

New York State Department of Environmental Conservation
Facility DEC ID: 2600500139



PERMIT
Under the Environmental Conservation Law (ECL)

IDENTIFICATION INFORMATION

Permit Type: Air Title V Facility
Permit ID: 2-6005-00139/00002
Effective Date: 08/17/2006 Expiration Date: 08/16/2011

Permit Issued To: PARKCHESTER SOUTH CONDOMINIUM
2000 EAST TREMONT AVENUE
BRONX, NY 10462-5703

Contact: FRED D STOLLE
PARKCHESTER SOUTH CONDOMINIUM
2000 EAST TREMONT AVE
BRONX, NY 10462-5703
(718) 320-6059

Facility: PARKCHESTER SOUTH CONDOMINIUM
2020 EAST TREMONT AVE
BRONX, NY 10462

Contact: MICHAEL NACLERIO
PARKCHESTER SOUTH CONDOMINIUM
2000 EAST TREMONT AVE
BRONX, NY 10462
(718) 320-6005

Description:

PERMIT DESCRIPTION
Parkchester South Condominium
DEC ID # 2-6005-00139/00002

Parkchester South Condominium, located at 2020 E. Tremont Avenue in Bronx, New York, provides heat and hot water to an apartment complex consisting of one hundred and seventy-two (172) buildings and twelve thousand two hundred and seventy-one (12,271) apartments using four (4) dual fuel (natural gas & # 6 fuel oil) boilers that discharge through one common stack. This facility has been in existence since 1939. The facility is applying for a Title V permit renewal. The Industrial Classification Code (SIC) for this facility is 6513 - Apartment Building Operators.

Parkchester South Condominium operates four (4) boilers (Emission Unit U-00001) which supply steam for the space heating of the building. The steam is produced by four (4) Foster Wheeler type D boilers (Emission Sources 00001, 00002, 00003 & 00004) operating on dual fuel, natural gas and # 6 fuel oil. As of July 29, 1996, natural gas being the primary fuel and # 6 oil is used as a secondary fuel. But, upon the issuance of this Title V renewal, the facility is proposing to use more fuel oil # 6 than the last five (5) years. In order for the facility to get this proposal approved, the facility had to cap out of



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40CFR 52-A.21, Prevention of Significant Deterioration in terms of sulfur dioxide by limiting the # 6 fuel oil usage at this source to 5.5 million gallons for any twelve (12) consecutive months and hence is limiting the emission of sulfur dioxide to 130 tons per year (for any twelve consecutive months). Fuel consumption records shall be maintained on a daily, monthly , and every twelve (12) consecutive months basis. The four (4) boilers were constructed in 1939. These four (4) boilers have a heat input of 104 MM BTU/hr each. The four (4) boilers are collectively identified as Emission Unit U-00001. When the four (4) Foster Wheeler boilers operate on natural gas, this is defined as Process 001. And when the four (4) Foster Wheeler boilers operate on # 6 fuel oil, this is defined as Process 002. Emissions from the four (4) boilers are exhausted through one common stack which is identified as Emission Point 00001. In order for the facility to meet the NOx-RACT compliance plan for the four (4) Foster Wheeler boilers, the facility converted the four (4) boilers from oil to oil & gas. The NOx limit for large gas/oil boilers is 0.30 lb/MM BTU. These modifications/conversions were done by Con Edison in 1996. Boiler 001 (Emission Source 00001) was converted from oil to oil & gas on July 29, 1996 and the start-up date was September 20,1996. Boiler 002 (Emission Source 00002) was converted from oil to oil & gas on April 15, 1996 and the start-up date was June 7, 1996. Boiler 003 (Emission Source 00003) was converted from oil to oil & gas on June 10, 1996 and the start-up date was August 2, 1996. Finally, boiler 004 (Emission Source 00004) was converted from oil to oil & gas on September 16, 1996 and the start-up date was November 8, 1996.

The facility operates other sources which are considered exempt from permitting in accordance with 6NYCRR 201-3.2(c), including four (4) fuel oil storage tanks (<300,000 bbls).

The Title V permit contains a complete listing of the applicable federal, state and compliance monitoring requirements for the facility, its emission units and emission points.

