a GCCS, the Department expects no adverse impacts on rural communities attributed to this rulemaking

COMPLIANCE REQUIREMENTS

Landfills will have thirty days from the effective date to comply with this regulation. Any applicable monitoring, record keeping and reporting requirements are specified in Subpart Cf.

An analysis revealed that every affected existing MSW landfill has already installed a GCCS. Since every applicable MSW landfill has already incurred the costs for installing their GCCS, and for obtaining the required Title V permits, the costs under this proposal are negligible. These costs would include the sustained operating and maintenance of the GCCS equipment along with some additional regulatory monitoring and reporting requirements. The Department does not anticipate any additional costs associated with this rulemaking to be greater in rural areas where the majority of MSW landfills already reside.

MINIMIZING ADVERSE IMPACT

To minimize any adverse impacts, Department staff in April 2017, met with stakeholders (i.e., Waste Management and GHD) at High Acres Landfill in Fairport, NY at the NYSDEC's Region 8 Avon sub office, and again in May and June 2017 at the Albany and Colonie landfills, respectively, to discuss the proposed rule. In addition, Department staff conducted a comprehensive stakeholder conference call that included MSW landfills, environmental justice groups, environmental advocacy groups and environmental consultants working on landfill related issues.

RURAL AREA PARTICIPATION

As stated above, Department staff met with many stakeholders, including the MSW landfills which are located in rural areas of the state, thus providing stakeholders the opportunity to participate in the development of the proposed rule. Additionally, the public, including those located in rural areas of the state, will have the opportunity to review and comment on the proposed rule in accordance with State rulemaking procedures and requirements.

Job Impact Statement

The New York State Department of Environmental Conservation (Department) regulates emissions from municipal solid waste (MSW) landfills pursuant to 6 NYCRR Part 208, "Landfill Gas Collection and Control Systems for Certain Municipal Solid Waste Landfills" (Part 208). The Department promulgated Part 208 on September 24, 2001 pursuant to section 111 of the Clean Air Act (CAA) and the implementing regulations, which requires states to develop and implement a State Plan that incorporates the federal Emission Guideline (EG) set forth in 40 CFR Part 60, Subpart Cc, "Standards of Performance for New Stationary Sources and Guidelines for Control of Existing Sources: Municipal Solid Waste Landfills" (Subpart Cc), as issued by the U.S. Environmental Protection Agency (EPA) on March 12, 1996.

On August 29, 2016, EPA updated the federal EG, codified at 40 CFR Part 60, Subpart Cf, "Emission Guidelines and Compliance Times for Municipal Solid Waste Landfills" (Subpart Cf). To continue complying with the CAA and newly adopted federal regulations, the Department proposes to repeal existing Part 208, replacing it with a new Part 208, and revising Part 200, "General Provisions" to incorporate by reference the newly updated federal EG for MSW landfills under Subpart Cf.

The revised EG is designed to reduce emissions of landfill gas containing non-methane organic compounds (NMOC) and methane by lowering the emission threshold at which a landfill must install air pollution controls

- consisting of the same basic controls currently utilized, i.e., a welldesigned and operated landfill gas collection and control system (GCCS) but on an accelerated basis.

NATURE OF IMPACT

New Part 208 will not have an adverse impact on job and employment opportunities. An analysis revealed that every affected "existing" MSW landfill from across the state has already installed a GCCS. Since every affected MSW landfill has already incurred the resources (i.e., manpower, costs) for installing their GCCS, and for obtaining the required Title V permits, the impact is negligible. In addition, existing MSW landfills already employ the necessary staff to sustain the operating and maintenance of the GCCS equipment along with the regulatory monitoring and reporting requirements.

The impact on the Department consists of time for rulemaking development and outreach. Department enforcement staff will continue to conduct enforcement activities to ensure compliance with the current Part 208, and the revised rule is not expected to require additional staff time to implement the rule

CATEGORIES AND NUMBERS OF JOBS OR EMPLOYMENT OP-

Because every affected existing MSW landfill has already installed a GCCS and is meeting the current regulatory requirements, which are very similar to the new ones, the Department expects no adverse employment opportunity impact attributed to this rulemaking.

REGIONS OF ADVERSE IMPACT

The MSW landfills affected by this proposal are distributed throughout the state. Because every affected existing MSW landfill has already installed a GCCS and is meeting the current regulatory requirements, which are very similar to the new ones, the Department expects no adverse employment opportunity impact attributed to this rulemaking.

MIŇIMIZING ADVÉRSE IMPACT

To minimize any adverse impacts, Department staff in April 2017 met with stakeholders (i.e., Waste Management and GHD) at High Acres Landfill in Fairport, NY at the NYSDEC's Region 8 Avon sub office, and again in May and June 2017 at the Albany and Colonie landfills, respectively, to discuss the proposed rule. In addition, in May, 2018 Department staff conducted a comprehensive stakeholder conference call that included MSW landfills, environmental justice groups, environmental advocacy groups and environmental consultants working on landfill related issues.

Additionally, this regulation contains flexibility that will facilitate compliance, including an optional Tier 4 methodology by which MSW landfills currently operating a GCCS can remain exempt for the GCCS monitoring and reporting requirements; the removal of the nitrogen/ oxygen operational standards at the wellheads which will eliminate any corrective action due to exceedances and the associated cost for reporting; and new federal electronic reporting requirements which allows landfills to maintain electronic copies of certain records instead of hard copies.

SELF-EMPLOYMENT OPPORTUNITIES

The adoption of revised Part 208 is not expected to result in negative impacts to self-employment opportunities.

New York State Gaming Commission

PROPOSED RULE MAKING NO HEARING(S) SCHEDULED

Sports Wagering at Gaming Facilities

I.D. No. SGC-12-19-00007-P

PURSUANT TO THE PROVISIONS OF THE State Administrative Procedure Act, NOTICE is hereby given of the following proposed rule:

Proposed Action: Addition of Part 5329 to Title 9 NYCRR.

Statutory authority: Racing, Pari-Mutuel Wagering and Breeding Law, sections 104(19), 1307(1), (2)(g), 1367(3)(a), (b) and (5)

Subject: Sports wagering at gaming facilities.

Purpose: To regulate and control sports wagering as directed by statute.

Substance of proposed rule (Full text is posted at the following State website: www.gaming.ny.gov/proposedrules): The addition of Part 5329 of Subtitle T of Title 9 NYCRR will allow the New York State Gaming Commission ("Commission") to prescribe the rules for sports wagering at gaming facilities.

Section 5329.1 sets forth definitions applicable to sports wagering.

Section 5329.2 sets forth the process by which a gaming facility may petition for a sports pool license.

Section 5329.3 sets forth the term of a sports pool license and describes

the review process for continuing licensure

Section 5329.4 allows for contracting with a sports pool vendor to operate or assist in the operation of sports pools on behalf of a gaming facility and sets forth licensing requirements.

Section 5329.5 establishes a continuing duty to report operator and sports pool vendor changes.

Section 5329.6 describes occupational licensing requirements of individuals.

Section 5329.7 authorizes action in the event of misconduct or improper associations

Section 5329.8 requires internal controls and sets forth minimum requirements for internal controls.

Section 5329.9 sets forth requirements for the sports wagering lounge physical space.

Section 5329.10 sets forth sports pool system requirements.

Section 5329.11 sets forth regulations for automated ticket machines.

Section 5329.12 requires each operator to establish house rules for sports wagering and sets forth minimum requirements for house rules.

Section 5329.13 regulates wager types and sets forth that prior Commission approval of a wager type is required.

Section 5329.14 sets forth requirements for parlay card wagers.

Section 5329.15 allows layoff wagers as a risk management tool.

Section 5329.16 requires certain information to be available to patrons. Section 5329.17 sets forth requirements for the manner in which wagers may be placed.

Section 5329.18 sets forth requirements for wagering tickets.

Section 5329.19 sets forth certain restrictions on wagering, including by minors, prohibited persons and proxies.

Section 5329.20 regulates ticket payout procedures and establishes certain reporting requirements.

Section 5329.21 regulates the circumstances under which wagers may be cancelled.

Section 5329.22 prohibits the structuring of wagers to avoid compliance with law or regulation.

Section 5329.23 requires diligent investigation of patron complaints.

Section 5329.24 sets forth operator reserve requirements.

Section 5329.25 prohibits dishonest actions in connection with sports wagering

Section 5329.26 establishes duties to report dishonest or unlawful acts, bribes, suspicious activity and suspected money laundering.

Section 5329.27 requires the establishment of controls to identify unusual betting activity and requires the retention of an integrity monitoring provider to assist in the identification of suspicious betting activity and cooperation with others in protecting the integrity of underlying sports

Section 5329.28 sets forth regulations in regard to the payment and reporting of tax.

Section 5329.29 sets forth procedures to report and reconcile gross gaming revenue.

Section 5329.30 sets forth requirements for accounting and financial

Section 5329.31 establishes a duty to give evidence to the Commission when requested or ordered to do so.

Section 5329.32 requires compliance assessments.

Section 5329.33 empowers the Commission to review and examine records.

Section 5329.34 requires compliance with responsible gaming obligations.

Section 5329.35 sets forth that other casino regulations apply.

Section 5329.36 sets forth Commission power to suspend or revoke licenses or impose fines, when appropriate.

Text of proposed rule and any required statements and analyses may be obtained from: Kristen M. Buckley, New York State Gaming Commission, One Broadway Center, P.O. Box 7500, Schenectady, New York 12301-7500, (518) 388-3332, email: gamingrules@gaming.ny.gov

Data, views or arguments may be submitted to: Same as above.

Public comment will be received until: 60 days after publication of this

Regulatory Impact Statement

1. STATUTORY AUTHORITY: Racing, Pari-Mutuel Wagering and Breeding Law ("Racing Law") section 104(19) grants authority to the Gaming Commission ("Commission") to promulgate rules and regulations that it deems necessary to carry out its responsibilities.

Racing Law section 1307(1) authorizes the Commission to adopt regulations that it deems necessary to protect the public interest in carry-



State of New York COUNTY OF NEW YORK

SS:

0000138372-01

Rubiela Gonzalez

being duly sworn,

says that he/she is the principal Clerk of the Publisher of the

New York Post

a daily newspaper of general circulation printed and published in the English language, in the County of New York, State of New York; that advertisement hereto annexed has been regularly published in the said "New York Post" once.

on the 20th of March, 2019

day of

2019

RICHARD C SAVIN

No. 01SA6304152

Qualified in Dutchess County My Commission Expires May 27, 2022

Notary Public

NOTICE OF PUBLIC HEARING NEW YORK STATE DEPARTMENT OF ENVIRONMENTAL CONSERVATION

Notice is hereby given that the New York State Department of Environmental Conservation (NYSDEC), will hold a legislative Public Hearing

on two separate proposals

1. Pursuant to Sections 1-0101, 3-0301, 3-0303, 19-0103, 19-0105, 19-0107, 19-0301, 19-0302, 19-0303, 19-0305, 71-2103 and
1. Pursuant to Sections 1-0101, 3-0301, 3-0303, 19-0103, 19-0105, 19-0107, 19-0301, 19-0302, 19-0303, 19-0305, 71-2103 and
1-1-2105 of the Environmental Conservation Law (ECL), notice is fiereby-given that the New York State Department of Environmental
Conservation (Department) will hold the following legislative public hearings on the proposed revisions to 6 NYCRR Part 208, Landfill Gas
Collection and Control Systems for Certain Municipal Solid Waste Landfills, and 6 NYCRR Part 200, General Provisions.

Collection and Control Systems for Certain Municipal Solid Waste Landfills, and 6 NYCRR Part 200, General Provisions.

Emissions from municipal solid waste (MSW) landfills are regulated by Part 208 which is based on the tederal Emission Guideline (EG) set forth in 40 CFR Part 60, Subpart Cc, as issued in 1996. Part 208 controls landfill gas emissions by requiring landfills that exceed a specified emission threshold to install and operate a gas collection and control system (GCCS) where the landfill gas is either flared or utilized as an energy source. In 2016, the U.S. Environmental Protection Agency (EPA) updated the lederal EG by repacing Subpart Cc with new Subpart Cf. New Subpart Cf applies to existing landfills that have accepted waste after. November, 8, 1987 and began construction, reconstruction or modification prior to July 17, 2014. In order to comply with the new federal EG, the Department is required to revise its "Section 111(d) State Plan for MSW Landfills" to include the new EG and submit the State Plan to EPA for review and approval. Consequently, the Department proposes to revise Part 208, and attendant revisions to Parts 200, to incorporate by reference the new tederal EG for MSW Landfills.

EG for MSW Landfills.

The proposed revisions to Part 208 retain the rule applicability design capacity threshold of 2.5 million megagrams (Mg) and 2.5 million cubic meters of waste, but lower the non-methane organic compounds (NMOC) emission trigger threshold from 50 Mg/year to 34 Mg/year for installing and operating a GCCS. For MSW landfills that are closed, the current 50 Mg/year NMOC trigger threshold will remain. There will be a new optional methodology for determining when a landfill must inistal and operate a GCCS – referred to as Terr 4 – which is based on site-specific surface emissions monitoring of methane. Under Ter 4, if a landfill surface emissions of methane are above 500 parts or million for four consecutive quarters; the landfill will be required to install and operate a GCCS. Other notable changes include: new and updated definitions; the removal of certain operation standards with corresponding requirement to take corrective action for exceedances, along with monitoring and reporting requirements; required electronic reporting velocities to take corrective action for exceedances, along with monitoring and reporting requirements; required electronic reporting tool (ERT), criteria for capping, removing or decommissioning a portion of the GCCS in low producing fandfill gas treatment; and provisions for startup, shutdown and malfunction periods.

2. Pursuant to Sections 1:0101, 8:0301, 3:0303, 19:0103, 19:0105, 19:0107, 19:0301, 19:0302, 19:0303, 19:0305, 71:2103, and 71:2105 of the Environmental Conservation Law (ECL), notice is hereby given that the New York State Department of Environmental Conservation (Department), will hold the following legislative public hearings on the proposed revisions to 6 MYCRR Part 226, Solvent Metal Cleaning Processes and 6 MYCRR Part 220 / Permission and Registrations.

Under the proposed changes, the current Part 226 will be re-designated Subpart 226-1 and renamed "Solvent Cleaning Processes".

weral cleaning Processes, and o NYCHA Patr.2017. Permits and negistrations.

Under the proposed changes, the current Part 226 will be re-designated Subpart 226-1 and renamed "Solvent Cleaning Processes."

Owners or operators of solvent Cleaning processes subject to the current Part 226 will be subject to the proposed Subpart 226-1. Currently, Part 226 only applies to the cleaning of "metal". This proposal removes this distinction, opening the applicability to any material cleaned by solvent cleaning processes. If a solvent cleaning process was not subject to Part 226 because you were cleaning something other than cateful third from the process of the part 226 because you were cleaning something other than cateful third processes. metal, it will now be subject to Subpart 226-1.

metal, it will now be subject to Suppart 226-1.
Consistent with the Ozone Transport Commission's (OTC) 2012 updated model rule, a new/eplacement VOC requirement is being proposed for Part 226 cold cleaners, including remote reservoir cleaners. Proposed Subpart 226-1 will change the current requirement of using a solvent with a maximum vapor pressure of 1.0 mm Hg, or less, at 20°C to using a cleaner with no more than 25 grams of VOC per liter (25g/l) of cleaning solution. No changes are being proposed for the other Part 226 solvent cleaning processes (open top

vapor or conveyorized).

Additionally, the proposed amendments will add a new Subpart 226-2 entitled "Industrial Cleaning Solvents" which will be a new regulation consistent with the Environmental Protection Agency's (EPAs) Industrial Cleaning Solvents Control Technique Guidelines (CTG) (2006), any owner or operator of a facility that emits to the atmosphere three (3) tons or more of volatile organic compounds (VOCs) from industrial Cleaning solvents, on an annual basis, may be subject. Specifically, the provisions apply to the cleaning of foreign materials from surfaces of unit operations, including large and small manufactured components, parts, equipment, floors, tanks, and vessels. Such cleaning of which operations, including large and small manufactured components, parts, equipment, floors, tanks, and vessels. Such cleaning of which of the proposed Subject to (or exempt from) other regulatory provisions are not subject to any new requirements under proposed 226-2. The proposed Subpart 226-2 will have work practice, recordkeeping and storage requirements for cleaning solvents that contain VOCs. Cleaning solvents that contain VOCs. Cleaning material or, as an alternative to this maximum VOC content, an industrial cleaning solvent with a maximum composite vapor pressure of eight (8) millimeters of microtry (minHg) at 20 degrees Ceisius inay also be used. Further, the Department proposes to submit the Part 226 as well as the revisions to Part 201 to the United States Environmental Protection Agency as a revision to the State Implementation. Plan (SIP) for New York State. Plan (SIP) for New York State.

Hearings for the proposed rule and attendant revisions to existing rules described above will be held as follows and are scheduled in places that are reasonably accessible to persons with impaired mobility:

	Date Time	
	5/22/2019 1:00 pm	6274 Avon-Lima Rd. (Rtes. 5 and 20), Conference Room, Avon, NY 14414-9516
п	5/24/2019 1:00 pm	NYSDEC, 625 Broadway, Public Assembly Room 129A/B, Albany, NY 12233
1	OIL HEOTO	

The Department will provide interpreter services for deaf persons at no charge. Written requests for interpreter services are required and should be submitted by May 15, 2019, to Richard McAuley, NYSDEC, 625 Broadway, Albany NY-12233-3250, (518) 402-8438 air.regs@dec.ny.gov.

air.regs@dec.nv.gov.

Pursuant to Part 617 of the implementing regulations for the State Environmental Quality Review Act, the Department has prepared a Negative Declaration stating that the proposed actions will not have a significant effect on the environment.

The Department invites all persons, organizations, corporations, and government agencies that may be affected by the proposed revisions to attend the hearings. At each hearing, persons who wish to make a statement will be invited to speak. It is requested that oral statements also be submitted in writing. The Department will give equal weight to written and oral statements, and since a cumulative record will be compiled it is not necessary for interested parties to attend each hearing.

Intormation for Part 208 and attendant revisions, may be obtained from Dan Brinsko, P. E., NYSDEC Division of Air Resources, 625 Broadway, Albany NY 12233-3251, telephone, (518) 402-8403; email, air.regs@dec.ny.gov. Written statements may be submitted until 5 pm May 29, 2019.

Information for Part 226 and attendant revisions, may be obtained from John Henkes, P. E., NYSDEC Division of Air Resources 625 Broadway, Albany NY 12233-3251, telephone, (518) 402-8403; email, air.regs@dec.ny.gov. Written statements may be submitted until 5 pm May 29, 2019.

Requests for information and comments related to the "Section 111(d) State Plan for MSW Landfills" revision and the SIP revision to incorporate Part 226, Solvent Cleaning Processes and Industrial Cleaning Solvents, may be obtained from Robert D. Bielawa, P.E., WSDEC Division of Air Resources, 625 Broadway, Albany, NY 12233-3251, Phone: (518) 402-8396, E-mail: air.regs@dec.ny.gov. Written statements may be submitted until 5 pm May 29, 2019.

winten statements may be sourned until 5 pm may 25.20.

The proposed regulations may be found on the NYSDEC's website at: http://www.dec.ny.gov/regulations/propregulations.html#public or may be obtained from any of the following Department offices: or may be obtained from any of the following Department offices:

REGION 1 - WYSDEC Region One Headquarters, SUNY Stony Brook, 50 Circle Road, Stony Brook, NY 11790-3409, Attention: Shaun Snee

REGION 2 - Hunters Point Plaza, 47-40 115 Street, Long Island City, NY 11101, Attention: Sam Lieblich

REGION 3 - 21 South Putt Corners Road, New Paltz, NY 12561, Attention: George Swelkert

REGION 4 - 1130 North Westcott Rd., Schenectady, NY 12306; Attention: Victoria Schmitt

REGION 5 - Hudson Street Extension, Box 220, Warrensburg NY 12858, Attention: James Coutant

REGION 6 - Watertown State Office Bldg, 317 Washington St., Watertown, NY 13601 - Attention: Robert Jacobs

REGION 7 - 615 Erie Boülevard West, Syracuse, NY 13204-2400, Attention: Thomas Elter

REGION 7 - 6727 East Aunal Lines Read August NY 14214 - Attention: Yusan Zeng

REGION 8 - 6274 East Avon-Lima Road, Avon, NY 14414, Attention: Yuan Zeng REGION 9 - 270 Michigan Avenue, Buffalo, NY 14202, Attention: Michael Emery

STATE OF NEW YORK COUNTY OF NEW YORK

Mar. 20, 2019

Ambika Mohan

Subscribed to and Sworn before me

This 18th day of Apr. 1 2019

Notary Public

Donna Perez

Notary Public State Of New York

No. 01PE6151365

Qualified In New York County

Commission Expires August, 14th - 2022

- Lost/Found Ticket brokers
- Professional Services · Legal Services
- LEGAL NOTICES

Legal Notice # 21472036
95EASTELMHURST LLC Arti-cles of Org, filed NY Sec, of State (SSNY) 1/14/19, Of-fice in Queens Co. SSNY de-sign. Agent of LLC upon whom process may be served. SSNY shall mal copy Agent in NYS CO

Legal Notice # 21470044
Notice of Formation of 13147 Fowler Ave Owner LLC
147 Fowler Ave Owner LLC
157 Service State (SSNY) on 2/
12/19. Office location.
12/19. Office location.
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Legal Notice 9 21476564
I. Nafesaxhul Hanan Mohamed Humayun Rabir, daughter of Mohamed Humayun Robir, daughter of Mohamed Humayun Robir, daughter of Mohamed Humayun Robir, daughter of 32, Lemalre St. Karalikal-69060 UT of Puducherry and presently residing at 42-75, 78th street, Elmhurst, NY 11573, of the Mohamed Humayun Kabir to Hanan Kohamed Humayun Kabir to Hanan Kabir with Immediate effect.

