(09/2020)

NEW YORK STATE OF OPPORTUNITY | Department of Environmental Conservation

DEPARTMENT USE ONLY	
DEC APPLICATION NO.	
ACTIVITY NUMBER(S)	

DIVISION OF MATERIALS MANAGEMENT
APPLICATION FOR A SOLID WASTE MANAGEMENT FACILITY PERMIT

Please read all instructions before completing this application

Reset Form

Please TYPE or PRINT clearly

1. APPLICATION TYPE (CHECK ALL APPLICABLE BOXES):

☑ Initial (New) * ☐ Modification ☐ Renewal (*Existing permit expiration date:* _____)

2. APPLICANT IS:

☐ Facility Owner ☑ Facility Operator

3. IS APPLICATION FILED BY OR ON BEHALF OF A MUNICIPALITY?

☐ YES (*Name of municipality:* _____) ☑ NO

4. FACILITY NAME AND LOCATION (Attach USGS Topo Map showing exact location)

Name: Buffalo Biodiesel, Inc.

Address: 225 Sawyer Ave.

Town: Tonawanda County: Erie

Coordinates: NYTM-E 42.974950 NYTM-N -78.921890

Existing solid waste management facility permit number (if applicable): _____

☐ Check here if facility owner, operator and/or real property owner has changed since last application was submitted.

5. FACILITY OWNER'S INFORMATION

Name: _____

Address: _____

City/State/Zip: _____

Phone number: _____

Email: _____

6. FACILITY OPERATOR'S INFORMATION

Name: Buffalo Biodiesel, Inc.

Address: 25 Sawyer Ave.

City/State/Zip: Tonwanda, NY 14150

Phone number: 716-954-2953

Email: tom@buffalobiodiesel.com

7. ENGINEER'S INFORMATION

Name: Marek Kobialka

NYS Professional Engineer License #: 087820

Firm Name: Lakeside Design Engineering, DPC

Address: 2891 Pearce Rd

City/State/Zip: North Tonawanda, NY 14120

Phone number: 716-400-8662

Email: _____

8. REAL PROPERTY OWNER'S INFORMATION

Name: Empire State Property Management Ltd.

Address: 2680 Grand Island Blvd

City/State/Zip: Grand Island, NY 14072

Phone number: 716-773-7707

Email: _____

☐ Check here if facility owner is not real property owner.
See instruction page for written permission requirement.

9. TYPE OF FACILITY (CHECK ALL APPLICABLE BOXES)

☐ Combustion & Thermal Treatment (362-1)
☐ C & D Debris Handling & Recovery (361-5)
☐ Composting & Other Organics Processing (361-3)
☐ Household Hazardous Waste Collection (362-4)
☐ Land Application & Associated Storage (361-2)
☐ Landfill (363)
☐ Regulated Medical Waste (365)
☐ Mulch Processing (361-4)
☐ Municipal Solid Waste Processing (362-2)
☐ Navigational Dredge Material Handling & Recovery (361-9)
☐ Nonspecific Facilities (360.17)
☐ Recyclables Handling & Recovery (361-1)
☐ Research, Development, and Demonstration (360.18)
☐ Transfer (362-3)
☐ Waste Oil (374-2)
☐ Waste Tire Handling & Recovery (361-6)
☑ Used Cooking Oil & Yellow Grease (361-8)

*Initial application submitted in 2020. This form filed in response to a Notice of Incomplete application as update.

10. NAME(S) OF ALL MUNICIPALITIES IN SERVICE AREA:

New York, Pennsylvania, Ohio, New Jersey, Vermont, Connecticut, Massachusetts, Maryland, West Virginia, and Michigan. Albany County, Allegheny County, Broome County, Cattaraugus County, Cayuga County, Chautauqua County, Chemung County, Chenango County, Clinton County, Columbia County, Cortland County, Delaware County, Duchess County, Erie County, Essex County, Franklin County, Fulton County, Genesee County, Green County, Hamilton

11. SOLID WASTE ACCEPTED: *Identify facility capacity and throughput of each waste type, as applicable*

Used Cooking Oil and Yellow Grease
Design Capacity - 300,000 gal/week
Average Weekly Throughput - 150,000 gal/week

FOR MODIFICATION APPLICATION ONLY

12. DOES THE MODIFICATION APPLICATION INVOLVE (CHECK ALL APPLICABLE BOXES):

☐ New waste type ☐ New equipment ☐ Waste acceptance rate increase ☐ Facility expansion (including landfill)

SKIP QUESTION #13 AND #14 IF APPLYING FOR RENEWAL ONLY

13. APPLICATION DESCRIPTION

Include a brief description of new or modification request

14. FACILITY SIZE

a. Facility size proposed (acres) _____

b. Total site area (acres) _____

For modification application ONLY

c. Associated facility size change (acres) _____

For Landfill ONLY

d. Facility size ultimately planned (acres) _____

e. Existing landfill area on this site and adjacent properties (acres) _____

f. Ultimate facility height above ground level (feet) _____

15. IS A VARIANCE REQUESTED FROM ANY PROVISION OF 6 NYCRR PART 360 SERIES?

☐ Yes ☑ No If yes, submit an application for variance and cite specific provision(s) here: _____

16. REAL PROPERTY OWNER CERTIFICATION

☒ Corporation ☐ Partnership ☐ Sole Proprietorship ☐ Municipality/other government entity ☐ Other: _____

I hereby attest that I am the owner of the real property on which the facility is located or the proposed or modified facility will be located and am signing in my individual capacity.

Or if signing in a representative capacity: I hereby attest that I am the (indicate title or capacity) _____, an authorized representative of the owner of the real property on which the facility is located or the proposed or modified facility will be located). I am duly authorized on behalf of said owner to sign make this certification on this application.

I grant permission for the applicant to apply for the permit, and construct and operate the facility described in the application in accordance with a final DEC permit or approval. I also grant permission for the department to access the above-described real property, including any adjacent areas, during all reasonable times (including but not limited to 7:00 am to 7:00 pm Monday through Friday, and additional facility hours of operation, and as appropriate during emergencies and similar exigent circumstances) without the property owner, applicant or other representative of the property owner or facility present. If the property is posted with "keep out" signs or fenced with an unlocked gate, department staff may still enter the property. Department staff may traverse the property, inspect the facility, take measurements, analyze site physical characteristics, take soil and vegetation samples, sketch and photograph the property, and conduct other activities necessary to evaluate the permit application or assess the facility's compliance with the permit and any other applicable statutory or regulatory requirements.

I am aware that any false statement made herein is punishable as a Class A misdemeanor pursuant to Section 210.45 of the Penal Law.

Signature: Jacquelynn Brown Print Name: Jacquelynn Brown Date: October 30, 2025

Title or Representation if signing in a representative capacity: Corporate Secretary - Empire State Property Management Ltd.

17. APPLICANT CERTIFICATION

☒ Corporation ☐ Partnership ☐ Sole Proprietorship ☐ Municipality/other government entity ☐ Other: _____

I hereby attest that I am the (check one) ☒ President/Vice President ☐ General Partner ☐ Sole Proprietor ☐ Duly Authorized Municipal Representative of (APPLICANT) Buffalo Biodiesel, Inc. and the legally responsible party for this application as presented to NYSDEC. I affirm that the statements and information provided on this application and all attachments submitted herewith are true, accurate, and complete.

I am aware that any false statement made herein is punishable as a Class A misdemeanor pursuant to Section 210.45 of the Penal Law. I accept full responsibility for all damage, direct or indirect, of whatever nature, and by whomever suffered, arising out of the project described herein and agree to indemnify and hold harmless the State from any and all causes of action in law or equity, resulting from the said project.

Signature: Sumit Majumdar Print Name: Sumit Majumdar Date: October 30, 2025

DEC Application for Permit

Final Audit Report 2025-10-30

Created:	2025-10-30
By:	Amy Donohoe (adonohoe@kavinokycook.com)
Status:	Signed
Transaction ID:	CBJCHBCAABAAdMtdn-0-RCSpfaSeTgbmyRJ6nx6oY9Ls

"DEC Application for Permit" History

Document created by Amy Donohoe (adonohoe@kavinokycook.com)
2025-10-30 - 7:19:36 PM GMT

Document emailed to Sumit Majumdar (sumit@buffalobiodiesel.com) for signature
2025-10-30 - 7:19:40 PM GMT

Email viewed by Sumit Majumdar (sumit@buffalobiodiesel.com)
2025-10-30 - 7:22:18 PM GMT

Document e-signed by Sumit Majumdar (sumit@buffalobiodiesel.com)
Signature Date: 2025-10-30 - 7:27:35 PM GMT - Time Source: server

Document emailed to Jacquelynn Brown (expert@empiredismantle.com) for signature
2025-10-30 - 7:27:36 PM GMT

Email viewed by Jacquelynn Brown (expert@empiredismantle.com)
2025-10-30 - 7:33:40 PM GMT

Document e-signed by Jacquelynn Brown (expert@empiredismantle.com)
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Agreement completed.
2025-10-30 - 7:34:28 PM GMT

Adobe Acrobat Sign

47-19-2A (8/20)-10e

DEPARTMENT USE ONLY

DEC APPLICATION NUMBER:

NEW YORK STATE DEPARTMENT OF ENVIRONMENTAL CONSERVATION

RECORD OF COMPLIANCE-Permit Application Supplement

Please read all instructions on reverse side before completing this application

1. FULL NAME OF APPLICANT

Buffalo Biodiesel, Inc.

