DUST PALLIATIVE
LYONS FALLS PULP & PAPER (LFPP) SPENT LIQUOR
CONDITIONS FOR USE WITH DETERMINATION OF ENVIRONMENTAL
COMPATIBILITY BY THE NEW YORK STATE DEPARTMENT
OF ENVIRONMENTAL CONSERVATION (DEC)
IN CONSULTATION WITH THE NEW YORK STATE DEPARTMENT
OF HEALTH (DOH)
FOR THE NEW YORK STATE DEPARTMENT OF TRANSPORTATION (DOT)
APPROVED MATERIALS LIST (UNTREATED OR TREATED USE)

GENERAL CONDITIONS

1. LFPP shall ensure that every applicator of LFPP Spent Liquor possesses and complies with these Conditions.

2. These Conditions do not override the need for any applicator to obtain other permits (including DEC permits) or approvals that may be required (e.g., use associated with activities in or near regulated wetlands, surface waters, or other regulated natural resources).

3. No application shall be conducted when the National Weather Service forecasts greater than 25% probability of precipitation in the application area to occur within 8 hours after the planned application.

4. Applications shall not be made when the ground is saturated (due to precipitation or wetting) as defined by visible pools of water at or in the vicinity of the application, in order to prevent the movement of LFPP Spent Liquor into the environment.

5. Containers holding LFPP Spent Liquor shall be covered at all times.

6. LFPP Spent Liquor shall not be used or handled in a manner that could result in spillage within 100 feet of a wetland regulated by New York State or within 50 feet of all other water bodies and bridges. Any spill which could enter the waters of the state shall be reported to the DEC Spill Hotline within 2 hours (1-800-457-7362). Any required response (including any needed cleanup) shall then be determined by the DEC regional office.

SPECIFIC CONDITIONS

7. The application rate for LFPP Spent Liquor shall be evenly applied at a rate not to exceed 0.0142 gal/ft² (1,500 gal/mile) for freshly graded, unpaved roadways and 0.0038 gal/ft² (400 gal/mile) for smooth, hardpacked, unpaved roadways.

8. Prior to application, the LFPP Spent Liquor Material Safety Data Sheet shall be brought to the attention of applicators and others who could come in proximity or contact with the material.
9. The time of application shall be chosen to take meteorological conditions into account, so that potential airborne or odor impacts are avoided.

10. Within one week after each application of LFPP Spent Liquor, applicators shall notify DEC of any complaints received as a result of applying the product. Notification shall be made to:

Mr. Orest Lewinter  
Environmental Analyst 2  
NYS Dept. of Environmental Conservation  
50 Wolf Road, Room 514  
Albany, NY 12233-1750  
Telephone No. (518) 457-7718

The notification shall include the name, address and phone number of applicator and complainant(s); date, time and nature of each complaint; and any mitigation measures undertaken by the applicator.