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PERSONALS



Happy First Anniversary Erini I love you more & more each day

LEGAL NOTICES

Legal Notice # 21474588

SHS Queens Village LLC, 4/6/4 Stop & Stor, will sell at Public Auction under New York Lien laws for cash only on March 29, 2019 at 10:00MA and on such succeeding days and times as may be necessary at 218-28 974 Ave., Queens Village, NY 1429, the property described as cartons, furniture, office furnishings & supplies, household goods, and other effects belongs to the control of the co



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Newsday

Legal Notice # 21462519
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Legal Notice # 21467739
Notice of the formation of Lawdio, LLC. Articles of Organization filed with the Secretary of State of New York (SSNY) on 11/30/2013. Office Issaed in Queenes County of State of New York (SSNY) on 11/30/2013. Office Issaed in Queenes County of State of New York (SSNY) of Logardia County of State of

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Leas I Natice # 21469469

SUPPEME COURT COUNTY
OF QUEENS, GREEN TREE
SERVICING LLC, Plaintiff, vs. ET
AL., DefendantS, GREEN TREE
SERVICING LLC, Plaintiff, vs. ET
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Legal Notice # 21472677
NOTICE OF SALE
SUPREME COURT - COUNTY
OF QUEENS
BANK OF AMERICA,
NATIONAL ASSOCIATION
Plaintiff,

BANK OF AMERICA, NATIONAL ASSOCIATION Plaintiff, Index No. 760682/2014
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Referee, Leopold & Associates, PLLC, 80 Business Park Drive, Suite 110, Armonk, NY

80 Sulte 110, Armonk, 10504 Dated:2/4/2019 YW

LEGAL NOTICES

Legal Notice 8 21466899

NOTICE OF SALE
SUPREME COURT COUNTY
OF QUEENS, CIF ASSET
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Defendant(s).
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DEFENDANT A

irene M. Mattone, Esq., Ker-eree Schiller, Knapp, Lefkowitz & Hertzel, LLP, 200 John James Audubon Parkway, Suite 202, Amherst, New York 14228, Attorneys for Plaintiff

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purpose: Any leaving to rativity.

Legal Notice # 21470034
Notice of Formation of Beef House Partner II LLC. Arts of Org. filled with NY Secy of State (SSNY) on 2/12/19. Office location, Iduens County. SSNY 15 designated as agent of LLC upon whom process against it may be served, 32 liberty S. NY, NY 1005. The name and address of the Rep. Agent 15 CT Corporation System, 28 Liberty S. NY, NY 1005. The propose any lawful activity.

Legal Notice # 31474339

NOTICE OF SALE
SUPREME COURT COUNTY
OF QUEENS, WELLS FARGO
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FOR CARRINGTON MORTS
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Legal Notice # 21470037
Notice of Formation of Beef House Partner I LLC, Arts of Org. filed with WY Secy of State (SSNY) on 274219.0 Off Medical Partner I LLC, Arts of Org. filed with WY Secy of State (SSNY) on 274219.0 Off Medical Partner of LLC upon whom process against it may be served. SSNY shall mall process to 28 Liberty St, W, WY 10005, The name and address of the Reg. Agent is CT Corporation System, 28 Liberty St, NY, WY 10005, Purpose: any lawful activity.

Legal Notice 8 21476544
BIUNDO REALTY III LLC,
ASSINY on 03/12/2019, Office
Loc: Queens County, SSNY
has been designated as
agent upon whom process
against the LLC may be
served, SSNY shall mall process to: The LLC, 14-32 Burton Street, Whitestone, NY
11357, Purpose: Any Lawful
Purpose.
Legal 2147647101

Legal Notice # 21470042
Notice of Formation of 994
Myrile Ave Owner LLC, Arts
of Org. filed with NY Secy of
State (SSNY) on 212219, O'rece location Queens County,
of ILC upon whom process
against it may be served.
SSNY shall mail process to:
28 Liberty St, NY, NY 10005.
The annea of address of the
System, 28 Liberty St, NY,
NY 10005. Purpose: any lawful activity.

Legal Notice 8 21474378
96-01 69th AVE LLC. Arts. of Org. filed with the SSNy on 04/27/18. Office: Queens County. SSNy designated as agent of the LLC upon whom process against it may be served, SSNy Shall mail copy of process to the LLC, 96-01 69th Avenue, Forest Hills, NY 11375, Purpose: Any lawful purpose,

Legal Notice 8 21476279
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Legal Notice # 21466011 Notice of formation Fluid Gate, LLC Fluid Gate, LLC Fluid Gate, LLC, Arts, of Org. filed with NY Sec. of State (SSNY) on 01/24/2019, Of-free Queens Co, SSNY deally-nated as agent of the free Queens Co, SSNY deally-nated as agent of the tray be served. SSNY shall mail copy of process to the LLC, 2952 215th St, Bayside, NY 11360, Purposa: Any law-ful purpose.

Legal Notice P 21476216
THE ANNIVAL RETURN OF
THE NATHANSON ABRAMS
FAMMLY FOUNDATION for
the year ended FEBRUARY
28, 2019 is available at its
principal location at 860
UNITED NATIONS PLAZA,
98A, NEW YORK, NY 10017
for inspection during regular
business hours by any unital
180 days bereaf, Principal
Manager of the Foundation
is ROBERTA ABRAMS,

NOTICE OF PUBLIC HEARING NEW YORK STATE DEPARTMENT OF ENVIRONMENTAL CONSERVATION

NOTICE OF PUBLIC HEARING
NEW YORK STATE DEPARTMENT OF ENVIRONMENTAL CONSERVATION
Notice is hereby given that the New York State Department of Environmental Conservation (NYSDEC) will hold a legislative Public Hearing on two separate proposals:

1- Pursuant to Sections 1-4010, 1-4010, 24030, 3-0403, 19-0103, 19-0107, 19-0001, 19-0202, 19-0203,

reasonably accessible to persons with impaned thousing.			
Date	Time	Location	
5/22/2019	1:00 pm	6274 Avon-Lima Rd. (Rtes. 5 and 20), Conference Room, Avon, NY 14414-9516	
5/24/2019	1:00 pm	NYSDEC, 625 Broadway, Public Assembly Room 129A/B, Albany, NY 12233	

The Department will provide interpreter services for refat persons at no charge. Written requests for interpreter services are required and should be submitted by May 16, 2019, to Richard Moduley, NYSDEC, 655 Broadway, Albany NY 12233-3250, (518) 402-8439, <u>Richard Sections of the State Review of Stat</u>

to atland each hearing.
Information for Part 208 and attendant revisions, may be obtained from Dan Brinsko, P. E., NYSOEC Division of Air Resources, 825 Broadway, Albarny NY
12233-9251, telephone, (518) 402-8403; email, aircrags@dec.ny.gov. Written statements may be submitted until 5 pm May 29, 2013.
Information for Part 226 and attendant revisions, may be obtained from John Henkeys, P. E., NYSOEC Division of Air Resources, 825 Broadway, Albarny NY
12233-9251, telephone, (518) 402-8403; email, aircrags@dec.ny.gov. Written statements may be submitted until 5 pm May 29, 2019.
Requests for information and comments related to the "Section 111 (6) State Plan for MSW Landfills" revision and the SIP revision to Air Resources, 825 Broadway, Albarny, NY 12233-9251, Plenne; (518) 402-8395, Email: aircrags@dec.ny.gov. Written statements may be submitted until 5 pm May 29, 2019.
Albarny, NY 12233-9251, Plenne; (518) 402-8395, Email: aircrags@dec.ny.gov. Written statements may be submitted until 5 pm May 29, 2019.

Albary, NY 12233-2251, Phone; (518) 402-4355, E-mail-airregs-decenty.gov. Written statements may be submitted until 5 pm May 29, 2019.
The proposed regulations may be found on the NYSOEC wat-bits at: http://www.dec.nv.oov/seculations/proproguetions.html/public or may be obtained from any of the following Department offices:
REGION 1- NYSOEC Region on the Meducurians, SURIV Story Brook, 50 Circle Road, Story Brook, NY 11790-3409, Astention; Shaun Snee
REGION 2- Hunters Point Flaza, 47-40 21st Street, Long Island City, NY 11101, Attention: Sam Lieblich
REGION 2- 21 South Paut, Ormers Road, New Pault, NY 12561, Attention; Choorge Swellerst
REGION 2- 21 South Westcott NA, Schemacady, NY 12050, Attention; Worldows Schmitt
REGION 3- Hutton Street Cetension, Box 20, Warmensturg NY 12059, Attention; Worldows Schmitt
REGION 3- 10 Story Medical Street Schemacady, NY 13040, Attention; Worldows Schmitt, NY 3001, Attention; Region Schemacady, NY 1901, Attention; Property Schemac

TIMES UNION

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03-20-2019

Sworn to before me, this <u>al</u> day of <u>March</u>

Notary Public Albany County

TRACI RABIDOUE Notary Public · State of New York No. 01RA6319968 Qualified in Albany County My Comm. Expires Mar. 2, 2023

MN 55103. Purpose: any lawful activity. <u>a. 4 TU 6T (0004044432)</u>

shire Ur., Ballston Spa, NY 12 020 General Purpose TU6t 4040606

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NOTICE OF PUBLIC HEARING NEW YORK STATE DEPARTMENT OF ENVIRONMENTAL CONSERVATION

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1. Pursuant a Sequence state of the property of the Environmental Conservation Law (Ed.), notice is hereby given that the New York State Department of Environmental Conservation (Department) will hold the Environmental Conservation (Department) will hold the following legislative public hearings on the proposed revisions to 6 NYCRR Part 208, Landfill Gas Collection and Control Systems for Certain Municipal Solid Waste Landfills, and 6 NYCRR Part 200, General Provisions.

Emissions from municipal solid waste (MSW) landfills are regulated by Part 208 which is based on the federal Emission Guideline (EG) set forth in 40 CFR Part 60, Subpart Cc, as issued in 1996. Part 208 controls landfill gas emissions by requiring landfills that exceed a specified emission threshold to install and operate a gas collection and control system (GCCs) where the landfill gas is either flared or utilized as an energy source. In 2016, the U.S. Environmental Protection-Agency (EPA) updated the federal EG by replacing Subpart Cc with new Subpart Cf. New Subpart Cf applies to existing landfills that have accepted waste after November 8, 1987 and began construction, reconstruction or modification prior to July 17, 2014; In order to comply with the new federal EG, the Department is required to revise its "Section 111(d) State Plan for MSW Landfills" to include the new EG and submit the State Plan to EPA for review and approval. Consequently, the Department proposes to revise Part 208, and attendant revisions to Parts 200, to incorporate by reference the new federal EG for

The proposed revisions to Part 208 retain the rule applicability design capacity threshold of 2.5 million megagrams (Mg) and 2.5 million cubic meters of waste; but lower the non-methane organic compounds (NMOC) emission trigger threshold from 50 Mg/year to 34 Mg/year for installing and operating a GCCS. For MSW landfills that are closed, the current 50 Mg/year MMOC trigger threshold will remain. There will be a new optional methodology for determining when a landfill must install and operate a GCCS – reterred to as Tier 4 = which is based on site-specific surface emissions monitoring of methane. Under Tier 4, if a landfill's surface emissions of methane are above 500 parts per million for four consecutive quarters, the landfill will be required to install and operate a GCCS. Other notable changes include: new and updated definitions; the removal of certain operation standards with corresponding requirement to take. corrective action for exceedances, along with monitoring and reporting requirements, required electronic reporting test methods supported by EPA's electronic reporting tool (ERT); criteria for capping, removing or decommissioning a portion of the GCCS in low producing landfill gas areas; expanding landfill gas treatment, and provisions for startup, shutdown and malfunction periods.

2: Pursuant to Sections 1-0101, 3-0301, 3-0303, 19-0103, 19-0105, 19-0107, 19-0301, 19-0302, 19-0303, 19-0305, 71-2103, and 71-2105 of the Environmental Conservation Law (ECL), notice is hereby given that the New York State Department of Environmental Conservation (Department) will hold the following legislative public hearings on the proposed revisions to 6 NYCRR Part 226, Solvent Metal Cleaning Processes, and 6 NYCRR Part 201,

Under the proposed changes, the current Part 226 will be re-designated Subpart 226-1 and renamed "Solvent Cleaning Processes", Owners or operators of solvent cleaning processes subject to the current Part 226 will be subject to the proposed Subpart 226-1. Currently, Part 226 only applies to the cleaning of "metal". This proposal removes this distinction, opening the applicability to any material cleaned by solvent cleaning processes. If a solvent cleaning process was not subject to Part 226 because you were cleaning something other than metal; it will now be subject to Subpart 226-1.

Consistent with the Ozone Transport Commission's (OTC) 2012 updated model rule; a new/replacement VOC requirement is being proposed for Part 226 cold cleaners, including remote reservoir cleaners. Proposed Subpart 226-1 will change the current requirement of using a solvent with a maximum vapor pressure of 1.0 mm Hg, or less, at 20°C to using a cleaner with no more than 25 grams of VOC per liter (25g/l) of cleaning solution. No changes are being proposed for the other Part 226 solvent cleaning processes (open top vapor or conveyorized)

Additionally, the proposed amendments will add a new Subpart 226-2, entitled "Industrial Cleaning Solvents" which will be a new regulation consistent with the Environmental Protection Agency's (EPAS) Industrial Cleaning Solvents Control Technique Guidelines (CTG) (2006). Any owner or operator of a facility with the Environmental Protection Agencys (EPAs) industrial Cleaning Solvents Control Technique Guidelines (CTG) (2006). Any owner or operator of anaching that emits to the atmosphere three (3) tons or more of volatile organic compounds (VOCs) from industrial cleaning Solvents, or an annual basis, may be subject. Specifically, the provisions apply to the cleaning of foreign materials from surfaces of unit operations, including large and small manufactured components; parts, equipment, floors, tanks, and vessels. Such cleaning may be done by wiping, brushing, mopping, flushing or spraving, either by hand or mechanical means. The use of cleaning solvents that are already subject to (or exempt from) often regulatory provisions are not subject to any new requirements under proposed 266-2. The proposed Subpart 226-2 will have work practice, recordkeeping and storage requirements for cleaning solvents that contain VOCs. Cleaning solvents will also have a maximum VOC content limit of firth (50) grams of VOC per liter (0.42 pounds of VOC per gallon) of cleaning material or cleaning solvents that contain VOCs are already subject to this maximum. as an afternative to this maximum VOC content, an industrial cleaning solvent with a maximum composite vapor pressure of eight (8) millimeters of mercury (mmHg) at 20 degrees Celsius may also be used. Eurther, the Department proposes to submit the Part 226 as well as the revisions to Part 201 to the United States Environmental Protection Agency as a revision to the State Implementation Plan (SIP) for New York State:

Hearings for the proposed rule and attendant revisions to existing rules described above will be held as follows and are scheduled in places that are associately accessible to persons with impaired mobility.

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	Date Time Location 5/22/2019 1:00 pm 6274 Avon-Lima Rd. (Rtés. 5 and 20), Conference Room, Avon, NY 14414-9516 5/24/2019 1:00 pm NYSDEC, 625 Broadway, Public Assembly Room 129A/B, Albany, NY 12233
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Pursuant to Part 617 of the implementing regulations for the State Environmental Quality Review Act, the Department has prepared a Negative Declaration stating that the proposed actions will not have a significant effect on the environment

The Department invites all persons, organizations, corporations, and government agencies that may be affected by the proposed revisions to attend the hearings. At each hearing, persons who wish to make a statement will be invited to speak. It is requested that oral statements also be submitted in Writing. The Department will give equal weight to written and oral statements, and since a cumulative record will be compiled it is not necessary for interested parties

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Requests for information and comments related to the "Section 111(d) State Plan for MSW Landfills" revision and the SIP revision to incorporate Part 226 Solvent Cleaning Processes and Industrial Cleaning Solvents, may be obtained from Robert D. Bielawa, P.E., NYSDEC Division of Air Resources, 625 Broadway, Albany, NY 12233-3251, Phone: (518) 402-8396, E-mail: air.regs@dec.ny.gov. Written statements may be submitted until 5 pm May 29, 2019.

The proposed regulations may be found on the NYSDEC's website at: http://www.dec.nv.gov/regulations/propregulations.html#public or may be obtained

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REGION 1 - NYSDEC Region One Headquarters, SUNY Stony Brook: 50 Circle Road; Stony Brook, NY 11790-3409, Attention: Shaun Snee

REGION 2 - Hunters Point Plaza, 47-40 21st Street, Long Island City, NY 11101, Attention: Sam Lieblich

REGION 3 - 21 South Putt Corners Road, New Paliz, NY 12561, Attention: George Sweikert

REGION 4 - 1130 North Westcott Rd., Schenectady, NY 12306, Attention: Victoria Schmitt

REGION 5 - Hudson Street Extension, Box 220, Warrensburg NY 12885, Attention: James Coutant

REGION 6 - Watertown State Office Bidg: 317 Washington St., Watertown, NY 13601, Attention: Robert Jacobs

REGION 7 - 615 Erie Boulevard West, Syracuse, NY 13204-2400, Attention; Thomas Elter

REGION 8 - 6274 East Avon-Lima Road; Avon, NY 14414, Attention: Yuan Zeng

REGION 9 - 270 Michigan Avenue, Buffalo, NY 14202, Attention: Michael Emery

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public hearing 1, 2019 by the Albany County m in Room 940 ding, 112 State Local Law U, A IEW YORK AU-NTER INTO A D BY ALBANY SIBJECT TO SUBJECT TO GISLATURE

Executive TU1t 4045884

*** Proof of Publication ***

WARREN COUNTY AFFIDAVIT STATE OF NEW YORK: County of Warren, ss: being duly sworn, says that (s)he is an authorized designee for Lee Enterprises, publishers of THE POST-STAR, a daily newspaper published in Glens Falls, Warren County, State of New York, and that the printed notice attached hereto was cut from the said POST-STAR, and that the said notice was published therein, namely MILLER ADVERTISING-LEGAL 220 WEST 42ND STREET, 12TH FLOOR NEW YORK NY 10036 ORDER NUMBER 71095 Signed this Sworn to before me this

Section: Legals

Category: 001 Legal Notices - Warren County

PUBLISHED ON: 03/20/2019

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BRIAN J. CORCORAN Notary Public - State of New York No. 01C06133976 Qualified in Saratoga County

My Commission Expires September 19, 2021

FILED ON:

3/20/2019

Glen Falls

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<u>REGION 7</u> - 151 Erie Boulevard West, Syracuse, BY 15204-2400, Attention: Thomas Elter
<u>REGION 8</u> - 6274 East Avon-Lima Road, Avon, NY 14414, Attention: Yuan Zeng
<u>REGION 9</u> - 270 Michigan Avenue; Buffalo; NY 14202; Attention: Michael Emery

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	Date Time Location

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THE POST-STANDARD

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State of New York, County of Onondaga ss. Pamela Gallagher, of the City of Syracuse, in said County, being duly sworn, doth depose and says: this person is the Principal Clerk in the office of THE POST-STANDARD, a public newspaper, published in the City of Syracuse, Onondaga County, New York and that the notice, is an accurate and true copy of the ad as printed in said newspaper, was printed and published in the regular edition and issue of said newspaper on the following days, viz.:

Post-Standard 03/19/2019

Pamela Gallagher Principal Clerk

An Authorized Designee of the President, Timothy R. Kennedy Subscribed and sworn to before me, this 19th day of March 2019

NOTARY PUBLIC

FOR QUESTIONS CONCERNING THIS AFFIDAVIT, PLEASE CONTACT PAMELA GALLAGHER AT (315) 470-2051 OR Legals@Syracuse.com

ANNE PETRO
Notary Public - State of New York
No. 01PE6366489
Qualified in Onondaga County
Commission Expires: 10-30-2024

NOTICE OF PUBLIC HEARING NEW YORK STATE DEPARTMENT OF ENVIRONMENTAL CONSERVATION

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for Certain Municipal Solid Waste Landillis, and 6 NYCHK Part 200, General Provisions.