2. MAILING ADDRESS (Principal Place of Business)
Street

225 Sawyer Ave

City/State/Zip Code

Tonawanda, NY 14150

3. NEW YORK STATE MAILING ADDRESS (If different)
Street

City/State/Zip Code

4. TYPE OF ORGANIZATION ☐ Individual ☐ Partnership ☐ Company ☑ Corporation ☐ Other

If other than individual, provide Federal Taxpayer ID Number

5. Does the applicant currently hold any permit issued under the Environmental Conservation Law?

☐ Yes ☑ No

6. a. Has the applicant been denied a permit or has the applicant had a permit revoked or suspended under the Environmental Conservation Law? or
b. Is the applicant currently the subject of an enforcement action under the Environmental Conservation Law?

a. ☐ Yes ☑ No b. ☑ Yes ☐ No

7. If any answer to questions 5, 6(a), or 6(b) is YES, provide details on a separate page and attach it to this form.

8. Has the applicant, and if the applicant Is a corporation, has any officer, director, or large stockholder (owner of 25 percent or more of not publicly-traded stock) of the corporation, within the last ten (10) years, been:

a. found in an administrative, civil or criminal proceeding to have violated any provision of the Environmental Conservation Law (ECL), any related order or determination of the Commissioner, any regulation promulgated pursuant to the ECL, the condition of any permit issued thereunder, or any similar statute, regulation, order or permit condition of any other state or federal government agency?

☒ Yes ☐ No

b. an officer, director or large stockholder (owner of 25% or more of not publicly-traded stock) of a corporation which-during the time such person was an officer, director or large stockholder-was determined in an administrative, civil or criminal proceeding to have violated any provision of the Environmental Conservation Law (ECL), any related order or determination of the Commissioner, any regulation promulgated pursuant to the ECL, the condition of any permit issued thereunder, or any similar statute, regulation, order or permit condition of any other state or federal government agency?

☒ Yes ☐ No

c. convicted of a criminal offense under the laws of any state or federal government agency, which involves environmental statutes or regulations, or fraud, bribery, perjury, theft or an offense against public administration as that term is used in Article 195 of the Penal Law, or an offense involving false written statements as those terms are defined in Article 175 of the Penal Law? Out-of-state history may be limited to misdemeanors, felonies and civil penalties assessed at $25,000 or more.

☐ Yes ☒ No

d. an officer, director or large stockholder (owner of 25% or more of not publicly-traded stock) of a corporation which-during the time such person was an officer, director or large stockholder-was convicted of a criminal offense under the laws of any state or federal government agency, which involves environmental statutes or regulations or fraud, **bribery,** perjury, theft, or an offense against public administration as that term is used in Article 195 of the Penal Law, or an offense involving false written statements as those terms are defined in Article 175 of the Penal Law? Out-of- state history may be limited to misdemeanors, felonies and civil penalties assessed at $25,000 or more.

☐ Yes ☒ No

9. If any answer to questions 8a through 8d is YES, provide details on a separate page and attach it to this form.

10. Does the applicant currently owe any regulatory fees pursuant to Article 72 of the Environmental Conservation Law to the Department of Environmental Conservation?

☐ Yes, amount $ ☒ No Under dispute for year(s) Amount $

11. CERTIFICATION (By Applicant who is an **Individual)**

I hereby affirm under penalty of perjury that information provided on this form and attached statements and exhibits is true to the best of my knowledge and belief. I am aware that any false statement made herein is punishable as a Class A misdemeanor pursuant to Section 210.45 of the Penal Law.

Date: **Signature:** **Print Name:**

ITEMS 12 THROUGH 15 TO BE COMPLETED BY AN APPLICANT OTHER THAN AN INDIVIDUAL

12. SPECIFY UNDER WHAT LAW APPLICANT WAS ORGANIZED: New York State Domestic Business Corporation

13. STATE: NY

14. DATE OF ORGANIZATION: 8/12/2005

15. CERTIFICATION (By an Applicant **Other** Than an Individual)

I hereby affirm under penalty of perjury that I am (title) of (entity); that I am authorized by that entity to make this application; that this application was prepared by me or under my supervision and direction; and that information provided on this form and attached statements and exhibits is true to the best of my knowledge and belief. I am aware that any false statement made herein is punishable as a Class A misdemeanor pursuant to Section 210.45 of the Penal Law.

Date: 10/30/25 **Signature:** **Print Name:** SUMIT MAJUMDAR

ATTACHMENT TO RECORD OF COMPLIANCE

PERMIT APPLICATION SUPPLEMENT

Disclosures in response to Questions 6.b, 8.a, and 8.b

In September 2025 Buffalo Biodiesel ("BBD") submitted an application for a Transporter's Permit, after it failed to timely renew its Transporters Permit # 9A-1009, which expired in June 2025.

The new application for a Transporter's Permit submitted to the Department in September 2025 is currently under review.

In the course of the Department's review and background check for the September 2025 Transporter Permit application, the following matters were brought to the Applicant attention:

5/12/2012 – failure to report a spill. This matter was resolved by an Order on Consent/ Stipulation No. LER9-12-007224, a copy of which is attached as Exhibit 1.

4/12/2022 – tickets were issued in Region 4 for (i) placing noisome/unwholesome substance on or near roadway; (ii) unlawful dispose of solid waste; and (iii) transport of waste without a registration. The Company did not have a transporter permit at that time, and upon receiving the ticket applied for the required transporter permit (application attached as Exhibit 2), which was issued by the Department on June 15, 2022 (attached as Exhibit 3).

With respect to items (i) and (ii) Applicant has no record of the tickets and believes it is possible employee driver may not have turned the tickets into the Company. Counsel for the Applicant has attempted to obtain more information from Region 4, where the tickets were issued, but has not received a response to date.

On or about October 1, 2025 Applicant entered into an Order on Consent with the Department, Order No. R9-20250902-59 with respect to the following violations;

(1) operation of a solid waste management facility without a permit or registration, in violation of ECL 27-0707(1) and 6 NYCRR 360.9(a)(1) and 361-8.3.

(2) transportation of solid waste without a valid waste transporter permit after its Waste Transporter Permit expired on June 14, 2025, in violation of 6 NYCRR 364-4.1.

Pursuant to the Compliance Schedule attached to the Consent Order as Appendix A, Applicant is required to submit the instant application, supplemented and updated to complete the initial application submitted to the Department in 2020, which had been determined by the Department to be Incomplete. A copy of the Consent Order is attached hereto as Exhibit 4. Applicant is in full compliance with the Order on Consent as of the submission of this Permit Application.

EXHIBIT 1

Ticket # BD60716661
Receipt # 577168

New York State
Department of Environmental Conservation

Order On Consent/Stipulation
New York State Environmental Conservation Law

Consent Order Number LER9-12-007224

I, Buffalo Biodiesel, Inc. of (street and number): 225 Sawyer Avenue of (Town/Village/City and State): Tonawanda, NY 14150 hereby agree to pay to the Department of Environmental Conservation of the State of New York the sum of $200.00 dollars, by reason of my act consisting of: failure to report a spill from a bulk storage facility with over 1,100 gallon capacity; to wit: a 500 gallon spill of vegetable oil the same being a violation of Section 17-1743 of the State of New York's Environmental Conservation Law and/or Section XXX of the State of New York's Rules and Regulations, 6 NYCRR, said act committed in (name of Town/Village/City) Town of Tonawanda , County of Erie , State of New York on May 3, 2012. In so stipulating, I waive my right to a hearing in this matter.

Respondent's Signature*	PRESIDENT.
	Respondent's Title (If Corporation)
SUMIT MAJMUNDAR	225 SAWYER AVE, TONAWANDA, NY 14150.
Printed Name	Printed Mailing Address

Dated: 5/17/12 Location (name of town/village/city) TONAWANDA, NY

*NOTE: If consent order/stipulation is against a corporation, the respondent must be an official, authorized, corporate representative.

This order/stipulation has been reviewed by:

Lt. James R. Schultz	05/21/12	LT.
Print Name and Title of DLE Official	Date	Signature

Location is in or near a Potential Environmental Justice Area (check one) Yes XX No

WHEREAS:
Buffalo Biodiesel, Inc. (Respondent), having violated Section 17-1743 of the State of New York's Environmental Conservation Law and/or Section XXX of the State of New York's Rules and Regulations, 6 NYCRR, at the time and in the manner stated above, and having waived the right to a hearing on the violation(s) and having offered to pay the sum of: $200.00 dollars by reason of said violation, and after due consideration having been had thereon it appearing that this order will be advantageous to the State, now therefore

IT IS HEREBY ORDERED, pursuant to the provisions of the Environmental Conservation Law, that the offered sum shall be paid to the Department of Environmental Conservation as a penalty for the violation described above.

Date: 6/15/2012 (month, day)

Signed: Ashley M. Ayers
Regional Director, for the Commissioner

Location: Reg 9 HQ, 270 Michigan Ave, Buffalo NY

EXHIBIT 2

NEW YORK STATE DEPARTMENT OF ENVIRONMENTAL CONSERVATION
DIVISION OF MATERIALS MANAGEMENT

PART 364
WASTE TRANSPORTER PERMIT NO. 9A-1009

Pursuant to Article 27 ,Titles 3 and 15 of the Environmental Conservation Law and 6 NYCRR 364

PERMIT ISSUED TO:

BUFFALO BIODIESEL, INC.
225 SAWYER AVENUE
TONAWANDA, NY 14150

CONTACT NAME: SUMIT MAJUMDAR
COUNTY: ERIE
TELEPHONE NO: (716)408-1399

PERMIT TYPE:

■ NEW
☐ RENEWAL
☐ MODIFICATION

EFFECTIVE DATE: 06/15/2022
EXPIRATION DATE: **06/14/2023**
US EPA ID NUMBER:

AUTHORIZED WASTE TYPES BY DESTINATION FACILITY:

The Permittee is Authorized to Transport the Following Waste Type(s) to the Destination Facility listed :

Destination Facility	Location	Waste Type(s)	Note
BUFFALO BIODIESEL INC.	TONAWANDA , NY	Non-Hazardous Industrial/Commercial	Yellow Grease

NOTE: By acceptance of this permit, the permittee agrees that the permit is contingent upon strict compliance with the Environmental Conservation Law, all applicable regulations, and the General Conditions printed on the back of this page.

