



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 2
290 BROADWAY
NEW YORK, NY 10007-1866

ANNOUNCEMENT OF A PUBLIC COMMENT PERIOD U.S. Environmental Protection Agency

Draft Renewal title V Operating Permit

Turning Stone Casino and Resort, Oneida Indian Nation

Public Comment Period: September 2, 2020 to October 2, 2020

The U.S. Environmental Protection Agency, Region 2 Office (EPA) is seeking public comment on a draft renewal title V operating permit for Turning Stone Casino and Resort.

APPLICANT:

Turning Stone Casino and Resort
Oneida Indian Nation, 5218 Patrick Road
Verona, New York 13478

BACKGROUND: The United States Environmental Protection Agency, Region 2 office (EPA) is issuing a draft renewal operating permit pursuant to title V of the Clean Air Act and 40 C.F.R. Part 71, to Turning Stone Casino and Resort (Turning Stone). This permit proposes to renew the authorization for the operation of air pollutant emitting activities at this facility in accordance with permit conditions listed in the draft renewal permit. The applicant is a casino resort that will operate electricity and heat generating units. A detailed description of the permit conditions is included in the Statement of Basis that is available on the EPA's website at <https://www.epa.gov/caa-permitting/caa-permits-issued-epa-region-2#pend71>

ADMINISTRATIVE RECORD: EPA has prepared a draft permit for public comment, as well as a statement that explains the basis of the permit conditions. These documents, as well as the permit application, are available on EPA's website at <https://www.epa.gov/caa-permitting/caa-permits-issued-epa-region-2#pend71> Additional information can be obtained from the EPA representatives listed below.

PUBLIC COMMENT/APPEAL PROCEDURES: The purpose of this notice is to solicit comments from the public on the draft renewal operating permit. EPA will issue a final permit after full consideration of all public comments received. All information and data submitted by the applicant are available for public review as part of the administrative record. The administrative record, which includes a copy of the draft renewal permit, application, and supporting information, and the relevant regulations are also available for review at the EPA Region 2 office, located at the address listed below. This record also may be reviewed at the office of the Oneida Indian Nation, located at 306 Diamond Street, Canastota, New York, between the hours of 9:00 am and 4:00 pm. Any interested person may submit written comments on the draft permit and/or request a public hearing. All such comments and hearing requests must be received by EPA within 30 days of publication of this notice. A request for a public hearing shall be made in writing and shall state the nature of the issues proposed to be raised at

the hearing.

EPA will review all of the comments received during this public comment period and make a final determination regarding permit renewal. EPA's final permit decision may be appealed administratively within 30 days of the applicant's receipt of the final permit. The procedures for administrative review are provided in 40 C.F.R. §71.11. Only those persons who filed comments may petition for administrative review. Persons who failed to file comments on this draft permit may petition for review only to the extent of the changes from the draft to the final permit decision. If no comments were received and EPA made no changes from the draft to the final permit, no administrative review would be available. Upon completion of the administrative review process (if applicable), the final permit decision will become final agency action and will be published in the Federal Register. Those who appealed for administrative review may petition for judicial review within 60 days of the publication in the Federal Register.

Anyone interested in reviewing the administrative record upon which this preliminary determination was made, may do so by visiting either of the addresses below between 9:00 am and 4:00 pm. Written comments should be sent to the EPA Region 2 office address:

U.S. Environmental Protection Agency
Region 2, Permitting Section
Air Programs Branch
290 Broadway
New York, New York 10007

Turning Stone Casino and Resort
5218 Patrick Road
Verona, New York 13478

Attention: Ms. Suilin W. Chan
(212) 637-4019

Attention: Mr. Michael Massena
(315) 366-9647