NEW YORK STATE DEPARTMENT OF ENVIRONMENTAL CONSERVATION

Division of Environmental Permits, Region 9 270 Michigan Avenue, Buffalo, NY 14203-2915 P: (716) 851-7165 | F: (716) 851-7168 www.dec.ny.gov

December 7, 2016

Mr. Michael D. Mahar CWM Chemical Services, LLC 1550 Balmer Road Model City, New York 14107

> Notice of Incomplete Application Air State Facility Permit Modification Request for RMU-2 CWM Model City Facility DEC ID 9-2934-00022/00233

Dear Mr. Mahar:

The Air State Facility Permit modification application (Application) submitted in February 2015, and subsequently supplemented in February 2016 and March 2016 with the submission of additional information, has been determined to be incomplete.

Comments received on the draft Air State Facility Permit modification, in August 2016, revealed deficiencies with the Application that must be corrected before it can be processed further. Specifically, the Application must be revised to include appropriate waste processing quantities to calculate the potential emissions from the facility with adequate justification to support the emission calculations.

You may contact either me at (716) 851-7165 or Michael Emery, with the Department's Division of Air Resources at (716) 851-7130, if you have any questions.

Singerely

David S. Denk

Regional Permit Administrator

ecc: Ms. Teresa Mucha, NYSDEC, Office of General Counsel

Mr. Alfred Carlacci, NYSDEC, Division of Air Resources

Mr. Michael Emery, NYSDEC, Division of Air Resources

Mr. Jonathan Rizzo, CWM Chemical Services, LLC