ADDRESS:

New York State Department of Environmental Conservation
Division of Materials Management - Waste Transporter Program
625 Broadway, 9th Floor
Albany, NY 12233-7251

AUTHORIZED SIGNATURE: Laura Stevens Digitally signed by Laura Stevens Date: 2022.06.14 13:49:04 -04'00' Date: ____/____/____

WASTE TRANSPORTER PERMIT

GENERAL CONDITIONS

The permittee must:

1. Carry a copy of this waste transporter permit in each vehicle to transport waste. Failure to produce a copy of the permit upon request is a violation of the permit.

2. Display the full name of the transporter on both sides of each vehicle and display the waste transporter permit number on both sides and rear of each vehicle containing waste. The displayed name and permit number must be in characters at least three inches high and of a color that contrasts sharply with the background.

3. Transport waste only in authorized vehicles. An authorized vehicle is one that is listed on this permit.

4. Submit to the Department a modification application for additions/deletions to the authorized fleet of vehicles. The permittee must wait for a modified permit before operating the vehicles identified in the modification application.

5. Submit to the Department a modification application to add a new waste category or a new destination facility, or to change the current waste or destination facility category. The permittee must wait for a modified permit before transporting new waste types or transporting to new destination facilities.

6. Submit to the Department a modification application for change of address or company name.

7. Comply with requirements for placarding and packaging as set forth in New York State Transportation Law as well as any applicable federal rules and regulations.

8. Contain all wastes in the vehicle so there is no leaking, blowing, or other discharge of waste.

9. Use vehicles to transport only materials not intended for human or animal consumption unless the vehicle is properly cleaned.

10. Comply with requirements for manifesting hazardous waste, regulated medical waste, or low-level radioactive waste as set forth in the New York State Environmental Conservation Law and the implementing regulations. Transporters who provide a pre-printed manifest to a generator/shipper/offeror of regulated waste shall ensure that all information is correct and clearly legible on all copies of the manifest.

11. Deliver waste only to transfer, storage.. treatment and disposal facilities authorized to accept such waste. Permittee must demonstrate that facilities are so authorized if requested to do so.

12. Maintain liability insurance as required by New York State Environmental Conservation Law.

13. Maintain records of the amount of each waste type transported to each destination facility on a calendar-year basis. The transporter is obligated to provide a report of this information to the Department at the time of permit renewal, or to any law enforcement officer, if requested to do so.

14. Pay regulatory fees on an annual basis. Non-payment may be cause for revocation or suspension of permit.

15. This permit is not transferrable. A change of ownership will invalidate this permit.

16. This permit does not relieve the permittee from the obligation to obtain any other approvals or permits, or from complying with any other applicable federal, state, or local requirement.

17. Renewal applications must be submitted no less than 30 days prior to the expiration date of the permit to:

New York State Department of Environmental Conservation
Division of Materials Management, Waste Transporter Program
625 Broadway, 9th Floor
Albany, NY 12233-7251

6 NYCRR PARTS 364/381
Waste Transporter Permit Application

New York State Department of Environmental Conservation
Division of Materials Management
625 Broadway, 9th Floor
Albany, NY 12233-7251

Applicants for a permit, or for modification of an existing permit must use this application form. Forms are available on the Department's website or upon request by calling (518)402-8792. **All applications for new permits must bear original signatures of chief operating officer of company (equivalent to a vice president or higher) and can be mailed to the above address, e-mailed (transport@dec.ny.gov), or faxed to (518)402-9034.** Applications for modification may be mailed, faxed to (518)402-9034, or e-mailed to transport@dec.ny.gov. Once authorized, permits will be forwarded to applicants electronically or by mail; permits will not be available for pick-up. **DO NOT REMIT PAYMENT WITH YOUR APPLICATION YOU WILL BE INVOICED SEPARATELY.**

TYPE OF APPLICATION: (check one)

☑ **New Permit Application** (Complete Sections **A-F**)
Once authorized, a permit number will be assigned.

Have you ever been issued a Part 364/381 Permit/Registration, either in your name or in the name of any business you have owned, operated or held a management position?

☐ No ☐ Yes, Permit/Registration Number: _____

☐ **Modification Application** (Complete Sections **A and B**, and any changes to Sections **C-F**).

Permit Number: _____

Check One: Process Modification Upon Receipt ☐

Process Effective of Upcoming Renewal Date ☐

(If no selection, modification request will be processed Upon Receipt)

Have you ever been convicted of any crime or offense under the New York State Environmental Conservation Law (ECL), New York State solid waste management regulations (NYCRR Parts 360-369), or similar environmental laws or regulations in another state? ☑ No ☐ Yes

Has any company that you have owned, operated or held a management position in, ever been convicted of any crime or offense under the New York State Environmental Conservation Law (ECL)?

☑ No ☐ Yes, Permit/Registration Number or Business Name: _____

Application Sections Include the Following:

A Name and Address
B Certification
C Waste Descriptions
D Receiving Facility Information
E Vehicle Information
F Insurance

Note: Any of these sections of the application that are not complete will be indicated, and the entire application may be returned to the applicant. Such returned application will serve as the Department's **"Incomplete Notification."** Once corrected, the entire application must be returned to the Department.

Rev: August 2021

SECTION A – NAME AND ADDRESS PERMIT NO. _____

Business Name Buffalo Biodiesel, Inc.

Business Physical Address 225 Sawyer Avenue

City Tonawanda State/Province NY Zip Code 14150

County Erie

Phone (716) 408-1399 E-Mail denise.p@buffalobiodiesel.com

USEPA ID No. _____ (required for transporters of hazardous waste/waste oil)

Business Mailing Address (if different) _____

City _____ State/Province _____ Zip Code _____

Address vehicles are stored when not in use

Street 225 Sawyer Avenue

City Tonawanda State/Province NY Zip Code 14150

SECTION B – CERTIFICATION

I hereby certify that the information contained in this application submitted in support of obtaining a New York State Regulated Waste Transporter permit contains no information that I know to be false, incomplete, or to have changed prior to the date of submission without notification to the Department. I also certify that all employees who are or will be involved in the transportation and handling of hazardous materials or medical waste have been or will be trained **(every three years)** in accordance with the requirements set forth in 49 CFR §172.700 subpart H, and 29 CFR §1910.120 and 1910.200 **(conducted annually)** before they handle hazardous materials. I also certify that all insurance coverages referenced herein comply with 6 NYCRR 364-4.7. I am aware that if I have knowingly omitted or falsified any information required to be disclosed, processing of the application may be delayed, and the permit sought herein may be denied or subsequently revoked. I am aware that false statement or omissions herein are punishable as a Class A misdemeanor pursuant to Section 210.45 of the NYS Penal Law, and that failure to pay all outstanding fees, provide proof of general liability insurance (hazardous, low level radioactive and medical waste transporters only), evidence of workers' compensation insurance or submit an annual report for the previous calendar year, may delay processing or result in revocation of the permit. Further, the Permittee affirms that all transfer, storage, treatment and disposal facilities to which waste will be/are transported are authorized to accept the waste(s) identified in this permit. I agree to indemnify and hold The People of the State of New York, the Department, their officials, employees and contractors harmless from any claim or liability arising directly or indirectly out of the permit application, and the information contained herein, and any permit issued pursuant thereto. Finally, I certify that I am a responsible official authorized to legally bind the corporation, partnership, sole proprietorship, or government entity on whose behalf this application for a Part 364/381 waste transporter permit is submitted.

PRINT FULL LEGAL NAME (incl. middle name/initial):

Sumit Majumdar **Title** President

Date of Birth 07/08/1976 (required for new applications only)

Signature _____ Date 5/4/22

SECTION C – WASTE DESCRIPTIONS

PERMIT NO. _____

NON-INDUSTRIAL/COMMERCIAL WASTES:

"**Residential septage**" means the contents of a septic tank, cesspool or other individual sewage treatment facility that receives domestic sewage wastes. It does not include contents of portable toilets.

"**Residential raw sewage or portable toilet waste**" means any untreated sanitary waste from residential sources or portable toilets.

INDUSTRIAL/COMMERCIAL WASTES:

"**Non-Residential raw sewage or sewage contaminated waste**" means any untreated sanitary waste from an industrial/commercial source.

"**Sewage sludge**" or "**Biosolids**" means the accumulated semi-solids or solids resulting from treatment of waste waters from publicly or privately owned or operated sewage treatment plants.

"**Water treatment plant residuals**" means the solids resulting from the treatment of raw water at municipal or private water treatment plants.

"**Grease trap waste (brown grease)**" means fats, oils, grease and food residues generated from a food establishment that are captured in a device meant to prevent these materials from entering the sewer or septic system.

"**Yellow grease**" means vegetable or animal-based oil generated from cooking or frying foods and is a solid at room temperature (68 degrees Fahrenheit). It may contain food particles and water.

"**Waste oil**" means used engine lubricating oil and any other oil, including but not limited to, fuel oil, motor oil, gear oil, cutting oil, transmission fluid, hydraulic fluid, dielectric fluid, oil storage tank residue, animal oil, and vegetable oil, which has been contaminated by physical or chemical impurities, through use or accident, and has not subsequently been re-refined.

"**Petroleum contaminated soil**" means soil impacted by gasoline, diesel and used oil, but tests below hazardous waste levels.

"**Waste tires**" means waste tires transported for a fee for the purpose of reuse, recycling, or disposal, except those tires collected and transported incidental to the collection and transportation of solid waste.

"**Friable asbestos-containing waste**" means any waste containing greater than one percent asbestos that can be crumbled, pulverized, or reduced to powder by hand pressure when dry; and any asbestos-containing waste that is collected in a pollution control device designed to remove asbestos.

"**Low-level radioactive waste**" or "**LLRW**" means radioactive material that is not high-level radioactive waste, transuranic waste, spent nuclear fuel, or the tailings or wastes produced by the extraction or concentration of uranium or thorium from any ore processed primarily for its source materials content; and any waste the United States Nuclear Regulatory Commission classifies as low-level radioactive waste.

