

New York State Department of Environmental Conservation
Facility DEC ID: 1282001549



PERMIT
Under the Environmental Conservation Law (ECL)

IDENTIFICATION INFORMATION

Permit Type: Air Title V Facility
Permit ID: 1-2820-01549/00004
Effective Date: 12/15/2005 Expiration Date: 12/14/2010

Permit Issued To: MOTIVA ENTERPRISES LLC
910 LOUISIANA ST OSP 2543
HOUSTON, TX 77002

Contact: MARIO A D'ANTONIO
MOTIVA ENTERPRISES LLC
25 PAIDGE AVE
BROOKLYN, NY 11222-1281
(718) 383-4066

Facility: MOTIVA ENTERPRISES LLC PROPERTY
74 EAST AVE
LAWRENCE, NY 11559

Contact: MARIO A D'ANTONIO
MOTIVA ENTERPRISES LLC
25 PAIDGE AVE
BROOKLYN, NY 11222-1281
(718) 338-4066

Description:
MOTIVA ENTERPRISES is a gasoline and distillates loading facility. Emission Unit T-TANKS includes ten (10) internal floating roof tanks; five (5) of these tanks store gasoline and five (5) tanks store

ited to 29.57 tons

per year. Emission Unit U-00001 includes 16 truck loading bays and a vapor recovery unit (VRU) for the control of emissions from gasoline and distillate loading racks. VOC emissions from this unit are limited to 53.43 tons per year. Emission Units U-00012 and U-00013 include groundwater

contact water. The

facility shall not exceed annual throughputs of 585 million gallons of gasoline, 600 million gallons of total ethanol and gasoline, and 182 million gallons of distillate oil during any twelve month rolling average.

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By acceptance of this permit, the permittee agrees that the permit is contingent upon strict compliance with the ECL, all applicable regulations, the General Conditions specified and any Special Conditions included as part of this permit.

Permit Administrator: ROGER EVANS
 DIVISION OF ENVIRONMENTAL PERMITS
 SUNY CAMPUS, LOOP ROAD, BUILDING 40
 STONY BROOK, NY 11790-2356

Authorized Signature: _____ Date: ____ / ____ / _____

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Notification of Other State Permittee Obligations

Item A: Permittee Accepts Legal Responsibility and Agrees to Indemnification

Department of Environmental

Conservation of the State of New York, its representatives, employees, and agents ("DEC") for all

claims, suits, actions, and damages, to the extent attributable to the permittee's acts or omissions

Conservation of the State of New York, its representatives, employees, and agents ("DEC") for all claims, suits, actions, and damages, to the extent attributable to the permittee's acts or omissions in connection with, or operation and maintenance of, the facility or facilities authorized by the permit whether in compliance or not in compliance with the terms and conditions of the permit. This indemnification does not extend to the permittee or to DEC's own negligent or intentional acts or omissions, or to any claims, suits, or actions naming the DEC and arising under article 78 of the New York Civil Practice Laws and Rules or any citizen suit or civil rights provision under federal or state laws.

Item B: Permittee's Contractors to Comply with Permit

Contractors, employees, agents and

assigns of their responsibility to comply with this permit, including all special conditions while acting as the permittee's agent with respect to the permitted activities, and such persons shall be subject to the same sanctions for violations of the Environmental Conservation Law as those prescribed for the permittee.

Item C: Permittee Responsible for Obtaining Other Required Permits

rights-of-way, lands, easements and

rights-of-way that may be required to carry out the activities that are authorized by this permit.

Item D: No Right to Trespass or Interfere with Riparian Rights

This permit does not convey to the permittee any right to trespass upon the lands or interfere

This permit does not convey to the permittee any right to trespass upon the lands or interfere with the work nor does it authorize the impairment of any rights, title, or interest in real or personal property held or vested in a person not a party to the permit.



LIST OF CONDITIONS

DEC GENERAL CONDITIONS

General Provisions

Facility Inspection by the Department

Relationship of this Permit to Other Department Orders and Determinations

Applications for Permit Renewals and Modifications

Permit Modifications, Suspensions and Revocations by the Department

Facility Level

Submission of Applications for Permit Modification or Renewal-REGION 1

HEADQUARTERS



DEC GENERAL CONDITIONS

****** General Provisions ******

ains state-only enforceable

terms and conditions

GENERAL CONDITIONS - Apply to ALL Authorized Permits.

Condition 1: Facility Inspection by the Department
Applicable State Requirement: ECL 19-0305

Item 1.1:

The permitted site or facility, including relevant records, is subject to inspection at reasonable hours and intervals by an authorized representative of the Department of Environmental Conservation (the representative may order the work suspended pursuant to ECL 71-0301 and SAPA 401(3)).

Item 1.2:

The permittee shall provide a person to accompany the Department's representative during an inspection to the permit area when requested by the Department.

Item 1.3:

A copy of this permit, including all referenced maps, drawings and special conditions, must be available the permit upon request by a Department representative is a violation of this permit.

Condition 2: Relationship of this Permit to Other Department Orders and Determinations
Applicable State Requirement: ECL 3-0301.2(m)

Item 2.1:

Unless expressly provided for by the Department, issuance of this permit does not modify, supersede or rescind any order or determination previously issued by the Department or any of the terms, conditions or requirements contained in such order or determination.

Condition 3: Applications for Permit Renewals and Modifications
Applicable State Requirement: 6NYCRR 621.13

Item 3.1:

al, modification or transfer of this permit. Such application must include any forms or supplemental information the Department requires. Any renewal, modification or transfer granted by the Department must be in writing.

Item 3.2:

permits for Title V Facility Permits, or at least 30 days before expiration of permits for State Facility Permits.

Item 3.3:



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ited by the statute,

regulation or another permit condition. Applications for permit transfer should be submitted prior to actual transfer of ownership.

Condition 4: Permit Modifications, Suspensions and Revocations by the Department
Applicable State Requirement: 6NYCRR 621.14

Item 4.1:

The Department reserves the right to modify, suspend, or revoke this permit in accordance with 6NYCRR Part 621. The grounds for modification, suspension or revocation include:

ation or supporting papers;

- b) failure by the permittee to comply with any terms or conditions of the permit;
- c) exceeding the scope of the project as described in the permit application;
- d) newly discovered material information or a material change in environmental conditions, relevant technology or applicable law or regulations since the issuance of the existing permit;

rs of the commissioner, any

provisions of the Environmental Conservation Law or regulations of the Department related to the permitted activity.

****** Facility Level ******

Condition 5: Submission of Applications for Permit Modification or Renewal-REGION 1 HEADQUARTERS
Applicable State Requirement: 6NYCRR 621.5(a)

Item 5.1:

Submission of applications for permit modification or renewal are to be submitted to:

NYSDEC Regional Permit Administrator
Region 1 Headquarters
Division of Environmental Permits
SUNY Campus, Loop Road, Building 40
Stony Brook, NY 11790-2356
(631) 444-0365



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ARTICLE 19: AIR POLLUTION CONTROL - TITLE V PERMIT

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910 LOUISIANA ST OSP 2543
HOUSTON, TX 77002

Facility: MOTIVA ENTERPRISES LLC PROPERTY
74 EAST AVE
LAWRENCE, NY 11559

Authorized Activity By Standard Industrial Classification Code:
5171 - PETROLEUM BULK STATIONS & TERMINALS

Permit Effective Date: 12/15/2005

Permit Expiration Date: 12/14/2010



LIST OF CONDITIONS

FEDERALLY ENFORCEABLE CONDITIONS

Facility Level

- 1 6NYCRR 200.6: Acceptable Ambient Air Quality
- 2 6NYCRR 201-6.5(a)(7): Fees
- 3 6NYCRR 201-6.5(c): Recordkeeping and reporting of compliance monitoring
- 4 6NYCRR 201-6.5(c)(2): Monitoring, Related Recordkeeping, and Reporting Requirements.
- 5 6NYCRR 201-6.5(c)(3)(ii): Compliance Certification
- 6 6NYCRR 201-6.5(e): Compliance Certification
- 7 6NYCRR 202-2.1: Compliance Certification
- 8 6NYCRR 202-2.5: Recordkeeping requirements
- 9 6NYCRR 215: Open Fires Prohibited at Industrial and Commercial Sites
- 10 6NYCRR 200.7: Maintenance of Equipment
- 11 6NYCRR 201-1.7: Recycling and Salvage
- 12 6NYCRR 201-1.8: Prohibition of Reintroduction of Collected Contaminants to the air
- 13 6NYCRR 201-3.2(a): Exempt Sources - Proof of Eligibility
- 14 6NYCRR 201-3.3(a): Trivial Sources - Proof of Eligibility
- 15 6NYCRR 201-6.5(a)(4): Standard Requirement - Provide Information
- 16 6NYCRR 201-6.5(a)(8): General Condition - Right to Inspect
- 17 6NYCRR 201-6.5(d)(5): Standard Requirements - Progress Reports
- 18 6NYCRR 201-6.5(f)(6): Off Permit Changes
- 19 6NYCRR 202-1.1: Required Emissions Tests
- 20 6NYCRR 211.3: Visible Emissions Limited
- 21 40CFR 68: Accidental release provisions.
- 22 40CFR 82, Subpart F: Recycling and Emissions Reduction
- 23 6NYCRR 201-6: Emission Unit Definition
- 24 6NYCRR 225-1.2(a)(2): Compliance Certification
- 25 6NYCRR 225-1.8: Compliance Certification
- 26 6NYCRR 225-3.3(a): Compliance Certification
- 27 6NYCRR 229.3(e)(2)(v): Compliance Certification
- 28 40CFR 60.7(a), NSPS Subpart A: Date of construction notification - If a COM is not used.
- 29 40CFR 63.420(a)(2), Subpart R: Compliance Certification
- 30 40CFR 63.420(a)(2), Subpart R: Compliance Certification
- 31 40CFR 63.420(a)(2), Subpart R: Compliance Certification
- 32 40CFR 63.420(a)(2), Subpart R: Compliance Certification
- 33 40CFR 63.420(a)(2), Subpart R: Compliance Certification
- 34 40CFR 63.420(a)(2), Subpart R: Compliance Certification
- 35 40CFR 63.420(a)(2), Subpart R: Compliance Certification
- 36 40CFR 63.420(a)(2), Subpart R: Compliance Certification
- 37 40CFR 63.420(a)(2), Subpart R: Compliance Certification
- 38 40CFR 63.420(a)(2), Subpart R: Compliance Certification



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- 39 40CFR 63.420(a)(2), Subpart R: Compliance Certification
- 40 40CFR 63.420(a)(2), Subpart R: Compliance Certification
- 41 40CFR 63.420(a)(2), Subpart R: Compliance Certification
- 42 40CFR 63.420(a)(2), Subpart R: Compliance Certification

Emission Unit Level

- 43 6NYCRR 201-6: Emission Point Definition By Emission Unit
- 44 6NYCRR 201-6: Process Definition By Emission Unit
- 45 6NYCRR 201-7: Emission Unit Permissible Emissions

EU=T-TANKS

- *46 6NYCRR 201-7: Capping Monitoring Condition
- 47 6NYCRR 231-2: Compliance Certification

EU=T-TANKS,Proc=VOL

- 48 6NYCRR 229.3(e)(1): Compliance Certification

EU=U-00001

- *49 6NYCRR 201-7: Capping Monitoring Condition
- 50 6NYCRR 229.3(d): Compliance Certification
- 51 6NYCRR 229.3(d)(1): Compliance Certification
- 52 6NYCRR 230.4(a)(3): Labelling of gasoline transport vehicles
- 53 6NYCRR 230.4(b): Compliance Certification
- 54 6NYCRR 230.4(f): Compliance Certification
- 55 6NYCRR 230.6(a): Compliance Certification
- 56 6NYCRR 230.6(b): Compliance Certification
- 57 6NYCRR 231-2: Compliance Certification
- 58 40CFR 60.502(e), NSPS Subpart XX: Compliance Certification
- 59 40CFR 60.502(h), NSPS Subpart XX: Compliance Certification
- 60 40CFR 60.502(j), NSPS Subpart XX: Compliance Certification
- 61 40CFR 60.505(a), NSPS Subpart XX: Truck testing file
- 62 40CFR 60.505(b), NSPS Subpart XX: Compliance Certification
- 63 40CFR 60.505(c), NSPS Subpart XX: Compliance Certification
- 64 40CFR 60.505(d), NSPS Subpart XX: Untested truck notification records
- 65 40CFR 60.505(f), NSPS Subpart XX: New components
- 66 40CFR 64: Compliance Certification

EU=U-00001,Proc=DIS

- 67 6NYCRR 230.4(g): Dome covers

EU=U-00001,Proc=GAS

- 68 6NYCRR 202-1.1: Compliance Certification
- 69 40CFR 60.8(a), NSPS Subpart A: Compliance Certification
- 70 40CFR 60.502(b), NSPS Subpart XX: Compliance Certification

EU=U-00001,EP=00001

- 71 40CFR 60.502(f), NSPS Subpart XX: Truck loading compatibility



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- 72 40CFR 60.502(g), NSPS Subpart XX: Vapor collection connection required
- 73 40CFR 60.502(i), NSPS Subpart XX: Vent pressure limit

EU=U-00012

- 74 6NYCRR 201-6.5(f)(2): Compliance Certification
- 75 6NYCRR 212: Compliance Certification
- 76 6NYCRR 212: Compliance Certification

STATE ONLY ENFORCEABLE CONDITIONS

Facility Level

- 77 ECL 19-0301: Compliance Demonstration
- 78 ECL 19-0301: Contaminant List
- 79 6NYCRR 201-1.4: Unavoidable noncompliance and violations
- 80 6NYCRR 211.2: Air pollution prohibited

NOTE: * preceding the condition number indicates capping.



FEDERALLY ENFORCEABLE CONDITIONS

****** Facility Level ******

NOTIFICATION OF GENERAL PERMITTEE OBLIGATIONS

The items listed below are not subject to the annual compliance certification requirements under Title V. Permittees may also have other obligations under regulations of general applicability.

Item A: Emergency Defense - 6NYCRR Part 201-1.5

An emergency constitutes an affirmative defense to an action brought for noncompliance with emissions limitations or permit conditions for all facilities in New York State.