Parkchester South Condominium is capping out of the requirements of 40CFR 52-A.21, Prevention of Significant Deterioration by limiting the fuel usage (# 6 oil) for the facility to 4.5 million gallons for any twelve (12) consecutive months. And hence, the facility is capping out of 40 CFR 52-A.21, Prevention of Significant Deterioration in terms of sulfur dioxide by limiting the yearly emissions to under 100 tons (95 tons for any twelve consecutive months). Fuel consumption records shall be maintained on a daily, monthly, and every twelve (12) consecutive months basis. The facility is subject to the provisions of Title V for sulfur dioxide and is subject to 6NYCRR 225-1, fuel composition, sampling, analysis and use - sulfur limitations, which restricts the sulfur content of the residual oil utilized throughout the facility to 0.30% by weight or less. The emission point is also subject to the particulate and smoke emission and corrective action requirements of 6NYCRR 227-1, Stationary Combustion Installations. It is also subject to 6NYCRR 227-2.4(b), Reasonably Available Control Technology (RACT) for oxides of nitrogen emission limit for large gas/oil boilers of 0.30 pounds per million BTU per hour. Parkchester South Condominium must comply with the requirements of 6NYCRR 227-2.6(c), stack testing requirements - testing, monitoring and reporting requirements for large boilers. Parkchester South Condominium has the compliance option of fuel switching according to 6NYCRR 227-2.5. Finally, Parkchester South Condominium has to comply with the requirements of 6NYCRR 617.7, determining significance, in order to prevent the reoccurrence of boiler contamination incidents such as the one that happened in august of 1999 in boilers 1, 2 & 3, the facility personnel shall do inspection (on a quarterly basis), replacement & disposal of all coalescent filters installed on boilers and gas feed line in the meter room for evidence of gas condensate build-up. Part 231-2, New Source Review in non-attainment areas and ozone transport region is non-applicable to this facility because this facility has been in existence since 1939 and there are no new emission sources at this facility.

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

Permit Administrator: JOHN F CRYAN
 DIVISION OF ENVIRONMENTAL PERMITS
 ONE HUNTERS POINT PLAZA, 47-40 21ST STREET
 LONG ISLAND CITY, NY 11101-5407

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 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 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 2
HEADQUARTERS

DEC SPECIAL CONDITIONS

Inspection, replacement & disposal of all coalescent filters installed on
boilers and main gas feed line in the meter room for condensate build-up.



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: 6NYCRR 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:



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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 prior to actual transfer of ownership.

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

Item 4.1:

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

- 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 2 HEADQUARTERS
Applicable State Requirement: 6NYCRR 621.5(a)

Item 5.1:

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

NYSDEC Regional Permit Administrator
Region 2 Headquarters
Division of Environmental Permits
1 Hunters Point Plaza, 4740 21st Street
Long Island City, NY 11101-5407
(718) 482-4997



DEC SPECIAL CONDITIONS

**Condition 6: Inspection, replacement & disposal of all coalescent filters installed on boilers and main gas feed line in the meter room for condensate build-up.
Applicable State Requirement: 6NYCRR 617.7**

Item 6.1:

To prevent the re-occurrence of boiler contamination incidents such as the one that happened in August of 1999 in Boilers 001, 002 & 003 (Emission sources 00001, 00002 & 00003, respectively), the facility personnel shall do the following:

- 1. Inspect, on a quarterly basis, all coalescent filters that have been installed on individual boiler gas-feed lines and on the main gas feed line in the meter room, for evidence of gas condensate build-up.**
- 2. Replace any coalescent filters that have been rendered ineffective due to build-up of condensate.**
- 3. Dispose all wastes (contaminated filters, condensates, sediment and flush solvents) generated in accordance with applicable regulations.**
- 4. For hazardous waste determination, facility personnel must test the condensate for the presence of Benzene and PCBs, and the hazardous characteristics (ignitability, at a minimum).**
- 5. Shall submit a report of the results of each quarterly inspection to the Department, Division of Hazardous Materials (Att: Sam Arakhan) and the Division of Air Resources (Attn: Diana Menasha).**



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ARTICLE 19: AIR POLLUTION CONTROL - TITLE V PERMIT

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2000 EAST TREMONT AVENUE
BRONX, NY 10462-5703

