



**PERMIT**  
**Under the Environmental Conservation Law (ECL)**

**IDENTIFICATION INFORMATION**

Permit Type: Air Title V Facility  
Permit ID: 1-2824-00455/00010  
Effective Date: 10/18/2005 Expiration Date: 10/17/2010

Permit Issued To: GLOBAL COMPANIES LLC  
800 SOUTH ST  
WALTHAM, MA 02453

Contact: ANTHONY CASSANDRO  
COMMANDER TERMINALS LLC  
1 COMMANDER SQ  
OYSTER BAY, NY 11771  
(516) 922-7600

Facility: GLOBAL COMPANIES -COMMANDER TERMINAL  
1 COMMANDER SQ|FOOT OF SOUTH ST  
OYSTER BAY, NY 11771

Contact: ANTHONY CASSANDRO  
COMMANDER TERMINALS LLC  
1 COMMANDER SQ  
OYSTER BAY, NY 11771  
(516) 922-7600

Description:  
COMMANDER OIL TERMINAL is a gasoline loading facility, consisting of five (5) gasoline storage tanks, one (1) 5800 gallon gasoline and one (1) 5800 gallon distillate tanks, eleven (11) distillate bulk storage tanks, one (1) 20,000 gallon waste oil tank, one (1) oil/water separator, one (1) boiler with the capacity of 20 million Btu/hr, two (2) ethanol storage tanks, and gasoline and distillate loading racks. Emission Unit 1-BOILER includes the boiler. Emission Unit 1-MISCP includes an oil/water separator containing residual gasoline and distillate fuel with a 20,000 gallon storage tank to store the waste oil. Emission Unit 1-RACKS includes gasoline and distillates loading racks, with the escaping gasoline vapors being routed into a refrigerated condenser vapor recovery unit. Emission Unit 1-TANKS consists of 5 floating roof tanks, with the tanks 11 and 15 being used to store ethanol and the remaining tanks for storing gasoline.

**New York State Department of Environmental Conservation**  
Facility DEC ID: 1282400455



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  
  NYSDEC - SUNY @ STONY BROOK  
  50 CIRCLE RD  
  STONY BROOK, NY 11790-3409

Authorized Signature: \_\_\_\_\_ Date: \_\_\_ / \_\_\_ / \_\_\_\_\_



### Notification of Other State Permittee Obligations

**Item A: Permittee Accepts Legal Responsibility and Agrees to Indemnification**

The permittee expressly agrees to indemnify and hold harmless the 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 in connection with the compliance permittee's undertaking of activities in connection with, or operation and maintenance of, the facility or facilities authorized by the permit whether in compliance or not in any compliance with the terms and conditions of the permit. This indemnification does not extend to any claims, suits, actions, or damages to the extent attributable 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**

The permittee is responsible for informing its independent 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**

The permittee is responsible for obtaining any other permits, approvals, 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 with the riparian rights of others in order to perform the permitted 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 \*\*\*\***

**For the purpose of your Title V permit, the following section contains 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 Department) to determine whether the permittee is complying with this permit and the ECL. Such 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 for inspection by the Department at all times at the project site or facility. Failure to produce a copy of 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: 6 NYCRR 621.13**

**Item 3.1:**

The permittee must submit a separate written application to the Department for renewal, 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:**

The permittee must submit a renewal application at least 180 days before expiration of permits for Title V Facility Permits, or at least 30 days before expiration of permits for State Facility Permits.

**Item 3.3:**

Permits are transferrable with the approval of the department unless specifically prohibited by the statute, regulation or another permit condition. Applications for permit transfer should be submitted to the Department for approval.



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

- a) materially false or inaccurate statements in the permit application 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;
- e) noncompliance with previously issued permit conditions, orders 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: 6 NYCRR 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

**New York State Department of Environmental Conservation**

Permit ID: 1-2824-00455/00010

Facility DEC ID: 1282400455



**Permit Under the Environmental Conservation Law (ECL)**

**ARTICLE 19: AIR POLLUTION CONTROL - TITLE V PERMIT**

**IDENTIFICATION INFORMATION**

Permit Issued To: GLOBAL COMPANIES LLC  
800 SOUTH ST  
WALTHAM, MA 02453

Facility: GLOBAL COMPANIES -COMMANDER TERMINAL  
1 COMMANDER SQ|FOOT OF SOUTH ST  
OYSTER BAY, NY 11771

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

Permit Effective Date: 10/18/2005

Permit Expiration Date: 10/17/2010



## LIST OF CONDITIONS

### FEDERALLY ENFORCEABLE CONDITIONS

#### Facility Level

- 1 6 NYCRR 200.6: Acceptable Ambient Air Quality
- 2 6 NYCRR 201-6.5 (a) (7): Fees
- 3 6 NYCRR 201-6.5 (c): Recordkeeping and reporting of compliance monitoring
- 4 6 NYCRR 201-6.5 (c) (2): Monitoring, Related Recordkeeping, and Reporting Requirements.
- 5 6 NYCRR 201-6.5 (c) (3) (ii): Compliance Certification
- 6 6 NYCRR 201-6.5 (e): Compliance Certification
- 7 6 NYCRR 202-2.1: Compliance Certification
- 8 6 NYCRR 202-2.5: Recordkeeping requirements
- 9 6 NYCRR Part 215: Open Fires Prohibited at Industrial and Commercial Sites
- 10 6 NYCRR 200.7: Maintenance of Equipment
- 11 6 NYCRR 201-1.7: Recycling and Salvage
- 12 6 NYCRR 201-1.8: Prohibition of Reintroduction of Collected Contaminants to the air
- 13 6 NYCRR 201-3.2 (a): Exempt Sources - Proof of Eligibility
- 14 6 NYCRR 201-3.3 (a): Trivial Sources - Proof of Eligibility
- 15 6 NYCRR 201-6.5 (a) (4): Standard Requirement - Provide Information
- 16 6 NYCRR 201-6.5 (a) (8): General Condition - Right to Inspect
- 17 6 NYCRR 201-6.5 (d) (5): Standard Requirements - Progress Reports
- 18 6 NYCRR 201-6.5 (f) (6): Off Permit Changes
- 19 6 NYCRR 202-1.1: Required Emissions Tests
- 20 6 NYCRR 211.3: Visible Emissions Limited
- 21 40 CFR Part 68: Accidental release provisions.
- 22 40 CFR 82, Subpart F: Recycling and Emissions Reduction
- 23 6 NYCRR Subpart 201-6: Emission Unit Definition
- 24 6 NYCRR 202-1.2: Notification
- 25 6 NYCRR 202-1.4: Separate emission test by the commissioner
- 26 6 NYCRR 202-1.5: Prohibitions
- 27 6 NYCRR 225-1.2 (a) (2): Compliance Certification
- 28 6 NYCRR 225-1.8 (b): Compliance Certification
- 29 6 NYCRR 225-3.3 (a): Compliance Certification
- 30 6 NYCRR 227-1.3 (a): Compliance Certification
- 31 6 NYCRR 229.3 (d): Gasoline terminals - a
- 32 6 NYCRR 229.4 (a): Testing and monitoring requirements
- 33 6 NYCRR 229.5 (c): Compliance Certification
- 34 40 CFR 60.7(b), NSPS Subpart A: Recordkeeping requirements.
- 35 40 CFR 60.7(f), NSPS Subpart A: Facility files for subject sources.
- 36 40 CFR 63.420(a)(2), Subpart R: Compliance Certification
- 37 40 CFR 63.420(a)(2), Subpart R: Compliance Certification
- 38 40 CFR 63.420(a)(2), Subpart R: Compliance Certification

#### Emission Unit Level

- 39 6 NYCRR Subpart 201-6: Emission Point Definition By Emission Unit
- 40 6 NYCRR Subpart 201-6: Process Definition By Emission Unit



