

NEW YORK STATE DEPARTMENT OF ENVIRONMENTAL CONSERVATION

Division of Environmental Permits, Region 1

SUNY @ Stony Brook, 50 Circle Road, Stony Brook, NY 11790

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www.dec.ny.gov

NOTICE OF INCOMPLETE APPLICATION

April 6, 2022

Joseph F. Cline, P.E.
H2M Architects & Engineers
538 Broad Hollow Rd
4th Floor East
Melville, NY 11747

Re: Application # 1-4722-07052/00001
Peconic Environmental Services Property, 100 Peconic Ave, Medford, NY
SCTM# 200-736-2-8.3

Dear Agent/Contact Person:

Division of Materials Management Technical staff have reviewed your client's application for a Solid Waste Management permit to construct and operate a new C&D Transfer facility and they have provided the following comments/recommendations.

The Department's concern is that during peak flow conditions trucks will be forced to queue out to the street, whereas facility operation must not extend onto the public right-of-way. As such, please respond to the following comments:

How will the overflow truck parking/container storage area be utilized? Provide the number of trucks/containers that can be stored here and provide their onsite traffic flow.

On figure 6 traffic flow shows trucks entering through Door Nos. 2, 3 and 4 dumping in the path of trucks exiting through Door No. 5. Please provide clarification on how the trucks entering and exiting the building will maneuver in relation to each other.

Figure 7 depicts a truck behind the tipping area where the storage pile should be. Please provide an explanation for this truck's placement.

Please expand on how the facility is encompassing the state solid waste management plan (SSWMP) goals to emphasize diversion from thermal treatment and disposal and with the solid waste management hierarchy.



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With respect to consistency with the local solid waste management plan (LSWMP), it is important to clarify that the facility needs to demonstrate consistency with the LSWMP for all municipalities within their service area, that does not mean it is necessary to evaluate every single planning unit LSWMP, but that in broad terms the facility should mention how the operation of the facility encompasses with the solid waste hierarchy, with an emphasis on diversion from thermal treatment and disposal.

When resubmitting your LSWMP consistency it is important that we clarify to you that the 1993-2009 LSWMP for the Town of Brookhaven was the last LSWMP approved by the Department, and at that time, there was no crisis. Furthermore, DEC does not have the authority to mandate the solid waste management choices made by local municipalities or local solid waste planning units. While DEC's materials management program oversees solid waste management planning units and local municipalities - to ensure that they meet statutory and regulatory requirements - as well as solid waste management facilities - to ensure that they are constructed and operated in a way that is protective of human health and the environment, it is local governments and local planning units that are empowered and responsible to make decisions about whether to construct and operate solid waste management facilities or have them constructed and operated by private entities, whether they be landfills, transfer facilities, or other types of solid waste management facilities.

Please revise the application site plans and documentation accordingly. Upon receipt of the revised items (three copies), an electronic copy, and a redline version depicting changes made, processing of your client's application will continue.

If you have any questions regarding the above comments, please contact Ian Anthony of our Division of Materials Management at (631) 444-0375.

Sincerely,



Eugene R. Zamojcin
Environmental Analyst II

cc: Applicant; S. Rahman; I. Anthony; file