Emissions from municipal solid waste (MSW) landfillis are regulated by Part 208 which is based on the federal Emission Guideline (EG) set forth in 40 CFR Part 60, Subpart Cc, as issued in 1996. Part 208 controls landfill gas emissions by requiring landfills that exceed a specified emission threshold to Install and operate a gas collection and control system (GCCS) where the landfill gas is either flared or trillized as an energy source. In 2016, the U.S. Environmental Protection Agency (EPA) updated the federal EG by replacing Subpart Cc with new Subpart Cf applies to existing landfills that have accepted waste after November 8, 1987 and began construction, reconstruction or modification prior to July 17, 2014. In order to comply with the new federal EG, the Department is required to revise its "Section 111(d) State Plan for MSW Landfills' to include the new EG and submit the State Plan to EPA for review and approval. Consequently, the Department proposes to revise Part 208, and attendant revisions to Parts 200, to incorporate by reference the new federal EG for MSW Landfills' to

The proposed revisions to Part 209 retain the rule applicability design capacity threshold of 2.5 million megagrams (Mg) and 2.5 million cubic meters of waste, but lower the non-methane organic compounds (NMOC) emission trigger threshold of 2.5 million megagrams (Mg) and 2.5 million cubic meters of waste, but lower the non-methane organic compounds (NMOC) emission trigger threshold will remain. There will be a new optional goal of Cost. For MSW landfills that are closed, the current 50 Mg/year NMOC trigger threshold will remain. There will be a new optional methodology for determining when a landfill must install and operate a GCCS — referred to as Tier 4 — which is based on site-specific surface emissions monitoring of methane. Under Tier 4, if a landfill's surface emissions of methane are above 500 parts per million for four consecutive quarters, the landfill will be required to install and operate a GCCS. Other notable changes include: new and updated definitions; the removal of quariets, the lation with be required to install allo operate a decorbon index changes include, new and update definitions, certain operation standards with corresponding requirement to take corrective action for exceedances, along with monitoring and reporting requirements; required electronic reporting when using test methods supported by EPA's electronic reporting tool (ERT); criteria for capping, removing or decommissioning a portion of the GCCS in low producing landfill gas areas; expanding landfill gas treatment; and provisions for startup, shutdown and malfunction periods.

2: Pursuant to Sections 1-0101, 3-0301, 3-0303, 19-0103, 19-0105, 19-0107, 19-0301, 19-0302, 19-0303, 19-0305, 71-2103, and 71-2105 of the Environmental Conservation Law (ECL), notice is hereby given that the New York State Department of Environmental Conservation (Department) will hold the following legislative public hearings on the proposed revisions to 6 NYCRR Part 226, Solvent Metal Cleaning Processes, and 6 NYCRR Part 201, Permits and Registrations.

Under the proposed changes, the current Part 226 will be re-designated Subpart 226-1 and renamed "Solvent Cleaning Processes". Owners or operators of solvent cleaning processes subject to the current Part 226 will be subject to the proposed Subpart 226-1. Currently, Part 226 only applies to the cleaning of "metal". This proposal removes this distinction, opening the applicability to a material cleaned by solvent cleaning processes. If a solvent cleaning process was not subject to Part 226 because you were cleaning something other than metal, it will now be subject

Consistent with the Ozone Transport Commission's (OTC) 2012 updated model rule, a new/replacement VOC requirement is being proposed for Part 226 cold cleaners, including remote reservoir cleaners. Proposed Subpart 226-1 will change the current requirement of using a solvent with a maximum vapor pressure of 1.0 mm Hg, or less, at 20°C to using a cleaner with no more than 25 grams of VOC per liter (25g/l) of cleaning solution. No changes are being proposed for the other Part 226 solvent cleaning processes (open top vapor or conveyorized).

solution. No changes are being proposed for the other Part 226 solvent cleaning processes (open top vapor or conveyorized).

Additionally, the proposed amendments will add a new Subpart 226-2, entitled "Industrial Cleaning Solvents" which will be a new regulation consistent with the Environmental Protection Agency's (EPA's) Industrial Cleaning Solvents Control Technique Guidelines (CTG) (2006). Any owner or operator of a facility that emits to the atmosphere three (3) tons or more of vokalite organic compounds (VOCs) from industrial cleaning solvents, on an annual basis, may be subject. Specifically, the provisions apply to the cleaning of foreign materials from surfaces of unit operations, including large and small manufactured components, parts, equipment, floors, tanks, and vessels. Such cleaning may be done by wiping, brushing, mopping, flushing or spraying, either by hand or mechanical means. The use of cleaning solvents that are already subject to (or exempt from) other regulatory provisions are not subject to any new requirements under proposed 226-9. The proposed Subpart 226-9 will have work practice, recordkeeping and storage requirements for cleaning solvents that contain VOCs. Cleaning solutions will also have a maximum VOC content limit of fifty (50) grams of VOC per faller (0.42 pounds of VOC per gallon) of cleaning material or, as an alternative to this maximum VOC content, an industrial cleaning solvent with a maximum composite vapor pressure of eight (8) millimeters of mercury (mmlq) of degrees Celsius may also be used. Further, the Department proposes to submit the Part 226 as well as the revisions to Part 201 to the United States Environmental Protection Agency as a revision to the State Implementation Plan (SIP) for New York State.

Hearings for the proposed rule and attendant revisions to existing rules described above will be held as follows and are scheduled in places that are reasonably accessible to persons with impaired mobility:

ı	Date	Time	Location
	5/22/2019	1:00 pm	6274 Avon-Lima Rd. (Rtes. 5 and 20), Conference Room, Avon, NY 14414-9516
	5/24/2019	1:00 pm	NYSDEC, 625 Broadway, Public Assembly Room 129A/B, Albany, NY 12233

The Department will provide interpreter services for deaf persons at no charge. Written requests for interpreter services are required and should be submitted by May 15, 2019, to Richard McAuley, NYSDEC, 625 Broadway, Albany NY 12233-3250, (518) 402-8438, air.reqs@dec.ny.gov.

Pursuant to Part 617 of the implementing regulations for the State Environmental Quality Review Act, the Department has prepared a Negative Declaration stating that the proposed actions will not have a significant effect on the environment.

The Department invites all persons, organizations, corporations, and government agencies that may be affected by the proposed revisions to attend the hearings. At each hearing, persons who wish to make a statement will be invited to speak. It is requested that oral statements also be submitted in writing. The Department will give equal weight to written and oral statements, and since a cumulative record will be compiled it is not necessary for interested parties to attend each hearing.

not necessary for interested parties to attend each hearing.

Information for Part 208 and attendant revisions, may be obtained from Dan Brinsko, P. E., NYSDEC Division of Air Resources, 625 Broadway, Albany NY 12233-3251, telephone, (518) 402-8403; email, air.regs@dec.ny.gov. Written statements may be submitted until 5 pm May 29, 2019.

Information for Part 226 and attendant revisions, may be obtained from John Henkes, P. E., NYSDEC Division of Air Resources, 625 Broadway, Albany NY 12233-3251, telephone, (518) 402-8403; email, air.regs@dec.ny.gov. Written statements may be submitted until 5 pm May 29, 2019.

Requests for information and comments related to the "Section 111 (d) State Plan for MSW Landfills" revision and the SIP revision to incorporate Part 226, Sobvent Cleaning Processes and Industrial Cleaning Solvents, may be obtained from Robert D. Bielawa, P.E., NYSDEC Division of Air Resources, 625 Broadway, Albany, NY 12233-3251, Phone: (518) 402-8396, E-mail: air.regs@dec.ny.gov. Written statements may be submitted until 5 pm May 29, 2019.

The proposed regulations may be found on the NYSDEC's website at: http://www.dec.nv.gov/regulations/propregulations.html#public or may be obtained from any of the following Department offices:

REGION 1 - NYSDEC Region One Headquarters, SUNY Stony Brook, 50 Circle Road, Stony Brook, NY 11790-3409, Attention: Shaun Snee REGION 2 - Hunters Point Plaza, 47-40 21st Street, Long Island City, NY 11101, Attention: Sam Lieblich

REGION 3 - 21 South Putt Corners Road, New Paltz, NY 12561, Attention: George Sweikert

REGION 4 - 130 North Wester RA - Schepetty NY 12564, Attention: Victor's Scheptty

New York Region Region

REGION 4 - 130 North Westcott Rd., Schenectady, NY 12306, Attention: Victoria Schmitt

REGION 5 - Hudson Street Extension, Box 220, Warrensburg NY 12885, Attention: James Coutant

REGION 5 - Waterlown State Office Bldg, 317 Washington St., Waterlown, NY 13801, Attention: Robert Jacobs

REGION 7 - 615 Erie Boulevard West, Syracuse, NY 13204-2400, Attention: Thomas Elter