**EU=1-RACKS**

- 41 6 NYCRR 229.3 (d): Vapor collection system requirements
- 42 6 NYCRR 230.4 (a) (1): Compliance Certification
- 43 6 NYCRR 230.4 (a) (2): Repairs to gasoline transport vehicles
- 44 6 NYCRR 230.4 (a) (3): Labelling of gasoline transport vehicles
- 45 6 NYCRR 230.4 (b): Compliance Certification
- 46 6 NYCRR 230.4 (f): Compliance Certification
- 47 6 NYCRR 230.6 (a): Compliance Certification
- 48 6 NYCRR 230.6 (b): Compliance Certification
- 49 6 NYCRR Subpart 231-2: Compliance Certification
- 50 40CFR 63.420(a)(2), Subpart R: Compliance Certification
- 51 40 CFR Part 64: Compliance Certification

**EU=1-RACKS,Proc=RDS**

- 52 6 NYCRR 230.4 (g): Dome covers

**EU=1-RACKS,Proc=RGS**

- 53 6 NYCRR 230.4 (e): Leak limit
- 54 6 NYCRR 230.4 (g): Dome covers

**EU=1-RACKS,EP=00001,Proc=RGS,ES=VPORS**

- 55 6 NYCRR 229.3 (d) (1): Compliance Certification

**EU=1-TANKS**

- 56 6 NYCRR 229.3 (a): Compliance Certification
- 57 6 NYCRR 229.5 (a): Compliance Certification
- 58 6 NYCRR Subpart 231-2: Compliance Certification

**EU=1-TANKS,Proc=GAS,ES=FL010**

- 59 40CFR 60.112(a), NSPS Subpart K: Standards for VOCs.
- 60 40CFR 60.113(a), NSPS Subpart K: Compliance Certification

**EU=1-TANKS,Proc=GAS,ES=FL015**

- 61 40CFR 60.112(a), NSPS Subpart K: Standards for VOCs.
- 62 40CFR 60.113(a), NSPS Subpart K: Compliance Certification

**EU=1-TANKS,Proc=GAS,ES=FL016**

- 63 40CFR 60.112(a), NSPS Subpart K: Standards for VOCs.
- 64 40CFR 60.113(a), NSPS Subpart K: Compliance Certification
- 65 40CFR 60.113b(a)(2), NSPS Subpart Kb: Compliance Certification

**EU=1-TANKS,Proc=GAS,ES=FL017**

- 66 40CFR 60.112(a), NSPS Subpart K: Standards for VOCs.
- 67 40CFR 60.113(a), NSPS Subpart K: Compliance Certification
- 68 40CFR 60.113b(a)(2), NSPS Subpart Kb: Compliance Certification

**EU=1-TANKS,Proc=GAS,ES=FL019**

- 69 40CFR 60.112b(a), NSPS Subpart Kb: Standards for VOCs.
- 70 40CFR 60.113b(a)(2), NSPS Subpart Kb: Compliance Certification
- 71 40CFR 60.113b(a)(4), NSPS Subpart Kb: Compliance Certification
- 72 40CFR 60.113b(a)(5), NSPS Subpart Kb: Compliance Certification



**EU=1-TANKS,Proc=GAS,ES=FL020**

- 73 40CFR 60.112(a), NSPS Subpart K: Standards for VOCs.
- 74 40CFR 60.112b(a), NSPS Subpart Kb: Standards for VOCs.
- 75 40CFR 60.113b(a)(2), NSPS Subpart Kb: Compliance Certification
- 76 40CFR 60.113b(a)(4), NSPS Subpart Kb: Compliance Certification
- 77 40CFR 60.113b(a)(5), NSPS Subpart Kb: Compliance Certification

**EU=1-TANKS,EP=00011,Proc=GAS,ES=FL011**

- 78 6 NYCRR 229.3 (e): Compliance Certification

**EU=1-TANKS,EP=00015,Proc=GAS,ES=FL015**

- 79 6 NYCRR 229.3 (e): Compliance Certification

**STATE ONLY ENFORCEABLE CONDITIONS**

**Facility Level**

- 80 ECL 19-0301: Contaminant List
- 81 ECL 19-0301 (3) (b): Compliance Demonstration
- 82 6 NYCRR 201-1.4: Unavoidable noncompliance and violations
- 83 6 NYCRR Subpart 201-7: Facility Permissible Emissions
- 84 6 NYCRR 211.2: Air pollution prohibited
- 85 6 NYCRR 225-3.4 (a): Compliance Demonstration
- 86 6 NYCRR 225-3.4 (b): Compliance Demonstration
- 87 6 NYCRR 225-3.4 (d): Records Available for Inspection

**Emission Unit Level**

- 88 6 NYCRR Subpart 201-7: Emission Unit Permissible Emissions

**EU=1-RACKS**

- \*89 6 NYCRR Subpart 201-7: Capping Monitoring Condition

**EU=1-TANKS**

- \*90 6 NYCRR Subpart 201-7: Capping Monitoring Condition

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 - 6 NYCRR 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 - 6 NYCRR 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 Section 503(e) of the Act, except for information entitled to confidential treatment pursuant to 6 NYCRR 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 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 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 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 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 - 6 NYCRR 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 order to maintain compliance with the conditions of this permit.

**Item H: Property Rights - 6 NYCRR 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 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 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 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 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 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 10/18/2005 and 10/17/2010**

**Applicable Federal Requirement:6 NYCRR 200.6**

**Item 1.1:**  
Notwithstanding the provisions of 6 NYCRR Chapter III, Subchapter A, no person shall allow or permit 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 10/18/2005 and 10/17/2010**

**Applicable Federal Requirement:6 NYCRR 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 10/18/2005 and 10/17/2010**

**Applicable Federal Requirement:6 NYCRR 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 10/18/2005 and 10/17/2010**

**Applicable Federal Requirement: 6 NYCRR 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 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 10/18/2005 and 10/17/2010**

**Applicable Federal Requirement: 6 NYCRR 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.

(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.

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 10/18/2005 and 10/17/2010**

**Applicable Federal Requirement: 6 NYCRR 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 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

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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  
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 10/18/2005 and 10/17/2010**

**Applicable Federal Requirement:6 NYCRR 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

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

**Condition 8: Recordkeeping requirements**  
**Effective between the dates of 10/18/2005 and 10/17/2010**

**Applicable Federal Requirement:6 NYCRR 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 10/18/2005 and 10/17/2010**

**Applicable Federal Requirement:6 NYCRR Part 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 10/18/2005 and 10/17/2010**

**Applicable Federal Requirement:6 NYCRR 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.





**Effective between the dates of 10/18/2005 and 10/17/2010**

**Applicable Federal Requirement:6 NYCRR 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 10/18/2005 and 10/17/2010**

**Applicable Federal Requirement:6 NYCRR 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 10/18/2005 and 10/17/2010**

**Applicable Federal Requirement:6 NYCRR 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

(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 10/18/2005 and 10/17/2010**

**Applicable Federal Requirement:6 NYCRR 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 10/18/2005 and 10/17/2010**

**Applicable Federal Requirement:6 NYCRR 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 10/18/2005 and 10/17/2010**

**Applicable Federal Requirement:6 NYCRR 211.3**

**Item 20.1:**

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 10/18/2005 and 10/17/2010**



**Applicable Federal Requirement:40 CFR Part 68**

**Replaces Condition(s) 1-5**

**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 10/18/2005 and 10/17/2010**

**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**  
**Effective between the dates of 10/18/2005 and 10/17/2010**

**Applicable Federal Requirement:6 NYCRR Subpart 201-6**

**Item 23.1:**

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

Emission Unit: 1-MISCP

Emission Unit Description:

(1) 20,000 GALLON STORAGE TANK USED TO STORE WASTE OIL, AND (1) API OIL/WATER SEPARATOR. BOTH HAVE INSIGNIFICANT



EMISSIONS.

**Item 23.2:**

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

Emission Unit: 1-RACKS

Emission Unit Description:

TRUCK LOADING RACKS - BOTTOM LOADING OF GASOLINE AND TOP LOADING OF DISTILLATES.

Building(s): RACK

**Item 23.3:**

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

Emission Unit: 1-TANKS

Emission Unit Description:

(5) BULK GASOLINE TANKS WITH FIXED ROOFS AND INTERNAL FLOATING ROOFS: (4) 500,000 GALLON, (1) 102,000 GALLON; (1) FIXED ROOF AND INTERNAL FLOATING ROOF 200,000 GALLON ETHANOL TANK; (1) 210,000 GALLON ETHANOL TANK.

