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**New York State Department of Environmental Conservation**  
**Notice of Complete Application**

*Date:* 05/24/2007

*Applicant:* NYC DEPT OF SANITATION  
125 WORTH ST  
NEW YORK, NY 10013-4006

*Facility:* NYC-DOS EAST 91ST ST MTS  
EAST 91ST ST & EAST RIVER  
NEW YORK, NY 10028

*Application ID:* 2-6204-00007/00013

*Permits(s) Applied for:* 1 - Article 19 Air State Facility  
1 - Article 27 Title 7 Solid Waste Management  
1 - Article 25 Tidal Wetlands  
1 - Section 401 - Clean Water Act Water Quality Certification

*Project is located:* in NEW YORK COUNTY

*Project Description:*

Construction and operation of a converted marine transfer station (MTS) on the upper east side of Manhattan. The proposed facility is designed to process 4,290 tons per day of municipal solid waste (MSW), allowing for 5,280 tons per day of MSW during emergency conditions. The East 91st Street MTS is a waste processing facility, one of four proposed waste management facilities identified as part of the NYC Solid Waste Management Plan - NYC Department of Sanitation long term waste export program. The existing marine transfer station will be demolished and the proposed containerized waste management facility, with a footprint of approximately 63,521 square feet, will be built to provide for barge transport of MSW to out of NYC locations. All solid waste transfer and containerized activities will take place within the fully enclosed building.

In addition to the construction of a new facility building, the applicant proposes to dredge the adjacent waterway to allow for barge operations and disturb tidal wetlands for the construction of a new fendering system and over water access ramps for the proposed MTS. The applicant will mitigate wetland habitat losses by creating and restoring additional tidal wetland areas at other areas within NYC, including other waste management facilities, at a ratio of no less than 2 times the combined wetland area lost for the proposed four converted MTS facilities.

The facility is subject to the provisions of the state facility regulations found at 6 NYCRR Sec. 201-7.2. The facility has potential emissions from exempt combustion sources and trivial activities and by the draft Air State Facility permit is capping its Oxides of Nitrogen emissions to less than 22.5 tons per year. The draft Air State Facility permit contains a listing of applicable federal, state and compliance monitoring requirements for the facility.

ared and is available for inspection at the document repositories established for this project:

- 96th Street Regional Library, 112 East 96th Street, NYC and;
- Manhattan Community Board 8 Office, 505 Park Avenue, NYC.

The site is located in within Manhattan tax Block 1587, lot 27 and part of lot 1, East River, FDR, and 91st Street.

*Availability of Application Documents:*

Filed application documents, and Department draft permits where applicable, are available for inspection under the provisions of the Freedom of Information Law during normal business hours at the address of the contact person.

This project is subject to the Department's Environmental Justice Policy and an enhanced public participation plan has been prepared and accepted as a component of application completeness. As part of the plan, a document repository has been established near the project area that contains application and project related materials. Information on the repository location and other outreach components of the plan is available from the identified DEC contact.

*State Environmental Quality Review (SEQR) Determination*

A final environmental impact statement has been prepared on this project and is on file.

*SEQR Lead Agency* NYC Dept of Sanitation

*State Historic Preservation Act (SHPA) Determination*

The proposed activity is not subject to review in accordance with SHPA. The permit type is exempt or the activity is being reviewed in accordance with federal historic preservation regulations.

*Coastal Management*

This project is located in a Coastal Management area and is subject to the Waterfront Revitalization and Coastal Resources Act.

*DEC Commissioner Policy 29, Environmental Justice and Permitting (CP-29)*

The proposed action is subject to CP-29. An enhanced public participation plan was submitted by the applicant and has become part of the complete application.

*Availability For Public Comment*

Comments on this project must be submitted in writing to the Contact Person no later than 07/02/2007

*Contact Person*

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