Facility: PARKCHESTER SOUTH CONDOMINIUM
2020 EAST TREMONT AVE
BRONX, NY 10462

Authorized Activity By Standard Industrial Classification Code:
6513 - APARTMENT BUILDING OPERATORS

Permit Effective Date: 08/17/2006

Permit Expiration Date: 08/16/2011



LIST OF CONDITIONS

FEDERALLY ENFORCEABLE CONDITIONS

Facility Level

- 1 6NYCRR 200.6: Acceptable Ambient Air Quality
- 2 6NYCRR 201-6.5(a)(7): Fees
- 3 6NYCRR 201-6.5(c): Recordkeeping and reporting of compliance monitoring
- 4 6NYCRR 201-6.5(c)(2): Monitoring, Related Recordkeeping, and Reporting Requirements.
- 5 6NYCRR 201-6.5(c)(3)(ii): Compliance Certification
- 6 6NYCRR 201-6.5(e): Compliance Certification
- 7 6NYCRR 202-2.1: Compliance Certification
- 8 6NYCRR 202-2.5: Recordkeeping requirements
- 9 6NYCRR 215: Open Fires Prohibited at Industrial and Commercial Sites
- 10 6NYCRR 200.7: Maintenance of Equipment
- 11 6NYCRR 201-1.7: Recycling and Salvage
- 12 6NYCRR 201-1.8: Prohibition of Reintroduction of Collected Contaminants to the air
- 13 6NYCRR 201-3.2(a): Exempt Sources - Proof of Eligibility
- 14 6NYCRR 201-3.3(a): Trivial Sources - Proof of Eligibility
- 15 6NYCRR 201-6.5(a)(4): Standard Requirement - Provide Information
- 16 6NYCRR 201-6.5(a)(8): General Condition - Right to Inspect
- 17 6NYCRR 201-6.5(d)(5): Standard Requirements - Progress Reports
- 18 6NYCRR 201-6.5(f)(6): Off Permit Changes
- 19 6NYCRR 202-1.1: Required Emissions Tests
- 20 6NYCRR 211.3: Visible Emissions Limited
- 21 40CFR 68: Accidental release provisions.
- 22 40CFR 82, Subpart F: Recycling and Emissions Reduction
- 23 6NYCRR 201-6: Emission Unit Definition
- 24 6NYCRR 201-6.5(g): Non Applicable requirements
- 25 6NYCRR 201-7: Facility Permissible Emissions
- 26 6NYCRR 225-1.8: Compliance Certification
- 27 6NYCRR 225.1(a)(3): Compliance Certification
- 28 6NYCRR 227-2.5(a): Compliance Certification

Emission Unit Level

- 29 6NYCRR 201-6: Emission Point Definition By Emission Unit
- 30 6NYCRR 201-6: Process Definition By Emission Unit

EU=U-00001,EP=00001

- 31 6NYCRR 227-1.3: Compliance Certification
- 32 6NYCRR 227-2.4(b): Compliance Certification
- 33 6NYCRR 227-2.6(c): Compliance Certification

EU=U-00001,EP=00001,Proc=002



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- *34 6NYCRR 201-7: Capping Monitoring Condition
- *35 6NYCRR 201-7: Capping Monitoring Condition
- 36 6NYCRR 227.2(b)(1): Compliance Certification

STATE ONLY ENFORCEABLE CONDITIONS

Facility Level

- 37 ECL 19-0301: Contaminant List
- 38 6NYCRR 201-1.4: Unavoidable noncompliance and violations
- 39 6NYCRR 211.2: Air pollution prohibited

Emission Unit Level

EU=U-00001,EP=00001

- 40 6NYCRR 227-1.4(a): Compliance Demonstration

NOTE: * preceding the condition number indicates capping.



FEDERALLY ENFORCEABLE CONDITIONS

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

NOTIFICATION OF GENERAL PERMITTEE OBLIGATIONS

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

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

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

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

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

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

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

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

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

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

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

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



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

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

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

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

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

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

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

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

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

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

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

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order to maintain compliance with the conditions of this permit.