(a) The affirmative defense of emergency shall be demonstrated through properly signed, contemporaneous operating logs, or other relevant evidence that:

(1) An emergency occurred and that the facility owner and/or operator can identify the cause(s) of the emergency;

(2) The equipment at the permitted facility causing the emergency was at the time being properly operated;

(3) During the period of the emergency the facility owner and/or operator took all reasonable steps to minimize levels of emissions that exceeded the emission standards, or other requirements in the permit; and

(4) The facility owner and/or operator notified the Department within two working days after the event occurred. This notice must contain a description of the emergency, any steps taken to mitigate emissions, and corrective actions taken.

(b) In any enforcement proceeding, the facility owner and/or operator seeking to establish the occurrence of an emergency has the burden of proof.

(c) This provision is in addition to any emergency or upset provision contained in any applicable requirement.

Item B: Public Access to Recordkeeping for Title V Facilities - 6NYCRR Part 201-1.10(b)

The Department will make available to the public any permit application, compliance plan, permit, and monitoring and compliance certification report pursuant to



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Section 503(e) of the Act, except for information entitled to confidential treatment pursuant to 6NYCRR Part 616 - Public Access to records and Section 114(c) of the Act.

Item C: Timely Application for the Renewal of Title V Permits - 6 NYCRR Part 201-6.3(a)(4)

Owners and/or operators of facilities having an issued Title V permit shall submit a complete application at least 180 days, but not more than eighteen months, prior to the date of permit expiration for permit renewal purposes.

Item D: Certification by a Responsible Official - 6 NYCRR Part 201-6.3(d)(12)

Any application, form, report or compliance certification required to be submitted pursuant to the federally enforceable portions of this permit shall contain a certification of truth, accuracy and completeness by a responsible official. This certification shall state that based on information and belief formed after reasonable inquiry, the statements and information in the document are true, accurate, and complete.

Item E: Requirement to Comply With All Conditions - 6 NYCRR Part 201-6.5(a)(2)

The permittee must comply with all conditions of the Title V facility permit. Any permit non-compliance constitutes a violation of the Act and is grounds for enforcement action; for permit termination, revocation and reissuance, or modification; or for denial of a permit renewal application.

Item F: Permit Revocation, Modification, Reopening, Reissuance or Termination, and Associated Information Submission Requirements - 6 NYCRR Part 201-6.5(a)(3)

This permit may be modified, revoked, reopened and reissued, or terminated for cause. The filing of a request by the permittee for a permit modification, revocation and reissuance, or termination, or of a notification of planned changes or anticipated noncompliance does not stay any permit condition.

Item G: Cessation or Reduction of Permitted Activity Not a Defense - 6NYCRR Part 201-6.5(a)(5)

It shall not be a defense for a permittee in an enforcement action to claim that a cessation or reduction in the permitted activity would have been necessary in



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order to maintain compliance with the conditions of this permit.

Item H: Property Rights - 6 NYCRR Part 201-6.5(a)(6)

This permit does not convey any property rights of any sort or any exclusive privilege.

Item I: Severability - 6 NYCRR Part 201-6.5(a)(9)

If any provisions, parts or conditions of this permit are found to be invalid or are the subject of a challenge, the remainder of this permit shall continue to be valid.

Item J: Permit Shield - 6 NYCRR Part 201-6.5(g)

All permittees granted a Title V facility permit shall be covered under the protection of a permit shield, except as provided under 6 NYCRR Subpart 201-6. Compliance with the conditions of the permit shall be deemed compliance with any applicable requirements as of the date of permit issuance, provided that such applicable requirements are included and are specifically identified in the permit, or the Department, in acting on the permit application or revision, determines in writing that other requirements specifically identified are not applicable to the major stationary source, and the permit includes the determination or a concise summary thereof. Nothing herein shall preclude the Department from revising or revoking the permit pursuant to 6 NYCRR Part 621 or from exercising its summary abatement authority. Nothing in this permit shall alter or affect the following:

- i. The ability of the Department to seek to bring suit on behalf of the State of New York, or the Administrator to seek to bring suit on behalf of the United States, to immediately restrain any person causing or contributing to pollution presenting an imminent and substantial endangerment to public health, welfare or the environment to stop the emission of air pollutants causing or contributing to such pollution;
- ii. The liability of a permittee of the Title V facility for any violation of applicable requirements prior to or at the time of permit issuance;
- iii. The applicable requirements of Title IV of the

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Act;

iv. The ability of the Department or the Administrator to obtain information from the permittee concerning the ability to enter, inspect and monitor the facility.

Item K: Reopening for Cause - 6 NYCRR Part 201-6.5(i)

This Title V permit shall be reopened and revised under any of the following circumstances:

i. If additional applicable requirements under the Act become applicable where this permit's remaining term is three or more years, a reopening shall be completed not later than 18 months after promulgation of the applicable requirement. No such reopening is required if the effective date of the requirement is later than the date on which this permit is due to expire, unless the original permit or any of its terms and conditions has been extended by the Department pursuant to the provisions of Part 201-6.7 and Part 621.

ii. The Department or the Administrator determines that the permit contains a material mistake or that inaccurate statements were made in establishing the emissions standards or other terms or conditions of the permit.

iii. The Department or the Administrator determines that the Title V permit must be revised or reopened to assure compliance with applicable requirements.

iv. If the permitted facility is an "affected source" subject to the requirements of Title IV of the Act, and additional requirements (including excess emissions requirements) become applicable. Upon approval by the Administrator, excess emissions offset plans shall be deemed to be incorporated into the permit.

Proceedings to reopen and issue Title V facility permits shall follow the same procedures as apply to initial permit issuance but shall affect only those parts of the permit for which cause to reopen exists.

Reopenings shall not be initiated before a notice of such intent is provided to the facility by the Department at least thirty days in advance of the date that the permit



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is to be reopened, except that the Department may provide a shorter time period in the case of an emergency.

Item L: Permit Exclusion - ECL 19-0305

The issuance of this permit by the Department and the receipt thereof by the Applicant does not and shall not be construed as barring, diminishing, adjudicating or in any way affecting any legal, administrative or equitable rights or claims, actions, suits, causes of action or demands whatsoever that the Department may have against the Applicant for violations based on facts and circumstances alleged to have occurred or existed prior to the effective date of this permit, including, but not limited to, any enforcement action authorized pursuant to the provisions of applicable federal law, the Environmental Conservation Law of the State of New York (ECL) and Chapter III of the Official Compilation of the Codes, Rules and Regulations of the State of New York (NYCRR). The issuance of this permit also shall not in any way affect pending or future enforcement actions under the Clean Air Act brought by the United States or any person.

Item M: Federally Enforceable Requirements - 40 CFR 70.6(b)

All terms and conditions in this permit required by the Act or any applicable requirement, including any provisions designed to limit a facility's potential to emit, are enforceable by the Administrator and citizens under the Act. The Department has, in this permit, specifically designated any terms and conditions that are not required under the Act or under any of its applicable requirements as being enforceable under only state regulations.

MANDATORY FEDERALLY ENFORCEABLE PERMIT CONDITIONS SUBJECT TO ANNUAL CERTIFICATIONS AT ALL TIMES

The following federally enforceable permit conditions are mandatory for all Title V permits and are subject to annual compliance certification requirements at all times.

**Condition 1: Acceptable Ambient Air Quality
Effective between the dates of 12/15/2005 and 12/14/2010**

Applicable Federal Requirement: 6NYCRR 200.6

Item 1.1:

Notwithstanding the provisions of 6 NYCRR Chapter III, Subchapter A, no person shall allow or permit



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any air contamination source to emit air contaminants in quantities which alone or in combination with emissions from other air contamination sources would contravene any applicable ambient air quality standard and/or cause air pollution. In such cases where contravention occurs or may occur, the Commissioner shall specify the degree and/or method of emission control required.

Condition 2: Fees

Effective between the dates of 12/15/2005 and 12/14/2010

Applicable Federal Requirement: 6NYCRR 201-6.5(a)(7)

Item 2.1:

The owner and/or operator of a stationary source shall pay fees to the Department consistent with the fee schedule authorized by ECL 72-0302.

Condition 3: Recordkeeping and reporting of compliance monitoring

Effective between the dates of 12/15/2005 and 12/14/2010

Applicable Federal Requirement: 6NYCRR 201-6.5(c)

Item 3.1:

The following information must be included in any required compliance monitoring records and reports:

- (i) The date, place, and time of sampling or measurements;
- (ii) The date(s) analyses were performed;
- (iii) The company or entity that performed the analyses;
- (iv) The analytical techniques or methods used including quality assurance and quality control procedures if required;
- (v) The results of such analyses including quality assurance data where required; and
- (vi) The operating conditions as existing at the time of sampling or measurement.

Any deviation from permit requirements must be clearly identified in all records and reports. Reports must be certified by a responsible official, consistent with Section 201-6.3 of this Part 201.

Condition 4: Monitoring, Related Recordkeeping, and Reporting Requirements.

Effective between the dates of 12/15/2005 and 12/14/2010

Applicable Federal Requirement: 6NYCRR 201-6.5(c)(2)

Item 4.1:

Compliance monitoring and recordkeeping shall be conducted according to the terms and conditions contained in this permit and shall follow all quality assurance requirements found in applicable



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regulations. Records of all monitoring data and support information must be retained for a period of at least 5 years from the date of the monitoring, sampling, measurement, report, or application. Support information includes all calibration and maintenance records and all original strip-chart recordings for continuous monitoring instrumentation, and copies of all reports required by the permit.

Condition 5: Compliance Certification
Effective between the dates of 12/15/2005 and 12/14/2010

Applicable Federal Requirement: 6NYCRR 201-6.5(c)(3)(ii)

Item 5.1:

The Compliance Certification activity will be performed for the Facility.

Item 5.2:

Compliance Certification shall include the following monitoring:

Monitoring Type: RECORD KEEPING/MAINTENANCE PROCEDURES

Monitoring Description:

To meet the requirements of this facility permit with respect to reporting, the permittee must:

Submit reports of any required monitoring at a minimum frequency of every 6 months, based on a calendar year reporting schedule. These reports shall be submitted to the Department within 30 days after the end of a reporting period. All instances of deviations from permit requirements must be clearly identified in such reports. All required reports must be certified by the responsible official for this facility.

Notify the Department and report permit deviations and incidences of noncompliance stating the probable cause of such deviations, and any corrective actions or preventive measures taken. Where the underlying applicable requirement contains a definition of prompt or otherwise specifies a time frame for reporting deviations, that definition or time frame shall govern. Where the underlying applicable requirement fails to address the time frame for reporting deviations, reports of deviations shall be submitted to the permitting authority based on the following schedule:

(1) For emissions of a hazardous air pollutant (as identified in an applicable regulation) that continue for more than an hour in excess of permit requirements, the report must be made within 24 hours of the occurrence.

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(2) For emissions of any regulated air pollutant, excluding those listed in paragraph (1) of this section, that continue for more than two hours in excess of permit requirements, the report must be made within 48 hours.

(3) For all other deviations from permit requirements, the report shall be contained in the 6 month monitoring report required above.

(4) This permit may contain a more stringent reporting requirement than required by paragraphs (1), (2) or (3) above. If more stringent reporting requirements have been placed in this permit or exist in applicable requirements that apply to this facility, the more stringent reporting requirement shall apply.

If above paragraphs (1) or (2) are met, the source must notify the permitting authority by telephone during normal business hours at the Regional Office of jurisdiction for this permit, attention Regional Air Pollution Control Engineer (RAPCE) according to the timetable listed in paragraphs (1) and (2) of this section. For deviations and incidences that must be reported outside of normal business hours, on weekends, or holidays, the DEC Spill Hotline phone number at 1-800-457-7362 shall be used. A written notice, certified by a responsible official consistent with 6 NYCRR Part 201-6.3(d)(12), must be submitted within 10 working days of an occurrence for deviations reported under (1) and (2). All deviations reported under paragraphs (1) and (2) of this section must also be identified in the 6 month monitoring report required above.

The provisions of 6 NYCRR 201-1.4 shall apply if the permittee seeks to have a violation excused unless otherwise limited by regulation. In order to have a violation of a federal regulation (such as a new source performance standard or national emissions standard for hazardous air pollutants) excused, the specific federal regulation must provide for an affirmative defense during start-up, shutdowns, malfunctions or upsets. Notwithstanding any recordkeeping and reporting requirements in 6 NYCRR 201-1.4, reports of any deviations shall not be on a less frequent basis than the reporting periods described in paragraphs (1) and (4) above.

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In the case of any condition contained in this permit with a reporting requirement of "Upon request by regulatory agency" the permittee shall include in the semiannual report, a statement for each such condition that the monitoring or recordkeeping was performed as required or requested and a listing of all instances of deviations from these requirements.

In the case of any emission testing performed during the previous six month reporting period, either due to a request by the Department, EPA, or a regulatory requirement, the permittee shall include in the semiannual report a summary of the testing results and shall indicate whether or not the Department or EPA has approved the results.

All semiannual reports shall be submitted to the Administrator (or his or her representative) as well as two copies to the Department (one copy to the regional air pollution control engineer (RAPCE) in the regional office and one copy to the Bureau of Quality Assurance (BQA) in the DEC central office). Mailing addresses for the above referenced persons are contained in the monitoring condition for 6 NYCRR Part 201-6.5(e), contained elsewhere in this permit.

Reporting Requirements: SEMI-ANNUALLY (CALENDAR)
Reports due 30 days after the reporting period.
The initial report is due 1/30/2006.
Subsequent reports are due every 6 calendar month(s).

Condition 6: Compliance Certification
Effective between the dates of 12/15/2005 and 12/14/2010

Applicable Federal Requirement: 6NYCRR 201-6.5(e)

Item 6.1:

The Compliance Certification activity will be performed for the Facility.