**Condition 24: Notification**

**Effective between the dates of 10/18/2005 and 10/17/2010**

**Applicable Federal Requirement:6 NYCRR 202-1.2**

**Item 24.1:**

A person who is required by the commissioner to submit a stack test report shall notify the commissioner, in writing, not less than 30 days prior to the test, of the time and date of the test. Such notification shall also include the acceptable procedures to be used to stack test including sampling and analytical procedures. Such person shall allow the commissioner, or his representative, free access to observe stack testing being conducted by such person.

**Condition 25: Separate emission test by the commissioner**

**Effective between the dates of 10/18/2005 and 10/17/2010**

**Applicable Federal Requirement:6 NYCRR 202-1.4**

**Item 25.1:**

The commissioner may conduct separate or additional emission tests on the behalf of the State to ascertain compliance or noncompliance with any air pollution code, rule, or regulation.

**Condition 26: Prohibitions**

**Effective between the dates of 10/18/2005 and 10/17/2010**

**Applicable Federal Requirement:6 NYCRR 202-1.5**

**Item 26.1:**

No person shall conceal an emission by the use of air or other gaseous diluents to achieve compliance with an emission standard which is based on the concentration of a contaminant in the gases emitted through a stack.



**Condition 27: Compliance Certification**  
**Effective between the dates of 10/18/2005 and 10/17/2010**

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

**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: WORK PRACTICE INVOLVING SPECIFIC OPERATIONS

Monitoring Description:

No person shall use, purchase, sell, or offer for sale any distillate fuel oil which has a sulfur content greater than the limit presented below. A log of the sulfur content in oil per delivery must be maintained on site for a minimum of five years after the date of the last entry.

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  
Monitoring Frequency: PER DELIVERY  
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 28: Compliance Certification**  
**Effective between the dates of 10/18/2005 and 10/17/2010**

**Applicable Federal Requirement:6 NYCRR 225-1.8 (b)**

**Item 28.1:**

The Compliance Certification activity will be performed for the Facility.

**Item 28.2:**

Compliance Certification shall include the following monitoring:

Monitoring Type: RECORD KEEPING/MAINTENANCE PROCEDURES

Monitoring Description:

Any person who sells oil and/or coal must retain, for at least three years, records containing the following information:

- i. fuel analyses and data on the quantities of all oil and coal received; and



- ii. the names of all purchasers, fuel analyses and data on the quantities of all oil and coal sold.

Such fuel analyses must contain as a minimum:

- i. data on the sulfur content, ash content, specific gravity and heating value of residual oil;
- ii. data on the sulfur content, specific gravity and heating value of distillate oil; and
- iii. data on the sulfur content, ash content and heating value of coal.

Monitoring Frequency: CONTINUOUS

Reporting Requirements: UPON REQUEST BY REGULATORY AGENCY

**Condition 29: Compliance Certification**  
**Effective between the dates of 10/18/2005 and 10/17/2010**

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

**Item 29.1:**

The Compliance Certification activity will be performed for the Facility.

**Item 29.2:**

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. 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: AS REQUIRED - SEE MONITORING DESCRIPTION

**Condition 30: Compliance Certification**  
**Effective between the dates of 10/18/2005 and 10/17/2010**



**Applicable Federal Requirement:6 NYCRR 227-1.3 (a)**

**Item 30.1:**

The Compliance Certification activity will be performed for the Facility.

**Item 30.2:**

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 combustion installation shall emit greater than 20 percent opacity except for one six minute period per hour, not to exceed 27 percent, based upon the six minute average in reference test method 9 in Appendix A of 40 CFR 60.

Parameter Monitored: OPACITY

Upper Permit Limit: 20 percent

Averaging Method: 6-MINUTE AVERAGE (METHOD 9)

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: Gasoline terminals - a**  
**Effective between the dates of 10/18/2005 and 10/17/2010**

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

**Item 31.1:**

The gasoline vapor collection and control systems must capture gasoline vapors during loading and unloading of gasoline transport vehicles and must condense, absorb, adsorb, or combust the gasoline vapors so emissions do not exceed 0.67pounds per 1000 gallons of gasoline loaded or unloaded. Any equivalent control system is acceptable.

**Condition 32: Testing and monitoring requirements**  
**Effective between the dates of 10/18/2005 and 10/17/2010**

**Applicable Federal Requirement:6 NYCRR 229.4 (a)**

**Item 32.1:**

The owner and/or operator of a vapor collection and control system must follow notification requirements, protocol requirements, and test procedures of Part 202 of this title for testing and monitoring to determine compliance with the emission limits and control requirements required of this Part.

**Condition 33: Compliance Certification**  
**Effective between the dates of 10/18/2005 and 10/17/2010**

**Applicable Federal Requirement:6 NYCRR 229.5 (c)**

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**Item 33.1:**

The Compliance Certification activity will be performed for the Facility.

**Item 33.2:**

Compliance Certification shall include the following monitoring:

Monitoring Type: RECORD KEEPING/MAINTENANCE PROCEDURES

Monitoring Description:

Recordkeeping of average daily gasoline throughput for gasoline loading terminals - Records must be maintained at the facility for five years.

The average daily throughput is calculated by dividing the annual throughput by the number of workdays during the 12-month period, which begins on January 1st and ends on December 31st.

Monitoring Frequency: DAILY

Reporting Requirements: UPON REQUEST BY REGULATORY AGENCY

**Condition 34: Recordkeeping requirements.**

**Effective between the dates of 10/18/2005 and 10/17/2010**

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

**Item 34.1:**

Affected owners or operators shall maintain records of occurrence and duration of any startup, shutdown, or malfunction in the operation of an affected facility; any malfunction of the air pollution control equipment; or any periods during which a continuous monitoring system or monitoring device is inoperative.

**Condition 35: Facility files for subject sources.**

**Effective between the dates of 10/18/2005 and 10/17/2010**

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

**Item 35.1:**

The following files shall be maintained at the facility for all affected sources: all measurements, including continuous monitoring systems, monitoring device, and performance testing measurements; all continuous monitoring system performance evaluations; all continuous monitoring device calibration checks; adjustments and maintenance performed on these systems or devices; and all other information required by this part, recorded in permanent form suitable for inspections. The file shall be maintained for at least two years following the date of such measurements, reports, and records.

**Condition 36: Compliance Certification**

**Effective between the dates of 10/18/2005 and 10/17/2010**

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

**Item 36.1:**

The Compliance Certification activity will be performed for the Facility.

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

**Item 36.2:**

Compliance Certification shall include the following monitoring:

Monitoring Type: RECORD KEEPING/MAINTENANCE PROCEDURES

Monitoring Description:

Individual and total HAP emissions shall not exceed 10 and 25 tons per any consecutive 12 month period.  
Verification via emission calculations using emissions factors acceptable to the DEC.

Reference Test Method: NA

Monitoring Frequency: CONTINUOUS

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 10/18/2005 and 10/17/2010**

**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: 0NY100-00-0 HAP

**Item 37.2:**

Compliance Certification shall include the following monitoring:

Monitoring Type: RECORD KEEPING/MAINTENANCE PROCEDURES

Monitoring Description:

Gasoline delivered to the facility shall be tested for the percentage of HAPs on a quarterly basis. The results of the most recent quarter shall be used in monthly HAP emission calculations.

Reference Test Method: NA

Monitoring Frequency: QUARTERLY

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 10/18/2005 and 10/17/2010**



**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: 0NY100-00-0 HAP

**Item 38.2:**

Compliance Certification shall include the following monitoring:

Monitoring Type: AMBIENT AIR MONITORING

Monitoring Description:

To remain below the applicability criteria of the Gasoline Distribution MACT, the facility shall not exceed a gasoline throughput of 60,000,000 gallons per year during any consecutive 12 - month period.

