

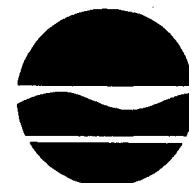
New York State Department of Environmental Conservation

Division of Environmental Permits, 4th Floor

625 Broadway, Albany, New York 12233-1750

Phone: (518) 402-9167 • FAX: (518) 402-9168

Website: www.dec.state.ny.us



Denise M. Sheehan
Commissioner

DEC - 7 2006

FACILITY INFORMATION

NAME: BELLE RD FACILITY
LOCATION: CAMBRIDGE (T)
COUNTY: WASHINGTON
DEC NO: 5-5322-00022-00005
SPDES NO: NY 026 5276

KENNETH FOLEY
CTI AGRI-CYCLE LLC
95 STATE ST, STE 812
SPRINGFIELD MA 01103

Dear SPDES Permittee:

Enclosed please find a validated NOTICE/RENEWAL APPLICATION/PERMIT form renewing your State Pollutant Discharge Elimination System (SPDES) permit for the referenced facility. This validated form, together with the previously issued permit (see issuance date of this permit in Part 3 of the NOTICE/RENEWAL APPLICATION/PERMIT form), and any subsequent permit modifications constitute authorization to discharge wastewater in accordance with all terms, conditions and limitations specified therein.

IMPORTANT NOTICE - In accordance with Article 17, Title 8 (State Pollutant Discharge Elimination System) and Article 70 (Uniform Procedures) of the Environmental Conservation Law, your permit is subject to the Discharge Notification Act (DNA). This law requires permittees to post a sign near each outfall of a wastewater discharge to surface waters, and also to provide a public repository for Discharge Monitoring Reports (DMRs) required by the SPDES permit. To initiate your complying with the provisions of the DNA, the Department has elected to modify your permit during this renewal period.

Please note, however, that compliance with DNA requirements can be waived in certain cases.

If an outfall satisfies any of the criteria listed in item (g) of the enclosed **DISCHARGE NOTIFICATION REQUIREMENTS**, you are eligible for seeking a waiver from the DNA. To do so, you must notify the Department by completing the enclosed Notice of Waiver form and sending it to the Bureau of Water Permits, NYSDEC, 625 Broadway, Albany, NY 12233-3505. Construction of a sign and the maintaining of DMRs at a public repository is not required for the specific outfall or outfalls identified in the Notice of Waiver.

Sign and repository requirements will become effective (unless waived) 30 DAYS after the date of this letter. Should you object to this DNA modification, you must submit a written statement to the Regional Permit Administrator shown below within 15 days of the date of this letter, giving supporting reasons why the permit should not be modified, or to request a hearing, or both.

Thomas Hall
NYSDEC REGION 5
Route 86, PO Box 296
Ray Brook, NY 12977-0296
(518) 897-1234

If you have questions concerning this permit renewal, please contact Lynn Kaplan at (518) 402-9165. If you have questions pertaining to the requirements of the Discharge Notification Act, please contact your Regional Water Engineer (see attached list and Region Map). Thank you.

Sincerely,

William R. Adriance
Chief Permit Administrator

Attachments

cc: RPA
RWE
BWP

NEW YORK STATE DEPARTMENT OF ENVIRONMENTAL CONSERVATION
State Pollutant Discharge Elimination System (SPDES)
NOTICE / RENEWAL APPLICATION / PERMIT



Please read ALL instructions on the back before completing this application form. Please TYPE or PRINT clearly in ink.

PART 1 - NOTICE

07/14/2006

Permittee Contact Name, Title, Address

Facility and SPDES Permit Information

CTI AGRI-CYCLE LLC
KENNETH FOLEY
95 STATE ST, STE 812
SPRINGFIELD MA 01103

Name: BELLE RD FACILITY
Ind. Code: 4953 County: WASHINGTON
DEC No.: 5-5322-00022/00005
SPDES No.: NY 026 5276
Expiration Date: 05/01/2007
Application Due By: 11/02/2006

Cambridge
045

Are these name(s) & address(es) correct? if not, please write corrections above.

