

NEW YORK STATE DEPARTMENT OF ENVIRONMENTAL CONSERVATION

Office of General Counsel, Region 4
1130 North Westcott Road, Schenectady, NY 12306-2014
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CERTIFIED – RETURN RECEIPT REQUESTED
7015 0640 0005 8292 2335

July 6, 2017

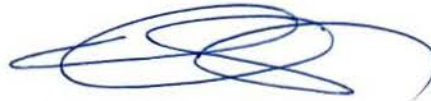
Mr. Kevin M. Young
Young/Sommer LLC
5 Palisades Drive
Albany, NY 12205

Re: Modification of Order on Consent
R4-2016-0120-9M

Dear Mr. Young:

Enclosed please find a copy of the fully executed Modification of Order on Consent referenced above.

Sincerely,



Karen S. Lavery
Assistant Regional Attorney

Enclosure

ec: K. O'Connor
Ryan Thomas, Rennia Engineering Design

MODIFICATION OF ORDER ON CONSENT

The Department has reviewed the engineering report titled "*Hunter Landfill Existing Leachate Treatment System*," dated June 1, 2016, and revised on December 16, 2016. The report was resubmitted in response to the Department's comment letter dated October 12, 2016.

The Department accepts the proposed improvements to the landfill and treatment system as outlined in the above engineering report. In lieu of accepting the design criteria submitted to justify an increase of the flow limit, the Department proposes a one year period to evaluate these improvements and determine what impact they have on SPDES compliance. An interim flow limit of "monitor only" will be implemented during this period of time. At the conclusion of the one year evaluation, a summary report shall be prepared and submitted to the Department. Department staff will review the report and make a final decision on the request to modify the permit, in particular the flow limit, and will consider removing or reducing sampling requirements for other parameters if warranted.

This letter and the schedule below is enforceable under the Order on Consent (R4-2016-0120-9), effective February 18, 2016;

- Respondent shall complete the installation of new settling and aeration components by August 31, 2017.
- Beginning September 1, 2017, Respondent shall monitor flow and continue to sample in accordance with all permit requirements for one year and summarize the results to be submitted to the Department by no later than September 29, 2018.

All other terms, conditions and provisions of the Order, effective February 18, 2016, except as modified by this Modification or determined in this Modification to be no longer applicable, shall remain in full force and effect.

DATED: July 5 2017
Rotterdam, New York

Basil Seggos
Commissioner
New York State Department of
Environmental Conservation

BY:



Keith Goertz
Regional Director
Region 4

CONSENT BY RESPONDENT

Respondent hereby consents to the issuing and entering of this Order, waives its rights to notice and hearing herein and agrees to be bound by the provisions, terms and conditions contained herein.

Town of Hunter

Authorized Representative Daryl Legg

SIGNED: [Signature]

TITLE: SUPERVISOR

DATE: JUNE 20, 2017

STATE OF New York)

)
)ss.:
COUNTY OF Greene)

On the 20 day of JUNE in the year 2017 before me, the undersigned, a Notary Public in and for the State, personally appeared Daryl Legg personally known to me or proved to me on the basis of satisfactory evidence to be the individual whose name is subscribed to the within instrument and acknowledged to me that he executed the same in his capacity, and that by his signature on the instrument, the individual, or the person upon behalf of which the individual acted, executed the instrument.

[Signature]

Notary Public
Qualified in the County of:
My Commission Expires:

LARA HAMRAH
NOTARY PUBLIC, STATE OF NEW YORK
NO. 01HA6010223
QUALIFIED IN GREENE COUNTY
MY COMMISSION EXPIRES 07-13-20 18