Parameter Monitored: HAP

Upper Permit Limit: 60,000,000 gallons

Reference Test Method: NA

Monitoring Frequency: CONTINUOUS

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 39: Emission Point Definition By Emission Unit  
Effective between the dates of 10/18/2005 and 10/17/2010**

**Applicable Federal Requirement:6 NYCRR Subpart 201-6**

**Item 39.1:**

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

Emission Unit: 1-MISCP

Emission Point: M0009

Height (ft.): 10

Diameter (in.): 36

NYTMN (km.): 4525.923 NYTME (km.): 624.133

Emission Point: M0030

Height (ft.): 5 Diameter (in.): 36

NYTMN (km.): 4525.923 NYTME (km.): 624.133

**Item 39.2:**

**New York State Department of Environmental Conservation**

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

Emission Unit: 1-RACKS

Emission Point: 00001

Height (ft.): 11 Diameter (in.): 9  
NYTMN (km.): 4525.923 NYTME (km.): 624.133 Building: RACK

Emission Point: 00002

Height (ft.): 11 Diameter (in.): 9  
NYTMN (km.): 4525.923 NYTME (km.): 624.133

**Item 39.3:**

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

Emission Unit: 1-TANKS

Emission Point: 00010

Height (ft.): 29 Diameter (in.): 16  
NYTMN (km.): 4525.923 NYTME (km.): 624.133

Emission Point: 00011

Height (ft.): 28 Diameter (in.): 16  
NYTMN (km.): 4525.923 NYTME (km.): 624.133

Emission Point: 00015

Height (ft.): 29 Diameter (in.): 16  
NYTMN (km.): 4525.923 NYTME (km.): 624.133

Emission Point: 00016

Height (ft.): 35 Diameter (in.): 16  
NYTMN (km.): 4525.923 NYTME (km.): 624.133

Emission Point: 00017

Height (ft.): 35 Diameter (in.): 16  
NYTMN (km.): 4525.923 NYTME (km.): 624.133

Emission Point: 00019

Height (ft.): 50 Diameter (in.): 6  
NYTMN (km.): 4525.923 NYTME (km.): 624.133

Emission Point: 00020

Height (ft.): 50 Diameter (in.): 6  
NYTMN (km.): 4525.923 NYTME (km.): 624.133

**Condition 40: Process Definition By Emission Unit**  
**Effective between the dates of 10/18/2005 and 10/17/2010**

**Applicable Federal Requirement:6 NYCRR Subpart 201-6**

**Item 40.1:**

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

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Emission Unit: 1-MISCP  
Process: FGI Source Classification Code: 3-06-005-08  
Process Description:  
API OIL/WATER SEPARATOR CONTAINING  
RESIDUAL GASOLINE AND DISTILLATE FUEL.  
20,000 GALLON STORAGE USED TO STORE WASTE  
OIL.

Emission Source/Control: 0USEP - Process  
Design Capacity: 5,200 gallons

Emission Source/Control: 0WTNK - Process  
Design Capacity: 20,000 gallons

**Item 40.2:**

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

Emission Unit: 1-RACKS  
Process: RDS Source Classification Code: 4-04-001-50  
Process Description: TOP LOADING DISTILLATE TRUCK LOADING RACK.

Emission Source/Control: OLRKL - Process  
Design Capacity: 23,000,000 gallons per day

**Item 40.3:**

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

Emission Unit: 1-RACKS  
Process: RGS Source Classification Code: 4-04-001-50  
Process Description:  
VAPORS FROM THE BOTTOM LOADING OF GASOLINE  
TANK TRUCKS IS COLLECTED BY VAPOR RECOVERY  
PIPELINE AND COLLECTED THROUGH A  
REFRIGERATED CONDENSER VAPOR RECOVERY  
UNIT.

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

Emission Source/Control: GSRKL - Process

**Item 40.4:**

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

Emission Unit: 1-TANKS  
Process: GAS Source Classification Code: 4-04-001-14  
Process Description:  
(7) >40000 GALLON CAPACITY BULK STORAGE  
TANKS. (5) TANKS ARE USED TO STORE  
GASOLINE, (2) TANKS ARE USED TO STORE

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ETHANOL. ALL TANKS HAVE FIXED ROOF AND EACH  
INTERNAL FLOATING ROOF.

Emission Source/Control: FL010 - Control  
Control Type: FLOATING ROOF

Emission Source/Control: FL011 - Control  
Control Type: FLOATING ROOF

Emission Source/Control: FL015 - Control  
Control Type: FLOATING ROOF

Emission Source/Control: FL016 - Control  
Control Type: FLOATING ROOF

Emission Source/Control: FL017 - Control  
Control Type: FLOATING ROOF

Emission Source/Control: FL019 - Control  
Control Type: FLOATING ROOF

Emission Source/Control: FL020 - Control  
Control Type: FLOATING ROOF

Emission Source/Control: TNK10 - Process  
Design Capacity: 102,000 gallons

Emission Source/Control: TNK11 - Process  
Design Capacity: 200,000 gallons

Emission Source/Control: TNK15 - Process  
Design Capacity: 210,000 gallons

Emission Source/Control: TNK16 - Process  
Design Capacity: 500,000 gallons

Emission Source/Control: TNK17 - Process  
Design Capacity: 500,000 gallons

Emission Source/Control: TNK19 - Process  
Design Capacity: 500,000 gallons

Emission Source/Control: TNK20 - Process  
Design Capacity: 500,000 gallons

**Condition 41: Vapor collection system requirements**  
**Effective between the dates of 10/18/2005 and 10/17/2010**

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

**Item 41.1:**

This Condition applies to Emission Unit: 1-RACKS



**Item 41.2:**

No person may load gasoline into a gasoline transport vehicle at a gasoline loading terminal, unless the loading terminal is equipped with gasoline vapor collection and vapor control systems operating in good working order. A required vapor collection system consists of:

- i. hatch loading systems which include a loading arm with a vapor collection system adaptor, a vapor-tight seal between the adaptor and hatch, and a method of preventing drainage of liquid gasoline from the loading arm when it is removed from the hatch or for complete drainage of the loading arm before such removal;
- ii. bottom loading systems which include a connecting pipe or hose equipped with vapor-tight fittings that will automatically and immediately close upon disconnection to prevent release of gasoline vapors;
- iii. a connecting device between the gasoline transport vehicle and the dispensing equipment that interrupts the flow of gasoline to prevent overfilling and spillage; and
- iv. a system that prevents the flow of gasoline into gasoline transport vehicles unless the fuel product line and vapor collection system are both connected so as to prevent liquid product leaks and vapor loss.

**Condition 42: Compliance Certification**  
**Effective between the dates of 10/18/2005 and 10/17/2010**

**Applicable Federal Requirement: 6 NYCRR 230.4 (a) (1)**

**Item 42.1:**

The Compliance Certification activity will be performed for:

Emission Unit: 1-RACKS

**Item 42.2:**

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 subject to this Part will allow said vehicle to be filled or emptied unless the gasoline transport vehicle sustains a pressure change of not more than three inches of water in five minutes when pressurized to a gauge pressure of 18 inches of water and evacuated to a gauge pressure of six inches of water.

Manufacturer Name/Model Number: Gasoline Transport Vehicle

Parameter Monitored: PRESSURE CHANGE

Upper Permit Limit: 3.0 inches of water

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Monitoring Frequency: CONTINUOUS

Reporting Requirements: UPON REQUEST BY REGULATORY AGENCY

**Condition 43: Repairs to gasoline transport vehicles**  
**Effective between the dates of 10/18/2005 and 10/17/2010**

**Applicable Federal Requirement:6 NYCRR 230.4 (a) (2)**

**Item 43.1:**

This Condition applies to Emission Unit: 1-RACKS

**Item 43.2:**

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 is repaired by the owner or operator within 15 days after failing to meet the pressure change standard in paragraph 230.4(a)(1) of 6 NYCRR Part 230.

**Condition 44: Labelling of gasoline transport vehicles**  
**Effective between the dates of 10/18/2005 and 10/17/2010**

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

**Item 44.1:**

This Condition applies to Emission Unit: 1-RACKS

**Item 44.2:**

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 45: Compliance Certification**  
**Effective between the dates of 10/18/2005 and 10/17/2010**

**Applicable Federal Requirement:6 NYCRR 230.4 (b)**

**Item 45.1:**

The Compliance Certification activity will be performed for:

Emission Unit: 1-RACKS

**Item 45.2:**

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 methods acceptable to the commissioner. If the pressure-vacuum test does not show compliance with the pressure change standard, the gasoline transport vehicle

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must be repaired to make the tank vapor-tight, and retested.