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

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

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

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

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

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

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

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Act;

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

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

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

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

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

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

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

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

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



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

Item L: Permit Exclusion - ECL 19-0305

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

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

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

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

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

Condition 1: Acceptable Ambient Air Quality
Effective between the dates of 08/17/2006 and 08/16/2011

Applicable Federal Requirement: 6NYCRR 200.6

Item 1.1:

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



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

Condition 2: Fees

Effective between the dates of 08/17/2006 and 08/16/2011

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

Item 2.1:

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

Condition 3: Recordkeeping and reporting of compliance monitoring

Effective between the dates of 08/17/2006 and 08/16/2011

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

Item 3.1:

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

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

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

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

Effective between the dates of 08/17/2006 and 08/16/2011

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

Item 4.1:

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



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

Condition 5: Compliance Certification
Effective between the dates of 08/17/2006 and 08/16/2011

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

Item 5.1:

The Compliance Certification activity will be performed for the Facility.

Item 5.2:

Compliance Certification shall include the following monitoring:

Monitoring Type: RECORD KEEPING/MAINTENANCE PROCEDURES

Monitoring Description:

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

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

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

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

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

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

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

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

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

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

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

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

Reporting Requirements: SEMI-ANNUALLY (CALENDAR)
Reports due 30 days after the reporting period.
The initial report is due 1/30/2007.
Subsequent reports are due every 6 calendar month(s).

Condition 6: Compliance Certification
Effective between the dates of 08/17/2006 and 08/16/2011

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

Item 6.1:

The Compliance Certification activity will be performed for the Facility.

Item 6.2:

Compliance Certification shall include the following monitoring:

Monitoring Type: RECORD KEEPING/MAINTENANCE PROCEDURES

Monitoring Description:

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

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following:

- i. Compliance certifications shall contain:
 - the identification of each term or condition of the permit that is the basis of the certification;
 - the compliance status;
 - whether compliance was continuous or intermittent;
 - the method(s) used for determining the compliance status of the facility, currently and over the reporting period consistent with the monitoring and related recordkeeping and reporting requirements of this permit;
 - such other facts as the Department may require to determine the compliance status of the facility as specified in any special permit terms or conditions;and
 - such additional requirements as may be specified elsewhere in this permit related to compliance certification.
- ii. The responsible official must include in the annual certification report all terms and conditions contained in this permit which are identified as being subject to certification, including emission limitations, standards, or work practices. That is, the provisions labeled herein as "Compliance Certification" are not the only provisions of this permit for which an annual certification is required.
- iii. Compliance certifications shall be submitted annually. Certification reports are due 30 days after the anniversary date of four consecutive calendar quarters. The first report is due 30 days after the calendar quarter that occurs just prior to the permit anniversary date, unless another quarter has been acceptable by the Department.
- iv. All compliance certifications shall be submitted to the Administrator (or his or her representative) as well as two copies to the Department (one copy to the regional air pollution control engineer (RAPCE) in the regional office and one copy to the Bureau of Quality Assurance (BQA) in the DEC central office). Please send annual compliance certifications to Chief of the Stationary Source Compliance Section, the Region 2 EPA representative for the Administrator, at the following address:

USEPA Region 2



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

The address for the RAPCE is as follows:

Hunters Point Plaza
47-40 21st Street
Long Island City, NY 11101-5407

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 7/30/2007.
Subsequent reports are due on the same day each year

Condition 7: Compliance Certification
Effective between the dates of 08/17/2006 and 08/16/2011

Applicable Federal Requirement: 6NYCRR 202-2.1

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

Item 7.2:
Compliance Certification shall include the following monitoring:

Monitoring Type: RECORD KEEPING/MAINTENANCE PROCEDURES

Monitoring Description:

Emission statements shall be submitted on or before April 15th each year for emissions of the previous calendar year. Statements are to be mailed to: New York State Department of Environmental Conservation, Division of Air Resources, Bureau of Air Quality Planning, 625 Broadway, Albany NY 12233-3251

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



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Condition 8: Recordkeeping requirements
Effective between the dates of 08/17/2006 and 08/16/2011

Applicable Federal Requirement: 6NYCRR 202-2.5

Item 8.1:

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

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

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

Condition 9: Open Fires Prohibited at Industrial and Commercial Sites
Effective between the dates of 08/17/2006 and 08/16/2011