REGION 8 - 6274 East Avon-Lima Road, Avon, NY 14414, Attention: Yuan Zeng

REGION 9 - 270 Michigan Avenue, Buffalo, NY 14202, Attention: Michael Emery

Syracuse Post Standard

Legals/Public Notices

			NOTICE OF SOCES AND	AN MEETING Blosse sake	Notice that the Board Of		
1.40 to 10 t	A STATE OF THE STA	Other Legals	Cooperative Educations Onondaga-Cortland and meeting of the trustees	A Services Of The Sole Madison Countles (800 and members of the b	Notice, that he Board of Supervisory District One of Supervisory D	NEW Y Notice is hearby given that the separate proposals:	NOTICE OF PUBLIC HEARING ORK STATE DEPARTMENT OF ENVIRONMENTAL CONSERVATION Net York State Department of Environments Conservation (NTSDEC) will bold a legislative Public Hearing co bec.
ADVERTISEMENT NO- TICE TO CONTRACTORS FOR ELECTRIC VEHICLE CHARGING STATIONS	www.avalonsyr-plan room.com. The Bidding Documents may be ob- tained only from Ava-	EMPIRE GAME EXPO. LIC ATICLES of Org. flied NY Sec. of State (SSNY) 2/8/19. Office in Onordaga Co. SSNY desig, agent of LLC whom process may be served. SSNY shall mall process Lo. 8425 Sweelmill Ln, Clay, NY lawful purpose. Any lawful purpose.	Corbandville Campus, 12 of Cooperative Education tive, capital and program	icts on Wednesday, Apra 710 NYS Route 13, Corbar inal Services will present 1 budgets for 2019-2020	3, 2019 at 6,00 pm at the 36, New York. The Board I lis tentative administra- to the trustees and mem-	1: Pursuant to Sections 1-0: of the Environmental Conservati will hold the following legislati	we will call the deputions of Diminism and Discontinual D
TOWN OF DEWITT ONONDAGA COUNTY, NEW YORK Sealed Bids for the construction of	lon Document Serv- loss, 901 North State Street, Syracuse, New York 13208 phone	Onondaga Co, SSNY desig agent of LLC whom process may be served. SSNY shall mail	bers of the boards of e ance at such annual me ries of the tentative a amounts stated are by	ducation of component s leting, for their review. I dministrative, capital are sed on current estimates	school districts in attend- the following are summa- d program budgets. The	for Certain Municipal Solid Wa Emissions from municipal so in 40 CFR Part 60, Subpart Co, threshold in inshift and country	ge familie, and 6 NYCHA Part DO, General Provisions. Of each (1974) public figure operated by Part DO de Nobella based on the holeral Entirior Guideline (FG) set both a sizuación 1996 Part DO de controls laurilli que amigions by requiring laurillie that control a specifical mission aces conferios controls entere (IGOS) when the laurilli can is laurilli part la lauril laurilli entere (IGOS) when the laurilli can laurilli part laurilli part laurilli part laurilli part laurillion (IGOS) when the laurilli can la laurilli part la laurilli part lau
the Electric Vehicle Charging Stations, Town of Dewitt will be	number 315-471-3333 (please ask to speak with Almée Tarin),	process to 8426 Sweetmill Ln., Clay, NY 13041. Purpose: Any	change. Copies of the c gram budgets will be a hours of 8:00 am and 4:	complete tentative admini valiable for inspection by 00 pm in (1) the Reception	istrative, capital and pro- y the public between the n Area at the Crown Road	in 2016, the U.S. Environment applies to softling land file that 17, 2014. In order to comply a	africation Agency (EFA grotated his believe (6) by splacing Subpart Co with new Subpart Co New Subpart Co. The acception were a their November 61, 1997 and hopeyan construction, or monorisations one model continues for their case model continues on model continues for their case model continues of the case of the continues of the continues of the case
FOR ELECTRIC VEHICLE CHARGING STATIONS TOWN OF DEWIT ONONDAGA COUNTY, NEW YORK Sealed Bids for the construction of the Electric Vehicle Charging Stations, Town of Dewitt Will be received by the Town of Dewitt Town Board at the Town of Dewitt Town Hall, \$400 Butter- nut Drike, East Sym-	non-refundable amount of \$40.60 per set. Checks shall be	INTRIQUE EXPERIEN- CES LLC, Arts. of Org. filed with the SSNY on 02/04/2019. Office loc:	the Cortlandville Campu at the Office of the Clerk Elwood Davis Rd., Liver	s, 1710 NYS Route 13, Co Administration Building pool, New York commen	critiand, New York and (3) at the Main Campus, 110 cing on March 20, 2019.	attendant revisions to Parts 20 The proposed revisions to Parts meters of wasts, but lower the	i), binexportably missions the new belong for for NSW Lindfle. If SS risks the risk applicability design councily threshold of 25 million memograms (Mg) and 25 million color are nethron organic compounds (MSO), nethronic prigon threshold from 50 Mg/yau to 34 Mg/yau for installing
Town Hall, \$400 stuter- nut Drive, East Syna- cuse, New York, 13057 until 11:00 A.M., Local Hime, Thusday, April 11, 2019 at which time, the Bids received will be publicly opened and read, the Project in Cludes Charles at the Charging stations at the Wills V. Carrier Rec- reational Center in the Town of Dewitt, Onon- Town of Dewitt, Onon-	ion Document Serv- ices. Payment via cred- it card and charging to	02/04/2019, Office loc: Onondaga County, SSNY has been desig- nated as agent upon whom process against	Summary Total Personnel Services (Administrative and Super	VI TESTINGS OF POSTERIA CONT.		and operating a SOCS. For MS's methodology for determining emissions monitoring of metro quarture, the landf3 will be no	Practical that are bosed, the current 50 Mayber MADO diagons threshold will remain. There will be a pare optional behavior to the control install and operation a QUOS — referred to as Tire 4 — which it is based on a tite-specific practice by Under Tire 4.1 a lackTiff a contract entails on of methane are above 500 parts per million for four consecution and to total and operation a QUOS. Other matches changes include a new and subdated defictions the managed of
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cludes the installation of electric vehicle charging stations at	up at Avalon Docu- ment Services, any- time Monday through	SSNY shall mall process to: Richard Kulak, 116 Brookfield Rd, Syra- cuse, NY 13211, Pur- pose: Any Lawful Pur-	(Compensation of District State Paid Sa Local (BOCES Annualized LC	Funadalandani of Cabania		will hold the following logistative	public hearings on the proposed revisions to 6 NYCRR Part 226, Schemit Metal Charring Processes, and 6 NYCRR
reational Center in the Town of Dewitt, Onon- daga County, New	an order a pick-up time will be given to you (sets are not pre-	pose. Notice is hereby given (serial number to be as-	Annualized Le Other Remun Total Comper		4,212 10,974	Part 201, Permits and Registra Under the proposed changes or operators of solvent pleaning applies to the cleaning of final	izar. Lip comet Part 25 wil be in-destycabel Subpart 250-1 and insumed "Solvent Ceuring Processes", Overce, lystocesses volkint in this current Part 250 will be exhibed to the personal Solvent 251-1. Ceremby, Part 256 only in "This proposal insome this distinction, opening the approaching to their install destand by solvent describe process see not recipient to Part 250 because you were clearing constituing of the their next, it will now the subject
for the Bloding Docu- ments is Avalon Docu- ment Services, 901	be placed first) or be delivered via UPS or FedEx upon request to	signed) for a Uquor, Beer, & Wine Hoense that has been applied for by the understaned:	Equipment Supplies and Materials Revenue Note Interest Total Contract Expense Net Transfers (other than Total Administrative Budg	\$3, \$31 \$21	000 8,850 50,000	processes. Me solvent cleaning to Subpart 226-1. Consistent with the Ozone To for Buil 220 cold planeau lord.	process no not robject to Parl 226 because you were cleaning constring other than metal, it will now be subject asport Commission's (III), 2012 spobled model rate, a mentuplement VOI requirement is being proposed and models recorded contents. Proceed Solving 15th will allow a the record of contents of a section processor.
North State Street, Syr- acuse, New York 13208. Prospective Bid- ders may examine the	Avaion Document Serv- icus, Plans may be ship- ped to the bidder upon receipt of an additional	Red Light District LLC, DBA: The Bunny Club to sell figuor, beer, & wine at retail On-	Total Contract Expense Net Transfers (other than Total Administrative Budg	capital) \$31 et \$8,	50,000 50,000 19,411 31,450 229,193	with a maximum vapor pressur solution. No changes are being Additionally, the proposed a	ed I.O. am Hg. or text, at 1970 be oning a cleasur with no more that 25 games of 1905 per like (2559) et cleasing proposed for the other Part 225 solvest cleaving processes (quen lap vapor or conveyor-ber), materiants will said a new Subpart 254-7, webbod "Industrial Cleaning Solvests" which will be a new neglection
reational Center in the Town of Devitt, Onon- daga County, New York. The Ssuing Office for the Bidding Docu- ments Is Avaion Docu- ment Services, 901 horth State Street, Syn- acuss, Friends offi- ders may examine the Bidding Documents on- line from the online plannoom: www.avaion syn-plannoom.com. The	non-refundable freight charge of \$30 payable to Avalon Document Services by senarate	NOSCE is hereby given (sertal number to be assigned) for a Ugunr, Beer, & Wine Hoanse that has been applied for by the undersigned; Red Light District LLC, DBA: The Bunny Club to sell fliquor, beer, & wine at retail On-premises Barkfopless entertainment) under the Alcoholic Beverage Control Law, at 1637 Horth Salins Street, Syr	Summary of Tentative Cas Rental of Facilities Payments to Dormitory Ar Transfer to Capital Project Bond Trustee Fee or Dorm Overhead Fee Total Capital Budget	hital Budget	,327,975 50,000	or operator of a facility that emit on an arroral basis, may be subj large and amail manufactured or	of communications of the second secon
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planercont: www.evules syr-planercont. The siry-planercont. The siry-planercont. The siry-planercont. The siry-planercont. The siry-planercont. The services. 301 North New York 1208, phone number 31st, phone number 31st, p	ices "ReproConnect." It is the responsibility of each prospective bid- der to submit an accu-	consumption. Notice is hereby given (serial number to be assigned) for a Wine & Beer (Icense that has been applied for by the undersigned; Ponchisto Stayund Louden (Louden and beer at retail on the premises (restaurant under the Alcoholic Beverage Control Louden and beer at retail on the premises (restaurant under the Alcoholic Beverage Control Louden at 1022 Vest Faylor (1994) (1994	tion Law as existing or hereinafter amended. Voters may apply for absented bases.	shall mall copy of proc- ess to: 120 Kasson Road, P.O. Box 360, Ca- millus, MY 32031	served. SSNY shall mail copy of process to: 346 Cordand Ave, Syracuse New York 13202, Purpose: any lawful aurose.	Parsiant to Part 617 of the in Declaration stating that the pro The Department inches all or	ry broanting regordings for the State Environmental Challey Review Act, the Department has prepared a Regotive good actives will not have a significant effect on the southwarment. In past, organizations, corporations, and powerment agencies that may be affected by the proposed ministra
also be allowed for this bid. Bidding Docu- ments may be picked up at Avaion Docu- ment Sentces, any- time Monday through Friday, when you place an order a pick-up time	rate e-mail address when requesting Bid- ding Documents. It is the responsibility of	ette Street, Syracuse, New York 13204; County of Onondaga for on-	Baldwinsville Public U- brary until April 1 8, 201 9, if the ballot is to	pose: any lawful pur- pose.	Purpose: any lawful purpose.	attent the hearings. At each he submitted in writing. The Depa not necessary for interested put information for Part 201 and	icing, persone who which to make a statement will be invited to appeal, if he requested that over statements also be theref will give expel weight to written and over statements, and elines a consultative record with be compiled it to fine to adhed earth feating. Section and consultative in the obtained from Quan Brindson, P. E. MYSDEC Districts on it is Resourced.
time Monday through Friday, when you place an order a pick-up time will be	soon.com. The Sidelity and the Side of the	premise consumption. Notice is hereby given that an order entered	The best and the second of the best and the	AJF Internet Ventures LLC, Articles of Organi- zailon filed with the	Notice of Formation of Fedrizzi Property Hold- logs, LLC. Articles of Or- ganization filed with the Secretary of State of New York (SSNY) on August 23, 2018. Office location: County of Onondag. SSNY) se- ignated as agent of LLC upon whom process	Albany MY 12233-3251, telephol Information for Part 225 and at Albany MY 12233-3251, telephol Beauty MY 12233-3251, telephol	If WOOD, 65 Streetween, Nation, January 1995, 19
will be given to you (sets are not preprinted, an order must be placed first) or be delivered via UPS or FedEx upon request to table. Posturant Seat.	ensure that all adden- da have been received and to download each	hemines consumptions. Notice is hereby given that an order entered by the Supreme Court. County of Onondaga, on the 25th day of February, 2019, bearing index Number 2019-075S, a copy of which may be examined at the Office of the Clerk located in Room 201, Onondaga County	for an absentee ballot must submit a fully- completed application	New York (SSNY) on 2/13/2019. Office loca- tion: County of Ononda-	of New York (SSNY) on August 23, 2018. Office location: County of	Part 226, Solvent Cleaning Pro- Resources, 825 Broadway, Alba until 5 pm May 29, 2019.	namenta masse to the Section in regiscant Plan for Market Lindows in Wilder Section for the SP revision to Interceptible times a reflectuarity of Country Scherols, may be obtained from Robert D. Bestern, P.E., INSDEC Division of Ar P. INV 1223-5231, Phose (518) 402-6356, 6-mail: alunge Odec any gov. Wilden statements may be submitted.
FedEx upon request to Avalon Document Serv- ices, Plans may be ship-	denda and addenda containing full sized drawings will be sent	dex Number 2019- 0755, a copy of which may be examined at the Office of the Clerk	stating (1) his name and residence address, including the street and number, if any, or	ga, SSNY is designated as agent of LLC upon whom process may be served, SSNY shall mail	Onondaga, SSNY is des- ignated as agent of LLC upon whom process may be served. SSNY	The proposed regulations may be obtained from any of the foll <u>REGION 1</u> - MYSOEC Region Or REGION 2 - Burtain Point Plan	y in found on the NYSSER's wheth at http://www.doc.promotheus/threat-no-need afters bited beating or may drain December of Green an Head quaterny, SINY Story Books, 50 Circle Road, Story Books, NY 11799-34/9, Attention: Share Stee 15/40 2145 STORY Leon User Old NY 11101. ATTENDED: Share Individual Start Steep 15/40 2145 STORY Leon User Old NY 11101. ATTENDED: Share Individual Start Start Steep 15/40 2145 STORY Leon User Old NY 11101. ATTENDED: Share Individual Start Star
receipt of an additional non-refundable freight charge of \$30 payable	a U.S. Mail or a nation- ally recognized over- night carrier, The Own-	located in Room 201, Onondaga County Courthouse, Syracuse, NY, grants me the right	town and rural delivery route, if any; (2) that he is or will be on April 25, 201 9, a qualified voter	copy of process to: 706 Court St Apt 1, Syra- cuse NY, 13208. Pur- pose: any lawful pur-	upon whom process may be served. SSNY shall mall copy of proc- ess to: 18 Frawley Dr. Baldwinsville, NY 13027, Purpose: any lawful purpose.	RESIDE 1 - 21 South Put Com REGION 4 - 1130 North Werter REGION 5 - Hudson Street Ede	en Road, Here Pütt, NY 15561, Albufdor, George Sweltund 6 M., Schenoctade, NY 12008, Albuffett Victor's Schmitt winn, Bea 220, Marmotskup NY 15868, Albufford Jahres Covited
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the option to provide Avaien Document Serv- ices with Bidders UPS or Feder shloofer ac-	York and of cities and countles on all materi- als, equipment and sup- nies sold to the Owner	cuse, MY, The date of my birth is August 1, 1965; the place of my	of the United States, and has or will have re- sided in the District for	el Services, LLC. Arts. of Org. filed with NY Dept. of State on 02/08/19. Office inca-	nawnii purpose, Muttea of formation of Goaline Medical, LLC, Artides of organization were filted with Secretary of State of New York SSXY) on 24/4/19, SSXY designated as agent of LLC urpon whom process gainst it may be served. SSXY statismatic copy of process or, 8 Milage Land, Cooce. Any lawful activity.	CITY OF AUBURN CAYU	Niagara Mohawk Power Corporation d/b/a National Grid
count number to expe- dite the delivery of the documents. Each plan	pursuant to this Con- tract. Also exempt from such taxes are	present name is Male Branch.	ing April 25, 201 9; and (3) that he will be un- able to vote in person	tion: Onondaga County, NY, Sec. of State of NY (SSNY) is designated agent of the LIC	County: Onondaga. SSNY designated as agent of LLC upon	DISINFECTION SYSTEM REPLACEMENT PROJ ECT CONTRACT NO.	Niagara Mohawix Power Corporation d/h/a National Grid Purpose: The Filmig of Remsed Rates to P.S.C. No. 219 Gas tarffs
decignents. Each allan engine mention of an email re- garding each addends an email re- garding each addends and email engine mention of the from Anakan Document Serv- ton and the service of the service e- the service of the service e- the e-mail addense when requesting this the responsibility of each prospective bod- rate e-mail addense when requesting this the responsibility of each rate e-mail addense when requesting the engine e-mail addense engine e- engine e-mail addense engine e- engine e-mail addense engine e- engine e-mail e- e-mail e-mail e- e-mail e-mail e-mail e-mail e- e-mail e-mail e-mail e-mail e- e-mail e-mail e-mail e- e-mail e-mail e-mail e-mail e- e-mail e-mail e-mail e-mail e-mail e- e-mail e-mail e-mail e-mail e-mail e- e-mail e-mail e-mail e-mail e-mail e-mail e- e-mail e-mail e-mail e-mail e-mail e-mail e- e-mail e-mail e-mail e-mail e-mail e-mail e-mail e- e-mail e- e-mail e-	tractor and his Subcon- tractors of materials, equipment and sup-	Namen. Notice is bereby given that an order enlared by the Supreme Court, Onondaga County, on March 12, 2019, bearing index Number Studied Trailed County, on County, on County, on County, on County, on County, on County, or County	on April 25, 201 9, due to fliness or physical disability, or (b) be- cause his duties, occu-	upon whom process against it may be served and, shall mail	it may be served. SSNY shall mail copy of proc- ess to: 8 Mirage Lane,	ECT CONTRACT NO. 2 ADVERTISEMENT FOR BIDS Sealed bids for the WWTP UP Disinfection System Re placament Project Contract No. 2, for the Circ of Assister will be	TEXT: Notice is hereby given that Niagara Mohawk Power Corporation d/b/a Nation-
Avaion Document Serv- ices "Reproconnect." It is the responsibility of	tractors of materials, equipment and sup- piles to be sold to the Owner pursuant to this Contract, including tan- gible personal property to be incorporated in any structure, building or other real property forming part of the Proj- ect. Thisse taxes are not to be included in the Bid. Each Bid must be accompanied by	Ing Index Number SU- 2018-012067, a copy of which may be exam-	pation, business or studies will require him to be outside of the county or city of his	P.O. Box 1914, Clcero, NY 13039. Purpose: Any legal actions.	Clay, NY 13041, Pur- pose: Any lawful activi- ty.	placement Project Contract No. 2, for the City of Auburn will be received at the Engl	al Grid has filed with the New York State Public Service Commission ("Commissio-
each prospective bid- der to submit an accu- rate e-mail address when requesting Bid-	any structure, building or other real property forming part of the Proj-	the Clerk located at the Onondaga County Courthouse, Syracuse,	residence on April 25, 201 9, or (c) because he will be on vacation outside the county or	Notice of Formation of ATEC 5G Holdings U.C Articles of Organization	Notice of Formation of Gregoria Arms, LLC, Arts, of Org, Field with Secy, of State of Ny Secy, of Secy	Contract No. 2, for the City of Auburn will be received at the Engineering Department Memorial City Hall, 2: South Street, Auburn New York 13021, until 12:30 p.m. local time on Monday. April 8	n") proposed tariff revisions to its Sched- ule for Gas Service, PSC No.219 - GAS, to
ding Documents. It is the responsibility of each bidder to check the Public Plantonm on	ect. Thisse taxes are not to be included in the Bid, Each Bid must be accompanied by	to assume the name of Sofia Rose Youlan. The city and state of my	city of his residence on April 25, 201 9, or (d) because he will be de-	of State of New York (SSNY) on 3/7/2019. Of- lice location: County of	(SSNY) on 2/7/19. Of- fice location: Ononda- ga County, SSNY desig-	12:30 p.m. local time on Monday, April 8 2019, and then at sak	become effective, May 1, 2019. The proposed tariff amendment is intended to provide the Company flexibility in accepting applications for new or additional gas service if the Company determines there is insufficient gas supply and/or capacity to serve the prospective customer(s) in the relevant area of its serv-
the www.avalonsyr-pla nroom.com website to ensure that all adden- da have been received	cash, certified check, cashler's check or bid bond in an amount not less than five percent	Sofia Rose Youlen. The city and state of my present address are tiv- erpool, NY; the month and year of my birth are January 2015; the place of my birth is Syr- acuse, NY; my present name is Sofia Rose Hall.	action by a grand jury or awaiting trial or is confined in prison after	Onondaga, SSNY is des- ignated as agent of LLC upon whom process may be served. SSNY	upon whom process against it may be served, SSNY shall mall	and read. There will be a non-mandatory pre bld meeting on Tues	The proposed tariff amendment is intend- ed to provide the Company flexibility in ac-
and to download each addendum. Large ad- denda and addenda	(5%) of the amount of the Bid in the form and subject to the condi-	place of my birth is Syr- acuse, NY; my present name is Solia Rose Hall	fense other than a fel- ony. The Education Law makes special pro-	shall mall copy of proc- ess to: U.C., 100 Madi- son Street, Suite 1905, Syracuse, NY 13202	LLC, 1002 Depa Lane, Camillus, NY 13031, Purpose; any lawful ac-	10:00 a.m. at the Wastewater Treatment Plant, located at 3	cepting applications for new or additional gas service if the Company determines
drawings will be sent in hard copy format via a U.S. Mall or a nation-	the 8lb. Each 8ld must be accompanied by cash, certified check or both accompanied by cash, certified check or bloth cash and cas	MOTICE OF ANNUAL ELECTION OF TRUST- ESS AND VOTHIS ON BUDGET OF BALDWINS- VILE PUBLIC LIBRARY, BALDWINSVILE CEN- TRAIL SCHOOL DIS- TOOLITY NOTICE IS HEREBY GUEH that the annual election of Trustees of the Sald- winsville Public Ubrary, in the Baldwinsville Central school District, and the volting on the	voting by "permanently disabled" voters of the District and any ques-	Purpose: any lawful purpose. Notice of Formation of	Notice of Formation of Grumpy Mankey Foods	NY 13021. All prospective bidders are strong by encouraged to at	pacity to serve the prospective
night carrier. The Own- er is exempt from the payment of sales and	Bids, to re-advertise for new Bids or to waive any informality in con-	BUDGET OF BALDWINS- VILLE PUBLIC LIBRARY, BALDWINSVILLE CEN- TRAL SCHOOL DIS-	tion regarding these rights should be directed to the Clerk of the School District. All com-	Books 5 Less, LLC. Arti- cles of Organization filed with the Secretary of State of New York	Notice of Formation of Grumpy Monkey Foods LLC, Arts. of Oig, filed with Secv., of State of NY (SSNY) on 1/16/19. Office location: Onon- office location: Onon- process against it may be served. SSNY shall mail process for Sisphen M. Velarde, SSNY Fisher SNY LESS OF SNY LESS OF SNY	sive bidders are strong y encouraged to at tend. Copies of the Contract. Documents may be obtained by vis- sting Bid Opportunities on the City of Auburn's website at www.auburn, gow. The Owner re- serves the right is waive any informally or to reject any or al bids. Each bidder mus deposit with his bid, see	customer(s) in the relevant area of its serv- ice territory. The flexibility provided by the amendment will allow the Company to re-
es of the State of New York and of cities and counties on all materi-	Owner: Town of Dewitt By:Edward Michalenko Tibe: Supervisor Date: March 14, 2019 Signed	TRICT, ONONDAGA COUNTY NOTICE IS HEREBY GIVEN that the annual election of	pleted ballots shall be returned to the Bald- winsville Public Ubrary no later than 5:00 p.m.	(SSNY) on 2/27/2019. Office location: County of Onondaga, SSNY is designated as agent of	daga County, SSNY des- ignated as agent of LLC upon whom process against it may be	on the City of Aubum's website at www.aubu nny.gov. The Owner re serves the right to	sponsibly add new gas customers and manage demand, while continuing to pro-
plies sold to the Owner pursuant to this Con-		Trustees of the Bald- winsville Public Library, In the Baldwinsville Central School District	on April 25, 201 9. A list of all persons to whom absentee ballots have been [stued will	LLC upon whom process may be served. SSNY shall mail copy of process to 3401 temps	sērved. SSMY shall mall process to: Stephen M. Velarde, 5869 Fisher Rd. Bidg 3 Unit 2. East	waive any informality or to reject any or al bids. Each bidder mus deposit with his bid, se curity in the amount	vide safe and reliable service to its existing customers.
purchases by the Con- tractor and his Subcon- tractors of materials,	ing Materials inc. is in- terested in quotes for any materials furnished	and the voting on the annual budget for sald library, will take place at the Baldwinsville	be available in the Sald- winsville Public Library on each of the five (5) days immediately prior	St. Apt. #4, Syracuse, NY 13206. Purpose: any lawful purpose.	Syracuse, NY 13057. Purpose: any lawful ac- tivity.	cuitty in the amount form and subject to the conditions provided to the tolormation	
equipment and sup- plies to be sold to the Owner pursuant to this Contract, including tan-	onondaga County De- pariment of Transporta- tion Project ONGOV-	Public Ubrary, 33 East Genesee Street, Bald- winsville, in sald dis-	to April 25, 201 9, ex- cept Sundays, and such list will be posted	Notice of Formation of Cameron Poughkeep- sle, LLC, Articles of Or- ganization filed with	Notice of Formation of initiative - Consulting and Coaching, LLC, Arti-	for Bidders. Attention of bidders is particularly called to the requirements as to conditions	Gas are available for public inspection and can be obtained by writing National Grid,
gible personal property to be incorporated in any structure, building or other real emparty	BID0010234 - Asphalt Concrete Paving within Onondaga County, to be let on April 2, 2019.	April, 201 9, beginning at 9:00 a.m. of that day, local time, at	AND NOTICE IS FUR- THER GIVEN that a copy of the statement	the Secretary of State of New York (SSNY) on February 28, 2019. Of-	filed with the Secretary of State of New York (SSNY) on 09-19-2018.	of employment to be observed and prevall ing wage rates to be	Regulation and Pricing Department, A-4, 300 Erie Boulevard West, Syracuse, NY
forming part of the Project. These taxes are not to be included in the Rid Each Rid must	Quotes should be sub- mitted via fax to 315- 652-4590 or mailed to our office at 4530	will be open from 9:00 a.m. to 9:00 a.m. Vot- ing for Trustees of the	ey which will be re- quired for the ensuing year for Ubrary purpos-	Onondaga, SSNY is des- ignated as agent of LLC upon whom process	of Onondaga. SSNY is designated as agent of LLC upon whom proc-	tract. The Owner is ex empt from the pay ment of sales and com	13202 or on the Company's website at: https://www.nationalgridus.com/Upstate-
be accompanied by cash, certified check, cashler's check or bid bond in an arrows.	DAMWIES Burnet Paire Individual Survey Individua	the Budget will be by voting machine, AND NOTICE IS ALSO GIVEN	any taxpayer in the Baidwinsville Central School District during	any lawful purpose. Notice of Formation of Cameron Poughteensel, LLC, Article of Granitzation filled with the Secretary of State of New York (SSHY) on Perburary 26, 2019, Offendaya, SSHY is described and the Secretary of State of New York (SSHY) on Perburary 26, 2019, Offendaya, SSHY is described as agent of LC upon whom process may be served. SSHY shall mall copy of processes of the Secretary of SSHY, and SSHA, NY 13031, Purpose, any Iswal purpose.	Notice of Formation of initiative - Consulting and Coaching, LLC, Arti- cles of Organization fined with the Secretary of Coaching, LLC, Arti- coaching, LLC, Articles (SM) on 694 42 nlts. Office location: County of Onondags. SNY 18 designated as a spent of LC upon without proc- ess may be served. LC upon without proc- sers may be served. SNY also and Loopy of SNY also and Loopy of the Coaching of NY 13218. Purpose, any lawful purpose.	the State of New York and of cities and coun ties on all materials	NY-Home/Rates/Rate-Statements. Niagara Mohawk Power Corporation
purchase by the Con- purchase by the Con- purchase and the Subconi- equipment and sup- pulse to be sold to the control of the Con- pulse of the Subconi- good of the Con- pulse of the Subconi- good of the Con- pulse of the Subconi- good of the Con- pulse of the Con- to the Burdent of the Con- Explored of the Sub- Con- Explored of the Sub- Con- Explored of the Sub- Explored of th	cated at 4530 Wetzel, Road, Liverpool, New York	ing candidates for the office of trustee of the Baldwinsville Public U-	be available in the Baddy and a consider of the fire for one ach of the fire f	pose: any iswful pur- pose.	any lawful purpose. Notice of Formation of	committed and subject in the conditions provided for Botelena. Alternative for Botelena. Alterna	d/b/a National Grid
tions provided in the in- formation for Bidders. Town of Dewitt re-	BID # 0010238 COUNTY OF-ONONDAGABID- REF # 0010238 FOR FURNISHING FIGER- GLASS POND LINERS PARKS/CARPENTERS RROOK 5 DUE APRIL 10, 2019 AT 2 PM IN THE DIVISION OF PUR- CHASE. REGISTER AT WWW.empirestate/disy slem.com TO DOWN- LOAD SPECIFICATION DOCUMENTS.	with the Clerk of the Bakkwinsville — Central School District no later	winsville Public Library, 33 East Genesee Street, Baldwinsville,	Notice of Formation of Clarke Law Firm, PLLC. Articles of Granization filed with the Secretary Method Secretary Country of Oracles Tocard Secretary Country of Orace Tocard Secretary Method Secretary Secreta	any lawnip purpose. Notice of Formation of J.S. Pool and Spa Service LC. Articles of Organization Bed - with a service service of the Work (SMT) on January 22, 2019. Of January	purchases by the Con- tractor and his Subcon- tractors of materials	REARE TAXE NOTICE that the Town of Closes Town Board will hold a Pub- tic Maries for March 27, 2019 commencing at 620, p.m., at the Closes Charges to practice 3 horse Bartle flood and Montrata Bay flood horse of back- cations that are chiefed by zoning district boundary lines. Please see pro- sposed zone Charge Ballet Bolly. Town of Cycle Done Charge ES. DONESS Address. 2009 10 p.m. 2009 2009 2009 2009 2009 2009 2009 200
cept or reject any or all Blds, to re-advertise for new Blds or to waive	FURNISHING FIBER- GLASS POND UNERS - PARKS/CARPENTERS BROOK IS DUF APPIN	man March 25, 201 9. The following Vacan- cles are to be filled on the Board of Trustees	new York, 9:00 a.m. to 5:00 p.m. DATED: Feb- ruary 28, 2019 Baid- winsville, New York By	(SSNY) on March 8, 2019, Olice location; County of Onondaga.	lanuary 22, 2019. Of- sice location: County of Onondaga, SSNY is des-	piles to be sold to the Owner pursuant to this Contract, including tan	cations that are divided by zoning district boundary lines. Please see pro- posed zone changes listed below. Town of Coero Zone Change #5 Property Address Expendence of Town of Coero Zone Change #5 Property Address Expendence of Town of Coero Zone Change #5
any informality in con- nection with any Bid. Owner: Town of Dawlitt By: Edward Michalenko	10, 2019 AT 2 PM IN THE DIVISION OF PUR- CHASE. REGISTER AT	of the Baldwinsville Public Uprary: Term of five years - UNDA CLARKSON A petition	Order of the Board of Trustees of the Bald- winsville Public Library	agent of U.C upon whom process may be served, SSNY shall mail	ignated as agent of LLC upon whom process may be served. SSNY shall mail copy of proc-	spole personal property to be incorporated in any structure, building or other real property	10801-27.0 R-10 and AG AG Strie Road AG
March 14, 2019 Signed	SIGN.COM TO DOWN- LOAD SPECIFICATION DOCUMENTS,	shall be required to nominate a candidate for that office. Each pe- tition shall be directed	Notice of Formation of 261 W. 28th St. 7E, LLC. Arts. of Org. filed	499 S. Warren St., Ste. 703, Syracuse, NY 13202. Purpose: any	ess to: 110 West Heman Street, East Syr- acuse, NY 13057, Pur- pose: any lawful pur-	forming part of the Project. These taxes are not to be included in the Bid, For all Public	108-01-380 R-10 and AG AG Muskrat Bay Road
MACIL 14, 2019 Signed ADVERTISEMENT NO. TICE TO CONTRACTORS FOR JAMESVILLE ROAD SUBWALK EXTENSION OF THE STATE OF THE STATE OHONDAG COUNTY, NEW YORK Sealed Bids for the construction of Jamesville Road Side- with the state of the state of Dewilt Town of Dewilt Town Board as Town Hall, 5400 Buttar- must Drive, Bast Syra- must Drive, Bast Syra- must Drive, Bast Syra-	BID # 0010252 COUNTY OF ONONDAGA - BIO	to the Clerk of the School District and shall be signed by at	with Secy. of State of NY (SSNY) on 3/7/19. Office location: Onon- daga County, SSNY des-	Notice of Formation of Cyr Tech LLC, Art. of	NOTICE OF FORMA-	Works contracts of \$250,000,000 or more every worker em	10801-31.0 R-10 and AG AG Wusista Bay Road R-10 and AG AG 10801-32.0 R-10 and AG AG Wusista Bay Road
ONONDAGA COUNTY, NEW YORK Sealed Bids for the construction of	FURNISHING LUMBER IS DUE APRIL 3, 2019 AT 2 PM IN THE OIVI-	fled voters of the Dis- trict, shall state the res- idence of each signer,	ignited as agent of U.C. upon whom process against it may bo served, SSNY shall mail	(SSNY) 2/21/19. Office location: Onondaga Co. SSNY designated as	TY COMPANY. NAME: BREATHING WEB FARMS LLC. Articles of	ance of the contract shall be certified as having completed ar	Mustrat Bay Road 10801-37.1 R-10 and AG AG Mustrat Bay Road
walk Extension, Town of Dewitt will be re-	BID # 0010252 COUNTY OF ONONDAGA - BIO REF # D010252 FOR FURNISHING LUMBER IS DUE APPR. 3, 2019 AT 2 PM IN THE DIVI- SION OF PURCHASE. REGISTER AT WAW. empirestatebidsystem. com TO DOWNLOAD SPECIFICATION DOCU- MENTS.	name and residence of the candidate, and shall describe the va-	process to: The LLC, PO 8ox 245, Syracuse, NY 13214, Purpose: any lawful activity	whom process against it may be served, SSNY shall mail process to:	with the Secretary of State of New York (SSNY) on 2/25/2019.	ing course prior to per- forming work on the project. All contractors	10801-37.2 R-10 and AG AG Musikrat Bay Road
the Town of Dewitt Town Hall, 6400 Butter- nut Drive, East Syra-	SPECIFICATION DOCU- MENTS.	Trustees of the Baki- winsville Public Ultrary for which the candi-	NOTICE OF FORMA-	Novini purpose. Notice of Formalion of Oyr Tech LLC. Art. of Oyr, fled Secy of State (SSNY) 2/21/19. Olifice (SSNY) 2/21/19. Olifice (SSNY) 2/21/19. Olifice (SSNY) designated as agent of LLC upon Whom process agents It may be served. SSNY shall mail process to: 8514 Long Leaf Road, Liverpool, NY 13090. Purpose: any lawful ac- uvides.	NOTICE OF FORMA- TION OF LIMITED LIABILITY TO COMPANY, NAME FOR THE COMPANY FOR THE CO	must attach a copy of proof of completion of the OSHA 10 course to	10801-36.0 R-10 and AG AG Mustrat Bay Road 10801-38.0 R-10 and AG AG
Town Hall, 6400 Sutter- nut Drive, East Syn- cuse, New York, 13057- unili 11:00 A.M., Local Time, Trausday, April 11, 2019 at which time the Bids received with the Bids received with the Bids received with read. The Project In- cides the construc- tion of approximative 530 linear feet of side- walk, along Jamasville.	BID # 0010255 COUNTY- OF ONONDAGA - BID REF # 0010255 FOR FURNESHING 3D FIRE- ARMS SYSTEM - HEALTH IS DUE APRIL 3, 2019 AT 2 PM IN THE OMISION OF PUR- CHASE. REGISTER AT WWW.emplrostalebidsy stem.com TO DOWN- LOAD - SPECIFICATION - DOCUMENTS.	 vete-is-nominated and which shall include the term of office and the name of the last incum- 	GOMERY STREET, L.C. Art of Org. filed with NY Secretary of State	Notice of Formation of Deuto of Hearts, U.C. Arts, of Org. Red with NY Dept. of State on 1/23/19. Office location: Organized agent of the computer agent of the service of the computer agent of the service, and shall mail process to 12 Maryland I.n. Uverpool, NY 10000, Purpool: any lawful activity. Notice of Formation of Netter of Formation of Portion 1 Purpose: any lawful activity.	It may be served, SSNY shall mall a copy of process to the LLC	roll submitted to the City. Proof of comple- tion may include but it	Auskrit Bay Road 106-01-14.4 R-10 and AG R-10 4216 Musicat Bay Road
the Bids received will be publicly opened and read. The Project in- cludes the construc-	ARMS SYSTEM - HEALTH IS DUE APRIL 3, 2019 AT 2 PM IN THE DIVISION OF PUP	pent, if any. Each peti- tion shall be filed with the Clerk of the Bald- winsville Central	fice location: Ononda- ga County, SSNY designated as agent of U.C.	NY Dept. of State on 1/23/19. Office loca- tion: Onondaga Coun- ty, NY Sec. of State dec-	at 1789 East Lake Rd., Skaneateles, NY 13152 Purpose: For any law- ful purpose.	not limited to: copies of course completion card, training roster, at tendance record or oth	638 Muskrot Bay Road 8638 Muskrot Bay Road
tion of approximately 630 linear feet of side- walk along famesville Boad from Standard	CHASE. REGISTER AT www.empirestalebidsy stem.com TO DOWN-	School District be- tween the hours of 9:00 a.m. and 5:00	upon whom process may be served. SSNY shall mall copy of proc- ess to: 201 E. Jefferson	ignated agent of the LLC upon whom proc- ess against it may be	Notice of Formation of LLC. Going Green Lawn, Snow and Tree	er documentation from the certified trainer, other valid proof. A certification by the con-	27-198y the order of the Cicero Town Board Notice of Formation of Notice of Formation of Notice of Formation of
Drive to Quintard Road in the Town of Dewitt, Onondaga County,	DOCUMENTS.	thirdeth day preceding the day on which the candidates nominated	St., Ste. 200, Syracuse, NY 13202. Purpose: Any lawful activity.	process to 12 Mary- land Ln, Uverpool, NY 13090, Purpose: any	Care, LLC (LC) fled Arts. of Org. with Secy. of State of NY (SSNY)	ployer attesting that all employees have com- pleted such course in	SAN CORRESCOND FOR SANDY POND Rentals, Weskow Properties, Each with the Secretary with Secry of State of New York NY (SSNY) on 2/1/19. Secretary of State of New York
and these free distiller, walk along Jamanville walk along Jamanville Toward Jamanville Toward Jamanville Toward Jamanville Toward Jamanviller Good County, New York, The Issuing Office for the Bidding Occument Services, Nature State Street, Nature S	DONE WITH-NOCE, LLC Ardides of Org. filed NY Sec. of Sistle (SSNY) 2/22/2019, Olfice in Onendaga Co. SSNY desig, agent of LLC Windin priocess may be served. SSNY shall mail process to 206 Co. SNY 13214. Pur- pose, Any fawild pur- pose, Any fawild pur- pose, Any fawild pur-	NOTICE IS FURTHER GIVEN that the Trustees of the said Baid-	Notice of Formation of 534 Hinsdale Road Group, LLC. Articles of	Notice of Formation of Eagle Nest Realty, LLC.	Notice of formation of LLC. Going Gray and Tree Lawn, Snow and Earn, Ewn, Ewn, Ewn, Ewn, Ewn, Ewn, Ewn, Ew	that the course has been completed. No bloder may withdraw	22-1-189 yile order of the clear Town Board Netice of Formation of Netice of Formation of ISM Connection LLC. Ar- Issue of Organization LLC. Arts o
Syracuse, New York 13208, Prospective Bid- ders may examine the	chondaga Co. SSNY desig, agent of LLC whom process may be served. SSNY shall	winsmile Public Library have authorized the use of absentee ballots for the vote on said	urganization filed with the Secretary of State of New York (SSNY) on February 28, 2019. Of-	Eagle Nest Realty, U.C. Articles of Organization flied with the Secretary of State of New York (SSNY) on February 11,	may be served and SSNY shall mall proc- ess to the LLC at C/o	after the actual date of opening thereof. Jef Dygert, City Manager	tion whom process against it may be as agent of LIC upon that mail to be served. SSNY served. SSNY shall mail whom process may be shall mail copy of process to: Sandy served. SSNY shall mail served. SSNY shall mail served. SSNY shall mail
Bloding Documents on- line and may also ob- tain copies of the Bid- ding Documents from	mail process to 206 Edgemont Dr., Syra- cuse, NY 13214, Pur- pose: Any lawful bur-	election of Trustees and the said annual budget in accordance with the provisions of S	ice sociation: County of Onondaga, SSNY is des- ignated as agent of LLC upon whom process	Articles of Organization filed with the Secretary of State of New York (SSNY) on February 11, 2019. Office location: County of Onondaga. SSNY is designated as agent of LLC upon whom process may be	ne Green Group, PO Sox 561, Uverpool, NY 13088. Purpose: any business permitted un-	Date: March 14, 2019 cc: Theresa Adams, As sistant Comptroller Chuck Mason Cib	wood Terrace, Dewitt, NY13214. Purpose: pool, NY .13090, Pur. Mile. NY13027Puri, pose: any lawful activi- pose: any lawful activi- pose: any lawful pur-
the online planroom:	pose.	201 8-b of the Educa-	may be served. SSNY	whom process may be	der law.	Clerk	vy. pose.