Parameter Monitored: PRESSURE CHANGE

Upper Permit Limit: 3.0 inches of water

Reference Test Method: EPA Method 27

Monitoring Frequency: ANNUALLY

Reporting Requirements: UPON REQUEST BY REGULATORY AGENCY

**Condition 46: Compliance Certification**  
**Effective between the dates of 10/18/2005 and 10/17/2010**

**Applicable Federal Requirement:6 NYCRR 230.4 (f)**

**Item 46.1:**

The Compliance Certification activity will be performed for:

Emission Unit: 1-RACKS

**Item 46.2:**

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

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

Reporting Requirements: UPON REQUEST BY REGULATORY AGENCY

**Condition 47: Compliance Certification**  
**Effective between the dates of 10/18/2005 and 10/17/2010**

**Applicable Federal Requirement:6 NYCRR 230.6 (a)**

**Item 47.1:**

The Compliance Certification activity will be performed for:

Emission Unit: 1-RACKS

**Item 47.2:**

Compliance Certification shall include the following monitoring:



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

**Item 49.2:**

Compliance Certification shall include the following monitoring:

Monitoring Type: INTERMITTENT EMISSION TESTING

Monitoring Description:

Facility will not exceed an annual emission limit of 16.2 tons VOC from Emission Unit 1-RACKS. Compliance with this requirement shall be determined by using the documented annual throughput with 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.

Parameter Monitored: VOLATILE ORGANIC LIQUID

Upper Permit Limit: 16.2 tons per year

Reference Test Method: 40 CFR 60.502

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 10/18/2005 and 10/17/2010**

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

**Item 50.1:**

The Compliance Certification activity will be performed for:

Emission Unit: 1-RACKS

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

**Item 50.2:**

Compliance Certification shall include the following monitoring:

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

Monitoring Description:

Bulk Gasoline Terminal  
For which the owner or operator has documented and recorded to the Administrator's satisfaction that the facility is not a major source, or is not located within a contiguous area and under common control of a facility that is a major source, as defined in §63.2 of Subpart A of this part. Monitoring of gasoline throughput on a 12





- 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 52: Dome covers**  
**Effective between the dates of 10/18/2005 and 10/17/2010**

**Applicable Federal Requirement:6 NYCRR 230.4 (g)**

**Item 52.1:**

This Condition applies to Emission Unit: 1-RACKS  
Process: RDS

**Item 52.2:**

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

**Condition 53: Leak limit**  
**Effective between the dates of 10/18/2005 and 10/17/2010**

**Applicable Federal Requirement:6 NYCRR 230.4 (e)**

**Item 53.1:**

This Condition applies to Emission Unit: 1-RACKS  
Process: RGS

**Item 53.2:**

Leakage of vapors from any component of the gasoline transport vehicle or the vapor collection and control system must not equal or exceed 100 percent of the lower explosive limit measured as propane during the loading of a gasoline transport vehicle. No avoidable visible liquid leak from such components is allowed, including all piping, seals, hoses, connections, pressure-vacuum seals, and other possible leak sources.

**Condition 54: Dome covers**  
**Effective between the dates of 10/18/2005 and 10/17/2010**

**Applicable Federal Requirement:6 NYCRR 230.4 (g)**

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**Item 54.1:**

This Condition applies to Emission Unit: 1-RACKS  
Process: RGS

**Item 54.2:**

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

**Condition 55: Compliance Certification**  
**Effective between the dates of 10/18/2005 and 10/17/2010**

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

**Item 55.1:**

The Compliance Certification activity will be performed for:

Emission Unit: 1-RACKS Emission Point: 00001  
Process: RGS Emission Source: VPORS

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

**Item 55.2:**

Compliance Certification shall include the following monitoring:

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

Monitoring Description:

The outlet temperature for the condenser section of the vapor recovery unit shall not exceed -80 F at any time during the operation of the unit.

Parameter Monitored: TEMPERATURE  
Upper Permit Limit: -80 degrees Fahrenheit  
Reference Test Method: EPA  
Monitoring Frequency: CONTINUOUS  
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 56: Compliance Certification**  
**Effective between the dates of 10/18/2005 and 10/17/2010**

**Applicable Federal Requirement:6 NYCRR 229.3 (a)**

**Item 56.1:**

The Compliance Certification activity will be performed for:



Emission Unit: 1-TANKS

**Item 56.2:**

Compliance Certification shall include the following monitoring:

Monitoring Type: RECORD KEEPING/MAINTENANCE PROCEDURES

Monitoring Description:

No person may store petroleum liquid in a fixed roof tank subject to Part 229 unless:

1. the tank has been retrofitted with an internal floating roof or equivalent control; and
2. the vapor collection and vapor control systems are maintained and operated in such a way as to ensure the integrity and efficiency of the system.

The permittee must visually inspect the vapor collection and control systems every calendar quarter to ensure compliance with the above.

The permittee must visually inspect the floating roof and secondary seals from the tank roof hatch on an annual basis.

Records of all inspections must be maintained on site for a period of five years. Inspection records shall contain the date(s) of all inspections, inspection findings and a listing of all equipment repairs or replacements.

Reference Test Method: Visual

Monitoring Frequency: AS REQUIRED - SEE PERMIT MONITORING DESCRIPTION

Reporting Requirements: UPON REQUEST BY REGULATORY AGENCY

**Condition 57: Compliance Certification**  
**Effective between the dates of 10/18/2005 and 10/17/2010**

**Applicable Federal Requirement: 6 NYCRR 229.5 (a)**

**Item 57.1:**

The Compliance Certification activity will be performed for:

Emission Unit: 1-TANKS

**Item 57.2:**

Compliance Certification shall include the following monitoring:

Monitoring Type: RECORD KEEPING/MAINTENANCE PROCEDURES

Monitoring Description:

Recordkeeping of capacities of petroleum liquid storage tanks - Records must be maintained at the facility for

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five years

Monitoring Frequency: ANNUALLY

Reporting Requirements: UPON REQUEST BY REGULATORY AGENCY

**Condition 58: Compliance Certification**  
**Effective between the dates of 10/18/2005 and 10/17/2010**

**Applicable Federal Requirement:6 NYCRR Subpart 231-2**

**Item 58.1:**

The Compliance Certification activity will be performed for:

Emission Unit: 1-TANKS

Regulated Contaminant(s):

CAS No: 0NY998-00-0 VOC

**Item 58.2:**

Compliance Certification shall include the following monitoring:

Monitoring Type: WORK PRACTICE INVOLVING SPECIFIC  
OPERATIONS

Monitoring Description:

Facility will not exceed an annual emission limit of 9.1 tons VOC from Emission Unit 1-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 on site any records required to verify this limit for a minimum of five years.

Work Practice Type: PROCESS MATERIAL THRUPUT

Process Material: VOLATILE ORGANIC LIQUID

Upper Permit Limit: 9.1 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 59: Standards for VOCs.**  
**Effective between the dates of 10/18/2005 and 10/17/2010**

**Applicable Federal Requirement:40CFR 60.112(a), NSPS Subpart K**

**Item 59.1:**

This Condition applies to Emission Unit: 1-TANKS

Process: GAS

Emission Source: FL010

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**Item 59.2:**

Petroleum liquids stored at vapor pressures of greater than or equal to 1.5 psia and less than 11.1 psia shall be stored in a vessel with a floating roof and a vapor recovery system.

**Condition 60: Compliance Certification**  
**Effective between the dates of 10/18/2005 and 10/17/2010**

**Applicable Federal Requirement:40CFR 60.113(a), NSPS Subpart K**

**Item 60.1:**

The Compliance Certification activity will be performed for:

Emission Unit: 1-TANKS

Process: GAS

Emission Source: FL010

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:

The owner or operator shall maintain a record of the petroleum liquid stored, the period of storage, and the maximum true vapor pressure of that liquid during the respective storage period.

Monitoring Frequency: PER BATCH OF PRODUCT/RAW MATERIAL  
CHANGE

Reporting Requirements: UPON REQUEST BY REGULATORY AGENCY

**Condition 61: Standards for VOCs.**  
**Effective between the dates of 10/18/2005 and 10/17/2010**

**Applicable Federal Requirement:40CFR 60.112(a), NSPS Subpart K**

**Item 61.1:**

This Condition applies to Emission Unit: 1-TANKS

Process: GAS

Emission Source: FL015

**Item 61.2:**

Petroleum liquids stored at vapor pressures of greater than or equal to 1.5 psia and less than 11.1 psia shall be stored in a vessel with a floating roof and a vapor recovery system.