Item 6.2:

Compliance Certification shall include the following monitoring:

Monitoring Type: RECORD KEEPING/MAINTENANCE PROCEDURES

Monitoring Description:

Requirements for compliance certifications with terms and conditions contained in this facility permit include the

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following:

i. Compliance certifications shall contain:

- the identification of each term or condition of the permit that is the basis of the certification;
 - the compliance status;
 - whether compliance was continuous or intermittent;
 - the method(s) used for determining the compliance status of the facility, currently and over the reporting period consistent with the monitoring and related recordkeeping and reporting requirements of this permit;
 - such other facts as the Department may require to determine the compliance status of the facility as specified in any special permit terms or conditions;
- and
- such additional requirements as may be specified elsewhere in this permit related to compliance certification.

ii. The responsible official must include in the annual certification report all terms and conditions contained in this permit which are identified as being subject to certification, including emission limitations, standards, or work practices. That is, the provisions labeled herein as "Compliance Certification" are not the only provisions of this permit for which an annual certification is required.

iii. Compliance certifications shall be submitted annually. Certification reports are due 30 days after the anniversary date of four consecutive calendar quarters. The first report is due 30 days after the calendar quarter that occurs just prior to the permit anniversary date, unless another quarter has been acceptable by the Department.

iv. All compliance certifications shall be submitted to the Administrator (or his or her representative) as well as two copies to the Department (one copy to the regional air pollution control engineer (RAPCE) in the regional office and one copy to the Bureau of Quality Assurance (BQA) in the DEC central office). Please send annual compliance certifications to Chief of the Stationary Source Compliance Section, the Region 2 EPA representative for the Administrator, at the following address:

USEPA Region 2



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Air Compliance Branch
290 Broadway
New York, NY 10007-1866

The address for the RAPCE is as follows:

NYSDEC
SUNY Campus
Building 40
Stony Brook, NY 11790-2356

The address for the BQA is as follows:

NYSDEC
Bureau of Quality Assurance
625 Broadway
Albany, NY 12233-3258

Monitoring Frequency: ANNUALLY
Reporting Requirements: ANNUALLY (CALENDAR)
Reports due 30 days after the reporting period.
The initial report is due 1/30/2006.
Subsequent reports are due on the same day each year

Condition 7: Compliance Certification
Effective between the dates of 12/15/2005 and 12/14/2010

Applicable Federal Requirement: 6NYCRR 202-2.1

Item 7.1:
The Compliance Certification activity will be performed for the Facility.

Item 7.2:
Compliance Certification shall include the following monitoring:

Monitoring Type: RECORD KEEPING/MAINTENANCE PROCEDURES
Monitoring Description:
Emission statements shall be submitted on or before April
15th each year for emissions of the previous calendar
year.

Monitoring Frequency: ANNUALLY
Reporting Requirements: ANNUALLY (CALENDAR)
Reports due by April 15th for previous calendar year

Condition 8: Recordkeeping requirements
Effective between the dates of 12/15/2005 and 12/14/2010



Applicable Federal Requirement: 6NYCRR 202-2.5

Item 8.1:

(a) The following records shall be maintained for at least five years:

- (1) a copy of each emission statement submitted to the department; and
- (2) records indicating how the information submitted in the emission statement was determined, including any calculations, data, measurements, and estimates used.

(b) These records shall be made available at the facility to the representatives of the department upon request during normal business hours.

Condition 9: Open Fires Prohibited at Industrial and Commercial Sites
Effective between the dates of 12/15/2005 and 12/14/2010

Applicable Federal Requirement: 6NYCRR 215

Item 9.1:

No person shall burn, cause, suffer, allow or permit the burning in an open fire of garbage, refuse, rubbish for salvage, or rubbish generated by industrial or commercial activities.

**MANDATORY FEDERALLY ENFORCEABLE PERMIT CONDITIONS SUBJECT
TO ANNUAL CERTIFICATIONS ONLY IF APPLICABLE**

The following federally enforceable permit conditions are mandatory for all Title V permits and are subject to annual compliance certification requirements only if effectuated during the reporting period. [NOTE: The corresponding annual compliance certification for those conditions not effectuated during the reporting period shall be specified as "not applicable".]

Condition 10: Maintenance of Equipment
Effective between the dates of 12/15/2005 and 12/14/2010

Applicable Federal Requirement: 6NYCRR 200.7

Item 10.1:

Any person who owns or operates an air contamination source which is equipped with an emission control device shall operate such device and keep it in a satisfactory state of maintenance and repair in accordance with ordinary and necessary practices, standards and procedures, inclusive of manufacturer's specifications, required to operate such device effectively.

Condition 11: Recycling and Salvage
Effective between the dates of 12/15/2005 and 12/14/2010

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Applicable Federal Requirement: 6NYCRR 201-1.7

Item 11.1:

Where practical, any person who owns or operates an air contamination source shall recycle or salvage air contaminants collected in an air cleaning device according to the requirements of the ECL.

Condition 12: Prohibition of Reintroduction of Collected Contaminants to the air
Effective between the dates of 12/15/2005 and 12/14/2010

Applicable Federal Requirement: 6NYCRR 201-1.8

Item 12.1:

No person shall remove, handle or cause to be handled, collected air contaminants from an air cleaning device for recycling, salvage or disposal in a manner that would reintroduce them to the outdoor atmosphere.

Condition 13: Exempt Sources - Proof of Eligibility
Effective between the dates of 12/15/2005 and 12/14/2010

Applicable Federal Requirement: 6NYCRR 201-3.2(a)

Item 13.1:

The owner and/or operator of an emission source or unit that is eligible to be exempt may be required to certify that it operates within the specific criteria described in this Subpart. The owner or operator of any such emission source must maintain all required records on-site for a period of five years and make them available to representatives of the department upon request. Department representatives must be granted access to any facility which contains emission sources or units subject to this Subpart, during normal operating hours, for the purpose of determining compliance with this and any other State and Federal air pollution control requirements, regulations, or law.

Condition 14: Trivial Sources - Proof of Eligibility
Effective between the dates of 12/15/2005 and 12/14/2010

Applicable Federal Requirement: 6NYCRR 201-3.3(a)

Item 14.1:

The owner and/or operator of an emission source or unit that is listed as being trivial in this Part may be required to certify that it operates within the specific criteria described in this Subpart. The owner or operator of any such emission source must maintain all required records on-site for a period of five years and make them available to representatives of the department upon request. Department representatives must be granted access to any facility which contains emission sources or units subject to this Subpart, during normal operating hours, for the purpose of determining compliance with this and any other State and Federal air pollution control requirements, regulations, or law.

Condition 15: Standard Requirement - Provide Information



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Effective between the dates of 12/15/2005 and 12/14/2010

Applicable Federal Requirement: 6NYCRR 201-6.5(a)(4)

Item 15.1:

The owner and/or operator shall furnish to the department, within a reasonable time, any information that the department may request in writing to determine whether cause exists for modifying, revoking and reissuing, or terminating the permit or to determine compliance with the permit. Upon request, the permittee shall also furnish to the department copies of records required to be kept by the permit or, for information claimed to be confidential, the permittee may furnish such records directly to the administrator along with a claim of confidentiality, if the administrator initiated the request for information or otherwise has need of it.

Condition 16: General Condition - Right to Inspect

Effective between the dates of 12/15/2005 and 12/14/2010

Applicable Federal Requirement: 6NYCRR 201-6.5(a)(8)

Item 16.1:

The department or an authorized representative shall be allowed upon presentation of credentials and other documents as may be required by law to:

(i) enter upon the permittee's premises where a facility subject to the permitting requirements of this Subpart is located or emissions-related activity is conducted, or where records must be kept under the conditions of the permit;

(ii) have access to and copy, at reasonable times, any records that must be kept under the conditions of the permit;

(iii) inspect at reasonable times any emission sources, equipment (including monitoring and air pollution control equipment), practices, and operations regulated or required under the permit; and

(iv) sample or monitor at reasonable times substances or parameters for the purpose of assuring compliance with the permit or applicable requirements.

Condition 17: Standard Requirements - Progress Reports

Effective between the dates of 12/15/2005 and 12/14/2010

Applicable Federal Requirement: 6NYCRR 201-6.5(d)(5)

Item 17.1:

Progress reports consistent with an applicable schedule of compliance are to be submitted at least semiannually, or at a more frequent period if specified in the applicable requirement or by the department. Such progress reports shall contain the following:

(i) dates for achieving the activities, milestones, or compliance required in the schedule of compliance, and dates when such activities, milestones or compliance were achieved; and



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(ii) an explanation of why any dates in the schedule of compliance were not or will not be met, and any preventive or corrective measures adopted.

Condition 18: Off Permit Changes
Effective between the dates of 12/15/2005 and 12/14/2010

Applicable Federal Requirement: 6NYCRR 201-6.5(f)(6)

Item 18.1:

No permit revision will be required for operating changes that contravene an express permit term, provided that such changes would not violate applicable requirements as defined under this Part or contravene federally enforceable monitoring (including test methods), recordkeeping, reporting, or compliance certification permit terms and conditions. Such changes may be made without requiring a permit revision, if the changes are not modifications under any provision of title I of the act and the changes do not exceed the emissions allowable under the permit (whether expressed therein as a rate of emissions or in terms of total emissions) provided that the facility provides the administrator and the department with written notification as required below in advance of the proposed changes within a minimum of seven days. The facility owner or operator, and the department shall attach each such notice to their copy of the relevant permit.

(i) For each such change, the written notification required above shall include a brief description of the change within the permitted facility, the date on which the change will occur, any change in emissions, and any permit term or condition that is no longer applicable as a result of the change.

(ii) The permit shield described in section 6 NYCRR 201-6.6 shall not apply to any change made pursuant to this paragraph.

Condition 19: Required Emissions Tests
Effective between the dates of 12/15/2005 and 12/14/2010

Applicable Federal Requirement: 6NYCRR 202-1.1

Item 19.1:

For the purpose of ascertaining compliance or non-compliance with any air pollution control code, rule or regulation, the commissioner may require the person who owns such air contamination source to submit an acceptable report of measured emissions within a stated time. Such person shall bear the cost of measurement and preparing the report of measured emissions. Failure of such person to submit a report acceptable to the commissioner within the time stated shall be sufficient reason for the commissioner to suspend or deny a certificate to operate.

Condition 20: Visible Emissions Limited
Effective between the dates of 12/15/2005 and 12/14/2010

Applicable Federal Requirement: 6NYCRR 211.3

Item 20.1:



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Except as permitted by a specific part of this Subchapter and for open fires for which a restricted burning permit has been issued, no person shall cause or allow any air contamination source to emit any material having an opacity equal to or greater than 20 percent (six minute average) except for one continuous six-minute period per hour of not more than 57 percent opacity.

Condition 21: Accidental release provisions.
Effective between the dates of 12/15/2005 and 12/14/2010

Applicable Federal Requirement: 40CFR 68

Item 21.1:

If a chemical is listed in Tables 1,2,3 or 4 of 40 CFR §68.130 is present in a process in quantities greater than the threshold quantity listed in Tables 1,2,3 or 4, the following requirements will apply:

- a) The owner or operator shall comply with the provisions of 40 CFR Part 68 and;
- b) The owner or operator shall submit at the time of permit issuance (if not previously submitted) one of the following, if such quantities are present:
 - 1) A compliance schedule for meeting the requirements of 40 CFR Part 68 by the date provided in 40 CFR §68.10(a) or,
 - 2) A certification statement that the source is in compliance with all requirements of 40 CFR Part 68, including the registration and submission of the Risk Management Plan. Information should be submitted to:

Risk Management Plan Reporting Center
C/O CSC
8400 Corporate Dr
Carrollton, Md. 20785

Condition 22: Recycling and Emissions Reduction
Effective between the dates of 12/15/2005 and 12/14/2010

Applicable Federal Requirement: 40CFR 82, Subpart F

Item 22.1:

The permittee shall comply with all applicable provisions of 40 CFR Part 82.

**The following conditions are subject to annual compliance certification requirements
for Title V permits only.**

Condition 23: Emission Unit Definition

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Applicable Federal Requirement: 6NYCRR 201-6

Item 23.1:

The facility is authorized to perform regulated processes under this permit for:

Emission Unit: T-TANKS

Emission Unit Description:

Ten (10) tanks store gasoline and denatured ethanol.

Five (5) tanks are used to store gasoline and five (5) tanks to store gasoline or ethanol.

Building(s): 10
11
2
3
4
5
6
7
8
9

Item 23.2:

The facility is authorized to perform regulated processes under this permit for:

Emission Unit: U-00001

Emission Unit Description:

Truck loading rack with 16 bays (lanes), 6 of which are used to load gasoline only, 6 to load distillate only, and 4 to load gasoline and distillate. A VRU unit is used to control emissions during loading of gasoline and bottom loading of distillate from the truck rack.

Building(s): 1

Item 23.3:

The facility is authorized to perform regulated processes under this permit for:

Emission Unit: U-00012

Emission Unit Description:

Air Stripper.

Building(s): 12

Item 23.4:

The facility is authorized to perform regulated processes under this permit for:

Emission Unit: U-00013

Emission Unit Description:



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Oil/Water separators.

Building(s): 13

Condition 24: Compliance Certification
Effective between the dates of 12/15/2005 and 12/14/2010

Applicable Federal Requirement: 6NYCRR 225-1.2(a)(2)

Item 24.1:

The Compliance Certification activity will be performed for the Facility.

Item 24.2:

Compliance Certification shall include the following monitoring:

Monitoring Type: WORK PRACTICE INVOLVING SPECIFIC OPERATIONS

Monitoring Description:

Motiva is prohibited from selling or offering for sale in Nassau, Rockland and Westchester Counties any distillate fuel oil which contains sulfur in a quantity exceeding 0.37% by weight. Outside of these counties, Motiva may sell distillate fuel oil with sulfur contents which do not exceed the limitations as set forth in Table 2 of 6NYCRR 225-1.2. Compliance shall be demonstrated by obtaining a certificate of analysis showing the sulfur content for each shipment of distillate fuel oil which is shipped to any location inside the New York State.

Work Practice Type: PARAMETER OF PROCESS MATERIAL

Process Material: DISTILLATES - NUMBER 1 AND NUMBER 2 OIL

Parameter Monitored: SULFUR CONTENT

Upper Permit Limit: 0.37 percent by weight

Reference Test Method: EPA approved

Monitoring Frequency: AS REQUIRED - SEE PERMIT MONITORING DESCRIPTION

Averaging Method: MAXIMUM - NOT TO BE EXCEEDED AT ANY TIME (INSTANTANEOUS/DISCRETE OR GRAB)

Reporting Requirements: ANNUALLY (CALENDAR)

Reports due 30 days after the reporting period.