STATE OF NEW YORK COUNTY OF NEW YORK

Ambika Mohan being duly sworn hereby declares and says, that she is the Advertising Account Executive responsible for placing the attached advertisement for publication in Rockeste Democrate Chronicle for Miller Advertising Agency, Inc; located in New York, NY, and that the NYSDEC Notice of Complete Application advertisement, of which the annexed is a true copy, has been published in the said publication on the following issue date(s):

Mar. 20, 2019

Ambika Mohan

Subscribed to and Sworn before me

This \lambda \lambda \lambda \day of April , 2019

Notary Public

Donna Perez

Notary Public State Of New York

No. 01PE6151365

Qualified In New York County

Commission Expires August, 14th - 2022

NOTICE OF PUBLIC HEARING NEW YORK STATE DEPARTMENT OF ENVIRONMENTAL CONSERVATION

Notice is hereby given that the New York State Department of Environmental Conservation (NYSDEC) will hold a legislative Public Hearing on two

1: Pursuant to Sections 1-0101, 3-0301, 3-0303, 19-0103, 19-0105, 19-0107, 19-0301, 19-0302, 19-0303, 19-0305, 71-2103, and 71-2105 of the Environmental Conservation Law (ECL), notice is hereby given that the New York State Department of Environmental Conservation (Department) will hold the following legislative public hearings on the proposed revisions to 6 NYCRR Part 208, Landfill Gas Collection and Control Systems for Certain Municipal Solid Waste Landfills, and 6 NYCRR Part 200, General Provisions.

Waste Landfills, and 6 NYCRR Part 200, General Provisions.

Emissions from municipal solid waste (MSW) landfills are regulated by Part 208 which is based on the federal Emission GEG) set forth in 40 CFR Part 60, Subpart Cc, as issued in 1996. Part 208 controls landfill gas emissions by requiring landfills that exceed a specified emission threshold to install and operate a gas collection and control system (GCCS) where the landfill gas is either flared or utilized as an energy source. In 2016, the U.S. Environmental Protection Agency (EPA) updated the federal EG by replacing Subpart Cc with new Subpart Cf. New Subpart Cf. Papils to existing landfills that have accepted waste after November 8, 1987 and began construction, reconstruction or modification prior to July 17, 2014. In order to comply with the new federal EG, the Department is required to revise its "Section 111(d) State Plan for MSW Landfills" to include the new EG and submit the State Plan to EPA for review and approval. Consequently, the Department proposes to revise Part 208, and attendant revisions to Parts 200, to incorporate by reference the new federal EG for MSW Landfills. The proposed revisions to Part 208 retain the rule applicability design capacity threshold of 2.5 million megagrams (Mp) and 2.5 million cubic meters of waste, but lower the non-methane organic compounds (NMDC) emission trigger threshold from 50 Mg/year for installing and operate a GCCS. For MSW landfills that are closed, the current 50 Mg/year Mot Crigger threshold will remain. There will be a new optional methodology for determining when a landfill must install and operate a GCCS. For ferred to as Tier 4 — which is based on site-specific surface emissions monitoring of methane. Under Tier 4, if a landfill's surface emissions of methane are above 500 parts per million for four consecutive quarters, the landfill will be required to install and operate a GCCS. Other notable changes include: new and updated definitions; the removal of certain operation standards with correspond

Conservation Law (ECL), notice is hereby given that the New York State Department of Environmental Conservation (Department) will hold the following legislative public hearings on the proposed ervisions to 6 NYCRR Part 201, Permits and Registrations.

Under the proposed changes, the current Part 226 will be re-designated Subpart 226-1 and renamed "Solvent Cleaning Processes". Owners or operators of solvent cleaning processes subject to the current Part 226 will be subject to the proposed Subpart 226-1. Currently, Part 226 only applies to the cleaning of "metal". This proposal removes this distinction, opening the applicability to any material cleaned by solvent cleaning processes. If a solvent cleaning processes was not subject to Part 226 because you were cleaning something other than metal, it will now be subject to Subpart 226-1.

Consistent with the Ozone Transport Commission's (OTC) 2012 updated model rule, a new/replacement VOC requirement is being proposed for Part 226 cold cleaners, including remote reservoir cleaners. Proposed Subpart 226-1 will change the current requirement of using a solvent with a maximum vapor pressure of 1.0 mm Hg, or less, at 20°C to using a cleaner with no more than 25 grams of VOC per liter (25g/l) of cleaning solvent with a maximum vapor proposed for the other Part 226 solvent cleaning processes (pen pto yeapor or conveyorized).

Additionally, the proposed amendments will add a new Subpart 226-2, entitled "Industrial Cleaning Solvents" which will be a new regulation consistent with the Environmental Protection Approxy's (EPAS) industrial Cleaning Solvents Control Technique Guidelines (CTG) (2006). Any owner or operator of a facility that emits to the atmosphere three (3) from or more of volatile organic compounds (VOCs) from industrial cleaning solvents which will be a new regulation component, proposed dates and provisions apply to the cleaning of foreign materials from surfaces of unit operations, including large and small manufactured components, parts, equipment, floors,

Γ	Date	Time	Location
П	5/22/2019	1:00 pm	6274 Avon-Lima Rd. (Rtes. 5 and 20), Conference Room, Avon, NY 14414-9516
Ш	5/24/2019	1:00 pm	NYSDEC, 625 Broadway, Public Assembly Room 129A/B, Albany, NY 12233

The Department will provide interpreter services for deaf persons at no charge. Written requests for interpreter services are required and should be submitted by May 15, 2019, to Richard McAuley, NYSDEC, 625 Broadway, Albany NY 12233-3250, (518) 402-8438, air.reqs@dec.ny.gov. Pursuant to Part 617 of the implementing regulations for the State Environmental Quality Review Act, the Department has prepared a Negative Declaration stating that the proposed actions will not have a significant effect on the environment.

The Department invites all persons, organizations, corporations, and government agencies that may be affected by the proposed revisions to attend the hearings. At each hearing, persons who wish to make a statement will be invited to speak. It is requested that oral statements also be submitted in writing. The Department will give equal weight to written and oral statements, and since a cumulative record will be compiled it is not necessary for interested parties to attend each hearing.

Information for Part 208 and attendant revisions, may be obtained from Dan Brinsko, P. E., NYSDEC Division of Air Resources, 625 Broadway, Albany NY

12233-3251, telephone, (518) 402-8403; email, air.regs@dec.ny.gov. Written statements may be submitted until 5 pm May 29, 2019.
Information for Part 226 and attendant revisions, may be obtained from John Henkes, P. E., NYSDEC Division of Air Resources, 625 Broadway, Albany NY 12233-3251, telephone, (518) 402-8403; email, air.regs@dec.ny.gov. Written statements may be submitted until 5 pm May 29, 2019.

Requests for information and comments related to the "Section 111(d) State Plan for MSW Landfills" revision and the SIP revision to incorporate Part 226, Solvent Cleaning Processes and Industrial Cleaning Solvents, may be obtained from Robert D. Bielawa, P.E., NYSDEC Division of Air Resources, 625 Broadway, Albany, NY 12233-3251, Phone: (518) 402-8396, E-mail: air.regs@dec.ny.gov. Written statements may be submitted until 5 pm May 29, 2019.

The proposed regulations may be found on the NYSDEC's website at: http://www.dec.ny.gov/regulations/propregulations.html#public or may be obtained from any of the following Department offices:

REGION 1 - NYSDEC Region One Headquarters, SUNY Stony Brook, 50 Circle Road, Stony Brook, NY 11790-3409, Attention: Shaun Snee REGION 2 - Hunters Point Plaza, 47-40 21st Street, Long Island City, NY 11101, Attention: Sam Lieblich REGION 3 - 21 South Putt Corners Road, New Paltz, NY 12561, Attention: George Sweikert REGION 4 - 1130 North Westcott Rd., Scheneclady, NY 12506, Attention: Victoria Schmitt

REGION 5 - 1130 World Westcoth K., Schenetzay, Yr 12306, Attention: Victoria Scillinit REGION 5 - Hudson Straet Extension, Box 220, Warrensburg NY 12885, Attention: James Coutant REGION 6 - Watertown State Office Bidg, 317 Washington St., Watertown, NY 13601, Attention: Robert Jacobs REGION 7 - 615 Erie Boulevard West, Syracuse, NY 13204-2400, Attention: Thomas Elter REGION 8 - 6274 East Avon-Lima Road, Avon, NY 14414, Attention: Yuan Zeng REGION 9 - 270 Michigan Avenue, Buffalo, NY 14202, Attention: Michael Emery

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NOTICE OF PUBLIC HEARING
NEW YORK STATE DEFAKTMENT OF ENVIRONMENTAL CONSERVATIO
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Donna Perez

Notary Public State Of New York

No. 01PE6151365

Qualified In New York County

Commission Expires August, 14th - 2022

NOTICE OF PUBLIC HEARING NEW YORK STATE DEPARTMENT OF ENVIRONMENTAL CONSERVATION

Notice is hereby given that the New York State Department of Environmental Conservation (NYSDEC) will hold a legislative Public Hearing on two separate proposals

1: Pursuant to Sections 1-0101, 3-0301, 3-0303, 19-0103, 19-0105, 19-0107, 19-0301, 19-0302, 19-0303, 19-0305, 71-2103, and 71-2105 of the Environmental Conservation Law (ECL), notice is hereby given that the New York State Department of Environmental Conservation (Department) will hold the following legislative public hearings on the proposed revisions to 6 NYCRR Part 208, Landfill Gas Collection and Control Systems for Certain Municipal Solid Waste Landfills, and 6 NYCRR Part 200, General Provisions.

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Part 208, and attendant revisions to Parts 200, to incorporate by reterence the new federal EG for MSW Landillis.

—The proposed revisions to Parts 208 retain the rule applicability design capacity threshold of 2.5 million megagarams (Mg) and 2.5 million cubic meters of waste, but lower the non-methane organic compounds (NMOC) emission trigger threshold from 50 Mg/year for 34 Mg/year for installing and operating a GCCS. For MSW landfills that are closed, the current 50 Mg/year NMOC trigger threshold will remain. There will be a new optional methodology for determining when a landfill must install and operate a GCCS – referred to as Tier 4 — which is based on site-specific surface emissions monitoring of methane. Under Tier 4, if a landfill's surface emissions of methane are above 500 parts per million for four consecutive quarters, the landfill will be required to install and operate a GCCS. Other notable changes include: new and updated definitions; the removal of certain operation standards with corresponding requirement to take corrective action for exceedances, along with monitoring and reporting requirements; required electronic reporting when using test methods supported by EPA's electronic reporting tool (EAT); criteria for capping, removing or decommissioning a portion of the GCCS in low producing landfill gas areas; expanding landfill gas treatment; and provisions for startup, shutdown and malfunction periods.

2. Pursuant to Sections 4,1013, 2,003, 3,003, 3,003, 19,003, 19,003, 19,003, 19,003, 19,003, 19,003, 71,2103, and 71,2105.

2: Pursuant to Sections 1-0101, 3-0301, 3-0303, 19-0103, 19-0105, 19-0107, 19-0301, 19-0302, 19-0303, 19-0305, 71-2103, and 71-2105 of the Environmental Conservation Law (ECL), notice is hereby given that the New York State Department of Environmental Conservation (Department) will hold the following legislative public hearings on the proposed revisions to 6 NYCRR Part 226, Solvent Metal Cleaning Processes, and 6 NYCRR Part 201, Permits and Registrations.

Under the proposed changes, the current Part 226 will be re-designated Subpart 226-1 and renamed "Solvent Cleaning Processes". Owners or operators of solvent cleaning processes subject to the current Part 226 will be subject to the proposed Subpart 226-1. Currently, Part 226 only applies to the cleaning of "metal". This proposal removes this distinction, opening the applicability to any material cleaned by solvent cleaning processes. If a solvent cleaning process was not subject to Part 226 because you were cleaning something other than metal, it will now be subject

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Hearings for the proposed rule and attendant revisions to existing rules described above will be held as follows and are scheduled in places that are reasonably accessible to persons with impaired mobility:

Date	Time	Location
5/22/2019	1:00 pm	6274 Avon-Lima Rd. (Rtes. 5 and 20), Conference Room, Avon, NY 14414-9516
5/24/2019	1:00 pm	NYSDEC, 625 Broadway, Public Assembly Room 129A/B, Albany, NY 12233

The Department will provide interpreter services for deaf persons at no charge. Written requests for interpreter services are required and should be submitted by May 15, 2019, to Richard McAuley, NYSDEC, 625 Broadway, Albany NY 12233-3250, (518) 402-8438, <u>air.reos@dec.ny.gov</u>. Pursuant to Part 617 of the implementing regulations for the State Environmental Quality Review Act, the Department has prepared a Negative Declaration stating that the proposed actions will not have a significant effect on the environment.