**Condition 62: Compliance Certification**  
**Effective between the dates of 10/18/2005 and 10/17/2010**

**Applicable Federal Requirement:40CFR 60.113(a), NSPS Subpart K**

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**Item 62.1:**

The Compliance Certification activity will be performed for:

Emission Unit: 1-TANKS

Process: GAS

Emission Source: FL015

Regulated Contaminant(s):

CAS No: 0NY998-00-0 VOC

**Item 62.2:**

Compliance Certification shall include the following monitoring:

Monitoring Type: RECORD KEEPING/MAINTENANCE PROCEDURES

Monitoring Description:

The owner or operator shall maintain a record of the petroleum liquid stored, the period of storage, and the maximum true vapor pressure of that liquid during the respective storage period.

Monitoring Frequency: PER BATCH OF PRODUCT/RAW MATERIAL CHANGE

Reporting Requirements: UPON REQUEST BY REGULATORY AGENCY

**Condition 63: Standards for VOCs.**

**Effective between the dates of 10/18/2005 and 10/17/2010**

**Applicable Federal Requirement:40CFR 60.112(a), NSPS Subpart K**

**Item 63.1:**

This Condition applies to Emission Unit: 1-TANKS

Process: GAS

Emission Source: FL016

**Item 63.2:**

Petroleum liquids stored at vapor pressures of greater than or equal to 1.5 psia and less than 11.1 psia shall be stored in a vessel with a floating roof and a vapor recovery system.

**Condition 64: Compliance Certification**

**Effective between the dates of 10/18/2005 and 10/17/2010**

**Applicable Federal Requirement:40CFR 60.113(a), NSPS Subpart K**

**Item 64.1:**

The Compliance Certification activity will be performed for:

Emission Unit: 1-TANKS

Process: GAS

Emission Source: FL016

Regulated Contaminant(s):

CAS No: 0NY998-00-0 VOC

**Item 64.2:**

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Compliance Certification shall include the following monitoring:

Monitoring Type: RECORD KEEPING/MAINTENANCE PROCEDURES

Monitoring Description:

The owner or operator shall maintain a record of the petroleum liquid stored, the period of storage, and the maximum true vapor pressure of that liquid during the respective storage period.

Monitoring Frequency: PER BATCH OF PRODUCT/RAW MATERIAL CHANGE

Reporting Requirements: UPON REQUEST BY REGULATORY AGENCY

**Condition 65: Compliance Certification**  
**Effective between the dates of 10/18/2005 and 10/17/2010**

**Applicable Federal Requirement: 40CFR 60.113b(a)(2), NSPS Subpart**

**Kb**

**Item 65.1:**

The Compliance Certification activity will be performed for:

Emission Unit: 1-TANKS

Process: GAS

Emission Source: FL016

Regulated Contaminant(s):

CAS No: 0NY998-00-0 VOC

**Item 65.2:**

Compliance Certification shall include the following monitoring:

Monitoring Type: RECORD KEEPING/MAINTENANCE PROCEDURES

Monitoring Description:

For vessels equipped with a liquid-mounted or mechanical shoe primary seal, the owner or operator shall visually inspect the internal floating roof and the primary seal (or the secondary seal if one exists) through manholes and roof hatches on the fixed roof at least once every 12 months after initial fill.

If the internal floating roof is not resting on the surface of the Volatile Organic Liquid inside the storage vessel, or there is liquid accumulated on the roof, or the seal is detached, or there are holes or tears in the seal fabric, the owner or operator shall repair the items or empty and remove the storage vessel from service within 45 days.

Monitoring Frequency: ANNUALLY

Reporting Requirements: UPON REQUEST BY REGULATORY AGENCY

**Condition 66: Standards for VOCs.**

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**Effective between the dates of 10/18/2005 and 10/17/2010**

**Applicable Federal Requirement:40CFR 60.112(a), NSPS Subpart K**

**Item 66.1:**

This Condition applies to Emission Unit: 1-TANKS  
Process: GAS Emission Source: FL017

**Item 66.2:**

Petroleum liquids stored at vapor pressures of greater than or equal to 1.5 psia and less than 11.1 psia shall be stored in a vessel with a floating roof and a vapor recovery system.

**Condition 67: Compliance Certification**

**Effective between the dates of 10/18/2005 and 10/17/2010**

**Applicable Federal Requirement:40CFR 60.113(a), NSPS Subpart K**

**Item 67.1:**

The Compliance Certification activity will be performed for:

Emission Unit: 1-TANKS  
Process: GAS Emission Source: FL017

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

**Item 67.2:**

Compliance Certification shall include the following monitoring:

Monitoring Type: RECORD KEEPING/MAINTENANCE PROCEDURES

Monitoring Description:

The owner or operator shall maintain a record of the petroleum liquid stored, the period of storage, and the maximum true vapor pressure of that liquid during the respective storage period.

Monitoring Frequency: PER BATCH OF PRODUCT/RAW MATERIAL CHANGE

Reporting Requirements: UPON REQUEST BY REGULATORY AGENCY

**Condition 68: Compliance Certification**

**Effective between the dates of 10/18/2005 and 10/17/2010**

**Applicable Federal Requirement:40CFR 60.113b(a)(2), NSPS Subpart**

**Kb**

**Item 68.1:**

The Compliance Certification activity will be performed for:

Emission Unit: 1-TANKS  
Process: GAS Emission Source: FL017



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Process: GAS

Emission Source: FL019

Regulated Contaminant(s):

CAS No: 0NY998-00-0 VOC

**Item 70.2:**

Compliance Certification shall include the following monitoring:

Monitoring Type: RECORD KEEPING/MAINTENANCE PROCEDURES

Monitoring Description:

For vessels equipped with a liquid-mounted or mechanical shoe primary seal, the owner or operator shall visually inspect the internal floating roof and the primary seal (or the secondary seal if one exists) through manholes and roof hatches on the fixed roof at least once every 12 months after initial fill.

If the internal floating roof is not resting on the surface of the Volatile Organic Liquid inside the storage vessel, or there is liquid accumulated on the roof, or the seal is detached, or there are holes or tears in the seal fabric, the owner or operator shall repair the items or empty and remove the storage vessel from service within 45 days.

Monitoring Frequency: ANNUALLY

Reporting Requirements: UPON REQUEST BY REGULATORY AGENCY

**Condition 71: Compliance Certification**

**Effective between the dates of 10/18/2005 and 10/17/2010**

**Applicable Federal Requirement: 40CFR 60.113b(a)(4), NSPS Subpart**

**Kb**

**Item 71.1:**

The Compliance Certification activity will be performed for:

Emission Unit: 1-TANKS

Process: GAS

Emission Source: FL019

Regulated Contaminant(s):

CAS No: 0NY998-00-0 VOC

**Item 71.2:**

Compliance Certification shall include the following monitoring:

Monitoring Type: RECORD KEEPING/MAINTENANCE PROCEDURES

Monitoring Description:

The owner or operator shall visually inspect the internal floating roof, the primary seal, the secondary seal (if one is in service), gaskets, slotted membranes and sleeve seals (if any) each time the storage vessel is emptied and



degassed.

If the internal floating roof has defects, either seal has holes, tears, or other openings in the seal or the seal fabric, or the gaskets no longer close off the liquid surfaces from the atmosphere, or the slotted membrane has more than 10 percent open area, the owner or operator shall repair the items as necessary so that none of these conditions exist before refilling the storage vessel with Volatile Organic Liquid.

In no event shall inspections conducted in accordance with this provision occur at intervals greater than 10 years in the case of vessels conducting the annual visual inspections as specified in 40 CFR 60.113b(a)(2) and at intervals of no greater than 5 years in the case of vessels equipped with double seals that do not choose to perform the annual visual inspection option.