Applicable Federal Requirement: 6NYCRR 215

Item 9.1:

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

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

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

Condition 10: Maintenance of Equipment
Effective between the dates of 08/17/2006 and 08/16/2011

Applicable Federal Requirement: 6NYCRR 200.7

Item 10.1:

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



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Condition 11: Recycling and Salvage
Effective between the dates of 08/17/2006 and 08/16/2011

Applicable Federal Requirement: 6NYCRR 201-1.7

Item 11.1:

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

Condition 12: Prohibition of Reintroduction of Collected Contaminants to the air
Effective between the dates of 08/17/2006 and 08/16/2011

Applicable Federal Requirement: 6NYCRR 201-1.8

Item 12.1:

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

Condition 13: Exempt Sources - Proof of Eligibility
Effective between the dates of 08/17/2006 and 08/16/2011

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

Item 13.1:

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

Condition 14: Trivial Sources - Proof of Eligibility
Effective between the dates of 08/17/2006 and 08/16/2011

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

Item 14.1:

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

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Condition 15: Standard Requirement - Provide Information
Effective between the dates of 08/17/2006 and 08/16/2011

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

Item 15.1:

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

Condition 16: General Condition - Right to Inspect
Effective between the dates of 08/17/2006 and 08/16/2011

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

Item 16.1:

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

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

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

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

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

Condition 17: Standard Requirements - Progress Reports
Effective between the dates of 08/17/2006 and 08/16/2011

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

Item 17.1:

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



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(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 08/17/2006 and 08/16/2011

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

Item 18.1:

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

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

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

Condition 19: Required Emissions Tests

Effective between the dates of 08/17/2006 and 08/16/2011

Applicable Federal Requirement: 6NYCRR 202-1.1

Item 19.1:

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

Condition 20: Visible Emissions Limited

Effective between the dates of 08/17/2006 and 08/16/2011

Applicable Federal Requirement: 6NYCRR 211.3

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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 08/17/2006 and 08/16/2011

Applicable Federal Requirement: 40CFR 68

Item 21.1:

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

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

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

Condition 22: Recycling and Emissions Reduction

Effective between the dates of 08/17/2006 and 08/16/2011

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.

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Condition 23: Emission Unit Definition
Effective between the dates of 08/17/2006 and 08/16/2011

Applicable Federal Requirement: 6NYCRR 201-6

Item 23.1:

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

Emission Unit: U-00001

Emission Unit Description:

Emission Unit U-00001 is comprised of four Foster Wheeler boilers, Boilers 001, 002, 003 and 004 (Emission Sources 00001, 00002, 00003 & 00004, respectively). Each boiler is rated at 104 MM Btu/hr and all four boilers discharge through a common stack, identified as Emission Point 00001. The four boilers burn both natural gas (Process 001) and # 6 fuel oil (Process 002).

Boilers 001, 002, 003 and 004 (Emission Sources 00001, 00002, 00003 & 00004) fire both natural gas & # 6 fuel oil. The NO_x RACT rule limit for large gas/oil boilers is 0.30 lb/MM Btu. In order for the facility to meet the NO_x-RACT compliance plan for the four Foster Wheeler boilers, the facility converted the four boilers from oil to oil & gas. These modifications/conversions were done by Con Edison in 1996. Boiler 001 was converted from oil to oil & gas on July 29, 1996 and the start-up date was September 20, 1996. Boiler 002 was converted from oil to oil & gas on April 15, 1996 and the start-up date was June 7, 1996. Boiler 003 was converted from oil to oil & gas on June 10, 1996 and the start-up date was August 2, 1996. Finally, Boiler 004 was converted from oil to oil & gas on September 16, 1996 and the start-up date was November 8, 1996.

Building(s): BPLANT

Condition 24: Non Applicable requirements
Effective between the dates of 08/17/2006 and 08/16/2011

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

Item 24.1:

This section contains a summary of those requirements that have been specifically identified as being not applicable to this facility and/or emission units, emission points, processes and/or emission sources within this facility. The summary also includes a justification for classifying any such requirements as non-applicable.