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Information for Part 208 and attendant revisions, may be obtained from Dan Brinsko, P. E., NYSDEC Division of Air Resources, 625 Broadway, Albany NY 12233-3251, telephone, (518) 402-8403; email, air.regs@dec.ny.gov. Written statements may be submitted until 5 pm May 29, 2019. Information for Part 226 and attendant revisions, may be obtained from John Henkes, P. E., NYSDEC Division of Air Resources, 625 Broadway, Albany NY 12233-3251, telephone, (518) 402-8403; email, air.regs@dec.ny.gov. Written statements may be submitted until 5 pm May 29, 2019. Requests for information and comments related to the "Section 111(d) State Plan for MSW Landfillis" revision and the SIP revision to incorporate Part 226, Solvent Cleaning Processes and Industrial Cleaning Solvents, may be obtained from Robert D. Bielawa, P.E., NYSDEC Division of Air Resources, 625 Broadway, Albany, NY 12233-3251, Phone: (518) 402-8396, E-mail: air.regs@dec.ny.gov. Written statements may be submitted

The proposed regulations may be found on the NYSDEC's website at: http://www.dec.ny.gov/regulations/propregulations.html#public or may be obtained from any of the following Department offices:

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REGION 3 - 21 South Putt Corners Road, New Paltz, NY 12561, Attention: George Sweikert

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5/24/2019	1:00 pm	MYSDEC, 625 Broadway, Public Assembly Room 129A/B, Albany, NY 12233
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Solution time: 21 minutes ACROSS

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13 Historic period 14 "Peter Pan" pooch

15 "No problem!" 17 Darkens

18 Skip 19 "Delicious" crop

21 Three, in Rome 22 Holdsway

23 Zsa Zsa's sister 26 Stitch

28 Justice Ruth — Ginsburg

31 Missing 33 Pouch

35 Shrill backs 36 Toy (with) 38 Prattle

40 Make lace

41 Beer, slangily 43 Capote nickname 45 Black Sea port

47 Indigenous 51 Accomplishes 52 "Yes?"

54 Garfield's pal 55 Napoleon's title

(Abbr.) 56 Actress Turner 57 Breaks down

58 Coifs 59 Stretches (out)

nown 1 Calendar squares 2 Mine, in Montreal

3 Talk up 4 Lingo 5 Small sofar 6 Lanka lead-in

7 Early Mongolian 8 Bridge tactic

9 Aced a test 10 "My treat" 11 Lip

16 Partially mine 20 Tavern

PNYPI

TNOEK

SALYGS

CAPEAL

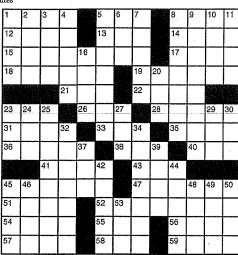
27 Witty one 29 Clean air org. 30 Trio after Q
32 Bridge supports 34 Short snoozes 37 Super Bowl state 39 Unruly kid 42 Cut lumber 44 Of service 45 Scent 46 Nitwit 48 Author Dinesen

23 Sprite 24 Book-spine abbr.

25 "In my view ..."

49 Tarzan's commuter line?

50 LAX guesses 53 Med. plan



Tuesday's Answer S E G O A Q U I ONA PEC моот BANDSAWS NULL IDEARSEDIFY H G T G A S
D I V A S O U R T O W N ASIN HUT OWEN BRIDGET CRETE TANKLM VOYMAOCAT KNEW LANDMARK EDIE ANY BRAT E D I E W I L L B R A T A L B S WYE

JUMBILE THAT SCRAMBLED WORD GAME
By David L Hoyt and Jeff Knurek Unscramble these Jumbles, one letter to each square, to form four ordinary words. The state of the s

Ans. "One "

Yesterday's Jumbles: FRILL FINCH VOYAGE RUNOFA

Yesterday's Answer: When the winner of the meruthon got Into
politics, he — RAN FOR OFFICE

Cryptoquip

The Cryptoquip is a substitution cipiter in which one letter stands for another If you think that X orgals O, it will equal O throughout the puzzle. Single ideas, short words and words using an apostrophe give you clues to locating words. Solighon is by trial and error.

Today's Cryptoquip Clue: X equals T

VLXXISI ILZX XP NMSR

QUI.VVI.SI MAPRX WPSILI XWMX IXPJ MZQ SLNBIL XP

FLLJ UMVFHZT: AMVF RMHV.

Yesterday's Cryptoquip: Why are most folks who annotate books insignificant? Because their work is usually marginal.

CRYPTOQUIP BOOK 21 Sand \$4.50 (check/m.o.) to CryptoClassics Book 2, P.O. Box 536476, Orlando, FL 32853-6476

Word Game / By KATHLEEN SAXE

TODAY'S WORD — PEIGNOIR (PEIGNOIR: pane-WAHR: A woman's loose-fitting dressing gown.) Average mark 24 words Time limit 80 minutes

Can you find 34 or more words in PEIGNOTR? The list will be published tomorrow. YESTERDAY'S WORD-SCOTERS

sore sorest tore tress sort store

NULSS OF THE GAME: I. Words must be of four or more lettern. 2. Words the acquire four letters by the addition of "n" mush as "bath" or "disc," are not allowed. 2. Additional words made by adding at "or est n" may not be used. For example if "bath" is used, "bothed" or "bather" are not allowed. The tracking it "bath is used, "bothed" or "bather" are not allowed. The 'bather' are not allowed. To be used. The compared to the control of the

WONDERWORD.

HOW TO PLAY: All the words listed below appear in the puzzle — horizontally, vertically, diagonally and even backward. Find them, circle each letter of the word and strike it off the list. The lettorer letters spell the WONDERKORD. PREGNANCY SSSENKCISSEGAMI NR HSKEEW OO OO BMANF I E O U H T E N I N G G O A L WTWTSTEDIUGIMAB TAEECIUULSTIRDO SWRFROVONALUELY RUEFIWDIMYDLYIS ETRLABORTIGREHT

TNAEBMOWPASBSCN SUAOTFSENOMROHE ERSUSUPPORTIMER MSMNSEOYRBMENUA EARGETBYPEELSP RRNDEIAATNECALP TYTESTSBDEVELOP

O 2019 Andrews McMet Syndication | www.wonderword.com 3/20/19 O 2010 Arban-Mülder Sprachsia www.newborostom
Bally, Boys, Gals, Child, Dales, Davelop, Doctors, Due, Embryo,
Epidural, Eyes, Family, Felus, Friends, Gills, Goal, Guide,
Homonos, Images, Labor, Mülder, Mouth, Name, Nausey, OBGYN, Farents, Placenia, Rest, Shower, Sickness,
Signs,—Sleepy, Dupport,—Erm,—Estals,—Time,—Emandomation,
Trimsster, Twins, Units, Wasmins, Water, Weeks, Womb
Yesterday, 24, 114, Up 114, Valentia, Valentia, Valentia, Valentia, Orinea I www.WorderWorSpoks.com.

Wishing 🏖 Well[®]

4 6 2 5 8 4 7 6 E S I Y N A E O 5 3 4 5 7 4 2 5 A D D R D T E E 2 8 2 6 4 6 7 4 A T S L E E G W 3 6 7 4 8 3 2 4 4 7 4 H R A C B N S A R
6 2 6 7 6 2
1 L D T V O
2 3 7 3 8 2

Here is a pleasant little game that will give you a message every day it's a momekal prozile designed to spell out your furture. Count the letters in first name. If the number of letters is 6 of more, subtract all the number less than 6, add 8. The result is your key number. Start at the upper left-to owner and clock you one of your key numbers, left to fail. Then read the message the letters under the chacked figures give you. © King Festures Symilates face, 2019 Worldright newword.

3/20/19

In the Matter Of:

PART 208 & PART 226

HEARING

May 22, 2019



1					
2	NEW YORK STATE				
3	DEPARTMENT OF ENVIRONMENTAL CONSERVATION				
4	In The Matter	of:			
5					
6	The Proposed Revisions to 6 NYCRR Parts				
7	208, 200 and 226.				
8					
9	Hold Doforo	Moller T. McDreido			
10	Heid Belore.	Molly T. McBride Impartial Hearing Officer			
11					
12	Location:	NVG DEC Dogion O Office			
13	Location:	NYS DEC Region 8 Office 6274 East Avon Lima Road Avon, New York 14414			
14		AVOII, NEW IOLK 14414			
15	Date:	May 22, 2019			
16	Date:	May 22, 2019			
17	Time:	1:00 p.m.			
18	Time.	1.00 p.m.			
19					
20					
21					
22	Reported By:	MICHELLE MUNDT ROCHA			
23		Alliance Court Reporting, Inc.			
24		120 East Avenue, Suite 200			
25		Rochester, New York 14604			



1	APPEARANCES
2	Appearing as the Administrative Law Judge:
3	Molly T. McBride, Esq.
4	Office of Hearings & Mediation Services
5	625 Broadway, First Floor
6	Albany, New York 12233-1550
7	Molly.mcbride@dec.ny.gov
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IN RE: PROPOSED REVISIONS TO 6 NYCRR PARTS 208, 200 & 226 1 2 WEDNESDAY, MAY 22, 2019; (Proceedings in the above-titled matter 3 4 commencing at 1:02 p.m.) 5 ALJ MCBRIDE: Good afternoon, everyone. 6 7 My name is Molly McBride, and I'm an Administrative 8 Law Judge with the New York State Department of 9 Environmental Conservation. I'll be presiding over 10 today's public comment hearing. 11 The purpose of today's hearing is to 12 receive public comment regarding the proposed 13 amendments to 6 NYCRR Parts 226 and Part 201, as well as Part 208 and 200. Written comments are going to be 14 15 accepted through 5 p.m. on May 29, 2019. Written 16 comments may be mailed to the New York State 17 Department of Environmental Conservation Division of 18 Air Resources at 625 Broadway, Albany, New York 19 12233-3250. 20 If you wish to comment on Part 208, please 21 direct your comments to Dan Brinsko at the 625 22 Broadway address. And if you wish to comment on Part 23 226, please direct your comments to John Henkes at the 24 625 Broadway address. We are also accepting comments

via email. The email address is air.regs -- that's



25

IN RE: PROPOSED REVISIONS TO 6 NYCRR PARTS 208, 200 & 226

R-E-G-S -- air.regs@dec.ny.gov.

Hearings for the proposed rule revisions are going to be held here today, as well as on Friday, May 24, at 1 p.m. at the Department Central Office located at 625 Broadway Albany New York. Notice of the proposed rulemakings as well as the public hearings were published in the New York State Register and the Department's environmental notice bulletin.

This public comment session is to provide the public with an opportunity to comment on the proposed rulemakings and is not a question-and-answer session. If anyone would like to make a comment on the record here today, they will need to fill out a speaker card, and we will call their name.

Before we see if anyone would like to make a comment on the record, we will hear from Michele Kharroubi, who's from the Division in the Region 8 office. And I will remind you that oral unwritten comments are given the same weight in the Department's review.

Michelle?

MS. KHARROUBI: Thank you, Judge McBride.

Good afternoon. My name is Michele

Kharroubi. I am an environmental engineer and work in



IN RE: PROPOSED REVISIONS TO 6 NYCRR PARTS 208, 200 & 226 the Division of Air Resources in Avon, New York.

The Department is proposing to repeal 6
NYCRR Part 208, Landfill Gas Collection and Control
Systems for Certain Municipal Solid Waste Landfills,
replace it with a new Part 208, and also revise 6
NYCRR Part 200, General Provisions, to incorporate by
reference as the new Part 208 the newly updated
federal emission guideline (EG) for municipal solid
waste (MSW) landfills codified at 40 CFR Part 60,
Subpart Cf, titled "Emission Guidelines and Compliance
Times for Municipal Solid Waste Landfills."

On August 29, 2016, the US Environmental Protection Agency (EPA) updated the federal EG with 40 CFR 60, Subpart Cf. The new federal EG further reduces emissions of methane by lowering the emission threshold at which a landfill must install and operate a landfill gas collection and control system (GCCS). Subsequently, to continue complying with section 111(d) of the Clean Air Act (CAA) and the newly adopted federal regulations, once this proposal is adopted, the Department is required to revise its State Plan to reflect the new federal EG and submit such State Plan to EPA for review and approval.

New Part 208 will apply to existing



IN RE: PROPOSED REVISIONS TO 6 NYCRR PARTS 208, 200 & 226 landfills that have accepted waste after November 8, 1987, and began construction, reconstruction or modification prior to July 17, 2014. The proposed revisions to Part 208 retain the rule applicability design capacity threshold of 2.5 million megagrams (Mg) and 2.5 million cubic meters of waste, but lowers the non-methane organic compound (NMOC) emission trigger threshold from 50 megagrams per year to 34 megagrams per year for installing and operating a GCCS. For MSW landfills that have closed, the current 50 megagram per year NMOC trigger thresholds will remain.

There will be a new optional methodology for determining when a landfill must install and operate a GCCS, referred to as Tier 4, which is based on site-specific surface emissions monitoring of methane. Under Tier 4, if a landfill surface emissions of methane are above 500 parts per million for four consecutive quarters, the landfill will be required to install and operate a GCCS.

Other notable changes include new and updated definitions, the removal of certain operation standards with corresponding requirements to take corrective action for exceedances, along with



IN RE: PROPOSED REVISIONS TO 6 NYCRR PARTS 208, 200 & 226 monitoring and reporting requirements; required electronic reporting when using test methods supported by EPA's electronic reporting tool (ERT); criteria for capping, removing or decommissioning a portion of the GCCS in low-producing landfill gas areas; expanding landfill gas treatment; and provisions for start-up shutdown and malfunction periods.

Part 200 will be amended to update incorporated references to federal rules.

The Department conducted a comprehensive stakeholder outreach effort by way of a conference call on May 16, 2018, to discuss the draft revisions to Part 208 and to obtain feedback. A wide range of affected parties were on call, including landfills, industry associations, environmental consultants, environmental groups and governmental agencies. A fact sheet outlining the draft revisions was circulated prior to the conference call. During the conference call department staff were able to field questions and hear ideas and concerns from stakeholders, and all participants were encouraged to submit their comments in writing. The comments received from the stakeholder outreach process were considered in developing this proposal.



IN RE: PROPOSED REVISIONS TO 6 NYCRR PARTS 208, 200 & 226 1 2 Public hearings for this proposed 3 rulemaking are being held in two New York State 4 locations: At Avon on May 22nd at 1 p.m. and Albany 5 on May 24th at 1 p.m. In addition to providing 6 statements at this hearing today, interested parties 7 may also submit written comments related to the 8 proposed revisions to Part 208 and Part 200. 9 Statements made at this hearing today and written comments received during the public comment period 10 11 will be given equal weight and will become part of the 12 administrative record for this rulemaking. 13 Anyone wishing to obtain information or 14 submit comments related to the proposed revisions to 15 Part 208 or Part 200 may contact me -- not me -- Dan 16 Brinsko, P.E., with NYSDEC Division of Air Resources, 17 625 Broadway, Albany, New York 12233-3250; telephone 18 number (518) 402-8403; or email air.regs@dec.ny.gov. 19 Written comments will be accepted through 20 5 p.m. Sunday, July 29, 2019. 21 Thank you for attending this hearing. 22 ALJ MCBRIDE: Thank you. 23 Is there anyone that would like to make a 24 comment on the record? And what we'll do is go off

the record for about ten minutes in case anyone's



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IN RE: PROPOSED REVISIONS TO 6 NYCRR PARTS 208, 200 & 226
 1
 2
      running late.
 3
              (The proceeding recessed at 1:11 p.m.)
 4
              (The proceeding reconvened at 1:17 p.m.;
 5
              appearances as before noted.)
 6
                  ALJ MCBRIDE: We took a short recess to
 7
      see if anyone was running late for the hearing. It's
 8
      now approximately 1:20, and we have no one that would
 9
      like to make a comment on the record. So we'll close
10
      the hearing record for this hearing. And I'll remind
11
      everyone there's another comment opportunity on
12
      Friday, May 24th, at the Department Central Office in
13
      Albany; and written comments will be accepted via mail
14
      and email.
15
                  Thank you very much.
16
                        (TIME:
                                1:18 p.m.)
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1	
2	CERTIFICATION
3	
4	STATE OF NEW YORK: COUNTY OF MONROE:
5	I, MICHELLE M. ROCHA, do hereby certify
6	that I reported in machine shorthand the above-styled
7	cause; and that the foregoing pages were produced by
8	computer-aided transcription (CAT) under my personal
9	supervision and constitute a true and accurate record
10	of the testimony in this proceeding;
11	I further certify that I am not an
12	attorney or counsel of any parties, nor a relative or
13	employee of any attorney or counsel connected with the
14	action, nor financially interested in the action;
15	WITNESS my hand in the City of Rochester,
16	County of Monroe, State of New York.
17	
18	
19	
20	
21	
	Michelle M. Roch
23	
24	MICHELLE M. ROCHA Freelance Court Reporter and
25	Notary Public No. 01R05038965



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May 22, 2019

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1	PROCEEDINGS: MAY 24, 2019
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3	
4	STATE OF NEW YORK DEPARTMENT OF ENVIRONMENTAL CONSERVATION
5	
6	In the Matter
7	- of -
8	Public Comments Session to Receive Public Comments About Title 6, Compilation of Official Codes, Rules and Regulations, for Proposed Rules 208 and 226.
10	***************
11	F /0 / /0 0 1 0
12	5/24/2019 1:00 p.m.
13	DEC 625 Broadway
14	Conference Room Albany, New York
15	nizany, new tota
16	PRESENT:
17	
18	Daniel O'Connell Department of Environmental Conservation Office of Hearing and Mediation Services
19	Administrative Law Judge
20	Dan Brinsko Department of Environmental Conservation
21	Division of Air Resources Professional Engineer One, Environmental
22	Rich McAuley
23	Department of Environmental Conservation Regulatory Coordinator
24	
25	

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    ALSO
             PRESENT:
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                   Members of the Public
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    REPORTED BY: Brenda C. Griffin
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PROCEEDINGS 1 2 MR. O'CONNELL: Good afternoon, ladies and 3 My name is Daniel O'Connell. I'm from the gentlemen. 4 New York State Department of Environmental Conservation, Office of Hearing and Mediation Services. 5 I'm the administrative law judge assigned 6 7 for today's public comments session regarding the Department's proposed rulemaking. 8 9 Today's hearing is the second public comment session. The first session was held on 10 Wednesday, May 22, 2019, at the Department's offices 11 12 located in Avon, New York. 13 Today the public is invited to comment 14 about two proposed rules from Title 6 of the Official 15 Compilation of Codes, Rules and Regulations of the State of New York. 16 17 The first is Part 208, titled Landfill Gas Collection and Control Systems For Certain Municipal 18 19 Solid Waste Landfills. 20 The proposed revisions to Part 208 21 include, also, attendant revisions to Part 200, General Provisions. 22 23 The purpose of these revisions is to

municipal solid waste landfills, codified under 40 CFR

incorporate the new federal Emission Guideline for

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Part 60, Subpart CF. 1 2 After these proposed amendments are 3 adopted, the Department is required to revise the State Plan to reflect the new Emission Guidelines, and submit 4 the revised State Plan to the Environmental Protection 5 6 Agency for review and approval. 7 The second proposed rule concerns Part 226, titled Solvent Metal Cleaning Processes, which is 8 9 currently identified as Part 226, will be designated as Subpart 226-1. 10 Subpart 226-1 will be titled Solvent 11 12 Cleaning Processes. The Department proposes a new 13 subpart, 226-2, that will be entitled Industrial 14 Cleaning Solvents. 15 Attendant changes to Part 201 entitled 16 Permits and Regulations are also proposed for 17 consistency purposes. 18 After these proposed amendments are 19 adopted, The Department is required to revise the State 20 Implementation Plan, which the Environmental Protection 21 Agency will review and approve. 22 Written comments are being accepted 23 through 5 p.m., on May 29, 2019. Written comments about Part 208 should be 2.4 directed to Dan Brinsko, professional engineer, New 25

York State Department of Environmental Conservation, 1 2 Division of Air Resources, 625 Broadway, Albany, New 3 York, 12233-3250. 4 Written comments about Part 226 should be directed to John Henkes, professional engineer, New 5 York State Department of Environmental Conservation, 6 7 Division of Air Resources, 625 Broadway, Albany, New York, 12233-3250. 8 9 And I will provide these addresses again at the end of the proceeding. And you can ask for them 10 11 during any break that we may take. In addition, I understand that there are 12 13 forms available today so that you can submit written 14 comments to the Department. 15 Comments about the proposed rulemakings can also be emailed to the following address: 16 17 air.reqs@dec.ny.qov. In the subject line, please put 18 Part 208, Part 226, or both Part 208 and Part 226, 19 depending on the scope and nature of your comments. 20 Notice of the proposed rulemaking was 21 posted on The Department's website and it was published in the State Register, as well as the Department's 22 23 Environmental Notice Bulletin on March 20, 2019. 24 Anyone who wishes to speak today must fill 25 out a speaker card. They are available at the sign-in

table here at the entrance. Speakers will be called in the order which I received cards.

When I call your name, please come up to the podium and use the podium. Please state your name and address, and whether you are speaking on behalf of someone or a particular group.

This is not a question-and-answer session. The purpose of the hearing today is to provide members of the public with the opportunity to comment about the proposed amendments.

When you make your statement, please come forward here. Speak slowly, loudly, and clearly. All comments this afternoon are being recorded by a stenographer. If we can't hear you, there's a risk that the statements you are making will not be recorded accurately.