Monitoring Frequency: AS REQUIRED - SEE PERMIT MONITORING DESCRIPTION

Reporting Requirements: UPON REQUEST BY REGULATORY AGENCY

**Condition 72: Compliance Certification**  
**Effective between the dates of 10/18/2005 and 10/17/2010**

**Applicable Federal Requirement: 40CFR 60.113b(a)(5), NSPS Subpart**

**Kb**

**Item 72.1:**

The Compliance Certification activity will be performed for:

Emission Unit: 1-TANKS

Process: GAS

Emission Source: FL019

Regulated Contaminant(s):

CAS No: 0NY998-00-0      VOC

**Item 72.2:**

Compliance Certification shall include the following monitoring:

Monitoring Type: RECORD KEEPING/MAINTENANCE PROCEDURES

Monitoring Description:

The owner or operator shall notify the Administrator in writing at least 30 days prior to the filling or refilling of each storage vessel for which an inspection is required.

Monitoring Frequency: AS REQUIRED - SEE PERMIT MONITORING DESCRIPTION

Reporting Requirements: UPON REQUEST BY REGULATORY AGENCY

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**Condition 73: Standards for VOCs.**  
**Effective between the dates of 10/18/2005 and 10/17/2010**

**Applicable Federal Requirement:40CFR 60.112(a), NSPS Subpart K**

**Item 73.1:**

This Condition applies to Emission Unit: 1-TANKS  
Process: GAS Emission Source: FL020

**Item 73.2:**

Petroleum liquids stored at vapor pressures of greater than or equal to 1.5 psia and less than 11.1 psia shall be stored in a vessel with a floating roof and a vapor recovery system.

**Condition 74: Standards for VOCs.**  
**Effective between the dates of 10/18/2005 and 10/17/2010**

**Applicable Federal Requirement:40CFR 60.112b(a), NSPS Subpart Kb**

**Item 74.1:**

This Condition applies to Emission Unit: 1-TANKS  
Process: GAS Emission Source: FL020

**Item 74.2:**

Petroleum liquids stored at vapor pressures of greater than or equal to 5.2 kPa and less than 76.6 kPa shall be stored in a vessel with a fixed roof in combination with an internal floating roof which meets the design criteria of section 40 CFR 60-Kb.112b.

**Condition 75: Compliance Certification**  
**Effective between the dates of 10/18/2005 and 10/17/2010**

**Applicable Federal Requirement:40CFR 60.113b(a)(2), NSPS Subpart**

**Kb**

**Item 75.1:**

The Compliance Certification activity will be performed for:

Emission Unit: 1-TANKS  
Process: GAS Emission Source: FL020

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

**Item 75.2:**

Compliance Certification shall include the following monitoring:

Monitoring Type: RECORD KEEPING/MAINTENANCE PROCEDURES

Monitoring Description:

For vessels equipped with a liquid-mounted or mechanical shoe primary seal, the owner or operator shall visually inspect the internal floating roof and the primary seal (or the secondary seal if one exists) through manholes and



roof hatches on the fixed roof at least once every 12 months after initial fill.

If the internal floating roof is not resting on the surface of the Volatile Organic Liquid inside the storage vessel, or there is liquid accumulated on the roof, or the seal is detached, or there are holes or tears in the seal fabric, the owner or operator shall repair the items or empty and remove the storage vessel from service within 45 days.

Monitoring Frequency: ANNUALLY

Reporting Requirements: UPON REQUEST BY REGULATORY AGENCY

**Condition 76: Compliance Certification**  
**Effective between the dates of 10/18/2005 and 10/17/2010**

**Applicable Federal Requirement: 40CFR 60.113b(a)(4), NSPS Subpart**

**Kb**

**Item 76.1:**

The Compliance Certification activity will be performed for:

Emission Unit: 1-TANKS

Process: GAS

Emission Source: FL020

Regulated Contaminant(s):

CAS No: 0NY998-00-0 VOC

**Item 76.2:**

Compliance Certification shall include the following monitoring:

Monitoring Type: RECORD KEEPING/MAINTENANCE PROCEDURES

Monitoring Description:

The owner or operator shall visually inspect the internal floating roof, the primary seal, the secondary seal (if one is in service), gaskets, slotted membranes and sleeve seals (if any) each time the storage vessel is emptied and degassed.

If the internal floating roof has defects, either seal has holes, tears, or other openings in the seal or the seal fabric, or the gaskets no longer close off the liquid surface from the atmosphere, or the slotted membrane has more than 10 percent open area, the owner or operator shall repair the items as necessary so that none of these conditions exist before refilling the storage vessel with Volatile Organic Liquid.

In no event shall inspections conducted in accordance with this provision occur at intervals greater than 10 years in the case of vessels conducting the annual visual

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inspections as specified in 40 CFR 60.113b(a)(2) and at intervals of no greater than 5 years in the case of vessels equipped with double seals that do not choose to perform the annual visual inspection option.

Monitoring Frequency: AS REQUIRED - SEE PERMIT MONITORING DESCRIPTION

Reporting Requirements: UPON REQUEST BY REGULATORY AGENCY

**Condition 77: Compliance Certification**  
**Effective between the dates of 10/18/2005 and 10/17/2010**

**Applicable Federal Requirement:40CFR 60.113b(a)(5), NSPS Subpart**

**Kb**

**Item 77.1:**

The Compliance Certification activity will be performed for:

Emission Unit: 1-TANKS

Process: GAS

Emission Source: FL020

Regulated Contaminant(s):

CAS No: 0NY998-00-0 VOC

**Item 77.2:**

Compliance Certification shall include the following monitoring:

Monitoring Type: RECORD KEEPING/MAINTENANCE PROCEDURES

Monitoring Description:

The owner or operator shall notify the Administrator in writing at least 30 days prior to the filling or refilling of each storage vessel for which an inspection is required.

Monitoring Frequency: AS REQUIRED - SEE PERMIT MONITORING DESCRIPTION

Reporting Requirements: UPON REQUEST BY REGULATORY AGENCY

**Condition 78: Compliance Certification**  
**Effective between the dates of 10/18/2005 and 10/17/2010**

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

**Item 78.1:**

The Compliance Certification activity will be performed for:

Emission Unit: 1-TANKS

Process: GAS

Emission Point: 00011

Emission Source: FL011

Regulated Contaminant(s):

CAS No: 0NY998-00-0 VOC



**Item 78.2:**

Compliance Certification shall include the following monitoring:

Monitoring Type: RECORD KEEPING/MAINTENANCE PROCEDURES

Monitoring Description:

No person may store volatile organic liquids in a tank subject to this Part unless:

(1) For a fixed roof storage tank, the tank is 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.

(2) For an external floating roof tank, the tank must be equipped with the control equipment as follows:

(i) for external floating roof storage tanks equipped with a mechanical shoe primary seal, the tank must be equipped with a rim-mounted secondary seal or equivalent control;

(ii) for external roof storage tanks equipped with vapor-mounted primary, the tank must be equipped with a liquid-mounted primary seal and a rim-mounted secondary seal or equivalent control;

(iii) for external roof storage tanks equipped with liquid-mounted seals, the tank must be equipped with a rim-mounted secondary seal or equivalent control when the tank is cleaned and degassed for other reasons;

(iv) for volatile organic liquid tanks with a capacity greater than or equal to 10,000 gallons but less than 20,000 gallons, the tank must be equipped with submerged fill; and

(v) for volatile organic liquid tanks with a capacity of less than 10,000 gallons, the tank must be equipped with conservation vents.

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 79: Compliance Certification**  
**Effective between the dates of 10/18/2005 and 10/17/2010**



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

**Item 79.1:**

The Compliance Certification activity will be performed for:

Emission Unit: 1-TANKS                      Emission Point: 00015  
Process: GAS                                      Emission Source: FL015

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

**Item 79.2:**

Compliance Certification shall include the following monitoring:

Monitoring Type: RECORD KEEPING/MAINTENANCE PROCEDURES

Monitoring Description:

No person may store volatile organic liquids in a tank subject to this Part unless:

- (1) For a fixed roof storage tank, the tank is 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.
- (2) For an external floating roof tank, the tank must be equipped with the control equipment as follows:
  - (i) for external floating roof storage tanks equipped with a mechanical shoe primary seal, the tank must be equipped with a rim-mounted secondary seal or equivalent control;
  - (ii) for external roof storage tanks equipped with vapor-mounted primary, the tank must be equipped with a liquid-mounted primary seal and a rim-mounted secondary seal or equivalent control;
  - (iii) for external roof storage tanks equipped with liquid-mounted seals, the tank must be equipped with a rim-mounted secondary seal or equivalent control when the tank is cleaned and degassed for other reasons;
  - (iv) for volatile organic liquid tanks with a capacity greater than or equal to 10,000 gallons but less than 20,000 gallons, the tank must be equipped with submerged fill; and
  - (v) for volatile organic liquid tanks with a capacity of less than 10,000 gallons, the tank must be equipped with conservation vents.