"**Hazardous waste**" means solid waste that is a RCRA or NYS hazardous waste as defined in Part 371 of this Title.

"**Universal Waste**" means any of the following hazardous wastes that are subject to the universal waste requirement of 40 CFR 273.2 through 273.5: batteries (§273.2); pesticides (§273.3); mercury-containing equipment (§273.4); and lamps (§273.5).

"**Industrial-commercial waste**" means a waste which originates at, is generated by, or occurs as a result of any industrial or commercial activity (e.g., including but not limited to pharmaceutical waste, rendering waste, waste from household hazardous waste collection events, treated medical waste).

"**Oil and Gas Well Drilling Cuttings**" means wastes from processes utilizing oil-based/polymer-based mud containing mineral oil lubricant.

"**Oil and Gas Well Completion or Production Wastes**" means flowback water, production brine, treatment residues, etc.

"**Regulated medical waste**" means waste generated in diagnosis, treatment or immunization of humans, or animals, in research pertaining thereto, or in production and testing of biologicals; provided, however, that regulated medical waste must not include hazardous waste and household medical waste.

"**Infectious substance**" or "**infectious waste**" means a Category A or B materials knows or reasonably expected to contain a pathogen (see 6 NYCRR 360-2(b)(146) for more details).

PLEASE TAKE NOTICE that transport of regulated waste not identified on your permit, in a vehicle not listed on your permit, and/or disposal of regulated waste at an unauthorized facility, or at an authorized facility not listed on your permit is a violation of the provisions of Environmental Conservation Law (ECL) §27-0305 and regulations promulgated pursuant thereto. ECL §71-2703 provides that any person who violates any of the provisions of, or who fails to perform any duty imposed by title 3 of article 27 of this chapter or any rule or regulation promulgated pursuant thereto, or any term or condition of any certificated of permit issued pursuant thereto, or any final determination or order of the commissioner made pursuant to this title shall be liable for civil and/or criminal penalties.

SECTION D – RECEIVING FACILITY INFORMATION PERMIT NO. _____

Please use the waste types found in Section C and type or print legibly the disposal facility name, address, phone number and permit or registration number. ***For permit renewals or modifications, list only the facilities you want added or deleted****. Attach additional pages if necessary*

Waste Type	Receiving Facility Name, Address and Phone Number	Receiving Facility Permit/ Registration Number *Or* Beneficial Use Determination (BUD) No.	What should be done with this facility on the permit?
Yellow Grease	Buffalo Biodiesel, Inc. 225 Sawyer Avenue Tonawanda, NY 14150 716-408-1399		☒ Add ☐ Delete
			☐ Add ☐ Delete
			☐ Add ☐ Delete
			☐ Add ☐ Delete
			☐ Add ☐ Delete
			☐ Add ☐ Delete

SECTION E – VEHICLE INFORMATION

PERMIT NO. _____

Please type or print legibly the license plate number(s) of the vehicles proposed to be used to transport regulated waste and where registered. ***For permit renewals or modifications, list only the vehicles you want added or deleted and check the appropriate box.*** *Attach additional pages if necessary.*

License Plate #	State/Province	What should be done with this plate on the permit?	Used for Septage and/or Residential Raw Sewage or Portable Toilet Waste Only?
60739PC	NY	■ Add ☐ Delete	☐ Yes ■ No
67848MK	NY	■ Add ☐ Delete	☐ Yes ■ No
43937MM	NY	■ Add ☐ Delete	☐ Yes ■ No
22293MJ	NY	■ Add ☐ Delete	☐ Yes ■ No
76321PC	NY	■ Add ☐ Delete	☐ Yes ■ No
76320PC	NY	■ Add ☐ Delete	☐ Yes ■ No
64296MJ	NY	■ Add ☐ Delete	☐ Yes ■ No
53751MN	NY	■ Add ☐ Delete	☐ Yes ■ No
60549PC	NY	■ Add ☐ Delete	☐ Yes ■ No
53752MN	NY	■ Add ☐ Delete	☐ Yes ■ No
43917MM	NY	■ Add ☐ Delete	☐ Yes ■ No
67558MK	NY	■ Add ☐ Delete	☐ Yes ■ No
75224NB	NY	■ Add ☐ Delete	☐ Yes ■ No
75250NB	NY	■ Add ☐ Delete	☐ Yes ■ No
78886PC	NY	■ Add ☐ Delete	☐ Yes ■ No

Note: **Fees Required to be Paid Annually for each Transport Vehicle**

1. *Residential Septage and Residential Raw Sewage or Portable Toilet Waste* - $250 for first vehicle; $100 each additional vehicle of same waste type.
2. *All Other Regulated Waste* - $500 for first vehicle; $200 for each additional vehicle of same waste type.
3. *For questions concerning fees, please contact the Regulatory Fee Unit at (518) 402-9343*

Rev: August 2021

SECTION E – VEHICLE INFORMATION

PERMIT NO. _____

Please type or print legibly the license plate number(s) of the vehicles proposed to be used to transport regulated waste and where registered. ***For permit renewals or modifications, list only the vehicles you want added or deleted and check the appropriate box.*** *Attach additional pages if necessary.*

License Plate #	State/Province	What should be done with this plate on the permit?	Used for Septage and/or Residential Raw Sewage or Portable Toilet Waste Only?
14197PF	NY	■ Add ☐ Delete	☐ Yes ■ No
16542PF	NY	■ Add ☐ Delete	☐ Yes ■ No
22150PF	NY	■ Add ☐ Delete	☐ Yes ■ No
84832PC	NY	■ Add ☐ Delete	☐ Yes ■ No
31928PC	NY	■ Add ☐ Delete	☐ Yes ■ No
39516PC	NY	■ Add ☐ Delete	☐ Yes ■ No
62830PC	NY	■ Add ☐ Delete	☐ Yes ■ No
62831PC	NY	■ Add ☐ Delete	☐ Yes ■ No
40285JZ	NY	■ Add ☐ Delete	☐ Yes ■ No
62191PC	NY	■ Add ☐ Delete	☐ Yes ■ No
30932PC	NY	■ Add ☐ Delete	☐ Yes ■ No
15707PF	NY	■ Add ☐ Delete	☐ Yes ■ No
31614PC	NY	■ Add ☐ Delete	☐ Yes ■ No
45498PC	NY	■ Add ☐ Delete	☐ Yes ■ No
60740PC	NY	■ Add ☐ Delete	☐ Yes ■ No

Note: **Fees Required to be Paid Annually for each Transport Vehicle**

1. *Residential Septage and Residential Raw Sewage or Portable Toilet Waste* - $250 for first vehicle; $100 each additional vehicle of same waste type.
2. *All Other Regulated Waste* - $500 for first vehicle: $200 for each additional vehicle of same waste type.
3. *For questions concerning fees, please contact the Regulatory Fee Unit at (518) 402-9343*

Rev. August 2021

SECTION E – VEHICLE INFORMATION

PERMIT NO. _____

Please type or print legibly the license plate number(s) of the vehicles proposed to be used to transport regulated waste and where registered. ***For permit renewals or modifications, list only the vehicles you want added or deleted and check the appropriate box.*** *Attach additional pages if necessary.*

License Plate #	State/Province	What should be done with this plate on the permit?	Used for Septage and/or Residential Raw Sewage or Portable Toilet Waste Only?
62735PC	NY	■ Add ☐ Delete	☐ Yes ■ No
62736PC	NY	■ Add ☐ Delete	☐ Yes ■ No
72130PC	NY	■ Add ☐ Delete	☐ Yes ■ No
72131PC	NY	■ Add ☐ Delete	☐ Yes ■ No
71482PC	NY	■ Add ☐ Delete	☐ Yes ■ No
71483PC	NY	■ Add ☐ Delete	☐ Yes ■ No
76678PC	NY	■ Add ☐ Delete	☐ Yes ■ No
76679PC	NY	■ Add ☐ Delete	☐ Yes ■ No
82768PC	NY	■ Add ☐ Delete	☐ Yes ■ No
82767PC	NY	■ Add ☐ Delete	☐ Yes ■ No
83552PC	NY	■ Add ☐ Delete	☐ Yes ■ No
83551PC	NY	■ Add ☐ Delete	☐ Yes ■ No
83553PC	NY	■ Add ☐ Delete	☐ Yes ■ No
83554PC	NY	■ Add ☐ Delete	☐ Yes ■ No
80154PC	NY	■ Add ☐ Delete	☐ Yes ■ No

Note: **Fees Required to be Paid Annually for each Transport Vehicle**

1. *Residential Septage and Residential Raw Sewage or Portable Toilet Waste* - $250 for first vehicle; $100 each additional vehicle of same waste type.
2. *All Other Regulated Waste* - $500 for first vehicle; $200 for each additional vehicle of same waste type.
3. *For questions concerning fees, please contact the Regulatory Fee Unit at (518) 402-9343*

SECTION E – VEHICLE INFORMATION

PERMIT NO. _____

Please type or print legibly the license plate number(s) of the vehicles proposed to be used to transport regulated waste and where registered. ***For permit renewals or modifications, list only the vehicles you want added or deleted and check the appropriate box.*** *Attach additional pages if necessary.*

License Plate #	State/Province	What should be done with this plate on the permit?	Used for Septage and/or Residential Raw Sewage or Portable Toilet Waste Only?
80155PC	NY	■ Add ☐ Delete	☐ Yes ■ No
69883PC	NY	■ Add ☐ Delete	☐ Yes ■ No
11789PF	NY	■ Add ☐ Delete	☐ Yes ■ No
35411PC	NY	■ Add ☐ Delete	☐ Yes ■ No
38806PC	NY	■ Add ☐ Delete	☐ Yes ■ No
50031PC	NY	■ Add ☐ Delete	☐ Yes ■ No
18785PF	NY	■ Add ☐ Delete	☐ Yes ■ No
18786PF	NY	■ Add ☐ Delete	☐ Yes ■ No
20112PF	NY	■ Add ☐ Delete	☐ Yes ■ No
20114PF	NY	■ Add ☐ Delete	☐ Yes ■ No
20113PF	NY	■ Add ☐ Delete	☐ Yes ■ No
22151PF	NY	■ Add ☐ Delete	☐ Yes ■ No
53299MH	NY	■ Add ☐ Delete	☐ Yes ■ No
66944MK	NY	■ Add ☐ Delete	☐ Yes ■ No
		☐ Add ☐ Delete	☐ Yes ☐ No

Note: **Fees Required to be Paid Annually for each Transport Vehicle**

1. *Residential Septage and Residential Raw Sewage or Portable Toilet Waste* - $250 for first vehicle; $100 each additional vehicle of same waste type.
2. *All Other Regulated Waste* - $500 for first vehicle; $200 for each additional vehicle of same waste type.
3. *For questions concerning fees, please contact the Regulatory Fee Unit at (518) 402-9343*

Rev. August 2021

SECTION F - INSURANCE

1. LIABILITY INSURANCE – HAZARDOUS, WASTE OIL AND MEDICAL WASTE ONLY

Proof of Insurance as identified below must be submitted with your application or renewal. Proof of insurance must be submitted in the form of a certificate of insurance, showing NYS Department of Environmental Conservation as the certificate holder.