The initial report is due 1/30/2006.

Subsequent reports are due every 12 calendar month(s).

Condition 25: Compliance Certification
Effective between the dates of 12/15/2005 and 12/14/2010

Applicable Federal Requirement: 6NYCRR 225-1.8

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Item 25.1:

The Compliance Certification activity will be performed for the Facility.

Item 25.2:

Compliance Certification shall include the following monitoring:

Monitoring Type: RECORD KEEPING/MAINTENANCE PROCEDURES

Monitoring Description:

Motiva must maintain records of the fuel analysis and data on the quantities of distillate oil received and names of all purchasers, fuel analysis and data on the quantities of all distillate oil sold for at least three years. The data include sulfur content, specific gravity and heating value of residual and distillate oil and such records must be available for inspection during normal business hours by the Department representative and must furnish copies of such records to the Department representative upon request.

Monitoring Frequency: AS REQUIRED - SEE PERMIT MONITORING DESCRIPTION

Averaging Method: MAXIMUM - NOT TO BE EXCEEDED AT ANY TIME (INSTANTANEOUS/DISCRETE OR GRAB)

Reporting Requirements: ANNUALLY (CALENDAR)

Reports due 30 days after the reporting period.

The initial report is due 1/30/2006.

Subsequent reports are due every 12 calendar month(s).

Condition 26: Compliance Certification

Effective between the dates of 12/15/2005 and 12/14/2010

Applicable Federal Requirement: 6NYCRR 225-3.3(a)

Item 26.1:

The Compliance Certification activity will be performed for the Facility.

Item 26.2:

Compliance Certification shall include the following monitoring:

Monitoring Type: WORK PRACTICE INVOLVING SPECIFIC OPERATIONS

Monitoring Description:

Any gasoline sold or supplied to a retailer or wholesale purchaser-consumer, shall have a Reid vapor pressure (RVP) no greater than 9.0 pounds per square inch (psi), during the period May 1st through September 15th of each year.



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Sampling and testing will be done according to a protocol approved by the Department.

Work Practice Type: PARAMETER OF PROCESS MATERIAL
Process Material: GASOLINE
Parameter Monitored: REID VAPOR PRESSURE
Upper Permit Limit: 9.0 pounds per square inch absolute
Monitoring Frequency: AS REQUIRED - SEE PERMIT MONITORING DESCRIPTION
Averaging Method: MAXIMUM - NOT TO BE EXCEEDED AT ANY TIME (INSTANTANEOUS/DISCRETE OR GRAB)
Reporting Requirements: ANNUALLY (CALENDAR)
Reports due 30 days after the reporting period.
The initial report is due 1/30/2006.
Subsequent reports are due every 12 calendar month(s).

Condition 27: Compliance Certification
Effective between the dates of 12/15/2005 and 12/14/2010

Applicable Federal Requirement: 6NYCRR 229.3(e)(2)(v)

Item 27.1:
The Compliance Certification activity will be performed for the Facility.

Item 27.2:
Compliance Certification shall include the following monitoring:

Monitoring Type: RECORD KEEPING/MAINTENANCE PROCEDURES
Monitoring Description:
STORAGE TANKS SUBJECT TO THIS REQUIREMENT, WITH A CAPACITY OF LESS THAN 10,000 GALLONS MUST BE EQUIPPED WITH A CONSERVATION VENT. THE PERMITTEE SHALL VISUALLY INSPECT THE CONSERVATION VENT ON AN ANNUAL BASIS TO ENSURE PROPER OPERATION. INSPECTION RECORDS MUST BE MAINTAINED ON SITE FOR A PERIOD OF 5 YEARS. RECORDS SHALL CONTAIN DATE(S) OF ALL INSPECTIONS, INSPECTION FINDINGS AND A LISTING OF ALL EQUIPMENT REPAIRS OR REPLACEMENT.

Monitoring Frequency: ANNUALLY
Reporting Requirements: ANNUALLY (CALENDAR)
Reports due 30 days after the reporting period.
The initial report is due 1/30/2006.
Subsequent reports are due every 12 calendar month(s).



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**Condition 28: Date of construction notification - If a COM is not used.
Effective between the dates of 12/15/2005 and 12/14/2010**

Applicable Federal Requirement: 40CFR 60.7(a), NSPS Subpart A

Item 28.1:

Any owner or operator subject to this part shall furnish the Administrator with the following information:

- 1) a notification of the date construction or reconstruction commenced, post marked no later than 30 days after such date;
- 3) a notification of the actual date of initial start up, post marked within 15 days after such date;
- 4) a notification of any physical or operational change to an existing facility which may increase the emission rate of any air pollutant to which a standard applies, unless the change is specifically exempted under this part. The notice shall be post marked 60 days or as soon as practicable before the change is commenced and shall include information describing the precise nature of the change, present and proposed emission control systems, productive capability of the facility before and after the change, and the expected completion date of the change. The Administrator may request additional information regarding the change;
- 5) a notification of the date upon which the demonstration of continuous monitoring system performance commences, post marked not less than 30 days prior to such date;
- 6) a notification of the anticipated date for conducting the opacity observations, post marked not less than 30 days prior to such date.

**Condition 29: Compliance Certification
Effective between the dates of 12/15/2005 and 12/14/2010**

Applicable Federal Requirement: 40CFR 63.420(a)(2), Subpart R

Item 29.1:

The Compliance Certification activity will be performed for the Facility.

Regulated Contaminant(s):
CAS No: 000071-43-2 BENZENE

Item 29.2:

Compliance Certification shall include the following monitoring:

Monitoring Type: WORK PRACTICE INVOLVING SPECIFIC
OPERATIONS

Monitoring Description:
The facility shall not exceed an annual throughput of 182



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million gallons/year of distillate oil during any twelve month rolling average. The data must be maintained at the facility. A letter certifying that the facility has not exceeded the throughput or HAP emission limits indicated in this permit must be submitted to the Region 1 office by January 30 of each year. By meeting these conditions, Motiva demonstrates that 40 CFR 63 Subpart R is not applicable to this facility.

Work Practice Type: PROCESS MATERIAL THRUPUT
Process Material: DISTILLATES - NUMBER 1 AND NUMBER 2 OIL
Upper Permit Limit: 182000 thousand gallons per year
Monitoring Frequency: MONTHLY
Averaging Method: ANNUAL MAXIMUM ROLLED MONTHLY
Reporting Requirements: ANNUALLY (CALENDAR)
Reports due 30 days after the reporting period.
The initial report is due 1/30/2006.
Subsequent reports are due every 12 calendar month(s).

Condition 30: Compliance Certification
Effective between the dates of 12/15/2005 and 12/14/2010

Applicable Federal Requirement: 40CFR 63.420(a)(2), Subpart R

Item 30.1:

The Compliance Certification activity will be performed for the Facility.

Regulated Contaminant(s):
CAS No: 001330-20-7 XYLENE, M, O & P MIXT.

Item 30.2:

Compliance Certification shall include the following monitoring:

Monitoring Type: WORK PRACTICE INVOLVING SPECIFIC OPERATIONS

Monitoring Description:

The facility shall not exceed an annual throughput of 182 million gallons/year of distillate oil during any twelve month rolling average. The data must be maintained at the facility. A letter certifying that the facility has not exceeded the throughput or HAP emission limits indicated in this permit must be submitted to the Region 1 office by January 30 of each year. By meeting these conditions, Motiva demonstrates that 40 CFR 63 Subpart R is not applicable to this facility.

Work Practice Type: PROCESS MATERIAL THRUPUT



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Process Material: DISTILLATES - NUMBER 1 AND NUMBER 2 OIL
Upper Permit Limit: 182000 thousand gallons per year
Monitoring Frequency: MONTHLY
Averaging Method: ANNUAL MAXIMUM ROLLED MONTHLY
Reporting Requirements: ANNUALLY (CALENDAR)
Reports due 30 days after the reporting period.
The initial report is due 1/30/2006.
Subsequent reports are due every 12 calendar month(s).

Condition 31: Compliance Certification
Effective between the dates of 12/15/2005 and 12/14/2010

Applicable Federal Requirement: 40CFR 63.420(a)(2), Subpart R

Item 31.1:

The Compliance Certification activity will be performed for the Facility.

Regulated Contaminant(s):
CAS No: 0NY100-00-0 HAP

Item 31.2:

Compliance Certification shall include the following monitoring:

Monitoring Type: RECORD KEEPING/MAINTENANCE PROCEDURES
Monitoring Description:

A letter certifying that the facility has not exceeded the throughput or HAP emission limits indicated in this permit will be sent to Region 1 office by January 30 of each year.

Monitoring Frequency: AS REQUIRED - SEE PERMIT MONITORING DESCRIPTION

Reporting Requirements: ANNUALLY (CALENDAR)

Reports due 30 days after the reporting period.

The initial report is due 1/30/2006.

Subsequent reports are due every 12 calendar month(s).

Condition 32: Compliance Certification
Effective between the dates of 12/15/2005 and 12/14/2010

Applicable Federal Requirement: 40CFR 63.420(a)(2), Subpart R

Item 32.1:

The Compliance Certification activity will be performed for the Facility.

Regulated Contaminant(s):
CAS No: 000108-88-3 TOLUENE

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Item 32.2:

Compliance Certification shall include the following monitoring:

Monitoring Type: WORK PRACTICE INVOLVING SPECIFIC OPERATIONS

Monitoring Description:

The facility shall not exceed an annual throughput of 585 million gallons/year of gasoline and 600 million gallons per year of total ethanol plus gasoline during any twelve month rolling average. The data must be maintained at the facility. A letter certifying that the facility has not exceeded the throughput or HAP emission limits indicated in this permit must be submitted to the Region 1 office by January 30 of each year. By meeting these conditions, Motiva demonstrates that 40 CFR 63 Subpart R is not applicable to this facility.

Work Practice Type: PROCESS MATERIAL THRUPUT

Process Material: GASOLINE

Upper Permit Limit: 585000 thousand gallons per year

Monitoring Frequency: MONTHLY

Averaging Method: ANNUAL MAXIMUM ROLLED MONTHLY

Reporting Requirements: ANNUALLY (CALENDAR)

Reports due 30 days after the reporting period.

The initial report is due 1/30/2006.

Subsequent reports are due every 12 calendar month(s).

Condition 33: Compliance Certification

Effective between the dates of 12/15/2005 and 12/14/2010

Applicable Federal Requirement: 40CFR 63.420(a)(2), Subpart R

Item 33.1:

The Compliance Certification activity will be performed for the Facility.

Regulated Contaminant(s):

CAS No: 000071-43-2 BENZENE

Item 33.2:

Compliance Certification shall include the following monitoring:

Monitoring Type: WORK PRACTICE INVOLVING SPECIFIC OPERATIONS

Monitoring Description:

The facility shall not exceed an annual throughput of 585 million gallons/year of gasoline and 600 million gallons



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per year of total ethanol plus gasoline during any twelve month rolling average. The data must be maintained at the facility. A letter certifying that the facility has not exceeded the throughput or HAP emission limits indicated in this permit must be submitted to the Region 1 office by January 30 of each year. By meeting these conditions, Motiva demonstrates that 40 CFR 63 Subpart R is not applicable to this facility.

Work Practice Type: PROCESS MATERIAL THRUPUT
Process Material: GASOLINE
Upper Permit Limit: 585000 thousand gallons per year
Monitoring Frequency: MONTHLY
Averaging Method: ANNUAL MAXIMUM ROLLED MONTHLY
Reporting Requirements: ANNUALLY (CALENDAR)
Reports due 30 days after the reporting period.
The initial report is due 1/30/2006.
Subsequent reports are due every 12 calendar month(s).

Condition 34: Compliance Certification
Effective between the dates of 12/15/2005 and 12/14/2010

Applicable Federal Requirement: 40CFR 63.420(a)(2), Subpart R

Item 34.1:

The Compliance Certification activity will be performed for the Facility.

Regulated Contaminant(s):
CAS No: 000100-41-4 ETHYLBENZENE

Item 34.2:

Compliance Certification shall include the following monitoring:

Monitoring Type: WORK PRACTICE INVOLVING SPECIFIC OPERATIONS

Monitoring Description:

The facility shall not exceed an annual throughput of 182 million gallons/year of distillate oil during any twelve month rolling average. The data must be maintained at the facility. A letter certifying that the facility has not exceeded the throughput or HAP emission limits indicated in this permit must be submitted to the Region 1 office by January 30 of each year. By meeting these conditions, Motiva demonstrates that 40 CFR 63 Subpart R is not applicable to this facility.

Work Practice Type: PROCESS MATERIAL THRUPUT



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Process Material: DISTILLATES - NUMBER 1 AND NUMBER 2 OIL
Upper Permit Limit: 182000 thousand gallons per year
Monitoring Frequency: MONTHLY
Averaging Method: ANNUAL MAXIMUM ROLLED MONTHLY
Reporting Requirements: ANNUALLY (CALENDAR)
Reports due 30 days after the reporting period.
The initial report is due 1/30/2006.
Subsequent reports are due every 12 calendar month(s).

Condition 35: Compliance Certification
Effective between the dates of 12/15/2005 and 12/14/2010

Applicable Federal Requirement: 40CFR 63.420(a)(2), Subpart R

Item 35.1:

The Compliance Certification activity will be performed for the Facility.

Regulated Contaminant(s):
CAS No: 001330-20-7 XYLENE, M, O & P MIXT.

Item 35.2:

Compliance Certification shall include the following monitoring:

Monitoring Type: WORK PRACTICE INVOLVING SPECIFIC OPERATIONS

Monitoring Description:

The facility shall not exceed an annual throughput of 585 million gallons/year of gasoline and 600 million gallons per year of total ethanol plus gasoline during any twelve month rolling average. The data must be maintained at the facility. A letter certifying that the facility has not exceeded the throughput or HAP emission limits indicated in this permit must be submitted to the Region 1 office by January 30 of each year. By meeting these conditions, Motiva demonstrates that 40 CFR 63 Subpart R is not applicable to this facility.