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).



**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 80: Contaminant List**  
**Effective between the dates of 10/18/2005 and 10/17/2010**

**Applicable State Requirement:ECL 19-0301**

**Item 80.1:**  
Emissions of the following contaminants are subject to contaminant specific requirements in this permit(emission limits, control requirements or compliance monitoring conditions).

CAS No: 001634-04-4  
Name: METHYL TERTBUTYL ETHER

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CAS No: 0NY100-00-0  
Name: HAP

CAS No: 0NY998-00-0  
Name: VOC

**Condition 81: Compliance Demonstration**  
**Effective between the dates of 10/18/2005 and 10/17/2010**

**Applicable State Requirement: ECL 19-0301 (3) (b)**

**Item 81.1:**

The Compliance Demonstration activity will be performed for the Facility.

Regulated Contaminant(s):  
CAS No: 001634-04-4 METHYL TERTBUTYL ETHER

**Item 81.2:**

Compliance Demonstration shall include the following monitoring:

Monitoring Type: RECORD KEEPING/MAINTENANCE PROCEDURES

Monitoring Description:

The facility is not allowed to use Methyl Tertiary Butyl Ether (MTBE) as a gasoline additive after January 1, 2004.

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 82: Unavoidable noncompliance and violations**  
**Effective between the dates of 10/18/2005 and 10/17/2010**

**Applicable State Requirement: 6 NYCRR 201-1.4**

**Item 82.1:**

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

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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 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 83: Facility Permissible Emissions**  
**Effective between the dates of 10/18/2005 and 10/17/2010**

**Applicable State Requirement:6 NYCRR Subpart 201-7**

**Item 83.1:**

The sum of emissions from the emission units specified in this permit shall not equal or exceed the following

Potential To Emit (PTE) rate for each regulated contaminant:

CAS No: 0NY998-00-0  
Name: VOC

PTE: 50,600 pounds per year

**Condition 84: Air pollution prohibited**  
**Effective between the dates of 10/18/2005 and 10/17/2010**



**Applicable State Requirement:6 NYCRR 211.2**

**Item 84.1:**

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.

**Condition 85: Compliance Demonstration**  
**Effective between the dates of 10/18/2005 and 10/17/2010**

**Applicable State Requirement:6 NYCRR 225-3.4 (a)**

**Item 85.1:**

The Compliance Demonstration activity will be performed for the Facility.

**Item 85.2:**

Compliance Demonstration shall include the following monitoring:

Monitoring Type: RECORD KEEPING/MAINTENANCE PROCEDURES

Monitoring Description:

The owner or operator of any refinery, terminal, or bulk plant from which gasoline, subject to this Subpart, is distributed must maintain records on the gasoline that is delivered to or distributed from such facilities. These records shall include:

- (1) The RVP of the gasoline if subject to section 225-3.3 of this Subpart.
- (2) A designation of the appropriate time period(s) in which the gasoline is intended to be dispensed to motor vehicles.
- (3) Written certification that the gasoline:
  - (i) conforms with all RVP and oxygen content requirements of this Subpart; and
  - (ii) is in compliance with all applicable State and Federal regulations which apply during the time period(s) specified pursuant to paragraph (3) of this subdivision.

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 86: Compliance Demonstration**  
**Effective between the dates of 10/18/2005 and 10/17/2010**

**Applicable State Requirement:6 NYCRR 225-3.4 (b)**

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**Item 86.1:**

The Compliance Demonstration activity will be performed for the Facility.

**Item 86.2:**

Compliance Demonstration shall include the following monitoring:

Monitoring Type: RECORD KEEPING/MAINTENANCE PROCEDURES

Monitoring Description:

The following records shall be provided with gasoline which is distributed from this facility:

- (1) A copy of the certification produced for paragraph (a)(3) of 6 NYCRR Part 225-3.4.
- (2) Documentation of the maximum RVP of the gasoline if the gasoline was subject to section 225-3.3 of this Subpart.
- (3) Designation of the appropriate time period(s) in which the gasoline is intended to be dispensed to motor vehicles.
- (4) Documentation of the shipment quantity and the shipment date of the gasoline being distributed.

Monitoring Frequency: AS REQUIRED - SEE PERMIT MONITORING DESCRIPTION

Reporting Requirements: UPON REQUEST BY REGULATORY AGENCY

**Condition 87: Records Available for Inspection  
Effective between the dates of 10/18/2005 and 10/17/2010**

**Applicable State Requirement:6 NYCRR 225-3.4 (d)**

**Item 87.1:**

Persons required to maintain records pursuant to subdivisions (a), (b) and (c) of 6 NYCRR Part 225-3.4 must make the records available for inspection during normal business hours, at the location from which the gasoline was delivered, sold, or dispensed, to the commissioner or his or her representative and must furnish copies of these records to the commissioner or his or her representative upon request. Such persons shall maintain all records and documentation required to be made or maintained in accordance with this section, including any calculations performed, for at least two years from date of delivery.

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

**Condition 88: Emission Unit Permissible Emissions  
Effective between the dates of 10/18/2005 and 10/17/2010**

**Applicable State Requirement:6 NYCRR Subpart 201-7**

**Item 88.1:**

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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: 1-RACKS

CAS No: 0NY998-00-0

Name: VOC

PTE(s): 3.7 pounds per hour

32,400 pounds per year

Emission Unit: 1-TANKS

CAS No: 0NY998-00-0

Name: VOC

PTE(s): 2.1 pounds per hour

18,200 pounds per year

**Condition 89: Capping Monitoring Condition**  
**Effective between the dates of 10/18/2005 and 10/17/2010**

**Applicable State Requirement: 6 NYCRR Subpart 201-7**

**Item 89.1:**

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:

6 NYCRR Subpart 231-2

**Item 89.2:**

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

**Item 89.3:**

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 89.4:**

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 89.5:**

The emission of pollutants that exceed the applicability thresholds for an applicable requirement,

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for which the facility has obtained an emissions cap, constitutes a violation of Part 201 and of the Act.

**Item 89.6:**

The Compliance Demonstration activity will be performed for:

Emission Unit: 1-RACKS

Regulated Contaminant(s):

CAS No: 0NY998-00-0 VOC

**Item 89.7:**

Compliance Demonstration shall include the following monitoring:

Capping: Yes

Monitoring Type: INTERMITTENT EMISSION TESTING

Monitoring Description:

Facility will not exceed an annual emission limit of 16.2 tons VOC from Emission Unit 1-RACKS. Compliance with this requirement shall be determined by using the documented annual throughput with 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: 16.2 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 90: Capping Monitoring Condition**

**Effective between the dates of 10/18/2005 and 10/17/2010**

**Applicable State Requirement:6 NYCRR Subpart 201-7**

**Item 90.1:**

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:

6 NYCRR Subpart 231-2

**Item 90.2:**

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

**Item 90.3:**

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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 90.4:**

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 90.5:**

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 90.6:**

The Compliance Demonstration activity will be performed for:

Emission Unit: 1-TANKS

Regulated Contaminant(s):

CAS No: 0NY998-00-0      VOC

**Item 90.7:**

Compliance Demonstration shall include the following monitoring:

Capping: Yes

Monitoring Type: WORK PRACTICE INVOLVING SPECIFIC OPERATIONS

Monitoring Description:

Facility will not exceed an annual emission limit of 9.1 tons VOC from Emission Unit 1-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 on site any records required to verify this limit for a minimum of five years.

Work Practice Type: PROCESS MATERIAL THRUPUT

Process Material: VOLATILE ORGANIC LIQUID

Upper Permit Limit: 9.1 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).