The State Pollutant Discharge Elimination System Permit for the facility referenced above expires on the date indicated. You are required by law to file a complete renewal application at least 180 days prior to expiration of your current permit. Note the "Application Due By" date above.

CAUTION: This short application form and attached questionnaire are the only forms acceptable for permit renewal. Sign Part 2 below and mail only this form and the completed questionnaire using the enclosed envelope. Effective April 1, 1994 the Department no longer assesses SPDES application fees.

If there are changes to your discharge, or to operations affecting the discharge, then in addition to this renewal application, you must also submit a separate permit modification application to the Regional Permit Administrator for the DEC region in which the facility is located, as required by your current permit. See the reverse side of this page for instructions on filing a modification request.

PART 2 - RENEWAL APPLICATION

CERTIFICATION: I hereby affirm that under penalty of perjury that the information provided on this form and all attachments submitted herewith is true to the best of my knowledge and belief. False statements made herein are punishable as a Class A misdemeanor pursuant to section 210.45 of the Penal Law.

KENNETH A. FOLEY Manager, CTI Agri-Cycle, LLC
Name of person signing application (see instructions on back) Title

[Signature] 10/25/06
Signature Date

PART 3 - PERMIT (Below this line - Official Use Only)

Effective Date: 5/1/07 Expiration Date: 4/30/12
William R. Adriance
Permit Administrator Address: NYSDEC - Division of Environmental Permits
Bureau of Environmental Analysis
625 Broadway, Albany, NY 12233-1750
[Signature] DEC - 7 2006
Signature Date

This permit together with the previous valid permit for this facility issued 5/1/02 and subsequent modifications constitute authorization to discharge wastewater in accordance with all terms, conditions and limitations specified in the previously issued valid permit, modifications thereof or issued as part of this permit, including any special or general conditions attached hereto. Nothing in this permit shall be deemed to waive the Department's authority to initiate a modification of this permit on the grounds specified in 6NYCRR §621.14, 6NYCRR §754.4 or 6NYCRR §757.1 existing at the time this permit is issued or which arise thereafter.

06 OCT 30 AM 10:52

Attachments: General Conditions dated / /

RECEIVED NYSDEC ENVIRONMENTAL PERMITS



Please enter the numbers from your current permit:	DEC Number: <u>5-5322-00022100005-</u>
	SPDES Number: NY <u>0265276</u>

SPDES RENEWAL APPLICATION QUESTIONNAIRE

THIS PAGE MUST BE COMPLETED AND RETURNED WITH YOUR COMPLETED APPLICATION

Please TYPE or PRINT neatly using adequate pressure to make ALL copies legible. Keep a copy for your records.

- Has the SPDES permit for your facility been modified in the past 5 years YES NO
- Dischargers who use, manufacture, store, handle or discharge toxic or hazardous pollutants are subject to Industrial Best Management Practices (BMP) plan requirements for toxic or hazardous substances. A BMP plan prevents or minimizes the potential for release of pollutants to receiving waters from such ancillary industrial activities, including material storage areas; plant site runoff; in-plant transfer; process and material storage areas; loading and unloading operations, and sludge and waste disposal areas.

Does your facility conduct ancillary activities as described above, which are not covered by BMP requirements in your current permit? YES NO

Please indicate which of the following best describes the situation at your facility:

- None of the concerns on the "Self Evaluation List" seem to apply to my facility at this time and I will not be applying for a modification of the SPDES permit in the foreseeable future.
- Yes, some of the items on the "Self Evaluation List" have led me to believe that the permit for this facility needs to be modified. I already have a complete modification application pending with the Department.
- Yes, some of the items on the "Self Evaluation List" have led me to believe that the SPDES permit for this facility may need to be Modified. I have requested the appropriate forms by phone OR I have completed and attached the "Request For SPDES Application Forms" (included in this renewal package) to allow me to submit a permittee-initiated Modification application. See The "Request For SPDES Application Forms" page for a toll free 800 number.
- The items on the "Self Evaluation List" have left me unable to conclude whether my permit needs to be modified at this time. I am reporting the following general concerns about my permit:

DISTRIBUTION: Regional Water Engineer
Regional Permit Administrator
Central Office (BWP)