Policy or bond limits shall be:

1. $1,000,000 for the transport of waste oil and/or hazardous wastes not requiring a Hazardous Waste Manifest.
2. $5,000,000 for the transport of hazardous wastes, requiring a Hazardous Waste Manifest or low-level radioactive wastes in any vehicle which exceeds 10,000 pounds maximum gross weight.
3. $1,000,000 for the transport of hazardous waste or low-level radioactive waste which does not exceed 10,000 pounds maximum gross weight.
4. $100,000 for the transport of regulated medical waste.
5. Policies of insurance surety bonds must remain in effect throughout the term of the permit.
6. Only policies which provide a 35-day notice of intent to cancel by the insurer to the Department fulfill the requirement.

2. NYS WORKERS' COMPENSATION INSURANCE – ALL TRANSPORTERS

Proof of insurance as identified below must be submitted with your application or renewal. This proof of insurance must be submitted in the form of a certificate of insurance, showing NYS Department of Environmental Conservation as the certificate holder. For additional information contact the Workers' Compensation Board at (866)298-7830 or at www.wcb.ny.gov

CE-200 Certificate of Attestation of Exemption; *or*

C-104.2 or NTSIF U-26.3 Certificate of Workers' Compensation Insurance; *or*

SI-12 or GSI-105.2 Certificate of Workers' Compensation Self Insurance

EXHIBIT 3

NEW YORK STATE DEPARTMENT OF ENVIRONMENTAL CONSERVATION
DIVISION OF MATERIALS MANAGEMENT

PART 364
WASTE TRANSPORTER PERMIT NO. 9A-1009

Pursuant to Article 27 ,Titles 3 and 15 of the Environmental Conservation Law and 6 NYCRR 364

PERMIT ISSUED TO:

BUFFALO BIODIESEL, INC.
225 SAWYER AVENUE
TONAWANDA, NY 14150

PERMIT TYPE:

- ■ NEW
- □ RENEWAL
- □ MODIFICATION

CONTACT NAME:	SUMIT MAJUMDAR	EFFECTIVE DATE:	06/15/2022
COUNTY:	ERIE	EXPIRATION DATE:	**06/14/2023**
TELEPHONE NO:	(716)408-1399	US EPA ID NUMBER:	

AUTHORIZED VEHICLES:
The Permittee is Authorized to Operate the Following Vehicles to Transport Waste:

(Vehicles enclosed in <>'s are authorized to haul Residential Raw Sewage and/or Septage only)

59 (Fifty Nine) Permitted Vehicle(s)

NY 11789PF
NY 14197PF
NY 15707PF
NY 16542PF
NY 18785PF
NY 18786PF
NY 20112PF
NY 20113PF
NY 20114PF
NY 22150PF
NY 22151PF
NY 22293MJ
NY 30932PC
NY 31614PC
NY 31928PC
NY 35411PC
NY 38806PC
NY 39516PC
NY 40285JZ
NY 43917MM
NY 43937MM
NY 45498PC
NY 50031PC
NY 53299MH
NY 53751MN
NY 53752MN
NY 60549PC
NY 60739PC
NY 60740PC
NY 62191PC
NY 62735PC
NY 62736PC
NY 62830PC
NY 62831PC
NY 64296MJ
NY 66944MK
NY 67558MK
NY 67848MK
NY 69883PC
NY 71482PC
NY 71483PC
NY 72130PC
NY 72131PC
NY 75224NB
NY 75250NB
NY 76320PC
NY 76321PC
NY 76678PC
NY 76679PC
NY 78886PC
NY 80154PC
NY 80155PC
NY 82767PC
NY 82768PC
NY 83551PC
NY 83552PC
NY 83553PC
NY 83554PC
NY 84832PC
End of List

NEW YORK STATE DEPARTMENT OF ENVIRONMENTAL CONSERVATION
DIVISION OF MATERIALS MANAGEMENT

PART 364
WASTE TRANSPORTER PERMIT NO. 9A-1009

Pursuant to Article 27, Titles 3 and 15 of the Environmental Conservation Law and 6 NYCRR 364

PERMIT ISSUED TO:

BUFFALO BIODIESEL, INC.
225 SAWYER AVENUE
TONAWANDA, NY 14150

PERMIT TYPE:

- ■ NEW
- □ RENEWAL
- □ MODIFICATION

CONTACT NAME:	SUMIT MAJUMDAR	EFFECTIVE DATE:	06/15/2022
COUNTY:	ERIE	EXPIRATION DATE:	06/14/2023
TELEPHONE NO:	(716)408-1399	US EPA ID NUMBER:	

AUTHORIZED WASTE TYPES BY DESTINATION FACILITY:

The Permittee is Authorized to Transport the Following Waste Type(s) to the Destination Facility listed:

Destination Facility	Location	Waste Type(s)	Note
BUFFALO BIODIESEL INC.	TONAWANDA NY	Non-Hazardous Industrial/Commercial	Yellow Grease

NOTE: By acceptance of this permit, the permittee agrees that the permit is contingent upon strict compliance with the Environmental Conservation Law, all applicable regulations, and the General Conditions printed on the back of this page.

ADDRESS:

New York State Department of Environmental Conservation
Division of Materials Management - Waste Transporter Program
625 Broadway, 9th Floor
Albany, NY 12233-7251

AUTHORIZED SIGNATURE Laura Stevens Digitally signed by Laura Stevens Date: 2022.06.13 14:37:49 -04'00' Date: ____/____/____

WASTE TRANSPORTER PERMIT

GENERAL CONDITIONS

The permittee must:

1. Carry a copy of this waste transporter permit in each vehicle to transport waste. Failure to produce a copy of the permit upon request is a violation of the permit.

2. Display the full name of the transporter on both sides of each vehicle and display the waste transporter permit number on both sides and rear of each vehicle containing waste. The displayed name and permit number must be in characters at least three inches high and of a color that contrasts sharply with the background.

3. Transport waste only in authorized vehicles. An authorized vehicle is one that is listed on this permit.

4. Submit to the Department a modification application for additions/deletions to the authorized fleet of vehicles. The permittee must wait for a modified permit before operating the vehicles identified in the modification application.

5. Submit to the Department a modification application to add a new waste category or a new destination facility, or to change the current waste or destination facility category. The permittee must wait for a modified permit before transporting new waste types or transporting to new destination facilities.

6. Submit to the Department a modification application for change of address or company name.

7. Comply with requirements for placarding and packaging as set forth in New York State Transportation Law as well as any applicable federal rules and regulations.

8. Contain all wastes in the vehicle so there is no leaking, blowing, or other discharge of waste.

9. Use vehicles to transport only materials not intended for human or animal consumption unless the vehicle is properly cleaned.

10. Comply with requirements for manifesting hazardous waste, regulated medical waste, or low-level radioactive waste as set forth in the New York State Environmental Conservation Law and the implementing regulations. Transporters who provide a pre-printed manifest to a generator/shipper/offeror of regulated waste shall ensure that all information is correct and clearly legible on all copies of the manifest.

11. Deliver waste only to transfer, storage, treatment and disposal facilities authorized to accept such waste. Permittee must demonstrate that facilities are so authorized if requested to do so.

12. Maintain liability insurance as required by New York State Environmental Conservation Law.

13. Maintain records of the amount of each waste type transported to each destination facility on a calendar-year basis. The transporter is obligated to provide a report of this information to the Department at the time of permit renewal, or to any law enforcement officer, if requested to do so.

14. Pay regulatory fees on an annual basis. Non-payment may be cause for revocation or suspension of permit.

15. This permit is not transferrable. A change of ownership will invalidate this permit.

16. This permit does not relieve the permittee from the obligation to obtain any other approvals or permits, or from complying with any other applicable federal, state, or local requirement.