40CFR 52-A.21

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Reason: Parkchester South Condominium was issued a minor modification (Mod 2) on 1/27/2006. The modification (Mod 2) will allow Parkchester South Condominium to burn 5.5 million gallons of # 6 fuel oil instead of the previous cap of 4.5 million gallons of # 6 fuel oil in its boilers. The boilers are dual fuel, the other fuel is natural gas. This modification did not meet the strict definition of a major modification, since the project does not result in a significant net emissions increase nor a significant emissions increase of any regulated PSD pollutant.

The period, 10/1/2003 to 9/30/2005, serves as the baseline and the average of the two years is calculated. Baseline actual emissions are taken from the actual fuel use data. The net emissions increase for the project is then calculated as the difference between the projected actual emissions and baseline actual emissions. This calculation is shown below in the NET EMISSIONS INCREASE. As per 40 CFR 52.21(b)(23)(i), significant means, in reference to net emissions increase or the potential of a source to emit any of the following pollutants, a rate of emissions that would equal or exceed any of the following rates:

- Carbon Monoxide: 100 TPY
- Nitrogen Oxides: 40 TPY
- Sulfur Dioxide: 40 TPY
- Particulate Matter: 25 TPY
- PM-10: 15 TPY

As per 40 CFR 52.21(b)(3)(i), NET EMISSION INCREASE with respect to any regulated PSD pollutant emitted by a major stationary source, is calculated below. No applicable changes have occurred at the facility during the contemporaneous period, therefore no contemporaneous changes need to be considered in the calculation of this project's net emission increase.

NET EMISSION INCREASE:

Pollutant	Total Actual Emissions	Total Baeline Emissions	Net Increase Emission
De Minimis			
Emission Limit			
	TPY	TPY	TPY



TPY			
Particulates 25	40.2	30.0	10.2
Sulfur Dioxide 33.5 40	129.5	96.0	
Oxides of Nitrogen 40	172.3	171.6	0.7
Carbon Monoxide 100	28.2	33.1	-4.9
Lead 0.6	0.004	0.003	0.001
VOC 40	4.1	3.8	0.3

Since the calculated net emissions increase for any regulated PSD pollutant, as shown above, emitted by a major stationary source, is less than the defined significant net emissions, it is concluded that this project does not result in a significant net emissions increase (above the baseline) for any criteria pollutant. For sulfur dioxide, the net emission increase is 33.5 TPY, which is less than the 40 TPY de minimis emission level limit. Therefore, this project does fall under PSD regulations and is not subject to PSD requirements.

When the Title V (Mod 2) was issued on 1/27/2006, the facility was allowed to use up to 5.5 million gallons of # 6 fuel oil per year and hence is capping out of 40 CFR 52-A.21, Prevention of Significant Deterioration by limiting the emission of Sulfur Dioxide to 130 tons per year for any twelve consecutive months.

Condition 25: Facility Permissible Emissions
Effective between the dates of 08/17/2006 and 08/16/2011

Applicable Federal Requirement: 6NYCRR 201-7

Item 25.1:

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



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following

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

CAS No: 007446-09-5

PTE: 260,000 pounds per year

Name: SULFUR DIOXIDE

Condition 26: Compliance Certification

Effective between the dates of 08/17/2006 and 08/16/2011

Applicable Federal Requirement: 6NYCRR 225-1.8

Item 26.1:

The Compliance Certification activity will be performed for the Facility.

Item 26.2:

Compliance Certification shall include the following monitoring:

Monitoring Type: RECORD KEEPING/MAINTENANCE PROCEDURES

Monitoring Description:

An owner or operator of a facility which purchases and fires coal and/or fuel oil shall compile and retain records of the following information:

- a. fuel analyses and data on the quantities of all residual and distillate oil and coal received, burned or sold;
- b. the names of all purchasers of all residual and distillate oil and coal sold;
- c. any results of stack sampling, stack monitoring and other procedures used to ensure compliance with the provisions of 6 NYCRR Part 225-1.

Fuel analyses must contain, as a minimum, data on the sulfur content, specific gravity and heating value of any residual oil, distillate oil or coal received, burned or sold. Ash content shall also be included in the fuel analyses for any residual oil or coal received, burned or sold.