If you wish to make a statement, you may

-- if you don't wish to make a statement, you may

submit your comments in writing, as I said before. The

staff reviews oral statements and written statements

equally.

Before taking comments today, we will hear a brief summary of the proposed rulemaking from Department staff. Dan Brinsko from the Division of Air Resources will speak about the proposed Part 208 rules

and the proposed Part 226 rules. 1 2 So, Mr. Brinsko, when you're ready. Thank you, Judge O'Connell. 3 MR. BRINSKO: 4 Good afternoon. My name is Dan Brinsko. I am an environmental engineer and I work in the 5 6 Division of Air Resources in Albany, New York. 7 The Department is proposing to repeal 6 NYCRR Part 208, Landfill Gas Collection and Control 8 9 Systems For Certain Municipal Solid Waste Landfills, replace it with a new Part 208, and also revise 6 NYCRR 10 Part 200, General Provisions, to incorporate by 11 12 reference as the new Part 208, the newly-updated 13 federal Emission Guidelines for Municipal Solid Waste Landfills, codified as 40 CFR, Part 60, Subpart CF, 14 15 titled Emission Guidelines and Compliance Times For 16 Municipal Solid Waste Landfills. 17 On August 29, 2016, the US Environmental 18 Protection Agency updated the federal EG, Emission 19 Guideline, with 40 CFR Part 60, Subpart CF. 20 The new federal Emission Guideline further 21 reduces emissions of methane by lowering the emission threshold at which a landfill must install and operate 22 23 a landfill gas collection and control system. 24 Subsequently, to continue complying with 25 Section 111(d) and the Clean Air Act, and newly-adopted

federal regulations, once this proposal is adopted, The Department is required to revise its State Plan to reflect the new Emission Guidelines, and submit such State Plan to EPA for a review and approval.

New Part 208 will apply to existing landfills that have accepted waste after November 8, 1987, and began construction, reconstruction, or modification prior to July 17, 2014.

The proposed revisions to Part 208 retain the rule applicability design capacity threshold of 2.5 million megagrams and 2.5 million cubic meters of waste, but lowers the non-methane organic compounds emission trigger threshold from 50 megagrams per year to 34 megagrams per year for installing and operating a gas collection control system.

For Municipal Solid Waste Landfills that have closed, the current 50 megagram per year NMOC trigger threshold will remain.

There will be a new optional methodology for determining when a landfill must install and operate a gas collection control system, which is referred to as Tier 4, which is based on site-specific surface emissions monitoring of methane.

Under Tier 4, if a landfill's surface emissions of methane are above 500 parts per million

for four consecutive quarters, the landfill will be required to install and operate a gas collection control system.

Other notable changes include new and updated definitions; the removal of certain operation standards with corresponding requirements to take corrective action for exceedances; along with monitoring and recording requirements; and require the electronic reporting when using test methods supported by EPA's Electronic Reporting Tool; and criteria for capping, removing, or decommissioning a portion of the gas collection control system in low-producing landfill gas areas; expanding landfill gas treatment; and provisions for startup, shutdown and malfunction periods.

Part 200 will be amended to update incorporated references to the federal rules.

The Department conducted a comprehensive stakeholder outreach effort by way of a conference call to May 16th, 2018, to discuss the draft revisions to Part 208 and obtain feedback.

A wide range of affected parties were on the call, including: Landfills, industry associations, environmental consultants, environmental groups, and governmental agencies.

proposal.

A fact sheet outlining the draft revisions was circulated prior to the conference call. During the conference call, department staff were able to field questions and hear ideas and concerns from stakeholders and all participants were encouraged to submit their comments in writing.

The comments received from the stakeholder outreach process were considered in developing this

Public hearings for this proposed rulemaking are being held in two New York State locations: In Avon on May 22, at 1:00 p.m.; and Albany, on May 24th, at 1:00 p.m.

In addition to providing statements at this hearing today, interested parties may also submit written comments related to the proposed revisions to Part 208 and Part 200.

Statements made at this hearing today and written comments received during the public comment period will be given equal weight and become part of the administrative record for this rulemaking.

The changes proposed in Part 201 are necessary for consistency with the proposed changes in addition to -- strike that. Sorry.

Anyone who wishes to obtain information or

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submit comments related to the proposed revisions to
1
2
    Part 208 or 200 may contact me, Dan Brinsko,
    Professional Engineer, New York State DEC, Division of
3
 4
    Air Resources, 625 Broadway, Albany, New York,
    12233-3250. Telephone: 518-402-8403.
5
                                             Email:
 6
    air.regs@dec.ny.gov.
7
                  And written comments will be accepted
    through 5:00 p.m., Wednesday, May 29, 2019.
8
9
                  Thank you for attending this hearing.
10
                  MR. O'CONNELL: Do you want to include the
11
    statement with respect to Part 226?
                  MR. BRINSKO: I can do that. I had the
12
13
    statement with me. I flipped it over and I was reading
           That's where I said strike.
14
15
                  Thank you, Judge O'Connell. Good
                My name is Dan Brinsko.
16
                                          I'm an
    afternoon.
17
    environmental engineer in the Division of Air Resources
    in Albany, New York.
18
19
                  The Department of Environmental
20
    Conservation is proposing to amend Part 226, Solvent
21
    Metal Cleaning Processes and Part 201, General
    Provisions, Title 6 of Official Compilation of Codes,
22
23
    Rules and Regulations of the State of New York.
2.4
                  This public hearing is one of the two
25
    scheduled for receiving statements and comments on The
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Department's proposal to adopt amendments to Part 226 1 2 and related revisions to Part 201. These proposed changes are necessary to 3 4 comply with the 2012 Ozone Transport Commission's Model Rule and the 2007 US Environmental Protection Agency's 5 Industrial Cleaning Solvents Control Technique 6 7 Guidelines. Under the proposed changes, the current 8 9 Part 226 will be redesignated Subpart 226-1, and 10 renamed Solvent Cleaning Processes. 11 Additionally, the proposed amendments will 12 add a new Subpart 226-2, entitled Industrial Cleaning 1.3 Solvents. 14 All owners or operators of Solvent 15 Cleaning Processes will be subject to the current Part 16 226 will be subject to the proposed Subpart 226-1. 17 Currently, Part 226 only applies to the 18 cleaning of metal. This proposal removes this 19 distinction, opening applicability to any material 20 being cleaned by Solvent Cleaning Processes. 21 If your Solvent Cleaning Processes was not 22 subject to Part 226 because you were cleaning something 23 other than metal, you will now be subject to Subpart 24 226-1.25 A VOC requirement is being proposed for

Part 226 cold cleaners, including remote reservoir cleaners.

The proposed rule will change the current requirement of using a solvent with a maximum vapor pressure of 1.0 millimeters of mercury or less at 20 degrees Celsius to using a cleaner with no more than 25 grams of VOC per liter of cleaning solution. No changes are being proposed for the other Part 226 Solvent Cleaning Processes.

The proposed Subpart 226-2 Industrial Cleaning Solvent, will be a new regulation. Any owner or operator of a facility that uses three tons or more of volatile organic compounds from cleaning solvents on an annual basis may be subject.

Specifically, the provisions apply to any method of cleaning, by hand or mechanical means, of foreign materials from surfaces of unit operations, including large and small manufactured components, parts, equipment, floors, tanks, and vessels.

Use of cleaning solvents that are already subject to other regulatory provisions would not be subject to any new requirements because of this proposal.

Owners or operators subject to the proposed Part or Subpart 226-2, Industrial Cleaning

Solvents, will have work practice, record keeping and storage requirements for their cleaners that contain VOCs.

Cleaning solutions will also have a maximum VOC content limit of 50 grams of VOC per liter; or 0.42 pounds of VOC per gallon of cleaning material; or, as an alternative to this maximum VOC content, an industrial cleaning solvent with a maximum composite vapor pressure of 8 millimeters of Mercury at 20 degrees Celsius may also be used.

The changes proposed in Part 201 are necessary for consistency with the proposed changes and additions to Part 226.

The Department held a stakeholder meeting on January 29, 2018, to discuss the likely elements of the proposed revisions and to obtain feedback.

The comments received from the stakeholder meeting as well as additional input received during the stakeholder outreach process were considered in developing this proposal.

In addition to providing statements at this hearing today, anyone may also submit written comments related to the proposed revisions to Part 226 and Part 201.

Statements made at this hearing today and

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written comments received during the public comment
1
2
    period will be given equal weight and become part of
3
    the administrative record for this rulemaking.
 4
                  Anyone who wishes to obtain information or
    submit comments related to the proposed revisions to
5
 6
    Part 226 or Part 201 may contact John Henkes at New
7
    York State DEC, Division of Air Resources, 625
8
    Broadway, Albany, New York, 12233-3250. Telephone:
    518-402-8403. E-mail:
9
10
    www.dec.ny.gov/regulations/propregulations.html.
11
                  Written comments will be accepted through
    5:00 p.m., Wednesday, May 29, 2019.
12
13
                  Thank you for attending this hearing.
14
                  MR. O'CONNELL: Thank you, Mr. Brinsko.
15
    There are a few members of the public here in the
16
    assembly room today. This is their opportunity now to
17
    submit any comments. Do you wish to make any comments
18
    today?
19
                  UNIDENTIFIED SPEAKER: No thanks.
                                                      We just
20
    came to see if anybody else was coming to give
21
    comments.
22
                  MR. O'CONNELL: Right. We will go off the
23
    record.
                  (At which time, a recess was held from
24
25
    1:17 p.m. until 1:26 p.m.)
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1	MR. O'CONNELL: Okay. During our
2	off-the-record break, I waited to see if any additional
3	members of the public came to offer comments today,
4	with respect to the two proposed rule changes
5	concerning Part 208 and Part 226.
6	No one else is here. I just want to check
7	with you in case you wanted to make a comment?
8	UNIDENTIFIED SPEAKER: No thank you.
9	MR. O'CONNELL: Before adjourning today, I
10	will remind everyone that the deadline for filing
11	comments is 5:00 p.m., on May 29, 2019.
12	Comments may be submitted in writing to
13	the addresses provided during today's session. They
14	may also be provided via email at air.regs@dec.ny.gov.
15	This hearing is adjourned. Thank you.
16	* * *
17	(Whereupon, the proceedings in the above-entitled
18	matter were concluded at 1:27 p.m.)
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25	

1	RE:	PROPOSED RULES 208 AND 226				
2						
3	AT:	DEPARTMENT OF ENVIRONMENTAL CONSERVATION 625 Broadway Albany, New York				
4	DATE.	May 24, 2019				
5	<i>5</i> 711					
6						
7		<u>CERTIFICATION</u>				
8		I, Brenda C. Griffin, a shorthand reporter				
9	and Nota	ry Public in and for the State of New York do				
10	hereby c	ertify that the foregoing record taken by me at				
11	the time	and place noted in the heading hereof is a				
12	true and	true and accurate transcript of same, to the best of my				
13	ability	and belief.				
14						
15		Breida C. C/L C				
16		Brenda C. Griffin				
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Assessment of Public Comment

6 NYCRR Part 208, Landfill Gas Collection and Control Systems for Certain Municipal Solid Waste Landfills
6 NYCRR Part 200, General Provisions

Comments received from March 20, 2019 through 5:00 P.M., May 29, 2019

Comment 1. We have a municipal landfill, closed and capped in 1990 with a geomembrane and an active gas control system that burns the gas in an enclosed flare. Do we have to do anything else under the proposed revisions? (Commenter 1)

Response to Comment 1: The Department does not have enough information about the MSW landfill in question to properly assess the applicability of the new regulatory requirements to the facility. Please contact DEC's Division of Air Resources staff in one of our regional offices (https://www.dec.ny.gov/about/84152.html) to discuss applicability of these rules to your particular facility.

Comment 2. We agree with the agency's decision to incorporate the Subpart Cf provisions by reference. At the same time EPA promulgated Subpart Cf for existing landfills, it also revised the NSPS at Subpart XXX for new landfills with the intent of maintaining the consistency of the work practice standards imposed under both rules. As such, Subparts Cf and XXX contain nearly identical requirements. With incorporations by reference, NYSDEC can be sure that its Subpart Cf State Plan will remain consistent with the requirements for new landfills, while appropriately preserving the provisions of Subpart Cf that are specifically designed for existing sources, such as the applicability provisions and the provisions governing closed landfills. We support the Agency's efforts to maintain that consistency by incorporating Subpart Cf by reference. (Commenter 2)

Response to Comment 2: The Department appreciates the commenter's support for the new regulation and agrees with the commenter that incorporation of 40 CFR Part 60, Subpart Cf (Subpart Cf) by reference into revised Part 208 provides the regulatory consistency for existing landfills and/or landfill operators transitioning from Subpart Cf to 40 CFR Part 60, Subpart XXX (Subpart XXX).

Comment 3. Since NYDEC proposes to incorporate Subpart Cf provisions by reference, the agency should adopt language stating that future amendments to Subpart Cf carry through to the state rule. To ensure consistency with any aspect of Subpart Cf that is incorporated by reference, NYSDEC should specify that such incorporation encompasses any future changes, additions, or revisions to the federal rule. Where statute may prevent such future incorporation, the agency should consider streamlining mechanisms that would allow for expedited revisions to Part 208 if and when changes are promulgated to Subpart Cf pursuant to the recently proposed changes or changes arising from industry reconsideration petitions. (Commenter 2)

Response to Comment 3: As the commenter indicated, the Department is prohibited by the State Administrative Procedures Act (SAPA) from adopting rules on a prospective basis, including the automatic incorporation by reference of future federal law changes. Rather, the Department is required to comply with SAPA's rulemaking requirements, including providing the public with notice of all proposed rulemakings as well as an opportunity for review and comment, for each proposed rule. While the adoption of new Part 208 primarily consists of the incorporation by reference of federal emission guideline (EG) requirements under Subpart Cf, any future changes to federal law will require the Department to adhere to state rulemaking requirements in order to adopt those changes into state law.

Comment 4. Any new state regulation and State Plan under Subpart Cf should not take effect until EPA has approved the State Plan. NYSDEC must also leave the current regulations and State Plan "on-the-

books," instead of overwriting them with the new Subpart Cf requirements, so that the current requirements can remain effective while the state awaits EPA approval of the state's new Subpart Cf rule and Plan. Accordingly, NYSDEC should likewise confirm in its revised regulations and new State Plan that Subpart Cf requirements will not take effect until EPA approves the State Plan. Doing so will eliminate the gap in time between the date that new state and federal regulatory requirements become effective, which would otherwise arise while the State Plan is under review at EPA. Subpart Cf itself confirms that compliance is not required until EPA approval. *See* 40 CFR §§ 60.32f, 60.38f(c) (requiring compliance within 30 months after the report that is due 90 days after EPA approval). NYSDEC should align the deadline for compliance with its new Subpart Cf rules and State Plan with the effective date of the EPA approval needed to make those requirements federally enforceable. (Commenter 2)

Response to Comment 4: The rulemaking process requires that new Part 208 be adopted prior to submitting a State Plan to EPA. New Part 208 will become effective and enforceable in New York regardless of whether EPA approves the State Plan. New York plans to submit a State Plan to EPA which includes identifying new Part 208 as the enforceable mechanism to implement the EG.

Comment 5. The state regulations should specify an approval process for design plans. Subpart Cf requires each existing landfill to operate pursuant to a state-approved site-specific design plan for the landfill's unique gas collection and control system (GCCS). However, Subpart Cf does not dictate the process through which states must approve those design plans. Since the lack of timely GCCS design plan approval can leave a landfill in an untenable position, we ask NYSDEC to include a more definite procedure in its state regulations for ensuring the review and response to all design plan submittals will be timely. For example, where NYSDEC staff may be unable to review a submitted design plan within a prescribed period of time, we ask NYSDEC to rely upon the required Professional Engineer certification of the design plan as a sufficient basis for approving it. We also ask NYSDEC to expressly indicate in its regulations that any alternatives approved

under the prior version of the standards (Subparts Cc and WWW) will also be approved under the new regulations and Subpart Cf state plan, including alternative timelines and higher operating values, so that landfills do not need to seek re-approval of every alternative. (Commenter 2)

Response to Comment 5: In 2002, the Division of Air Resources (DAR) and the Division of Solid and Hazardous Materials (DS&HM) – now called the Division of Materials Management (DMM) - entered into a Memorandum of Responsibilities (MOR) which outlines the responsibilities of each Division in the evaluation and approval of designs submitted to the Department for Part 208. Technical staff in the DMM have historically been responsible for landfill engineering, including the review of GCCS's, while technical staff in the DAR have expertise in the assessment and modeling of landfill gas emission generation and treatment system designs, including the evaluation of monitoring systems associated with such. DAR and DMM will continue to work together to ensure compliance with the requirements of 6 NYCRR Parts 208 and 360, while maintaining the timely evaluation and approval of design plans according to the MOR.

Comment 6. NYSDEC should include an Automatic Rescission Clause. In light of the petitions, court order and pending changes to Subparts AAAA and Cf referenced above, there remains some chance that Subpart Cf could be rescinded by EPA or vacated by a court. In similar circumstances, several states have adopted a provision to confirm that federal rules adopted into a state code will no longer be effective under state law if the rules cease to be effective under federal law, and EPA has approved such provisions if written properly. See 81 Fed. Reg. 42,587 (June 30, 2016) (Oklahoma); 81 Fed. Reg. 27,382 (May 6, 2016) (Louisiana); 79 Fed. Reg. 22,772 (Apr. 24, 2014) (Colorado). Specifically, EPA has approved "automatic rescission clauses" if they (1) ensure the public will receive reasonable notice of the rescission, and (2) the rescission will be consistent with EPA's interpretation of the triggering action. Based on EPA's prior approvals of automatic rescission clauses, we ask NYSDEC to include the following provision in its new Subpart Cf rule: If federal legislation, a federal court, or a subsequent final agency action renders the EPA's Subpart Cf emission guidelines unenforceable in

whole or in part, this rule shall become void to the same extent. (Commenter 2)

Response to Comment 6: An "automatic rescission clause" would directly conflict with the rulemaking requirements under New York's SAPA. See Response to Comments 3 and 4.

List of Commentors:

- 1. Paul Lappano (Lockwood, Kessler & Bartlett, Inc.)
- 2. Steve Changaris / David Biderman (National Waste & Recycling Association/ Solid Waste Association of North America)

OFFICE OF THE COMMISSIONER

New York State Department of Environmental Conservation 625 Broadway, 14th Floor, Albany, New York 12233-1010 P: (518) 402-8545 | F: (518) 402-8541 www.dec.ny.gov

STATE OF NEW YORK

DEPARTMENT OF ENVIRONMENTAL CONSERVATION

CERTIFICATE OF ADOPTION

AGENCY ACTION: 6 NYCRR Part 208, Landfill Gas Collection and Control Systems for Certain Municipal Solid Waste Landfills; and Part 200, General Provisions.

Pursuant to the provisions of Sections 1-0101, 3-0301, 3-0303, 19-0103, 19-0105, 19-0107, 19-0301, 19-0302 19-0303, 19-0305, 71-2103, and 71-2105 of the Environmental Conservation Law, I, Basil Seggos, Commissioner of the Department of Environmental Conservation (DEC), hereby certify that the amendments to 6 NYCRR Part 208, Landfill Gas Collection and Control Systems for Certain Municipal Solid Waste Landfills and 6 NYCRR Part 200, General Provisions be adopted to read as on the attached original, and certify that this is the original thereof, as adopted by me on Agriculture State.

I further certify that prior notice, as required under the State Administrative Procedure Act, was published in the State Register on March 20, 2019 under Notice No. ENV-12-19-00003-P. I also further certify that prior notice of public hearings, scheduled for and held on May 22 in Avon, NY; and on May 24 in Albany, NY was published in the State Register on March 20, 2019 and DEC's Environmental Notice Bulletin on March 20, 2019 and in local newspapers in the State on March 20, 2019. No other publication of prior notice was required by statute.

Basil Seggos

Commissioner

Department of Environmental Conservation

DATED:

Albany, New York



As Adopted on August 5, 2019

Express Terms

6 NYCRR Part 208, Landfill Gas Collection and Control Systems for Certain Municipal Solid

Waste Landfills

The existing Part 208 is repealed. New Part 208 will be adopted as follows:

Section 208.1 Applicability.

The Federal requirements of 40 CFR Part 60, Subpart Cf, (see Table 1, section 200.9 of this Title), will apply to existing municipal solid waste (MSW) landfills that have accepted waste after November 8, 1987 and began construction, reconstruction or modification prior to July 17, 2014. Activities required by or conducted pursuant to a CERCLA, RCRA, or State remedial action are not considered construction, reconstruction, or modification for purposes of this section.

Section 208.2 Definitions.

(a) To the extent that they are not inconsistent with the specific definitions in subdivision (b) of this section, the general definitions of Parts 200 and 201 of this Title, and 40 CFR Part 60, Subpart Cf apply (see Table 1, section 200.9 of this Title).

(b) For the purposes of this Part, the following definitions apply:

(1) 'Closed landfill subcategory' means a closed landfill that has submitted a closure report as specified in section 60.38f(f) of 40 CFR Part 60, Subpart Cf, within one year of Part 208 becoming effective (see Table 1, section 200.9 of this Title).