17. Renewal applications must be submitted no less than 30 days prior to the expiration date of the permit to:

New York State Department of Environmental Conservation
Division of Materials Management, Waste Transporter Program
625 Broadway, 9th Floor
Albany, NY 12233-7251

NEW YORK STATE DEPARTMENT OF ENVIRONMENTAL CONSERVATION
DIVISION OF MATERIALS MANAGEMENT

PART 364
WASTE TRANSPORTER PERMIT NO. 9A-1009

Pursuant to Article 27, Titles 3 and 15 of the Environmental Conservation Law and 6 NYCRR 364

PERMIT ISSUED TO:

BUFFALO BIODIESEL, INC.
225 SAWYER AVENUE
TONAWANDA, NY 14150

PERMIT TYPE:

- ■ NEW
- □ RENEWAL
- □ MODIFICATION

CONTACT NAME:	SUMIT MAJUMDAR	EFFECTIVE DATE:	06/15/2022
COUNTY:	ERIE	EXPIRATION DATE:	06/14/2023
TELEPHONE NO	(716)408-1399	US EPA ID NUMBER	

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NY 18786PF
NY 20112PF
NY 20113PF
NY 20114PF
NY 22150PF
NY 22151PF
NY 22293MJ
NY 30932PC
NY 31614PC
NY 31928PC
NY 35411PC
NY 38806PC
NY 39516PC
NY 40285JZ
NY 43917MM
NY 43937MM
NY 45498PC
NY 50031PC
NY 53299MH
NY 53751MN
NY 53752MN
NY 60549PC
NY 60739PC
NY 60740PC
NY 62191PC
NY 62735PC
NY 62736PC
NY 62830PC
NY 62831PC
NY 64296MJ
NY 66944MK
NY 67558MK
NY 67848MK
NY 69883PC
NY 71482PC
NY 71483PC
NY 72130PC
NY 72131PC
NY 75224NB
NY 75250NB
NY 76320PC
NY 76321PC
NY 76678PC
NY 76679PC
NY 78886PC
NY 80154PC
NY 80155PC
NY 82767PC
NY 82768PC
NY 83551PC
NY 83552PC
NY 83553PC
NY 83554PC
NY 84832PC
End of List

EXHIBIT 4

New York State Department of Environmental Conservation

---x

In the Matter of Violations of Article 27 of the Environmental Conservation Law and Parts 360, 361 and 364 of Title 6 of the Official Compilation of Codes, Rules and Regulations of the State of New York

CONSENT ORDER

By:

R9-20250902-59

Buffalo Biodiesel Inc.,

Respondent.

---x

WHEREAS:

Jurisdiction

1. The New York State Department of Environmental Conservation (the "Department") is an Executive Agency of the State of New York (the "State") with jurisdiction over the environmental policy and programs of the State pursuant to the provisions of the New York State Environmental Conservation Law ("ECL") and Title 6 of the Official Compilation of Codes, Rules, and Regulations of the State of New York ("6 NYCRR" or the "Regulations").

2. The Department's jurisdiction includes, *inter alia*, regulating the handling of solid waste and the operation of solid waste management facilities in the State of New York pursuant to the provisions of ECL Article 27 and the regulations promulgated thereunder at 6 NYCRR Part 360, *et seq.*

3. This Order on Consent (the "Order") is issued in accordance with the Department's enforcement authority pursuant to ECL Articles 3 and 71.

Parties

4. Buffalo Biodiesel Inc. ("Respondent') is an active domestic business corporation and is a "person" as defined in 6 NYCRR 360.2(b)(208).

5. Respondent owns and operates a solid waste management facility located at 225 Sawyer Avenue, Tonawanda, New York (the "Facility").

6. Empire Property Management is the owner of the property where the Facility is located and leases the property to Buffalo Biodiesel.

7. The Facility is a "facility" as that term is defined in 6 NYCRR 360.2(b)(104).

Facts

8. Respondent collects used cooking oil and refines the used cooking oil at the Facility and sells the refined used cooking oil to biodiesel synthesizing facilities.

9. In 2017, the Part 360 regulations of 6 NYCRR were revised to govern the operations of facilities that accept and process used cooking oil and yellow grease to produce ingredients for manufactured products or biofuels, pursuant to 6 NYCRR 361-8.

10. In September 2018, Respondent submitted a registration application for its operations at the Facility.

11. In November 2018, Department staff performed an inspection of the Facility and advised Respondent that its yearly quantity of used cooking oil received at the Facility exceeded the 500,000-gallon volume requirements for a registration and that a solid waste permit is required.

12. Department staff received a solid waste management facility permit application, dated November 3, 2020, from Respondent (the "Permit Application").

13. Due to several deficiencies with the Permit Application, Department staff sent Respondent a Notice of Incomplete Application, dated December 22, 2020 (the "NOIA").

14. Department staff met with Respondent on February 14, 2024 and sent a letter, dated February 29, 2024, regarding additional deficiencies with the Permit Application to comply the Climate Leadership and Community Protection Act ("CLCPA").

15. Department staff sent Respondent a revised NOIA letter, dated December 20, 2024 ("revised NOIA"), regarding the incomplete status of the Permit Application and requested a response by April 30, 2025. Respondent did not submit the requested documents by that deadline.

16. Department staff sent Respondent a Notice of Intent to Deny the Permit Application dated July 30, 2025 (the "NOID"). The NOID informed Respondent that the Permit Application would be denied on August 29, 2025 unless Department staff received a revised permit application prior to that date.

17. On August 14, 2025, Department staff met with the Respondent to discuss the NOID and incomplete Permit Application.

18. Respondent withdrew the Permit Application and submitted a facility registration application, dated August 20, 2025 ("Registration Application"), for Department staff review. Respondent acknowledged that additional information is required to complete the Registration Application.

19. By letter dated September 18, 2025, from Respondent's counsel, Respondent withdrew the Registration Application and advised that it elected to amend and complete the incomplete Permit Application filed in November 2020, under the Part 360 solid waste management program.

20. Respondent acknowledges that it will cease operations in the event that a solid waste management permit is not issued following the completion of the permitting process.

21. Respondent's Waste Transporter Permit No. 9A-1009, expired on June 14, 2025. Department staff sent Respondent a letter dated July 9, 2025, advising that the permit had expired. Respondent did not submit its renewal application within the 29 day grace period following June 14, 2025. Department Staff advised Respondent that further waste transportation would require a new Waste Transporter Permit.

22. Respondent submitted a new Waste Transporter Permit application on September 4, 2025. The new permit application is under Department review.

Provisions of Law

23. ECL 27-0707(1) and 6 NYCRR 360.9(a)(1) prohibit the operation of a solid waste management facility without a permit.

24. 6 NYCRR 361-8.3 provides that facilities receiving no more than a total of 500,000 gallons per year of used cooking oil and/or yellow grease for processing to produce ingredients for manufactured products or biofuels must obtain a registration from the Department.

25. 6 NYCRR 364-4.1 provides that all persons who transport regulated waste originating or terminating at a location in New York State must obtain a permit before transporting regulated waste.

26. Pursuant to ECL 71-2703(1), any person violating ECL Article 27, Titles 3 or 7, or any rule, regulation or order promulgated pursuant thereto, or the terms or conditions of any permit issued thereunder, shall be liable for a civil penalty of not more than seven thousand five hundred dollars ($7,500), and an additional civil penalty of not more than one thousand five hundred dollars ($1,500) for each day during which each such violation continues.

Violations

27. Respondent operates a solid waste management facility without a permit or registration issued by the Department, in violation of ECL 27-0707(1) and 6 NYCRR 360.9(a)(1) and 361-8.3.

28. Respondent transported and continues to transport solid waste without a valid waste transporter permit after its Waste Transporter Permit expired on June 14, 2025, in violation of 6 NYCRR 364-4.1.

29. Respondent violated the provisions listed herein, affirmatively waives its right to a hearing as provided by law, and consents to the issuing and entry of this Order pursuant to the provisions of Articles 27 and 71 of the ECL and agrees to be bound by the provisions, terms, and conditions contained in this Order and attachments thereto.

NOW, having considered this matter, **IT IS ORDERED THAT:**

I. **Compliance.** Respondent is bound by, and agrees to follow and comply with, the terms, provisions and requirements set forth in this Order, including Appendix A, which is incorporated and made enforceable herein.

II. **Civil Penalty.** With respect to the violations listed in this Order, the Department hereby assesses against the Respondent a civil penalty in the amount of thirty thousand dollars ($30,000) to be paid as follows:

A. Payable Penalty: Fifteen thousand dollars ($15,000) shall be paid when Respondent signs this Order and returns it to the Department, by electronic payment at http://www.dec.ny.gov/about/61016.html#On-Line or by check made payable to the order of the "New York State Department of Environmental Conservation," with the enclosed invoice and the Case Number of this Order on Consent written in the memo section of the check, which shall be sent to the Department of Environmental Conservation, Division of Management and Budget Services, 625 Broadway, 10th Floor, Albany, NY 12233-4900.

This Order on Consent, along with any applicable submissions shall be sent to the Department of Environmental Conservation, Office of General Counsel, Region 9, 700 Delaware Avenue, Buffalo, NY 14209-2202 Attention: Terri Mucha, Esq., Regional Attorney.

B. Suspended Penalty: The remaining amount, fifteen thousand dollars ($15,000), shall be suspended, and shall not be payable provided that Respondent fully complies with the requirements of this Order, including all incorporated Appendices and Attachments. If, in the Department's sole discretion, Respondent violates any term of this Order, including the Schedule of Compliance, the whole amount of the suspended penalty, or any portion thereof, shall be due from Respondent within 30 days of receiving written notice from the Department that the penalties are due.

C. This Order shall be in full settlement of all claims for civil and administrative penalties that have been or could be asserted by the Department against

Respondent, its trustees, officers, employees, successors and assigns for the above-referenced violations.

D. Respondent may continue its operations at the Facility and transport regulated waste until such time as a final decision is made by the Department regarding the Respondent's Solid Waste Management Permit and Waste Transporter Permit applications, provided that Respondent is not in default of any term or condition of this Order. Upon issuance of a permit decision, this authority ceases and the terms and conditions of the permits will govern operations at the Facility. Further, Respondent must cease acceptance of solid waste if an act or omission by the Respondent precludes the submission of a complete permit application by July 1, 2025. In that event, any on-site solid waste must be properly disposed of within 90 days of July 1, 2025.

III. **Default of Payment.** The penalty assessed in this Order constitutes a debt owed to the State of New York. Failure to pay the assessed penalty, or any part thereof, in accordance with the schedule contained in the Order, may result in referral to the New York State Attorney General for collection of the entire amount owed (including the assessment of interest, and a charge to cover the cost of collecting the debt), or referral to the New York State Department of Taxation and Finance, which may offset any tax refund or other monies that may be owed to you by the State of New York by the penalty amount. Any suspended and/or stipulated penalty provided for in this Order will constitute a debt owed to the State of New York when and if such penalty becomes due.

