

**New York State Department of Environmental Conservation  
Facility DEC ID: 1282000358**



**PERMIT  
Under the Environmental Conservation Law (ECL)**

**IDENTIFICATION INFORMATION**

Permit Type: Air State Facility  
Permit ID: 1-2820-00358/00006  
Effective Date: 05/22/2003      Expiration Date: No expiration date

**Title IV (Phase II Acid Rain)**

Permit ID: 1-2820-00358/00010  
Effective Date: 05/22/2003      Expiration Date: 05/22/2008

**VILLAGE OF FREEPORT**

46 N OCEAN AVE  
FREEPORT, NY 11520-3023

Facility: FREEPORT POWER PLANT #2  
289 BUFFALO AVE

FREEPORT, NY 11520

Contact: HUBERT BIANCO  
220 WEST SUNRISE HIGHWAY  
FREEPORT, NY 11520

By acceptance of this permit, the permittee agrees that the permit is contingent upon strict compliance with the ECL, all applicable regulations, the General Conditions specified and any Special Conditions included as part of this permit.

Permit Administrator:

STUART M FOX  
DIVISION OF ENVIRONMENTAL PERMITS  
625 BROADWAY  
ALBANY, NY 12233-1750

Authorized Signature: \_\_\_\_\_ Date: \_\_\_\_ / \_\_\_\_ / \_\_\_\_



**Notification of Other State Permittee Obligations**

**Item A: Permittee Accepts Legal Responsibility and Agrees to Indemnification**

The permittee expressly agrees to indemnify and hold harmless the Department of Environmental Conservation of the State of New York, its representatives, employees, and agents ("DEC") for all claims, suits, actions, and damages, to the extent attributable to the permittee's acts or omissions in connection with the permittee's undertaking of activities in connection with, or operation and maintenance of, the facility or facilities authorized by the permit whether in compliance or not in compliance with the terms and conditions of the permit. This indemnification does not extend to any claims, suits, actions, or damages to the extent attributable to DEC's own negligent or intentional acts or omissions, or to any claims, suits, or actions naming the DEC and arising under article 78 of the New York Civil Practice Laws and Rules or any citizen suit or civil rights provision under federal or state laws.

**Item B: Permittee's Contractors to Comply with Permit**

The permittee is responsible for informing its independent contractors, employees, agents and assigns of their responsibility to comply with this permit, including all special conditions while acting as the permittee's agent with respect to the permitted activities, and such persons shall be subject to the same sanctions for violations of the Environmental Conservation Law as

prescribed for the permittee.

**Item C: Permittee Responsible for Obtaining Other Required Permits**

The permittee is responsible for obtaining any other permits, approvals, lands, easements and rights-of-way that may be required to carry out the activities that are authorized by this permit.

**Item D: No Right to Trespass or Interfere with Riparian Rights**

This permit does not convey to the permittee any right to trespass upon the lands or interfere with the riparian rights of others in order to perform the permitted work nor does it authorize the impairment of any rights, title, or interest in real or personal property held or vested in a person not a party to the permit.

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**Facility DEC ID: 1282000358**



**NO CONDITIONS FOR THIS PERMIT**

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Facility DEC ID: 1282000358



Permit Under the Environmental Conservation Law (ECL)

ARTICLE 19: AIR POLLUTION CONTROL - Title IV (Phase II Acid Rain) PERMIT

IDENTIFICATION INFORMATION

Permit Issued To: VILLAGE OF FREEPORT  
46 N OCEAN AVE  
FREEPORT, NY 11520-3023

Facility: FREEPORT POWER PLANT #2  
289 BUFFALO AVE  
FREEPORT, NY 11520

Authorized Activity By Standard Industrial  
Classification Code:

4911 - ELECTRIC SERVICES

Permit Effective Date: 05/22/2003      Permit  
Expiration Date: No  
expiration date.

CONDITIONS FOR THIS PERMIT

Conditions

Air Pollution Control

