



REGION 2

NEW YORK, N.Y. 10007

ANNOUNCEMENT OF A PUBLIC COMMENT PERIOD

U.S. Environmental Protection Agency

Draft Part 71 Operating Air Permit Renewal

EPA Permit Number: ONEIDA004

For Turning Stone Resort and Casino, Oneida Indian Nation

Public Comment Period: July 17, 2025 to August 18, 2025

The U.S. Environmental Protection Agency, Region 2 Office (EPA) is seeking public comment on a draft Clean Air Act ("CAA") Part 71 (or Title V) Operating Air Permit Renewal for Turning Stone Resort and Casino, owned by the Oneida Indian Nation.

APPLICANT:

Turning Stone Resort and Casino
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 of the Title V operating air permit issued pursuant to Title V of the CAA and 40 C.F.R. Part 71, to Turning Stone Resort and Casino ("Turning Stone" or "facility"), which is located on Indian country within the boundaries of the Oneida Indian Nation, Oneida Indian Reservation, in Oneida County, Verona, New York. Because the facility is located on the Oneida Indian Reservation and because the Oneida Indian Nation does not have an EPA-approved permitting program, it is the EPA's responsibility as the Title V air permitting authority, to act on this facility's air permit application and issue the facility's Title V operating permit renewal. The applicant is a casino resort that operates a natural gas-fired combined cycle turbine with an unfired heat recovery steam generator ("HRSG"), four heat/hot water boilers, with three of the boilers combusting only natural gas and one boiler combusting natural gas and fuel oil, six non-emergency diesel engines, and three emergency engines (two of the engines are combusting fuel oil and one engine is combusting natural gas). All of the above emission sources provide electrical power, steam and hot water, and backup power for the facility. This draft Title V operating air permit renewal (or "draft permit") proposes to allow the facility to continue operating its existing emission sources in accordance with the permit

conditions listed in the draft permit, and it does not authorize the addition of any emission source or any increase in emissions.

ADMINISTRATIVE RECORD: EPA has prepared a draft Title V operating air permit renewal for public comment, as well as a statement that explains the basis (Statement of Basis) of the permit conditions. The draft permit, Statement of Basis and the application are available on the EPA's website at <https://www.epa.gov/caa-permitting/caa-permits-issued-epa-region-2#pend71> and at https://www.epa.gov/publicnotices/notices-search?f%5B0%5D=program_or_statute%3A252035

PUBLIC COMMENT: The purpose of this notice is to solicit comments from the public on the EPA's preliminary determination to approve the Turning Stone Resort and Casino's Title V operating air permit renewal. Person wishing to comment on this draft permit must do so in writing by the public comment closure date shown above. Any interested person, including the applicant, may submit comments on the draft permit during the public comment period. If you believe that any conditions of this draft Title V operating air permit renewal are inappropriate, you must raise all reasonably ascertainable issues and submit all reasonably ascertainable arguments supporting your position by the close of the public comment period (including any public hearing). Any supporting materials that are submitted shall be included in full and may not be incorporated by reference, unless they are already part of the administrative record in the same proceeding, or consist of State or Federal statutes and regulations, EPA documents of general applicability, or other generally available reference materials. All comments received prior to the close of the public comment period will be included in the administrative record and will be made available to the public. All comments received during the public comment period or made during the public hearing, if one is held, will be considered in arriving at the final permit decision. Following the close of the public comment period, and after the public hearing, if one is held, the EPA will prepare a response to all substantive comments, which will also include a statement of reasons for any changes made from the draft to the final permit, and make the responses available to the public on the EPA's website at <https://www.epa.gov/caa-permitting/caa-permits-issued-epa-region-2#part71permits>. Please note that an email address must be provided with your comments if you wish to receive direct notification of EPA's final permit decision and/or the response to comments document. The EPA will accept written comments by e-mail and by mail to the address below:

Viorica Petriman
U.S.EPA, Region 2
290 Broadway
25th Floor
New York, New York 1007
E-mail: petriman.viorica@epa.gov

PUBLIC HEARING: No public hearing has been scheduled; however, during the public comment period, you may request a public hearing. A request for a hearing should be submitted within fifteen (15) days of this notice and must include the nature of the issues to be raised at the hearing. EPA will base its decision on whether a hearing will be held upon a showing of a significant degree of public interest. Please submit your requests for a public hearing for this draft permit by e-mail or mail to:

Viorica Petriman
U.S.EPA, Region 2
290 Broadway
25th Floor
New York, New York 1007
E-mail: petriman.viorica@epa.gov

If a public hearing is granted, a public notice stating the date, time, and place of the hearing will be made at least 30 days prior to the hearing and the comment period will be extended through the hearing date.

APPEAL PROCEDURES: EPA will review all of the comments received during this public comment period or made during the public hearing (if one is held) and make a final determination regarding permit renewal. Pursuant to 40 C.F.R. §71.11(l)(1), EPA's final permit decision may be appealed administratively under the permit appeal procedures of 40 C.F.R. §124.19. As provided by 40 C.F.R. §71.11(l)(2) an appeal under 40 C.F.R. §71.11(l)(1) is, under Clean Air Act Section 307(b), a prerequisite to seeking judicial review of final agency action. Persons who filed comments or participated in the public hearing on the draft permit may petition for administrative review. Persons who failed to file comments on this draft permit or failed to participate in the public hearing may petition for review of permit conditions in the final permit only to the extent the conditions reflect 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.