68/ ECSD No. 8 BOM

NEW YORK STATE DEPARTMENT OF ENVIRONMENTAL CONSERVATION

Division of Environmental Permits & Pollution Prevention
625 Broadway, 4th Floor, Albany, New York 12233-1750
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June 8, 2016

Joseph L. Fiegl
Erie County
95 Franklin St Rm 1034
Buffalo, NY 14202

Re: Facility: East Aurora Water Resource Recovery Facility
DEC No.: 9-1424-00010
SPDES No.: NY0028436

Dear Permittee:

On May 26, 2016, the department received your complete application to renew the referenced State Pollution Discharge Environmental System (SPDES) permit. Prior to moving forward with the administrative procedures required for permit renewal, the department will be undertaking a full technical review of the SPDES discharge to determine the need to incorporate new permit requirements under the Federal Clean Water Act.

Based on your timely and sufficient renewal application submission, your current permit will remain in effect after the expiration date under the provisions of the State Administrative Procedure Act (SAPA), should the department's technical review and the subsequent permit modification not be completed prior to the expiration date of the current permit.

The timing of the department's full technical review will be determined by the ranking of the discharge under the department's Environmental Benefit Permit Strategy (EBPS). The EBPS utilizes a number of criteria to score and rank a wastewater discharge, giving priority for technical review to those discharges with the greatest potential to cause environmental harm. If not already provided prior to the submission of the renewal application, you will receive a "Request for Information" from the department seeking data to be used in the evaluation of the discharge and in the establishment of new provisions proposed for inclusion in the permit. Renewal application procedures, including public notice, will be commenced concurrently with proposed permit modifications. A decision on permit renewal and modification will be made following a consideration of comments from you and the public or after a public hearing, if a hearing is held.

Item 6(e)

If you have questions on the revised renewal procedure or SAPA, please contact me at (518) 402-9165. Questions on the federal requirements under the programs listed above and modification of your permit should be directed as follows:

Brian Baker @ (518) 402-8111

Sincerely,

Lindy Sue Czubernat
Environmental Program Specialist

cc: K. Tang
B. Baker
J. Konsella – Region 9
D. Denk – Region 9

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