

New York State Department of Environmental Conservation

Public Comment Hearing Luyster Creek Energy Project

AGENDA

1. Permit Application & SEQR Processes
2. Project Overview
3. Public Comment Session

Please fill out a Registration Card if you would like to speak at this hearing.



DEC Permits Required

Title V Air Permit

- Modification of the existing facility permit

Title IV “Acid Rain” Permit

- Modification of the existing facility permit



State Environmental Quality Review (SEQR)

- Requires environmental factors to be considered as part of decisions made by State, City, County or Municipal agencies and authorities.
- Encourages communication among public agencies, project sponsors and the public.
- SEQR review must begin as early as possible in the agency review process.
- Public can participate at various points in the SEQR process.
- SEQR must be completed before any state or local agency makes a final decision to permit, fund, or directly undertake an action.



Definitions

- Lead Agency*** Coordinates the SEQR review with other involved state and local agencies; responsible to carry out the steps in the SEQR process.
- Scope*** A list of topics to be included in the Draft Environmental Impact Statement (DEIS); allows for public input.
- DEIS/FEIS*** Draft/Final Environmental Impact Statement – documents that examine a project & explore ways to minimize adverse impacts.
- Findings*** A document prepared by each involved agency before making a decision about a project; uses the FEIS to discuss whether or not the project balances adverse impacts against needs and benefits of an action.



The SEQR Process So Far

- February 18, 2010** DEC requests “Lead Agency” status for SEQR review
- July 14, 2010** DEC issues “Positive Declaration” and Draft Scope
- September 20, 2010** DEC holds public hearings on Draft Scope
- November 10, 2010** DEC issues Final Scope
- June 29, 2011** DEC accepts DEIS as adequate to commence public review
- June 29, 2011** Notice of Complete Application and DEIS published in the Environmental Notice Bulletin
- August 24, 2011** Public Hearing for DEIS and Applications



What Happens Next

- **Deadline for comments on DEIS & Applications - September 9, 2011**
- **Final Environmental Impact Statement (FEIS)**
- **SEQR Findings and decisions on permits - minimum 10 days following issuance of FEIS**



How To Submit Comments

- **Speak at the public hearing today**

Written transcripts of today's hearing will go into the official written record.

- **Regular mail:**

Stephen Tomasik

NYS DEC

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DEC gives equal weight to oral and written comments.

Deadline for comments: September 9, 2011



Document Availability

NYSDEC: <http://www.dec.ny.gov/permits/66991.html> - DEIS
http://www.dec.ny.gov/dardata/boss/afs/draft_atv.html - Draft permits

Luyster Creek Energy Project Website: www.uspowergen.com/projects/luyster-creek

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