Effective Date of Modification 01/08/2007

DISCHARGE NOTIFICATION REQUIREMENTS

- (a) Except as provided in (c), (f) and (g) of these Discharge Notification Act requirements, the permittee shall install and maintain identification signs at all outfalls to surface waters listed in this permit. Such signs shall be installed within 90 days of the Effective Date of this Modification.
- (b) Subsequent modifications to or renewal of this permit does not reset or revise the deadline set forth in (a) above, unless a new deadline is set explicitly by such permit modification or renewal.
- (c) The Discharge Notification Requirements described herein do not apply to outfalls from which the discharge is composed exclusively of storm water, or discharges to ground water.
- (d) The sign(s) shall be conspicuous, legible and in as close proximity to the point of discharge as is reasonably possible while ensuring the maximum visibility from the surface water and shore. The signs shall be installed in such a manner to pose minimal hazard to navigation, bathing or other water related activities. If the public has access to the water from the land in the vicinity of the outfall, an identical sign shall be posted to be visible from the direction approaching the surface water.

The signs shall have **minimum** dimensions of eighteen inches by twenty four inches (18" x 24") and shall have white letters on a green background and contain the following information:

N.Y.S. PERMITTED DISCHARGE POINT

SPDES PERMIT No.: NY _____

OUTFALL No. : _____

For information about this permitted discharge contact:

Permittee Name: _____

Permittee Contact: _____

Permittee Phone: () - ### - ####

OR:

NYSDEC Division of Water Regional Office Address :

NYSDEC Division of Water Regional Phone: () - ### - ####

- (e) For each discharge required to have a sign in accordance with a), the permittee shall, concurrent with the installation of the sign, provide a repository of copies of the Discharge Monitoring Reports (DMRs), as required by the **RECORDING, REPORTING AND ADDITIONAL MONITORING REQUIREMENTS** page of this permit. This repository shall be open to the public, at a minimum, during normal daytime business hours. The repository may be at the business office repository of the permittee or at an off-premises location of its choice (such location shall be the village, town, city or county clerk's office, the local library or other location as approved by the Department). In accordance with the **RECORDING, REPORTING AND ADDITIONAL MONITORING REQUIREMENTS** page of your permit, each DMR shall be maintained on record for a period of three years.

(continued)

- (f) If, upon November 1, 1997, the permittee has installed signs that include the information required by 17-0815-a(2)(a) of the ECL, but do not meet the specifications listed above, the permittee may continue to use the existing signs for a period of up to five years, after which the signs shall comply with the specifications listed above.
- (g) All requirements of the Discharge Notification Act, including public repository requirements, are waived for any outfall meeting any of the following circumstances, provided Department notification is made in accordance with (h):
- (i) such sign would be inconsistent with any other state or federal statute;
 - (ii) the Discharge Notification Requirements contained herein would require that such sign could only be located in an area that is damaged by ice or flooding due to a one-year storm or storms of less severity;
 - (iii) instances in which the outfall to the receiving water is located on private or government property which is restricted to the public through fencing, patrolling, or other control mechanisms. Property which is posted only, without additional control mechanisms, does not qualify for this provision;
 - (iv) instances where the outfall pipe or channel discharges to another outfall pipe or channel, before discharge to a receiving water; or
 - (v) instances in which the discharge from the outfall is located in the receiving water, two-hundred or more feet from the shoreline of the receiving water.
- (h) If the permittee believes that any outfall which discharges wastewater from the permitted facility meets any of the waiver criteria listed in (g) above, notification (form enclosed) must be made to the Department's Bureau of Water Permits, Central Office, of such fact, and, provided there is no objection by the Department, a sign and DMR repository for the involved outfall(s) are not required. This notification must include the facility's name, address, telephone number, contact, permit number, outfall number(s), and reason why such outfall(s) is waived from the requirements of discharge notification. The Department may evaluate the applicability of a waiver at any time, and take appropriate measures to assure that the ECL and associated regulations are complied with.
- (i) The permittee shall periodically inspect the outfall identification signs in order to ensure that they are maintained, are still visible and contain information that is current and factually correct.