Work Practice Type: PROCESS MATERIAL THRUPUT
Process Material: GASOLINE
Upper Permit Limit: 585000 thousand gallons per year
Monitoring Frequency: MONTHLY
Averaging Method: ANNUAL MAXIMUM ROLLED MONTHLY
Reporting Requirements: ANNUALLY (CALENDAR)
Reports due 30 days after the reporting period.
The initial report is due 1/30/2006.
Subsequent reports are due every 12 calendar month(s).



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Condition 36: Compliance Certification

Effective between the dates of 12/15/2005 and 12/14/2010

Applicable Federal Requirement: 40CFR 63.420(a)(2), Subpart R

Item 36.1:

The Compliance Certification activity will be performed for the Facility.

Regulated Contaminant(s):

CAS No: 000108-88-3 TOLUENE

Item 36.2:

Compliance Certification shall include the following monitoring:

Monitoring Type: WORK PRACTICE INVOLVING SPECIFIC OPERATIONS

Monitoring Description:

The facility shall not exceed an annual throughput of 182 million gallons/year of distillate oil during any twelve month rolling average. The data must be maintained at the facility. A letter certifying that the facility has not exceeded the throughput or HAP emission limits indicated in this permit must be submitted to the Region 1 office by January 30 of each year. By meeting these conditions, Motiva demonstrates that 40 CFR 63 Subpart R is not applicable to this facility.

Work Practice Type: PROCESS MATERIAL THRUPUT

Process Material: DISTILLATES - NUMBER 1 AND NUMBER 2 OIL

Upper Permit Limit: 182000 thousand gallons per year

Monitoring Frequency: MONTHLY

Averaging Method: ANNUAL MAXIMUM ROLLED MONTHLY

Reporting Requirements: ANNUALLY (CALENDAR)

Reports due 30 days after the reporting period.

The initial report is due 1/30/2006.

Subsequent reports are due every 12 calendar month(s).

Condition 37: Compliance Certification

Effective between the dates of 12/15/2005 and 12/14/2010

Applicable Federal Requirement: 40CFR 63.420(a)(2), Subpart R

Item 37.1:

The Compliance Certification activity will be performed for the Facility.

Regulated Contaminant(s):

CAS No: 000110-54-3 HEXANE

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Item 37.2:

Compliance Certification shall include the following monitoring:

Monitoring Type: WORK PRACTICE INVOLVING SPECIFIC OPERATIONS

Monitoring Description:

The facility shall not exceed an annual throughput of 585 million gallons/year of gasoline and 600 million gallons per year of total ethanol plus gasoline during any twelve month rolling average. The data must be maintained at the facility. A letter certifying that the facility has not exceeded the throughput or HAP emission limits indicated in this permit must be submitted to the Region 1 office by January 30 of each year. By meeting these conditions, Motiva demonstrates that 40 CFR 63 Subpart R is not applicable to this facility.

Work Practice Type: PROCESS MATERIAL THROUGHPUT

Process Material: GASOLINE

Upper Permit Limit: 585000 thousand gallons per year

Monitoring Frequency: MONTHLY

Averaging Method: ANNUAL MAXIMUM ROLLED MONTHLY

Reporting Requirements: ANNUALLY (CALENDAR)

Reports due 30 days after the reporting period.

The initial report is due 1/30/2006.

Subsequent reports are due every 12 calendar month(s).

Condition 38: Compliance Certification

Effective between the dates of 12/15/2005 and 12/14/2010

Applicable Federal Requirement: 40CFR 63.420(a)(2), Subpart R

Item 38.1:

The Compliance Certification activity will be performed for the Facility.

Regulated Contaminant(s):

CAS No: 000540-84-1 PENTANE, 2,2,4-TRIMETHYL-

Item 38.2:

Compliance Certification shall include the following monitoring:

Monitoring Type: WORK PRACTICE INVOLVING SPECIFIC OPERATIONS

Monitoring Description:

The facility shall not exceed an annual throughput of 585 million gallons/year of gasoline and 600 million gallons



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per year of total ethanol plus gasoline during any twelve month rolling average. The data must be maintained at the facility. A letter certifying that the facility has not exceeded the throughput or HAP emission limits indicated in this permit must be submitted to the Region 1 office by January 30 of each year. By meeting these conditions, Motiva demonstrates that 40 CFR 63 Subpart R is not applicable to this facility.

Work Practice Type: PROCESS MATERIAL THRUPUT

Process Material: GASOLINE

Upper Permit Limit: 585000 thousand gallons per year

Monitoring Frequency: MONTHLY

Averaging Method: ANNUAL MAXIMUM ROLLED MONTHLY

Reporting Requirements: ANNUALLY (CALENDAR)

Reports due 30 days after the reporting period.

The initial report is due 1/30/2006.

Subsequent reports are due every 12 calendar month(s).

Condition 39: Compliance Certification
Effective between the dates of 12/15/2005 and 12/14/2010

Applicable Federal Requirement: 40CFR 63.420(a)(2), Subpart R

Item 39.1:

The Compliance Certification activity will be performed for the Facility.

Regulated Contaminant(s):

CAS No: 000110-54-3 HEXANE

Item 39.2:

Compliance Certification shall include the following monitoring:

Monitoring Type: WORK PRACTICE INVOLVING SPECIFIC OPERATIONS

Monitoring Description:

The facility shall not exceed an annual throughput of 182 million gallons/year of distillate oil during any twelve month rolling average. The data must be maintained at the facility. A letter certifying that the facility has not exceeded the throughput or HAP emission limits indicated in this permit must be submitted to the Region 1 office by January 30 of each year. By meeting these conditions, Motiva demonstrates that 40 CFR 63 Subpart R is not applicable to this facility.

Work Practice Type: PROCESS MATERIAL THRUPUT



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Process Material: DISTILLATES - NUMBER 1 AND NUMBER 2 OIL
Upper Permit Limit: 182000 thousand gallons per year
Monitoring Frequency: MONTHLY
Averaging Method: ANNUAL MAXIMUM ROLLED MONTHLY
Reporting Requirements: ANNUALLY (CALENDAR)
Reports due 30 days after the reporting period.
The initial report is due 1/30/2006.
Subsequent reports are due every 12 calendar month(s).

Condition 40: Compliance Certification
Effective between the dates of 12/15/2005 and 12/14/2010

Applicable Federal Requirement: 40CFR 63.420(a)(2), Subpart R

Item 40.1:

The Compliance Certification activity will be performed for the Facility.

Regulated Contaminant(s):
CAS No: 000540-84-1 PENTANE, 2,2,4-TRIMETHYL-

Item 40.2:

Compliance Certification shall include the following monitoring:

Monitoring Type: WORK PRACTICE INVOLVING SPECIFIC OPERATIONS

Monitoring Description:

The facility shall not exceed an annual throughput of 182 million gallons/year of distillate oil during any twelve month rolling average. The data must be maintained at the facility. A letter certifying that the facility has not exceeded the throughput or HAP emission limits indicated in this permit must be submitted to the Region 1 office by January 30 of each year. By meeting these conditions, Motiva demonstrates that 40 CFR 63 Subpart R is not applicable to this facility.

Work Practice Type: PROCESS MATERIAL THRUPUT
Process Material: DISTILLATES - NUMBER 1 AND NUMBER 2 OIL
Upper Permit Limit: 182000 thousand gallons per year
Monitoring Frequency: MONTHLY
Averaging Method: ANNUAL MAXIMUM ROLLED MONTHLY
Reporting Requirements: ANNUALLY (CALENDAR)
Reports due 30 days after the reporting period.
The initial report is due 1/30/2006.
Subsequent reports are due every 12 calendar month(s).

Condition 41: Compliance Certification



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Effective between the dates of 12/15/2005 and 12/14/2010

Applicable Federal Requirement: 40CFR 63.420(a)(2), Subpart R

Item 41.1:

The Compliance Certification activity will be performed for the Facility.

Regulated Contaminant(s):

CAS No: 0NY100-00-0 HAP

Item 41.2:

Compliance Certification shall include the following monitoring:

Monitoring Type: RECORD KEEPING/MAINTENANCE PROCEDURES

Monitoring Description:

Individual and total HAP emissions will not exceed 10 and 25 tons in any calendar year. Verification of HAP emissions will be determined via emission calculations.

Monitoring Frequency: ANNUALLY

Reporting Requirements: ANNUALLY (CALENDAR)

Reports due 30 days after the reporting period.

The initial report is due 1/30/2006.

Subsequent reports are due every 12 calendar month(s).

Condition 42: Compliance Certification

Effective between the dates of 12/15/2005 and 12/14/2010

Applicable Federal Requirement: 40CFR 63.420(a)(2), Subpart R

Item 42.1:

The Compliance Certification activity will be performed for the Facility.

Regulated Contaminant(s):

CAS No: 000100-41-4 ETHYLBENZENE

Item 42.2:

Compliance Certification shall include the following monitoring:

Monitoring Type: WORK PRACTICE INVOLVING SPECIFIC OPERATIONS

Monitoring Description:

The facility shall not exceed an annual throughput of 585 million gallons/year of gasoline and 600 million gallons per year of total ethanol plus gasoline during any twelve month rolling average. The data must be maintained at the facility. A letter certifying that the facility has not



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exceeded the throughput or HAP emission limits indicated in this permit must be submitted to the Region 1 office by January 30 of each year. By meeting these conditions, Motiva demonstrates that 40 CFR 63 Subpart R is not applicable to this facility.

Work Practice Type: PROCESS MATERIAL THRUPUT
Process Material: GASOLINE
Upper Permit Limit: 585000 thousand gallons per year
Monitoring Frequency: MONTHLY
Averaging Method: ANNUAL MAXIMUM ROLLED MONTHLY
Reporting Requirements: ANNUALLY (CALENDAR)
Reports due 30 days after the reporting period.
The initial report is due 1/30/2006.
Subsequent reports are due every 12 calendar month(s).

****** Emission Unit Level ******

**Condition 43: Emission Point Definition By Emission Unit
Effective between the dates of 12/15/2005 and 12/14/2010**

Applicable Federal Requirement: 6NYCRR 201-6

Item 43.1:

The following emission points are included in this permit for the cited Emission Unit:

Emission Unit: T-TANKS

Emission Point: T0001

Height (ft.): 24 Diameter (in.): 8
NYTMN (km.): 4498.823 NYTME (km.): 606.333 Building: 2

Emission Point: T0002

Height (ft.): 24 Diameter (in.): 8
NYTMN (km.): 4498.823 NYTME (km.): 606.333 Building: 3

Emission Point: T0003

Height (ft.): 24 Diameter (in.): 8
NYTMN (km.): 4498.823 NYTME (km.): 606.333 Building: 4

Emission Point: T0004

Height (ft.): 24 Diameter (in.): 8
NYTMN (km.): 4498.823 NYTME (km.): 606.333 Building: 5

Emission Point: T0010



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Height (ft.): 24 Length (in.): 12 Width (in.): 12
NYTMN (km.): 4498.823 NYTME (km.): 606.333 Building: 6

Emission Point: T0012

Height (ft.): 24 Diameter (in.): 8
NYTMN (km.): 4498.823 NYTME (km.): 606.333 Building: 7

Emission Point: T0013

Height (ft.): 24 Length (in.): 12 Width (in.): 12
NYTMN (km.): 4498.823 NYTME (km.): 606.333 Building: 8

Emission Point: T0014

Height (ft.): 24 Length (in.): 12 Width (in.): 12
NYTMN (km.): 4498.823 NYTME (km.): 606.333 Building: 9

Emission Point: T0015

Height (ft.): 36 Length (in.): 12 Width (in.): 12
NYTMN (km.): 4498.823 NYTME (km.): 606.333 Building: 10

Emission Point: T0016

Height (ft.): 36 Diameter (in.): 8
NYTMN (km.): 4498.823 NYTME (km.): 606.333 Building: 11

Item 43.2:

The following emission points are included in this permit for the cited Emission Unit:

Emission Unit: U-00001

Emission Point: 00001

Height (ft.): 15 Diameter (in.): 8
NYTMN (km.): 4498.823 NYTME (km.): 606.333 Building: 1

Item 43.3:

The following emission points are included in this permit for the cited Emission Unit:

Emission Unit: U-00012

Emission Point: 00012

Height (ft.): 20 Diameter (in.): 36
NYTMN (km.): 4498.823 NYTME (km.): 606.333 Building: 12

Item 43.4:

The following emission points are included in this permit for the cited Emission Unit:

Emission Unit: U-00013

Emission Point: 00013



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Emission Source/Control: TK016 - Process
Design Capacity: 1,032,192 gallons

Item 44.2:

This permit authorizes the following regulated processes for the cited Emission Unit:

Emission Unit: T-TANKS
Process: VOL
Source Classification Code: 4-04-001-14
Process Description:
Tanks storing volatile organic liquid, including ethanol.
Tanks are equipped with internal floating roof.

Emission Source/Control: IROOF - Control
Control Type: FLOATING ROOF

Emission Source/Control: TK001 - Process
Design Capacity: 497,238 gallons

Emission Source/Control: TK003 - Process
Design Capacity: 499,716 gallons

Emission Source/Control: TK004 - Process
Design Capacity: 499,170 gallons

Emission Source/Control: TK010 - Process
Design Capacity: 505,050 gallons

Emission Source/Control: TK012 - Process
Design Capacity: 426,426 gallons

Item 44.3:

This permit authorizes the following regulated processes for the cited Emission Unit:

Emission Unit: U-00001
Process: DIS
Source Classification Code: 4-04-002-50
Process Description:
Distillate will be loaded in a total of 10 bays, 6 of which are used for distillate loading only. 4 bays are used for distillate or gasoline loading. A VRU unit is used to control emissions during bottom loading of distillate from the truck rack.