Section 208.3 Severability.

Each provision of this Part shall be deemed severable, and in the event that any provision of this Part is held to be invalid, the remainder of this Part shall continue in full force and effect.

Express Terms

6 NYCRR Part 200, General Provisions

Sections 200.1 through 200.8 remain unchanged.

Existing Section 200.9, Table 1 is amended to read as follows:

Table 1

Regulation	Referenced Material	Availability
[208.8(d)]	[40 CFR Part 60 (July 1, 1999)]	[*]
	[64 Federal Register 7463 (Feb. 12, 1999)]	

Table 1

Regulation	Referenced Material	Availability
<u>208.1(a)</u>	Federal Register, Vol 81, No 167, Page 59276	<u>+++</u>
	(August 29, 2016)	
<u>208.2(a)</u>	Federal Register, Vol 81, No 167, Page 59276	<u>+++</u>
	(August 29, 2016)	
<u>208.2(b)</u>	Federal Register, Vol 81, No 167, Page 59276	<u>+++</u>
	(August 29, 2016)	

Existing Section 200.10, Table 2 is amended to read as follows:

Table 2 Delegated Federal New Source Performance Standards of 40 CFR 60

40 CFR 60 Subpart	Source Category	Page numbers in July 1, 2013 Edition of 40 CFR 60 unless otherwise cited
[Cc]	[Municipal Solid Waste Landfills]	[122-124]
<u>Cf</u>	Municipal Solid Waste Landfills	81 'Federal Register' 59276 (August 29, 2016)



ENB - Statewide Notices 8/21/2019

Public Notice

Pursuant to Sections 1-0101, 3-0301, 19-0103, 19-0105, 19-0301, 19-0303, 19-0305, 19-0311, 71-2103 and 71-2105 of the Environmental Conservation Law (ECL), the New York State Department of Environmental Conservation (Department) hereby gives notice of the following:

The Department is releasing a revised proposal for new 6 NYCRR Subpart 227-3, "Ozone Season Oxides of Nitrogen (NOx) Emission Limits for Simple Cycle and Regenerative Combustion Turbines," for public review and comment. The primary goal of this proposal is to lower allowable NOx emissions from simple cycle and regenerative combustion turbines during the ozone season. The lower emissions from these sources will help to address Clean Air Act (CAA) requirements, ozone nonattainment and protect the health of New York State residents. This proposal is only applicable to simple cycle and regenerative combustion turbines during the ozone season. This revised proposal includes changes resulting from comments submitted in regards to the original proposed rule. This is not a mandate on local governments. It applies to any entity that owns or operates a subject source. Further, the Department proposes to submit Subpart 227-3 to the United States Environmental Protection Agency as a revision to the State Implementation Plan (SIP) for New York State.

Documents pertaining to this rulemaking can be found on the Department's website at http://www.dec.ny.gov/regulations/propregulations.html#public

Written comments on revisions to the proposed rule may be submitted until 5:00 p.m. on October 7, 2019.

For further information please contact:

Ona Papageorgiou, P.E NYS Department of Environmental Conservation Division of Air Resources 625 Broadway, Albany, NY 12233-3251

Phone: (518) 402-8396 E-mail: air.regs@dec.ny.gov

Requests for information and comments related to the SIP revision may be obtained from:

Robert D. Bielawa, P.E. NYS Department of Environmental Conservation Division of Air Resources 625 Broadway, Albany, NY 12233-3251 Phone: (518) 402-8396

E-mail: air.regs@dec.ny.gov.

Written statements may be submitted until 5:00 p.m. on October 7, 2019. No hearings are scheduled regarding the revised proposed rule.

Pursuant to Environmental Conservation Law (ECL) Sections 1-0101, 3-0301, 3-0303, 19-0103, 19-0105, 19-0107, 19-0301, 19-0302, 19-0303, 19-0305, 71-2103, and 71-2105; the New York State Department of Environmental Conservation (Department) hereby gives notice of the following:

The Department is adopting revisions to 6 NYCRR Part 208, and attendant revisions to Part 200, to incorporate the new federal Emission Guideline (EG) for MSW Landfills codified under 40 CFR Part 60, Subpart Cf. The new federal EG is designed to reduce emissions of landfill gas containing non-methane organic compounds and methane by lowering the emission threshold at which a landfill must install and operate a landfill gas collection and control system. Once this rulemaking is adopted, the Department is required to revise its State Plan to reflect the new EG and submit the State Plan to EPA for review and approval.

Documents pertaining to this rulemaking can be found on the Department's website at http://www.dec.ny.gov/regulations/propregulations.html#recent

For further information please contact:

Dan Brinsko, P.E.
NYS Department of Environmental Conservation
Division of Air Resources
625 Broadway, Albany, NY 12233-3250

Phone: (518) 402-8403 E-mail: air.regs@dec.ny.gov

Data Solicitation for 2020 CWA Section 303(d) List

Section 303(d) of the Federal Clean Water Act (CWA) requires States to compile every two years, a list of impaired waters that do not meet water quality standards, where designated uses are not fully supported and where a Total Maximum Daily Load (TMDL) plan is necessary to address the impairment. States are scheduled to submit their next Section 303(d) List to the United State Environmental Protection Agency (US EPA) by April 1, 2020. To support the development of the Section 303(d) Lists, States are required to assemble and consider existing, readily available water quality related data and information. New York State is currently soliciting and accepting water quality data and information that may be useful in compiling the 2020 Section 303(d) List.

Background: Water quality assessment of New York State's waters is a continuous process. Participation and input from a wide range of state, federal and local agencies and non-governmental water quality partners (watershed groups, lake associations, academic researchers, etc.) is encouraged.

Every two years, corresponding to the development of the State's Section 303(d) List, the public is solicited to provide water quality data and information for any waterbody or basin. This allows for a more comprehensive updating of the List. Solicited data and information may result in changes to the List or may be incorporated into water quality assessments.

In order to be included for consideration in the compiling of the 2020 CWA Section 303(d) List, data and information must be received by September 27, 2019.

Data submissions should be accompanied by a completed Waterbody Inventory/Priority Waterbodies List (WI/PWL) Assessment Worksheet, which may be found at: http://www.dec.ny.gov/chemical/36730.html. This worksheet allows for the capture of water quality information based on available data or on general observation of conditions and/or local knowledge of designated use support/non-support of a waterbody absent specific, numeric monitoring data.

Worksheet information can also be obtained by contacting: Sarah Rickard, NYS DEC - Division of Water, Bureau of Watershed Assessment and Management, 625 Broadway, 4th Floor, Albany, NY 12233-3502, Phone: (518) 402-8179. Completed WI/PWL worksheets, supporting water quality monitoring data, corresponding Quality Assurance/Quality Control (QA/QC) documentation, QA/QC results summary and a description of measures used in the collection of data should sent to the address above, or forwarded via e-mail to: 4pwlinfo@dec.ny.gov.

Guidance regarding the use of water quality data and information to conduct assessments and make listing decisions is outlined in the New York State Consolidated Assessment and Listing Methodology. Additional

Register' 59276

Text of rule and any required statements and analyses may be obtained *from:* Nicholas Cartagena, State Board of Elections, 40 North Pearl Street, Ste. 5, Albany, NY 12207, (518) 474-2063, email: nicholas.cartagena@elections.ny.gov

Data, views or arguments may be submitted to: Same as above.

Public comment will be received until: 45 days after publication of this

Revised Regulatory Impact Statement, Regulatory Flexibility Analysis, Rural Area Flexibility Analysis and Job Impact Statement

A revised Regulatory Impact Statement, Regulatory Flexibility Analysis, Rural Area Flexibility Analysis and Job Impact Statement are not required because the changes made to the last published rule do not necessitate revision to the previously published document. The change clarifies that a county board of elections may also request a reduction of privacy booths, as well as voting devices, and outlines the process of making a request for a reduction of voting devices and privacy booths.

Assessment of Public Comment

The agency received no public comment.

Department of Environmental Conservation

NOTICE OF ADOPTION

Revised Part 208 Will Incorporate the New Federal Emission Guideline for MSW Landfills Pursuant to 40 CFR Part 60, Subpart Cf

I.D. No. ENV-12-19-00003-A

Filing No. 735

Regulation

Filing Date: 2019-08-05

Effective Date: 30 days after filing

PURSUANT TO THE PROVISIONS OF THE State Administrative Procedure Act, NOTICE is hereby given of the following action:

Action taken: Amendment of Part 200; addition of Part 208 to Title 6

Statutory authority: Environmental Conservation Law, sections 1-0101, 3-0301, 3-0303, 19-0103, 19-0105, 19-0107, 19-0301, 19-0302, 19-0303, 19-0305, 71-2103 and 71-2105

Subject: Revised Part 208 will incorporate the new Federal emission guideline for MSW landfills pursuant to 40 CFR part 60, subpart Cf.

Purpose: Part 208 controls landfill gas emissions by requiring a gas collection and control system.

Text of final rule: Sections 200.1 through 200.8 remain unchanged. Existing Section 200.9, Table 1 is amended to read as follows:

> Table 1 Referenced Material

[208.8(d)]	[40 CFR Part 60 (July 1, 1999)] [64 Federal Register 7463 (Feb. 12, 1999)]	[*]
	Table 1	
Regulation	Referenced Material	Availability
208.1(a)	Federal Register, Vol 81, No 167, Page 59276 (August 29, 2016)	+++
208.2(a)	Federal Register, Vol 81, No 167, Page 59276 (August 29, 2016)	+++
208.2(b)	Federal Register, Vol 81, No 167, Page 59276 (August 29, 2016)	+++

Existing Section 200.10, Table 2 is amended to read as follows:

Table 2

Delegated Federal New Source	
Performance Standards of 40	
CFR 60	
Source Category	

40 CFR 60 Page numbers in Subpart July 1, 2013 Edition of 40 CFR 60 unless otherwise cited [Municipal Solid Waste [122-124] [Cc] Landfills] Cf Municipal Solid Waste Landfills 81 'Federal

(August 29, 2016) The existing Part 208 is repealed. New Part 208 will be adopted as

Section 208.1 Applicability.

The Federal requirements of 40 CFR Part 60, Subpart Cf, (see Table 1, section 200.9 of this Title), will apply to existing municipal solid waste (MSW) landfills that have accepted waste after November 8, 1987 and began construction, reconstruction or modification prior to July 17, 2014. Activities required by or conducted pursuant to a CERCLA, RCRA, or State remedial action are not considered construction, reconstruction, or modification for purposes of this section. Section 208.2 Definitions.

(a) To the extent that they are not inconsistent with the specific definitions in subdivision (b) of this section, the general definitions of Parts 200 and 201 of this Title, and 40 CFR Part 60, Subpart Cf apply (see Table 1, section 200.9 of this Title).

(b) For the purposes of this Part, the following definitions apply:
(1) 'Closed landfill subcategory' means a closed landfill that has submitted a closure report as specified in section 60.38f(f) of 40 CFR Part 60, Subpart Cf, within one year of Part 208 becoming effective (see Table 1, section 200.9 of this Title).

Section 208.3 Severability.

Each provision of this Part shall be deemed severable, and in the event that any provision of this Part is held to be invalid, the remainder of this Part shall continue in full force and effect.

Final rule as compared with last published rule: Nonsubstantive changes were made in sections 200.9, 200.10, 208.1 and 208.3.

Text of rule and any required statements and analyses may be obtained from: Dan Brinsko, P. E., NYSDEC, Division of Air Resources, 625 Broadway, Albany, NY 12233-32, (518) 402-8396, email: air.regs@dec.ny.gov

Additional matter required by statute: Pursuant to Article 8 of the State Environmental Quality Review Act, a Short Environmental Assessment Form, a Negative Declaration and a Coastal Assessment Form have been

Revised Regulatory Impact Statement, Regulatory Flexibility Analysis, Rural Area Flexibility Analysis and Job Impact Statement

The edits made to the express terms do not require any changes to the RIS, RFA, RAFA and JIS

Initial Review of Rule

Availability

As a rule that requires a RFA, RAFA or JIS, this rule will be initially reviewed in the calendar year 2022, which is no later than the 3rd year after the year in which this rule is being adopted.

Assessment of Public Comment

Comment 1. We have a municipal landfill, closed and capped in 1990 with a geomembrane and an active gas control system that burns the gas in an enclosed flare. Do we have to do anything else under the proposed revisions? (Commenter 1)

Response to Comment 1: The Department does not have enough information about the MSW landfill in question to properly assess the applicability of the new regulatory requirements to the facility. Please contact DEC's Division of Air Resources staff in one of our regional offices (https://www.dec.ny.gov/about/84152.html) to discuss applicability of these rules to your particular facility.

Comment 2. We agree with the agency's decision to incorporate the Subpart Cf provisions by reference. At the same time EPA promulgated Subpart Cf for existing landfills, it also revised the NSPS at Subpart XXX for new landfills with the intent of maintaining the consistency of the work practice standards imposed under both rules. As such, Subparts Cf and XXX contain nearly identical requirements. With incorporations by reference, NYSDEC can be sure that its Subpart Cf State Plan will remain consistent with the requirements for new landfills, while appropriately preserving the provisions of Subpart Cf that are specifically designed for existing sources, such as the applicability provisions and the provisions governing closed landfills. We support the Agency's efforts to maintain that consistency by incorporating Subpart Cf by reference. (Commenter 2)

Response to Comment 2: The Department appreciates the commenter's support for the new regulation and agrees with the commenter that incorporation of 40 CFR Part 60, Subpart Cf (Subpart Cf) by reference into revised Part 208 provides the regulatory consistency for existing landfills and/or landfill operators transitioning from Subpart Cf to 40 CFR

Part 60, Subpart XXX (Subpart XXX).

Comment 3. Since NYDEC proposes to incorporate Subpart Cf provisions by reference, the agency should adopt language stating that future amendments to Subpart Cf carry through to the state rule. To ensure consistency with any aspect of Subpart Cf that is incorporated by reference, NYSDEC should specify that such incorporation encompasses any future changes, additions, or revisions to the federal rule. Where statute may prevent such future incorporation, the agency should consider streamlining mechanisms that would allow for expedited revisions to Part 208 if and when changes are promulgated to Subpart Cf pursuant to the recently proposed changes or changes arising from industry reconsideration petitions. (Commenter 2)

Response to Comment 3: As the commenter indicated, the Department is prohibited by the State Administrative Procedures Act (SAPA) from adopting rules on a prospective basis, including the automatic incorporation by reference of future federal law changes. Rather, the Department is required to comply with SAPA's rulemaking requirements, including providing the public with notice of all proposed rulemakings as well as an opportunity for review and comment, for each proposed rule. While the adoption of new Part 208 primarily consists of the incorporation by reference of federal emission guideline (EG) requirements under Subpart Cf, any future changes to federal law will require the Department to adhere to state rulemaking requirements in order to adopt those changes into state law.

Comment 4. Any new state regulation and State Plan under Subpart Cf should not take effect until EPA has approved the State Plan. NYSDEC must also leave the current regulations and State Plan "on-the-books," instead of overwriting them with the new Subpart Cf requirements, so that the current requirements can remain effective while the state awaits EPA approval of the state's new Subpart Cf rule and Plan. Accordingly, YSDEC should likewise confirm in its revised regulations and new State Plan that Subpart Cf requirements will not take effect until EPA approves the State Plan. Doing so will eliminate the gap in time between the date that new state and federal regulatory requirements become effective, which would otherwise arise while the State Plan is under review at EPA. Subpart Cf itself confirms that compliance is not required until EPA approval. See 40 CFR § § 60.32f, 60.38f(c) (requiring compliance within 30 months after the report that is due 90 days after EPA approval). NYSDEC should align the deadline for compliance with its new Subpart Cf rules and State Plan with the effective date of the EPA approval needed to make those requirements federally enforceable. (Commenter 2)

Response to Comment 4: The rulemaking process requires that new Part 208 be adopted prior to submitting a State Plan to EPA. New Part 208 will become effective and enforceable in New York regardless of whether EPA approves the State Plan. New York plans to submit a State Plan to EPA which includes identifying new Part 208 as the enforceable mecha-

nism to implement the EG.

Comment 5. The state regulations should specify an approval process for design plans. Subpart Cf requires each existing landfill to operate pursuant to a state-approved site-specific design plan for the landfill's unique gas collection and control system (GCCS). However, Subpart Cf does not dictate the process through which states must approve those design plans. Since the lack of timely GCCS design plan approval can leave a landfill in an untenable position, we ask NYSDEC to include a more definite procedure in its state regulations for ensuring the review and response to all design plan submittals will be timely. For example, where NYSDEC staff may be unable to review a submitted design plan within a prescribed period of time, we ask NYSDEC to rely upon the required Professional Engineer certification of the design plan as a sufficient basis for approving it. We also ask NYSDEC to expressly indicate in its regulations that any alternatives approved under the prior version of the standards (Subparts Cc and WWW) will also be approved under the new regulations and Subpart Cf state plan, including alternative timelines and higher operating values, so that landfills do not need to seek re-approval of every alternative.

Response to Comment 5: In 2002, the Division of Air Resources (DAR) and the Division of Solid and Hazardous Materials (DS&HM) – now called the Division of Materials Management (DMM) - entered into a Memorandum of Responsibilities (MOR) which outlines the responsibilities of each Division in the evaluation and approval of designs submitted

to the Department for Part 208. Technical staff in the DMM have historically been responsible for landfill engineering, including the review of GCCS's, while technical staff in the DAR have expertise in the assessment and modeling of landfill gas emission generation and treatment system designs, including the evaluation of monitoring systems associated with such. DAR and DMM will continue to work together to ensure compliance with the requirements of 6 NYCRR Parts 208 and 360, while maintaining the timely evaluation and approval of design plans according to the MOR.

Comment 6. NYSDEC should include an Automatic Rescission Clause. In light of the petitions, court order and pending changes to Subparts AAAA and Cf referenced above, there remains some chance that Subpart Cf could be rescinded by EPA or vacated by a court. In similar circumstances, several states have adopted a provision to confirm that federal rules adopted into a state code will no longer be effective under state law if the rules cease to be effective under federal law, and EPA has approved such provisions if written properly. See 81 Fed. Reg. 42,587 (June 30, 2016) (Oklahoma); 81 Fed. Reg. 27,382 (May 6, 2016) (Louisiana); 79 Fed. Reg. 22,772 (Apr. 24, 2014) (Colorado). Specifically, EPA has approved "automatic rescission clauses" if they (1) ensure the public will receive reasonable notice of the rescission, and (2) the rescission will be consistent with EPA's interpretation of the triggering action. Based on EPA's prior approvals of automatic rescission clauses, we ask NYSDEC to include the following provision in its new Subpart Cf rule: If federal legislation, a federal court, or a subsequent final agency action renders the EPA's Subpart Cf emission guidelines unenforceable in whole or in part, this rule shall become void to the same extent. (Commenter 2)

Response to Comment 6: An "automatic rescission clause" would directly conflict with the rulemaking requirements under New York's SAPA. See Response to Comments 3 and 4.

List of Commentors:

1. Paul Lappano (Lockwood, Kessler & Bartlett, Inc.)

2. Steve Changaris / David Biderman (National Waste & Recycling Association/ Solid Waste Association of North America)

REVISED RULE MAKING NO HEARING(S) SCHEDULED

Set Nitrogen Oxide (NOx) Emission Rate Limits for Simple Cycle and Regenerative Combustion Turbines During the Ozone Season

I.D. No. ENV-09-19-00015-RP

PURSUANT TO THE PROVISIONS OF THE State Administrative Procedure Act, NOTICE is hereby given of the following revised rule:

Proposed Action: Addition of Subpart 227-3 to Title 6 NYCRR.

Statutory authority: Environmental Conservation Law, sections 1-0101, 3-0301, 19-0103, 19-0105, 19-0301, 19-0303, 19-0305, 19-0311, 71-2103 and 71-2105

Subject: Set nitrogen oxide (NOx) emission rate limits for simple cycle and regenerative combustion turbines during the ozone season.

Purpose: Reduction of nitrogen oxide (NOx) emissions from simple cycle and regenerative combustion turbines during the ozone season.

Text of revised rule: See Appendix in the back of this issue.

Revised rule compared with proposed rule: Substantial revisions were made in sections 227-3.1 and 227-3.7.

Text of revised proposed rule and any required statements and analyses may be obtained from Ona Papageorgiou, NYSDEC, Division of Air Resources, 625 Broadway, Albany, NY 12233-3251, (518) 402-8396, email: air.regs@dec.ny.gov

Data, views or arguments may be submitted to: Same as above.

Public comment will be received until: October 7, 2019.

Additional matter required by statute: Pursuant to Article 8 of the State Environmental Quality Review Act, a Short Environmental Assessment Form, a Negative Declaration and a Coastal Assessment Form have been prepared and are on file.

Summary of Revised Regulatory Impact Statement (Full text is posted at the following State website:http://www.dec.ny.gov/regulations/

propregulations.html#public):

The New York State Department of Environmental Conservation (DEC) is proposing 6 NYCRR Subpart 227-3, "Ozone Season Oxides of Nitrogen (NOx) Emission Limits for Simple Cycle and Regenerative Combustion Turbines." The primary goal of this proposal is to lower allowable NOx emissions from simple cycle and regenerative combustion turbines during the ozone season. The lower emissions from these sources will help to ad-