IV. **Scope of Settlement.** This Order shall be in full settlement of all claims for civil and administrative penalties that have been or could be asserted by the Department against Respondent, its trustees, officers, employees, successors and assigns for the above-referenced violations. This Order shall not be construed as being in settlement of events regarding which the Department lacks knowledge, or which occur after the effective date of this Order.

V. **Reservation of Rights.** This Order on Consent does not bar, diminish, adjudicate or in any way affect the Department's rights or authorities, except as set forth in the Order on Consent, including but not limited to, exercising summary abatement powers, recovery of any Natural Resource Damages, the collection of regulatory fees, and requiring the Respondent to undertake any additional measures required for the protection of human health or the environment.

VI. **Access.** The Department, including its employees, agents and representatives shall have the right at all reasonable times during normal business hours on normal business days, and after proper notification to the Respondent and proper identification as Department employees, agents and/or representatives, to enter and inspect any property or premises related to this Order for the purpose of ascertaining compliance with the Order. The Respondent shall provide a person to accompany the Department's representative during an inspection when

notification is provided, be it written or verbal, at least 24 hours prior to such inspection.

VII. **Force Majeure.** If Respondent cannot comply with a deadline or requirement of this Order on Consent, because of natural disaster, Federal or State declared national or state emergency based on an epidemic or pandemic, war, terrorist attack, strike, riot, judicial injunction, or other, similar unforeseeable event which was not caused by the negligence or willful misconduct of Respondent and which could not have been avoided by the Respondent through the exercise of due care, Respondent shall apply in writing to the Department within a reasonable time after obtaining knowledge of such fact and request an extension or modification of the deadline or requirement. Respondent shall include in such application the measures taken by Respondent to prevent and/or minimize any delays. Failure to give such notice constitutes a waiver of any claim that a delay is not subject to penalties. Respondent shall have the burden of proving that an event is a defense to a claim of non-compliance with this Order on Consent pursuant to this subparagraph.

VIII. **Default.** Respondent's failure to comply fully and in a timely fashion with any provision, term, or condition of this Order shall constitute a default and a failure to perform an obligation under this Order and under the ECL and shall constitute sufficient grounds for revocation of any permit, license, certification, or approval issued to the Respondent by the Department.

IX. **Communication.** Except as otherwise specified in this Order, any reports, submissions, and notices herein required shall be made to Marion Buckley, Department of Environmental Conservation, Region 9, 700 Delaware Avenue, Buffalo, NY 14209.

X. **Modification.** No change or modification to this Order will become effective except as specifically set forth in writing and approved by the Commissioner or a duly authorized representative. All modification requests shall be submitted in writing to the Commissioner, or his/her designee. All modification requests shall include the case number, the named Respondent, and an explanation for the request. Any requests to modify a milestone date must be submitted to the Department prior to the milestone date and include a justification for the requested extended timeframe.

XI. **Indemnification.** Respondent will indemnify and hold the Department, the State of New York, and their representatives and employees harmless for all claims, suits, actions, damages, and costs of every name and description arising out of or resulting from the acts and/or omissions of Respondent, its trustees, officers, employees, servants, agents, successors, or assigns, resulting from the compliance or attempted compliance with the provisions of this Order.

XII. **Binding Effect.** The provisions, terms, and conditions of this Order shall be deemed to bind Respondent, its heirs, its employees, servants, agents,

successors and assigns, and all persons, firms, and corporations acting subordinate thereto.

XIII. **Entirety of Order.** The provisions of this Order constitute the complete and entire Order issued to the Respondent, concerning resolution of the violations identified in this Order. Terms, conditions, understandings, or agreements purporting to modify or vary any term hereof shall not be binding unless made in writing and subscribed by the party to be bound, pursuant to the Modification paragraph of this Order. No oral or written advice, guidance, suggestion or comment by the Department regarding any report, proposal, plan, specification, schedule, comment or statement made or submitted by the Respondent shall be construed as relieving the Respondent of its obligations to obtain such formal approvals as may be required by this Order.

XIV. **Obligations.** This Order is not a permit, or a modification of any permit, under any federal, State, or local laws or regulations. Unless otherwise allowed by statute or regulation, Respondent is responsible for achieving and maintaining complete compliance with all applicable federal, State, and local laws, regulations, and permits. Respondent's compliance with this Order on Consent shall be no defense to any action commenced pursuant to any laws, regulations, or permits, except as set forth herein.

XV. **Effective Date and Period of Order.** The effective date of this Order shall be the date upon which it is signed on behalf of the Department. This Order shall terminate when all requirements imposed by this Order on Consent are completed to the Department's satisfaction.

Dated: 10/3/2025
Buffalo, New York

Amanda Lefton, Commissioner
New York State Department of
Environmental Conservation

By: _____

Julie M. Barrett O'Neill
Regional Director

CONSENT BY RESPONDENT

CASE NO. R9-20250902-59

Respondent, Buffalo Biodiesel Inc. hereby consents to the issuance of the foregoing order without further notice, waives its right to a hearing herein, and agrees to be bound by the terms, provisions, and conditions contained herein.

Buffalo Biodiesel Inc.

By [Signature]: _____

Name [Print]: Sumit Majumdar

Title: President.

Date: 9/26/25

Email: Sumit@Buffalobiodiesel.com

Acknowledgment

STATE OF NEW YORK)
) ss:
COUNTY OF Erie)

On the 26th day of September, in the year 2025, before me, the undersigned, personally appeared Sumit Majumdar, personally known to me or proved to me on the basis of satisfactory evidence to be the individual(s) whose name is (are) subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their capacity(ies), and that by his/her/their signature(s) on the instrument, the individual(s), or the person upon behalf of which the individual(s) acted, executed the instrument.

_____
Notary Public

JEREMY FRANK
NOTARY PUBLIC, STATE OF NEW YORK
Registration No. 01FR0038610
Qualified in Erie County
My Commission Expires: June 20, 2029

Appendix A

COMPLIANCE SCHEDULE

Buffalo Biodiesel Inc.
Case No. R9-20250902-59

MILESTONE	COMPLETION DATE
1. Submit a work plan, for Department approval, providing details regarding the retrofitting of all indoor and outdoor tanks and storage devices used for storage of processed and unprocessed used cooking oil and yellow grease to provide secondary containment in compliance with 6 NYCRR 361-8.3(a) The work plan must include, at a minimum, the proposed timeline for the work, methods to be utilized during the work to ensure that secondary containment will be in place during operations pursuant to 6 NYCRR 361-8.3(a), whether Underground Storage Tank #1 will be used to facilitate the closure of Underground Storage tank #2 and how waste acceptance of used cooking oil will be handled and the maximum volume of cooking oil that can be properly managed at the Facility during the retrofitting process. Upon approval, the work plan shall become enforceable under the Order.	October 6, 2025
2. Submit a work plan, for Department approval, for installation of an overfill prevention system for all used cooking oil and yellow grease storage tanks and devices. Upon approval, the work plan shall become enforceable under the Order.	October 15, 2025
3. Submit either a new pplication for a Solid Waste Management Facility permit form found at the link https://dec.ny.gov/docs/materials_minerals_pdf/360permitapp.pdf that includes the requisite information to render the application complete for permitting purposes or the outstanding items outlined in the Department's December 20, 2024 letter from Kristine M. Carlson to Sumit Majumdar to address the Notices of Incomplete Application for a complete permit application. The following is to be included in either the new application or supplemental submission: a. A Facility Manual in accordance with 6 NYCRR Section 360.16(c)(4) including the following components: • Waste Control Plan • Operations and Maintenance Plan • Training Plan • Emergency Response Plan • Closure Plan The Facility Manual must include descriptions of how the facility will comply with the following:	November 1, 2025

MILESTONE	COMPLETION DATE
• permitted facility requirements required by 6 NYCRR 361-8.4 • operating requirements in 6 NYCRR of 360.19 and 361-8.5 • recordkeeping and reporting requirements in 6 NYCRR 361-8.6 b. A demonstration that the facility is consistent with the goals and objectives identified in 6 NYCRR 360.16(c)(5).	
4. Complete all site work necessary for compliance with 6 NYCRR 361-8.3 criteria, including secondary containment and overfill prevention systems.	December 31, 2025
5. Comply with all permitted facility requirements set forth in 6 NYCRR 361-8.3. Submit a construction certification report associated with milestone number 5 and a description that the Facility complies with all permitted facility requirements required by 6 NYCRR 361-8.4.	December 31, 2025
6. Submit: a. An Engineering Report in accordance with 6 NYCRR 360.16(c)(3)(i) and a Noise Monitoring and Control Plan, if indicated pursuant to the noise assessment required by Section 360.16(c)(3)(ii) b. Maps and Plans required by 6 NYCRR 360.16(c)(2) All engineering related documents must be submitted under the stamp and signature of a professional engineer licensed and currently registered to practice in the State of New York.	December 31, 2025
7. Submit a full Environmental Assessment Form (EAF) prepared using the NYSDEC's EAF Mapper: https://gisservices.dec.ny.gov/eafmapper/.	December 31, 2025
8. Provide a Disproportionate Burden Analysis following the procedures described in DEC Program Policy DEP 24-1, Permitting and Disadvantaged Communities under the CLCPA.	December 31, 2025
9. Submit a public participation plan (PPP) for the permit application that meets the minimum requirements specified within CP-29 and DEP 24-1.	December 31, 2025
10. Respondent shall immediately cease the acceptance of solid waste at the Facility and properly dispose of any on-site solid waste within 90 days.	Upon denial of a solid waste management permit.