Emission Source/Control: 00002 - Control
Control Type: VAPOR RECOVERY SYS(INCL. CONDENSERS,HOODING, OTHER ENCLOSURES)

Emission Source/Control: 00001 - Process

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Item 44.4:

This permit authorizes the following regulated processes for the cited Emission Unit:

Emission Unit: U-00001

Process: GAS

Source Classification Code: 4-04-002-50

Process Description:

Gasoline tank trucks are loaded at 10 bays. Out of this 10, 6 bays are used to load gasoline only and 4 bays to load distillate or gasoline. Vapors are collected and controlled by a Vapor Recovery Unit. This process also includes switch loading of distillate into trucks that previously held gasoline.

Emission Source/Control: 00002 - Control

Control Type: VAPOR RECOVERY SYS(INCL.
CONDENSERS,HOODING, OTHER ENCLOSURES)

Emission Source/Control: 00001 - Process

Item 44.5:

This permit authorizes the following regulated processes for the cited Emission Unit:

Emission Unit: U-00012

Process: 022

Source Classification Code: 3-99-999-94

Process Description:

A groundwater remediation and surface water collection system uses an air stripper to reduce the VOCs in the site's groundwater and contact water. Groundwater, contact water, and floating product are pumped from the oil/water separator to the air stripper at a combined rate of 40 gpm. The floating product is separated and stored in a recovery tank. The water is pumped into a stripper for treatment and filtered by two activated carbon beds.

Emission Source/Control: 00023 - Process

Item 44.6:

This permit authorizes the following regulated processes for the cited Emission Unit:

Emission Unit: U-00013

Process: 023

Source Classification Code: 4-04-002-50

Process Description:

Removal of free oil and settled solids from the waste water.

Emission Source/Control: 00024 - Process

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Condition 45: Emission Unit Permissible Emissions
Effective between the dates of 12/15/2005 and 12/14/2010

Applicable Federal Requirement: 6NYCRR 201-7

Item 45.1:

The sum of emissions from all regulated processes specified in this permit for the emission unit cited shall not exceed the following Potential to Emit (PTE) rates for each regulated contaminant:

Emission Unit: T-TANKS

CAS No: 0NY998-00-0

Name: VOC

PTE(s): 6.75 pounds per hour
59,140 pounds per year

Emission Unit: U-00001

CAS No: 0NY998-00-0

Name: VOC

PTE(s): 12.2 pounds per hour
106,860 pounds per year

Condition 46: Capping Monitoring Condition
Effective between the dates of 12/15/2005 and 12/14/2010

Applicable Federal Requirement: 6NYCRR 201-7

Item 46.1:

Under the authority of 6 NYCRR Part 201-7, this condition contains an emission cap for the purpose of limiting emissions from the facility, emission unit or process to avoid being subject to the following applicable requirement(s) that the facility, emission unit or process would otherwise be subject to:

6NYCRR 231-2

Item 46.2:

Operation of this facility shall take place in accordance with the approved criteria, emission limits, terms, conditions and standards in this permit.

Item 46.3:

The owner or operator of the permitted facility must maintain all required records on-site for a period of five years and make them available to representatives of the Department upon request. Department representatives must be granted access to any facility regulated by this Subpart, during normal operating hours, for the purpose of determining compliance with this and any other state and federal air pollution control requirements, regulations or law.



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Item 46.4:

On an annual basis, unless otherwise specified below, beginning one year after the granting of an emissions cap, the responsible official shall provide a certification to the Department that the facility has operated all emission units within the limits imposed by the emission cap. This certification shall include a brief summary of the emissions subject to the cap for that time period and a comparison to the threshold levels that would require compliance with an applicable requirement.

Item 46.5:

The emission of pollutants that exceed the applicability thresholds for an applicable requirement, for which the facility has obtained an emissions cap, constitutes a violation of Part 201 and of the Act.

Item 46.6:

The Compliance Certification activity will be performed for:

Emission Unit: T-TANKS

Regulated Contaminant(s):

CAS No: 0NY998-00-0 VOC

Item 46.7:

Compliance Certification shall include the following monitoring:

Capping: Yes

Monitoring Type: INTERMITTENT EMISSION TESTING

Monitoring Description:

Facility will not exceed an annual emission limit of 29.57 tons VOC from emission unit T-TANKS. Compliance with this requirement shall be determined by using the actual volatile organic liquid and petroleum hydrocarbons throughput and operating conditions of each tank applied to the EPA Tanks 4.0 or subsequent versions program. The facility shall maintain onsite any records required to verify this limit for a minimum of five years.

Upper Permit Limit: 29.57 tons per year

Reference Test Method: EPA approved

Monitoring Frequency: ANNUALLY

Averaging Method: ANNUAL TOTAL

Reporting Requirements: ANNUALLY (CALENDAR)

Reports due 30 days after the reporting period.

The initial report is due 1/30/2006.

Subsequent reports are due every 12 calendar month(s).

Condition 47: Compliance Certification

Effective between the dates of 12/15/2005 and 12/14/2010

Applicable Federal Requirement: 6NYCRR 231-2

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Permit ID: 1-2820-01549/00004

Facility DEC ID: 1282001549



Item 47.1:

The Compliance Certification activity will be performed for:

Emission Unit: T-TANKS

Regulated Contaminant(s):

CAS No: 0NY998-00-0 VOC

Item 47.2:

Compliance Certification shall include the following monitoring:

Monitoring Type: INTERMITTENT EMISSION TESTING

Monitoring Description:

Facility will not exceed an annual emission limit of 29.57 tons VOC from emission unit T-TANKS. Compliance with this requirement shall be determined by using the actual volatile organic liquid and petroleum hydrocarbons throughput and operating conditions of each tank applied to the EPA Tanks 4.0 or subsequent versions program. The facility shall maintain onsite any records required to verify this limit for a minimum of five years.

Upper Permit Limit: 29.57 tons per year

Reference Test Method: 40 CFR 60.502

Monitoring Frequency: ANNUALLY

Averaging Method: ANNUAL MAXIMUM ROLLED MONTHLY

Reporting Requirements: ANNUALLY (CALENDAR)

Reports due 30 days after the reporting period.

The initial report is due 1/30/2006.

Subsequent reports are due every 12 calendar month(s).

Condition 48: Compliance Certification

Effective between the dates of 12/15/2005 and 12/14/2010

Applicable Federal Requirement: 6NYCRR 229.3(e)(1)

Item 48.1:

The Compliance Certification activity will be performed for:

Emission Unit: T-TANKS

Process: VOL

Regulated Contaminant(s):

CAS No: 0NY998-00-0 VOC

Item 48.2:



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Compliance Certification shall include the following monitoring:

Monitoring Type: RECORD KEEPING/MAINTENANCE PROCEDURES

Monitoring Description:

Each tank in this process group must be equipped with an internal floating roof with a liquid-mounted primary seal and gasketed fittings, or equivalent control. Replacement of other than liquid mounted seals is to be performed when the tank is cleaned and gas-freed for other purposes.

Monitoring Frequency: AS REQUIRED - SEE PERMIT MONITORING DESCRIPTION

Reporting Requirements: ANNUALLY (CALENDAR)

Reports due 30 days after the reporting period.

The initial report is due 1/30/2006.

Subsequent reports are due every 12 calendar month(s).

Condition 49: Capping Monitoring Condition
Effective between the dates of 12/15/2005 and 12/14/2010

Applicable Federal Requirement: 6NYCRR 201-7

Item 49.1:

Under the authority of 6 NYCRR Part 201-7, this condition contains an emission cap for the purpose of limiting emissions from the facility, emission unit or process to avoid being subject to the following applicable requirement(s) that the facility, emission unit or process would otherwise be subject to:

6NYCRR 231-2

Item 49.2:

Operation of this facility shall take place in accordance with the approved criteria, emission limits, terms, conditions and standards in this permit.

Item 49.3:

The owner or operator of the permitted facility must maintain all required records on-site for a period of five years and make them available to representatives of the Department upon request. Department representatives must be granted access to any facility regulated by this Subpart, during normal operating hours, for the purpose of determining compliance with this and any other state and federal air pollution control requirements, regulations or law.

Item 49.4:

On an annual basis, unless otherwise specified below, beginning one year after the granting of an emissions cap, the responsible official shall provide a certification to the Department that the facility has operated all emission units within the limits imposed by the emission cap. This certification shall include a brief summary of the emissions subject to the cap for that time period and a comparison to the threshold levels that would require compliance with an applicable requirement.



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Item 49.5:

The emission of pollutants that exceed the applicability thresholds for an applicable requirement, for which the facility has obtained an emissions cap, constitutes a violation of Part 201 and of the Act.

Item 49.6:

The Compliance Certification activity will be performed for:

Emission Unit: U-00001

Regulated Contaminant(s):

CAS No: 0NY998-00-0 VOC

Item 49.7:

Compliance Certification shall include the following monitoring:

Capping: Yes

Monitoring Type: INTERMITTENT EMISSION TESTING

Monitoring Description:

Facility will not exceed an annual emission limit of 53.43 tons VOC from emission unit U-00001. Compliance with this requirement shall be determined by using the documented annual throughput with the measured emission rate as determined by method 40 CFR 60.502. The facility shall maintain on site any records required to verify this limit for a minimum of five years.

Upper Permit Limit: 53.43 tons per year

Reference Test Method: EPA approved

Monitoring Frequency: ANNUALLY

Averaging Method: ANNUAL TOTAL

Reporting Requirements: ANNUALLY (CALENDAR)

Reports due 30 days after the reporting period.

The initial report is due 1/30/2006.

Subsequent reports are due every 12 calendar month(s).

Condition 50: Compliance Certification

Effective between the dates of 12/15/2005 and 12/14/2010

Applicable Federal Requirement: 6NYCRR 229.3(d)

Item 50.1:

The Compliance Certification activity will be performed for:

Emission Unit: U-00001

Regulated Contaminant(s):

CAS No: 0NY998-00-0 VOC

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Item 50.2:

Compliance Certification shall include the following monitoring:

Monitoring Type: MONITORING OF PROCESS OR CONTROL
DEVICE PARAMETERS AS SURROGATE

Monitoring Description:

The Vapor Recovery Unit at Motiva is equipped with a Continuous Emission Monitor (CEM) to monitor the hydrocarbons emitted from the VRU exhaust stack. The unit collects and analyses exhaust gas samples and provides a reading of the volatile hydrocarbon concentration measured as volume percent of propane. This value will be converted to mg/l reading to compare with the VRU emission limit of 7.0 mg/l. The CEM collects and analyzes multiple samples per hour (minimum 4 samples) and these results are used to calculate a one hour rolling average. The CEM must be calibrated as per the manufacturer's specification on a frequency specified by the manufacturer.

Parameter Monitored: TOTAL HYDROCARBONS (THC)

Upper Permit Limit: 7.0 milligrams per liter

Monitoring Frequency: CONTINUOUS

Averaging Method: AVERAGING METHOD - SEE MONITORING
DESCRIPTION

Reporting Requirements: ANNUALLY (CALENDAR)

Reports due 30 days after the reporting period.

The initial report is due 1/30/2006.

Subsequent reports are due every 12 calendar month(s).

Condition 51: Compliance Certification

Effective between the dates of 12/15/2005 and 12/14/2010

Applicable Federal Requirement: 6NYCRR 229.3(d)(1)

Item 51.1:

The Compliance Certification activity will be performed for:

Emission Unit: U-00001

Regulated Contaminant(s):

CAS No: 0NY998-00-0 VOC

Item 51.2:

Compliance Certification shall include the following monitoring:

Monitoring Type: RECORD KEEPING/MAINTENANCE PROCEDURES



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Monitoring Description:

The gasoline vapor collection and control systems must capture gasoline vapors during the loading and unloading of gasoline transport vehicles and must condense, absorb, adsorb or combust gasoline vapors so emissions do not exceed 0.67 pounds/1000 gallons.

Reference Test Method: EPA approved

Monitoring Frequency: PER DELIVERY

Averaging Method: AVERAGING METHOD AS PER REFERENCE TEST
METHOD INDICATED

Reporting Requirements: ANNUALLY (CALENDAR)

Reports due 30 days after the reporting period.

The initial report is due 1/30/2006.

Subsequent reports are due every 12 calendar month(s).

Condition 52: Labelling of gasoline transport vehicles
Effective between the dates of 12/15/2005 and 12/14/2010

Applicable Federal Requirement: 6NYCRR 230.4(a)(3)

Item 52.1:

This Condition applies to Emission Unit: U-00001

Item 52.2:

No owner or operator of a gasoline transport vehicle subject to 6 NYCRR Part 230 will allow said vehicle to be filled or emptied unless the gasoline transport vehicle displays a marking, near the U.S. Department of Transportation certificate plate, in letters and numerals at least two inches high, which reads: NYS DEC and the date on which the gasoline transport vehicle was last tested.

Condition 53: Compliance Certification
Effective between the dates of 12/15/2005 and 12/14/2010

Applicable Federal Requirement: 6NYCRR 230.4(b)

Item 53.1:

The Compliance Certification activity will be performed for:

Emission Unit: U-00001

Item 53.2:

Compliance Certification shall include the following monitoring:

Monitoring Type: INTERMITTENT EMISSION TESTING

Monitoring Description:

All gasoline transport vehicles subject to this Part must be tested annually by the owner or his agent, using test



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methods acceptable to the commissioner. If the pressure-vacuum test does not show compliance with the pressure change standard, the gasoline transport vehicle must be repaired to make the tank vapor-tight, and retested.

Parameter Monitored: PRESSURE CHANGE
Upper Permit Limit: 3.0 inches of water
Monitoring Frequency: AS REQUIRED - SEE PERMIT MONITORING DESCRIPTION
Reporting Requirements: ANNUALLY (CALENDAR)
Reports due 30 days after the reporting period.
The initial report is due 1/30/2006.
Subsequent reports are due every 12 calendar month(s).

Condition 54: Compliance Certification
Effective between the dates of 12/15/2005 and 12/14/2010

Applicable Federal Requirement: 6NYCRR 230.4(f)

Item 54.1:

The Compliance Certification activity will be performed for:

Emission Unit: U-00001

Item 54.2:

Compliance Certification shall include the following monitoring:

Monitoring Type: MONITORING OF PROCESS OR CONTROL DEVICE PARAMETERS AS SURROGATE

Monitoring Description:

No owner or operator of a gasoline transport vehicle will allow a compartment on said vehicle to be loaded under a pressure exceeding 18 inches of water gauge, to be unloaded under a vacuum exceeding 6 inches of water gauge, or to be unloaded under pressure.

