

New York State Department of Environmental Conservation

Notice of Complete Application/Intent to Renew and Modify Permit

DATE: March 21, 2023

APPLICANT: CONSOLIDATED EDISON COMPANY OF NEW YORK INC.

4 IRVING PL, NEW YORK, NY 10003-3502

FACILITY: CON ED - 59TH ST STATION, 850 12TH AVE, NEW YORK, NY 10019

APPLICATION ID: 2-6202-00032/00004

PERMIT(S) APPLIED FOR: 1 - Article 17 Titles 7 & 8 Industrial SPDES - Surface Discharge

PROJECT IS LOCATED: in NEW YORK COUNTY

PROJECT DESCRIPTION: The Department has prepared a draft permit and has made a tentative determination, subject to public comment or other information, to approve a renewal and modification to the State Pollutant Discharge Elimination System (SPDES) permit NY0005134.

The permitted facility is an industrial facility that produces steam, for customer use, using boilers that are fired by gas or oil. The facility also has a combustion turbine for generating electricity for peak loads. The facility uses a once-through cooling system to withdraw water from the Hudson River and uses a cooling water intake structure subject to the requirements of 6 NYCRR 704.5. Wastewater consists of process wastewater, stormwater, and non-contact cooling water discharged through outfalls to the Hudson River, a Class I water.

In addition to renewing the permit, a full technical review has been undertaken and updates to the following parameters are proposed: Toxics Class; primary outfall changed to 002 with closure of outfall 001; removal of special conditions No.s 3,4,5,6, and 9; addition of special condition No.8 for sensitive test procedures; added biological monitoring requirements; added Mercury Minimization Plan requirements; added Submittal of Additional Submittals; WET action levels, mercury, added Outfall 02F (reverse osmosis water treatment plant discharge); added influent and effluent monitoring for Total copper and Total lead; among other requirements detailed within the draft permit and fact sheet.

As a result of the EBPS full technical review, a new five-year term is proposed.

The draft SPDES permit with fact sheet is available online at <https://dec.ny.gov/fs/projects/draftpermits>. The draft permit files are contained within regional folders and named by the SPDES number contained in this notice.

Requests for a legislative (public statement) hearing must be sent in writing to the DEC contact person below by the comment deadline. The Department assesses such requests pursuant to 6 NYCRR Section 621.8. Refer to this application by the application number listed above and SPDES Number NY0005134.

AVAILABILITY OF APPLICATION DOCUMENTS: Filed application documents, and Department draft permits where applicable, are available for inspection during normal business hours at the address of the contact person. To ensure timely service at the time of inspection, it is recommended that an appointment be made with the contact person.

STATE ENVIRONMENTAL QUALITY REVIEW (SEQR) DETERMINATION: Project is an Unlisted Action and will not have a significant impact on the environment. A Negative Declaration is on file. A coordinated review was not performed.

SEQR LEAD AGENCY: None Designated

STATE HISTORIC PRESERVATION ACT (SHPA) DETERMINATION: The proposed activity is not subject to review in accordance with SHPA. The application type is exempt and/or the project involves the continuation of an existing operational activity.

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): It has been determined that the proposed action is not subject to CP-29.

AVAILABILITY FOR PUBLIC COMMENT:

Comments on this project must be submitted in writing to the Contact Person no later than 04/28/2023 or 30 days after the publication date of this notice, whichever is later.

CONTACT PERSON:

JAMES J ELDRED
NYSDEC
625 BROADWAY
ALBANY, NY 12233
(518) 402-9158