Corporate Filing Information

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Department of State
Division of Corporations

Entity Filing History

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Entity Details

ENTITY NAME: BUFFALO BIODIESEL INC.
DOS ID: 3242739
FOREIGN LEGAL NAME:
FICTITIOUS NAME:
ENTITY TYPE: DOMESTIC BUSINESS CORPORATION
DURATION DATE/LATEST DATE OF DISSOLUTION:
SECTIONOF LAW: 402 BCL - BUSINESS CORPORATION LAW
ENTITY STATUS: ACTIVE
DATE OF INITIAL DOS FILING: 08/12/2005
REASON FOR STATUS:
EFFECTIVE DATE INITIAL FILING: 08/12/2005
INACTIVE DATE:
FOREIGN FORMATION DATE:
STATEMENT STATUS: CURRENT
COUNTY: ERIE
NEXT STATEMENT DUE DATE: 08/31/2025
JURISDICTION: NEW YORK, UNITED STATES
NFP CATEGORY:

ENTITY DISPLAY | NAME HISTORY | FILING HISTORY | MERGER HISTORY | ASSUMED NAME HISTORY

Search

File Date	Cert Code	Document Type	Description/Amended Information	Page Count	File Number
05/15/2024	32	BIENNIAL STATEMENT	CHIEF EXECUTIVE OFFICER NAME/ADDRESS,PRINCIPAL EXECUTIVE OFFICE,SERVICE OF PROCESS	1	240515003229
10/07/2021	32	BIENNIAL STATEMENT	CHIEF EXECUTIVE OFFICER NAME/ADDRESS,PRINCIPAL EXECUTIVE OFFICE,SERVICE OF PROCESS	2	211007002563
06/27/2018	32	BIENNIAL STATEMENT	CHIEF EXECUTIVE OFFICER NAME/ADDRESS	1	180627006069
08/14/2014	32	BIENNIAL STATEMENT	CHIEF EXECUTIVE OFFICER NAME/ADDRESS,PRINCIPAL EXECUTIVE OFFICE,SERVICE OF PROCESS	1	140814002023
08/12/2005	01	CERTIFICATE OF INCORPORATION		5	050812000228

Rows per page: 5 1-5 of 5

NEW YORK STATE | Department of Environmental Conservation

DEPARTMENT USE ONLY	
DEC APPLICATION NO.	
ACTIVITY NUMBER(S)	

New York State Department of Environmental Conservation
RECORD OF COMPLIANCE SUPPLEMENTAL INFORMATION FORM

1. **APPLICANT NAME:** Buffalo Biodiesel Inc.

2. **ADDRESS:** 225 Sawyer Avenue

CITY: Tonawanda **STATE/ZIP:** NY 14150

3. **PLEASE LIST ALL OF THE OWNERS/PARTNERS OF THE FACILITY THAT IS APPLYING FOR THE PERMIT*, INCLUDING ANY OTHER NAME THEY ARE CURRENTLY OR HAVE EVER BEEN KNOWN BY:**

Sumit Majumdar

4. **PLEASE LIST THE NAMES OF ALL OTHER COMPANIES THAT ARE OWNED OR PARTLY OWNED BY THE PEOPLE LISTED ABOVE**. Also list the companies that own or control or are related to the applicant company, all subsidiaries, parent companies, sister companies. Also include ADDRESSES, WEBSITE ADDRESSES, and WHAT EACH LISTED COMPANY DOES (BUSINESS FIELD, e.g., "Solid Waste Transfer" or "Cement Plant" or "Real Estate Holding Co").**

RELATED COMPANY NAME	COMPANY ADDRESS	COMPANY WEBSITE	BUSINESS FIELD
Buffalo Biodiesel Administrative Services LLC	17 Court Street Buffalo, NY 14202	Buffalobiodiesel.com	Administrative Services to Buffalo Biodiesel.
Buffalo Biodiesel Market Services LLC	17 Court Street Buffalo, NY 14202	No company website refer to Buffalobiodiesel.com	Sales Services to Buffalo Biodiesel
SM Properties of Buffalo, Inc.	225 Sawyer Avenue Tonawanda, NY 14150	No company website refer to Buffalobiodiesel.com	Single Purpose LLC to hold single piece of property
17 Court Street LLC	17 Court Street Buffalo, NY 14202	No company website refer to Biodiesel.com	Single purpose LLC to hold single piece of property

5. **CERTIFICATION BY APPLICANT: I certify that the above information is true to the best of my knowledge. I am aware that any false and/or misleading statements may be subject to prosecution under NYS Penal law.**

Signature: Sumit Majumdar Sumit Majumdar (Nov 1, 2025 13:06:02 (EDT)) **Date:** 10/30/2025 **Email address:** sumit@buffalobiodiesel.com

Name (Print or type): Sumit Majumdar **Title (Print or type):** _____

* This form is applicable not only to the immediate entity but to any other corporation, partnership, association or organization in which the applicant holds or has held a substantial interest or in which it has acted as a high managerial agent or director or any other individual, corporation, partnership or organization which holds a substantial interest or the position of high managerial agent or director in the applicant.

** If the applicant company is owned by another company, corporation, partnership, association or organization, then the companies that need to be listed are all of the companies owned or controlled by the largest parent organization involved.

revised February 12, 2021

DEC Record of Compliance

Final Audit Report 2025-11-01

Created:	2025-10-30
By:	Amy Donohoe (adonohoe@kavinokycook.com)
Status:	Signed
Transaction ID:	CBJCHBCAABAAr1g7qiBJM5CIVw4Y84xkX08RTFFPIkMv

"DEC Record of Compliance" History

Document created by Amy Donohoe (adonohoe@kavinokycook.com)
2025-10-30 - 7:22:02 PM GMT

Document emailed to Sumit Majumdar (sumit@buffalobiodiesel.com) for signature
2025-10-30 - 7:22:06 PM GMT

Email viewed by Sumit Majumdar (sumit@buffalobiodiesel.com)
2025-10-30 - 7:32:37 PM GMT

Document e-signed by Sumit Majumdar (sumit@buffalobiodiesel.com)
Signature Date: 2025-11-01 - 5:06:02 PM GMT - Time Source: server

Agreement completed.
2025-11-01 - 5:06:02 PM GMT

October 30, 2025

New York State Department of
Environmental Conservation
Attn: Permits
Region 9
700 Delaware Avenue
Buffalo, NY 14209

Re: Buffalo Biodiesel Inc.

Dear Permits Administrator:

Buffalo Biodiesel, Inc. occupies property located at 225 Sawyer Avenue, Tonawanda, New York 14150. The property is owned by Empire State Property Management Ltd., 2680 Grand Island Blvd, Grand Island, NY 14072. The owner of Empire State Property Management Ltd. is David Mazur.

As an authorized representative of the landowner, Empire State Property Management Ltd., I authorized Buffalo Biodiesel to submit an application to the New York State Department of Environmental Conservation for a Solid Waste Management Facility permit to operate as a used cooking oil transfer station on the property located at 225 Sawyer Avenue.

Sincerely,

Name: Jacquelynn Brown
Jacquelynn Brown (Oct 30, 2025 15:03 EDT)

Jacquelynn Brown

Title: Corporate Secretary

Date: Oct 30, 2025

LT_NYS_DEC_Permit_Administration_Re_Supp_Submission

Final Audit Report 2025-10-30

Created:	2025-10-30
By:	Amy Donohoe (adonohoe@kavinokycook.com)
Status:	Signed
Transaction ID:	CBJCHBCAABAA5BVnS-eBytfvS3W1VhF1vRVV5F-tMj7H

"LT_NYS_DEC_Permit_Administration_Re_Supp_Submission" History

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2025-10-30 - 7:25:54 PM GMT

Document emailed to Jacquelynn Brown (expert@empiredismantle.com) for signature
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Email viewed by Jacquelynn Brown (expert@empiredismantle.com)
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Document e-signed by Jacquelynn Brown (expert@empiredismantle.com)
Signature Date: 2025-10-30 - 7:33:20 PM GMT - Time Source: server

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Entity Information

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Entity Details

ENTITY NAME: EMPIRE STATE PROPERTY MANAGEMENT, LTD.

DOS ID: 2616255

FOREIGN LEGAL NAME:

FICTITIOUS NAME:

ENTITY TYPE: DOMESTIC BUSINESS CORPORATION

DURATION DATE/LATEST DATE OF DISSOLUTION:

SECTIONOF LAW: 402 BCL - BUSINESS CORPORATION LAW

ENTITY STATUS: ACTIVE

DATE OF INITIAL DOS FILING: 03/14/2001

REASON FOR STATUS:

EFFECTIVE DATE INITIAL FILING: 03/14/2001

INACTIVE DATE:

FOREIGN FORMATION DATE:

STATEMENT STATUS: CURRENT

COUNTY: ERIE

NEXT STATEMENT DUE DATE: 03/31/2027

JURISDICTION: NEW YORK, UNITED STATES

NFP CATEGORY:

ENTITY DISPLAY | NAME HISTORY | FILING HISTORY | MERGER HISTORY | ASSUMED NAME HISTORY

Service of Process on the Secretary of State as Agent

The Post Office address to which the Secretary of State shall mail a copy of any process against the corporation served upon the Secretary of State by personal delivery:

Name: EMPIRE STATE PROPERTY MANAGEMENT, LTD.

Address: 2680 GRAND ISLAND BLVD, GRAND ISLAND, NY, UNITED STATES, 14072

Electronic Service of Process on the Secretary of State as agent: Not Permitted

Chief Executive Officer's Name and Address

Name: DAVID MAZUR

Address: 2680 GRAND ISLAND BLVD, GRAND ISLAND, NY, UNITED STATES, 14072

Principal Executive Office Address

Address: 2680 GRAND ISLAND BLVD, GRAND ISLAND, NY, UNITED STATES, 14072

Registered Agent Name and Address

Name:

Address:

Entity Primary Location Name and Address

Name:

Address:

Farmcorpflag

Is The Entity A Farm Corporation: NO

Stock Information

Share Value	Number Of Shares	Value Per Share
NO PAR VALUE	200	$0.00000

NEW YORK STATE

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