Parameter Monitored: PRESSURE
Lower Permit Limit: 6.0 inches of water
Upper Permit Limit: 18.0 inches of water
Monitoring Frequency: AS REQUIRED - SEE PERMIT MONITORING DESCRIPTION
Reporting Requirements: ANNUALLY (CALENDAR)
Reports due 30 days after the reporting period.
The initial report is due 1/30/2006.
Subsequent reports are due every 12 calendar month(s).



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Condition 55: Compliance Certification
Effective between the dates of 12/15/2005 and 12/14/2010

Applicable Federal Requirement: 6NYCRR 230.6(a)

Item 55.1:

The Compliance Certification activity will be performed for:

Emission Unit: U-00001

Item 55.2:

Compliance Certification shall include the following monitoring:

Monitoring Type: RECORD KEEPING/MAINTENANCE PROCEDURES

Monitoring Description:

The owner of any gasoline transport vehicle subject to this Part must maintain records of pressure-vacuum testings and repairs. The records must include the identity of the gasoline transport vehicle, the results of the testing, the date that the testing and repairs, as needed, were done, the nature of needed repairs and the date of retests where appropriate.

Testing records must be retained for two years and must be made available to the Department on request at any reasonable time.

Monitoring Frequency: AS REQUIRED - SEE PERMIT MONITORING DESCRIPTION

Reporting Requirements: ANNUALLY (CALENDAR)

Reports due 30 days after the reporting period.

The initial report is due 1/30/2006.

Subsequent reports are due every 12 calendar month(s).

Condition 56: Compliance Certification
Effective between the dates of 12/15/2005 and 12/14/2010

Applicable Federal Requirement: 6NYCRR 230.6(b)

Item 56.1:

The Compliance Certification activity will be performed for:

Emission Unit: U-00001

Item 56.2:

Compliance Certification shall include the following monitoring:



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Monitoring Type: RECORD KEEPING/MAINTENANCE PROCEDURES

Monitoring Description:

A copy of the most recent pressure-vacuum test results, in a form acceptable to the commissioner, must be kept with the gasoline transport vehicle.

Monitoring Frequency: AS REQUIRED - SEE PERMIT MONITORING DESCRIPTION

Reporting Requirements: ANNUALLY (CALENDAR)

Reports due 30 days after the reporting period.

The initial report is due 1/30/2006.

Subsequent reports are due every 12 calendar month(s).

Condition 57: Compliance Certification
Effective between the dates of 12/15/2005 and 12/14/2010

Applicable Federal Requirement: 6NYCRR 231-2

Item 57.1:

The Compliance Certification activity will be performed for:

Emission Unit: U-00001

Regulated Contaminant(s):

CAS No: 0NY998-00-0 VOC

Item 57.2:

Compliance Certification shall include the following monitoring:

Monitoring Type: INTERMITTENT EMISSION TESTING

Monitoring Description:

Facility will not exceed an annual emission limit of 53.43 tons VOC from emission unit U-00001. Compliance with this requirement shall be determined by using the documented annual throughput with the measured emission rate as determined by method 40 CFR 60.502. The facility shall maintain on site any records required to verify this limit for a minimum of five years.

Upper Permit Limit: 53.43 tons per year

Reference Test Method: 40 CFR 60.503

Monitoring Frequency: ANNUALLY

Averaging Method: ANNUAL TOTAL

Reporting Requirements: ANNUALLY (CALENDAR)

Reports due 30 days after the reporting period.

The initial report is due 1/30/2006.

Subsequent reports are due every 12 calendar month(s).

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Condition 58: Compliance Certification
Effective between the dates of 12/15/2005 and 12/14/2010

Applicable Federal Requirement: 40CFR 60.502(e), NSPS Subpart XX

Item 58.1:

The Compliance Certification activity will be performed for:

Emission Unit: U-00001

Item 58.2:

Compliance Certification shall include the following monitoring:

Monitoring Type: RECORD KEEPING/MAINTENANCE PROCEDURES

Monitoring Description:

Loadings of liquid product into gasoline tank trucks shall be limited to vapor-tight gasoline tank trucks using to following procedures:

1. The owner or operator shall obtain the vapor tightness documentation described in paragraph 60.505(b) of 40 CFR 60.500 Subpart XX for each gasoline tank truck which is to be loaded at the facility.
2. The owner or operator shall require the tank identification number to be recorded as each gasoline tank truck is loaded at the facility.
3. The owner or operator shall cross-check each tank identification number recorded per item 2 above with the file of tank vapor tightness documentation within 2 weeks after the corresponding tank is loaded.
4. The terminal owner or operator shall notify the owner or operator of each nonvapor-tight gasoline tank truck loaded at the facility within 1 week after the documentation cross-check (Item #3).
5. The terminal owner or operator shall take steps assuring that the nonvapor-tight gasoline tank truck will not be reloaded at the facility until vapor tightness documentation for that tank is obtained.

In addition, the terminal owner or operator shall keep documentation of all notifications required under item 4 above on file at the terminal for at least 5 years.

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Monitoring Frequency: PER BATCH OF PRODUCT/RAW MATERIAL CHANGE

Reporting Requirements: ANNUALLY (CALENDAR)

Reports due 30 days after the reporting period.

The initial report is due 1/30/2006.

Subsequent reports are due every 12 calendar month(s).

Condition 59: Compliance Certification
Effective between the dates of 12/15/2005 and 12/14/2010

Applicable Federal Requirement: 40CFR 60.502(h), NSPS Subpart XX

Item 59.1:

The Compliance Certification activity will be performed for:

Emission Unit: U-00001

Item 59.2:

Compliance Certification shall include the following monitoring:

Monitoring Type: MONITORING OF PROCESS OR CONTROL DEVICE PARAMETERS AS SURROGATE

Monitoring Description:

The vapor collection and liquid loading equipment shall be designed and operated to prevent gauge pressure in the delivery tank from exceeding 4,500 pascals (450 millimeters of water) during product loading.

Parameter Monitored: PRESSURE

Upper Permit Limit: 450 millimeters of water

Reference Test Method: 40 CFR 60.503(d)

Monitoring Frequency: AS REQUIRED - SEE PERMIT MONITORING DESCRIPTION

Averaging Method: MAXIMUM - NOT TO BE EXCEEDED AT ANY TIME (INSTANTANEOUS/DISCRETE OR GRAB)

Reporting Requirements: ANNUALLY (CALENDAR)

Reports due 30 days after the reporting period.

The initial report is due 1/30/2006.

Subsequent reports are due every 12 calendar month(s).

Condition 60: Compliance Certification
Effective between the dates of 12/15/2005 and 12/14/2010

Applicable Federal Requirement: 40CFR 60.502(j), NSPS Subpart XX

Item 60.1:



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The Compliance Certification activity will be performed for:

Emission Unit: U-00001

Regulated Contaminant(s):

CAS No: 0NY998-00-0 VOC

Item 60.2:

Compliance Certification shall include the following monitoring:

Monitoring Type: RECORD KEEPING/MAINTENANCE PROCEDURES

Monitoring Description:

Each calendar month, the vapor collection system, the vapor processing system, and each loading rack handling gasoline shall be inspected during the loading of gasoline tank trucks for total organic compound liquid or vapor leaks. Detection methods incorporating sight, sound, or smell are acceptable. Each detection of a leak shall be recorded and the source of the leak repaired within 15 calendar days after it is detected.

Monthly terminal leak inspection records must be retained at the terminal for at least 5 years. Inspection records shall include, as a minimum, the following:

1. Inspection date
2. Findings (may indicate no leaks discovered; or location, nature, and severity of each leak).
3. Leak determination method
4. Corrective action (date each leak repaired; reasons for any repair interval in excess of 15 days).
5. Inspector name and signature.

Monitoring Frequency: MONTHLY

Reporting Requirements: ANNUALLY (CALENDAR)

Reports due 30 days after the reporting period.

The initial report is due 1/30/2006.

Subsequent reports are due every 12 calendar month(s).

Condition 61: Truck testing file

Effective between the dates of 12/15/2005 and 12/14/2010

Applicable Federal Requirement: 40CFR 60.505(a), NSPS Subpart XX

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Item 61.1:

This Condition applies to Emission Unit: U-00001

Item 61.2:

Tank truck vapor tightness documentation must be kept on file at the terminal in a permanent form available for inspection.

Condition 62: Compliance Certification

Effective between the dates of 12/15/2005 and 12/14/2010

Applicable Federal Requirement: 40CFR 60.505(b), NSPS Subpart XX

Item 62.1:

The Compliance Certification activity will be performed for:

Emission Unit: U-00001

Item 62.2:

Compliance Certification shall include the following monitoring:

Monitoring Type: RECORD KEEPING/MAINTENANCE PROCEDURES

Monitoring Description:

All tank truck vapor tightness documentation required under this section shall be kept on file at the terminal in a permanent form available for inspection.

Tank truck testing records must be updated annually to reflect current test results as determined by EPA Method 27. This documentation shall include, as a minimum, the following information:

1. Test title: Gasoline Delivery Tank Pressure Test - EPA Reference Method 27
2. tank owner name and address
3. truck identification number
4. testing location
5. test date
6. tester name and signature
7. average (of two runs) of actual pressure change observed during the 5 minute test periods

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8. witnessing inspector's (if any): name, signature and affiliation.

Reference Test Method: EPA Method 27

Monitoring Frequency: AS REQUIRED - SEE PERMIT MONITORING DESCRIPTION

Reporting Requirements: ANNUALLY (CALENDAR)

Reports due 30 days after the reporting period.

The initial report is due 1/30/2006.

Subsequent reports are due every 12 calendar month(s).

Condition 63: Compliance Certification

Effective between the dates of 12/15/2005 and 12/14/2010

Applicable Federal Requirement: 40CFR 60.505(c), NSPS Subpart XX

Item 63.1:

The Compliance Certification activity will be performed for:

Emission Unit: U-00001

Item 63.2:

Compliance Certification shall include the following monitoring:

Monitoring Type: RECORD KEEPING/MAINTENANCE PROCEDURES

Monitoring Description:

Monthly terminal leak inspection records must be retained at the terminal for at least 5 years. Inspection records shall include, as a minimum, the following:

1. Inspection date
2. Findings (may indicate no leaks discovered; or location, nature, and severity of each leak).
3. Leak determination method
4. Corrective action (date each leak repaired; reasons for any repair interval in excess of 15 days).
5. Inspector name and signature.

Monitoring Frequency: MONTHLY

Reporting Requirements: ANNUALLY (CALENDAR)

Reports due 30 days after the reporting period.

The initial report is due 1/30/2006.

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Subsequent reports are due every 12 calendar month(s).

Condition 64: Untested truck notification records
Effective between the dates of 12/15/2005 and 12/14/2010

Applicable Federal Requirement: 40CFR 60.505(d), NSPS Subpart XX

Item 64.1:

This Condition applies to Emission Unit: U-00001

Item 64.2:

Notifications sent to truck operators which had not supplied pressure testing results to the terminal before loading must be retained at the terminal for at least 2 years.

Condition 65: New components
Effective between the dates of 12/15/2005 and 12/14/2010

Applicable Federal Requirement: 40CFR 60.505(f), NSPS Subpart XX

Item 65.1:

This Condition applies to Emission Unit: U-00001

Item 65.2:

Records of all replacement or new components on an existing vapor processing system must be retained at the terminal for at least 3 years.

Condition 66: Compliance Certification
Effective between the dates of 12/15/2005 and 12/14/2010

Applicable Federal Requirement: 40CFR 64

Item 66.1:

The Compliance Certification activity will be performed for:

Emission Unit: U-00001

Item 66.2:

Compliance Certification shall include the following monitoring:

Monitoring Type: RECORD KEEPING/MAINTENANCE PROCEDURES

Monitoring Description:

This emission unit is subject to the Compliance Assurance Monitoring Rule (CAM Rule). The owner or operator of this emission unit must submit a plan to the Department for its review and approval showing how they will comply with this rule. The plan must include the following:



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- An indicator to be monitored to show compliance with the applicable emission limit or standard.
- The ranges or designated conditions for such indicators, or the process by which such indicators ranges or designated conditions will be established.
- the performance criteria for the monitoring stated above
- if applicable, the indicator ranges and performance criteria for a CEMS, COMS or PEMS (if used).

The owner or operator of this emission unit shall submit an annual report of the monitoring required above. The report shall include the following:

- summary of information on the number, duration and cause (including unknown cause) of excursions or exceedances, as applicable, and the corrective actions taken;
- summary information on the number, duration and cause (including unknown cause) for monitor downtime incidents (other than downtime associated with zero and span or other daily calibration checks if applicable); and
- a description of the actions taken to implement a Quality Improvement Plan (QIP) during the reporting period. Upon completion of a QIP, the owner or operator shall include in the next summary report documentation that the implementation of the plan has been completed and reduced the likelihood of similar levels of excursions or exceedances occurring.

Monitoring Frequency: AS REQUIRED - SEE PERMIT MONITORING DESCRIPTION

Reporting Requirements: ANNUALLY (CALENDAR)

Reports due 30 days after the reporting period.

The initial report is due 1/30/2006.

Subsequent reports are due every 12 calendar month(s).

Condition 67: Dome covers

Effective between the dates of 12/15/2005 and 12/14/2010

Applicable Federal Requirement: 6NYCRR 230.4(g)

Item 67.1:

This Condition applies to Emission Unit: U-00001
Process: DIS

Item 67.2:



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Dome covers on gasoline transport vehicles must be closed while the transport vehicle is being loaded.

Condition 68: Compliance Certification
Effective between the dates of 12/15/2005 and 12/14/2010

Applicable Federal Requirement: 6NYCRR 202-1.1

Item 68.1:

The Compliance Certification activity will be performed for:

Emission Unit: U-00001

Process: GAS

Regulated Contaminant(s):

CAS No: 0NY998-00-0 VOC

Item 68.2:

Compliance Certification shall include the following monitoring:

Monitoring Type: INTERMITTENT EMISSION TESTING

Monitoring Description:

The owner/operator of Motiva shall perform a stack test on the vapor recovery unit (VRU) within 180 days of the issuance of this permit, in accordance with a Department approved testing protocol as required by 6NYCRR 202-1.

Upper Permit Limit: 7 milligrams per liter

Reference Test Method: 40 CFR 60.503

Monitoring Frequency: ONCE DURING THE TERM OF THE PERMIT

Averaging Method: AVERAGING METHOD AS PER REFERENCE TEST
METHOD INDICATED

Reporting Requirements: ANNUALLY (CALENDAR)

Reports due 30 days after the reporting period.

The initial report is due 1/30/2006.

Subsequent reports are due every 12 calendar month(s).

Condition 69: Compliance Certification
Effective between the dates of 12/15/2005 and 12/14/2010

Applicable Federal Requirement: 40CFR 60.8(a), NSPS Subpart A

Item 69.1:

The Compliance Certification activity will be performed for:

Emission Unit: U-00001

Process: GAS



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Regulated Contaminant(s):
CAS No: 0NY998-00-0 VOC

Item 69.2:

Compliance Certification shall include the following monitoring:

Monitoring Type: INTERMITTENT EMISSION TESTING

Monitoring Description:

The owners/operators of the facility shall conduct a performance test within 180 days of the issuance of this permit, in accordance with 40 CFR 60.503 to demonstrate compliance with requirements in 40 CFR 60.502.

Upper Permit Limit: 7 milligrams per liter

Reference Test Method: 40 CFR 60.503

Monitoring Frequency: ONCE DURING THE TERM OF THE PERMIT

Averaging Method: AVERAGING METHOD AS PER REFERENCE TEST
METHOD INDICATED

Reporting Requirements: ANNUALLY (CALENDAR)

Reports due 30 days after the reporting period.

The initial report is due 1/30/2006.

Subsequent reports are due every 12 calendar month(s).

Condition 70: Compliance Certification

Effective between the dates of 12/15/2005 and 12/14/2010

Applicable Federal Requirement: 40CFR 60.502(b), NSPS Subpart XX

Item 70.1:

The Compliance Certification activity will be performed for:

Emission Unit: U-00001

Process: GAS

Regulated Contaminant(s):

CAS No: 0NY998-00-0 VOC

Item 70.2:

Compliance Certification shall include the following monitoring:

Monitoring Type: INTERMITTENT EMISSION TESTING

Monitoring Description:

A performance test is required to demonstrate compliance with the emission limit for the vapor recovery system.

Upper Permit Limit: 7 milligrams per liter

Reference Test Method: 40 CFR 60.503



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Monitoring Frequency: ONCE DURING THE TERM OF THE PERMIT
Averaging Method: AVERAGING METHOD AS PER REFERENCE TEST
METHOD INDICATED

Reporting Requirements: ANNUALLY (CALENDAR)

Reports due 30 days after the reporting period.

The initial report is due 1/30/2006.

Subsequent reports are due every 12 calendar month(s).

Condition 71: Truck loading compatibility
Effective between the dates of 12/15/2005 and 12/14/2010

Applicable Federal Requirement: 40CFR 60.502(f), NSPS Subpart XX

Item 71.1:

This Condition applies to Emission Unit: U-00001 Emission Point: 00001

Item 71.2:

Gasoline loading limited to trucks with vapor collection equipment which is compatible with the terminal vapor collection system.

Condition 72: Vapor collection connection required
Effective between the dates of 12/15/2005 and 12/14/2010

Applicable Federal Requirement: 40CFR 60.502(g), NSPS Subpart XX

Item 72.1:

This Condition applies to Emission Unit: U-00001 Emission Point: 00001

Item 72.2:

The terminal and tank truck vapor collection systems must be connected during gasoline loading.

Condition 73: Vent pressure limit
Effective between the dates of 12/15/2005 and 12/14/2010

Applicable Federal Requirement: 40CFR 60.502(i), NSPS Subpart XX

Item 73.1:

This Condition applies to Emission Unit: U-00001 Emission Point: 00001

Item 73.2:

No pressure-vacuum vent in the terminal vapor collection system shall begin to open at a pressure less than 4,500 pascals.

Condition 74: Compliance Certification
Effective between the dates of 12/15/2005 and 12/14/2010

Applicable Federal Requirement: 6NYCRR 201-6.5(f)(2)

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Item 74.1:

The Compliance Certification activity will be performed for:

Emission Unit: U-00012

Regulated Contaminant(s):

CAS No: 000071-43-2 BENZENE

Item 74.2:

Compliance Certification shall include the following monitoring:

Monitoring Type: MONITORING OF PROCESS OR CONTROL
DEVICE PARAMETERS AS SURROGATE

Monitoring Description:

The facility requested an alternate scenario for the operation of the air stripper. This involves: (1) utilization of carbon cannisters whenever benzene emissions exceed 4.0 ppm in the wastewater, and (2) operation of the air stripper for less than 1095 hours per year. The Department requires that the owners/operators of the facility keep a log of the operating parameters of the stripper and may require stack testing, based on the Department-approved testing protocol, to verify the air stripper emissions.

Parameter Monitored: WORKING CAPACITY OF CARBON BED

Upper Permit Limit: 4.0 parts per million by weight

Monitoring Frequency: AS REQUIRED - SEE PERMIT MONITORING
DESCRIPTION

Averaging Method: MAXIMUM - NOT TO BE EXCEEDED AT ANY
TIME (INSTANTANEOUS/DISCRETE OR GRAB)

Reporting Requirements: ANNUALLY (CALENDAR)

Reports due 30 days after the reporting period.

The initial report is due 1/30/2006.

Subsequent reports are due every 12 calendar month(s).

Condition 75: Compliance Certification

Effective between the dates of 12/15/2005 and 12/14/2010

Applicable Federal Requirement: 6NYCRR 212

Item 75.1:

The Compliance Certification activity will be performed for:

Emission Unit: U-00012



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Regulated Contaminant(s):
CAS No: 000071-43-2 BENZENE

Item 75.2:

Compliance Certification shall include the following monitoring:

Monitoring Type: WORK PRACTICE INVOLVING SPECIFIC OPERATIONS

Monitoring Description:

The facility requested a cap of 4.0 ppm in the benzene concentration in the air stripper influent.

Work Practice Type: PARAMETER OF PROCESS MATERIAL

Process Material: WASTEWATER

Parameter Monitored: BENZENE

Upper Permit Limit: 4.0 parts per million by weight

Reference Test Method: EPA Method 602

Monitoring Frequency: MONTHLY

Averaging Method: MAXIMUM - NOT TO BE EXCEEDED AT ANY TIME (INSTANTANEOUS/DISCRETE OR GRAB)

Reporting Requirements: ANNUALLY (CALENDAR)

Reports due 30 days after the reporting period.

The initial report is due 1/30/2006.

Subsequent reports are due every 12 calendar month(s).

Condition 76: Compliance Certification
Effective between the dates of 12/15/2005 and 12/14/2010

Applicable Federal Requirement: 6NYCRR 212

Item 76.1:

The Compliance Certification activity will be performed for:

Emission Unit: U-00012

Regulated Contaminant(s):
CAS No: 000071-43-2 BENZENE

Item 76.2:

Compliance Certification shall include the following monitoring:

Monitoring Type: WORK PRACTICE INVOLVING SPECIFIC OPERATIONS

Monitoring Description:

The facility requested a cap of 1095 hours per year on the operation of the air stripper.



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Work Practice Type: HOURS PER YEAR OPERATION
Upper Permit Limit: 1095 hours
Monitoring Frequency: MONTHLY
Averaging Method: ANNUAL MINIMUM ROLLED MONTHLY
Reporting Requirements: ANNUALLY (CALENDAR)
Reports due 30 days after the reporting period.
The initial report is due 1/30/2006.
Subsequent reports are due every 12 calendar month(s).



STATE ONLY ENFORCEABLE CONDITIONS

****** Facility Level ******

NOTIFICATION OF GENERAL PERMITTEE OBLIGATIONS

This section contains terms and conditions which are not federally enforceable. Permittees may also have other obligations under regulations of general applicability

Item A: General Provisions for State Enforceable Permit Terms and Condition - 6 NYCRR Part 201-5

Any person who owns and/or operates stationary sources shall operate and maintain all emission units and any required emission control devices in compliance with all applicable Parts of this Chapter and existing laws, and shall operate the facility in accordance with all criteria, emission limits, terms, conditions, and standards in this permit. Failure of such person to properly operate and maintain the effectiveness of such emission units and emission control devices may be sufficient reason for the Department to revoke or deny a permit.

The owner or operator of the permitted facility must maintain all required records on-site for a period of five years and make them available to representatives of the Department upon request. Department representatives must be granted access to any facility regulated by this Subpart, during normal operating hours, for the purpose of determining compliance with this and any other state and federal air pollution control requirements, regulations or law.

STATE ONLY APPLICABLE REQUIREMENTS

The following conditions are state applicable requirements and are not subject to compliance certification requirements unless otherwise noted or required under 6 NYCRR Part 201.

Condition 77: Compliance Demonstration
Effective between the dates of 12/15/2005 and 12/14/2010

Applicable State Requirement: ECL 19-0301

Item 77.1:

The Compliance Demonstration activity will be performed for the Facility.

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Regulated Contaminant(s):

CAS No: 001634-04-4 METHYL TERTBUTYL ETHER

Item 77.2:

Compliance Demonstration shall include the following monitoring:

Monitoring Type: RECORD KEEPING/MAINTENANCE PROCEDURES

Monitoring Description:

Motiva Enterprises is not permitted to import into, or sell, dispense or offer for sale any gasoline which contains Methyl Tertiary Butyl Ether (MTBE) above the trace amounts, according to ECL19-0301.3(a)(2) and Agriculture and Markets Law 192-g.

Monitoring Frequency: AS REQUIRED - SEE PERMIT MONITORING DESCRIPTION

Reporting Requirements: ANNUALLY (CALENDAR)

Reports due 30 days after the reporting period.

The initial report is due 1/30/2006.

Subsequent reports are due every 12 calendar month(s).

Condition 78: Contaminant List

Effective between the dates of 12/15/2005 and 12/14/2010

Applicable State Requirement: ECL 19-0301

Item 78.1:

Emissions of the following contaminants are subject to contaminant specific requirements in this permit(emission limits, control requirements or compliance monitoring conditions).

CAS No: 000071-43-2

Name: BENZENE

CAS No: 000100-41-4

Name: ETHYLBENZENE

CAS No: 0NY100-00-0

Name: HAP

CAS No: 000110-54-3

Name: HEXANE

CAS No: 001634-04-4

Name: METHYL TERTBUTYL ETHER

CAS No: 000540-84-1



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Name: PENTANE, 2,2,4-TRIMETHYL-

CAS No: 000108-88-3

Name: TOLUENE

CAS No: 0NY998-00-0

Name: VOC

CAS No: 001330-20-7

Name: XYLENE, M, O & P MIXT.

Condition 79: Unavoidable noncompliance and violations
Effective between the dates of 12/15/2005 and 12/14/2010

Applicable State Requirement: 6NYCRR 201-1.4

Item 79.1:

At the discretion of the commissioner a violation of any applicable emission standard for necessary scheduled equipment maintenance, start-up/shutdown conditions and malfunctions or upsets may be excused if such violations are unavoidable. The following actions and recordkeeping and reporting requirements must be adhered to in such circumstances.

(a) The facility owner and/or operator shall compile and maintain records of all equipment maintenance or start-up/shutdown activities when they can be expected to result in an exceedance of any applicable emission standard, and shall submit a report of such activities to the commissioner's representative when requested to do so in writing or when so required by a condition of a permit issued for the corresponding air contamination source except where conditions elsewhere in this permit which contain more stringent reporting and notification provisions for an applicable requirement, in which case they supercede those stated here. Such reports shall describe why the violation was unavoidable and shall include the time, frequency and duration of the maintenance and/or start-up/shutdown activities and the identification of air contaminants, and the estimated emission rates. If a facility owner and/or operator is subject to continuous stack monitoring and quarterly reporting requirements, he need not submit reports for equipment maintenance or start-up/shutdown for the facility to the commissioner's representative.

(b) In the event that emissions of air contaminants in excess of any emission standard in 6 NYCRR Chapter III Subchapter A occur due to a malfunction, the facility owner and/or operator shall report such malfunction by telephone to the commissioner's representative as soon as possible during normal working hours, but in any event not later than two working days after becoming aware that the malfunction occurred. Within 30 days thereafter, when requested in writing by the commissioner's representative, the facility owner and/or operator shall submit a written report to the commissioner's representative describing the malfunction, the corrective action taken, identification of air contaminants, and an estimate of the emission rates. These reporting requirements are superceded by conditions elsewhere in this permit which contain reporting and notification provisions for applicable requirements more stringent than those above.

(c) The Department may also require the owner and/or operator to include in reports described under (a) and (b) above an estimate of the maximum ground level concentration of each air contaminant



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emitted and the effect of such emissions depending on the deviation of the malfunction and the air contaminants emitted.

(d) In the event of maintenance, start-up/shutdown or malfunction conditions which result in emissions exceeding any applicable emission standard, the facility owner and/or operator shall take appropriate action to prevent emissions which will result in contravention of any applicable ambient air quality standard. Reasonably available control technology, as determined by the commissioner, shall be applied during any maintenance, start-up/shutdown or malfunction condition subject to this paragraph.

(e) In order to have a violation of a federal regulation (such as a new source performance standard or national emissions standard for hazardous air pollutants) excused, the specific federal regulation must provide for an affirmative defense during start-up, shutdowns, malfunctions or upsets.

Condition 80: Air pollution prohibited
Effective between the dates of 12/15/2005 and 12/14/2010

Applicable State Requirement: 6NYCRR 211.2

Item 80.1:

No person shall cause or allow emissions of air contaminants to the outdoor atmosphere of such quantity, characteristic or duration which are injurious to human, plant or animal life or to property, or which unreasonably interfere with the comfortable enjoyment of life or property. Notwithstanding the existence of specific air quality standards or emission limits, this prohibition applies, but is not limited to, any particulate, fume, gas, mist, odor, smoke, vapor, pollen, toxic or deleterious emission, either alone or in combination with others.