These records shall be retained for a minimum period of three years. If the facility is subject to Title V requirements the minimum record retention period shall be five years. The records shall be made available for inspection by department staff during normal business hours. In addition, copies of such records shall be furnished to department staff upon request. All required sampling, compositing and analysis of fuel samples must be done in accordance with methods acceptable to the

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department.

Monitoring Frequency: AS REQUIRED - SEE PERMIT MONITORING DESCRIPTION

Reporting Requirements: SEMI-ANNUALLY (CALENDAR)

Reports due 30 days after the reporting period.

The initial report is due 1/30/2007.

Subsequent reports are due every 6 calendar month(s).

Condition 27: Compliance Certification
Effective between the dates of 08/17/2006 and 08/16/2011

Applicable Federal Requirement: 6NYCRR 225.1(a)(3)

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 sell, offer for sale, purchase or use any residual oil which has sulfur content greater than 0.30 percent by weight. 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: NUMBER 6 OIL

Parameter Monitored: SULFUR CONTENT

Upper Permit Limit: 0.30 percent by weight

Monitoring Frequency: PER DELIVERY

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

Reporting Requirements: SEMI-ANNUALLY (CALENDAR)

Reports due 30 days after the reporting period.

The initial report is due 1/30/2007.

Subsequent reports are due every 6 calendar month(s).

Condition 28: Compliance Certification
Effective between the dates of 08/17/2006 and 08/16/2011

Applicable Federal Requirement: 6NYCRR 227-2.5(a)

Item 28.1:



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The Compliance Certification activity will be performed for the Facility.

Regulated Contaminant(s):

CAS No: 0NY210-00-0 OXIDES OF NITROGEN

Item 28.2:

Compliance Certification shall include the following monitoring:

Monitoring Type: RECORD KEEPING/MAINTENANCE PROCEDURES

Monitoring Description:

Fuel Switching Option: The owner/operator of a combustion installation covered under this subpart may commit to burning a cleaner fuel, such as natural gas, during the ozone season from May 1 to September 15. Fuel switching may result in quantifiable annual NOx emissions equal to or less than the NOx emissions expected if the combustion installations complied with the emission limits in section 227-2.4 of this subpart.

Monitoring Frequency: DAILY

Reporting Requirements: AS REQUIRED - SEE MONITORING DESCRIPTION

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

**Condition 29: Emission Point Definition By Emission Unit
Effective between the dates of 08/17/2006 and 08/16/2011**

Applicable Federal Requirement: 6NYCRR 201-6

Item 29.1:

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

Emission Unit: U-00001

Emission Point: 00001

Height (ft.): 266

Diameter (in.): 120

NYTMN (km.): 4521.823 NYTME (km.): 596.033 Building: BPLANT

**Condition 30: Process Definition By Emission Unit
Effective between the dates of 08/17/2006 and 08/16/2011**

Applicable Federal Requirement: 6NYCRR 201-6

Item 30.1:

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

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Emission Unit: U-00001

Process: 001

Source Classification Code: 1-03-006-02

Process Description:

Process 001 is the firing of natural gas in Boilers 001, 002, 003 & 004 (Emission Sources 00001, 00002, 00003 & 00004, respectively) in Emission Unit U-00001. These four Foster Wheeler boilers burn both # 6 fuel oil and natural gas, and each boiler is rated at 104 MM Btu/hr. All four boilers discharge through a common stack, identified as Emission Point 00001.

With the issuance of this Title V modification (Mod 1), the facility is requesting to use up to 5.5 million gallons of # 6 fuel oil per year and hence is capping out of 40 CFR 52-A.21, Prevention of Significant Deterioration by limiting the emission of Sulfur Dioxide to 130 tons per year for any twelve consecutive months. Since the differential between 130 tpy and 95 tpy is 35 tpy, mis below the 40 tpy de minimus, this facility is not subject to this facility.

Emission Source/Control: 00001 - Combustion

Design Capacity: 104 million Btu per hour

Emission Source/Control: 00002 - Combustion

Design Capacity: 104 million Btu per hour

Emission Source/Control: 00003 - Combustion

Design Capacity: 104 million Btu per hour

Emission Source/Control: 00004 - Combustion

Design Capacity: 104 million Btu per hour

Item 30.2:

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

Emission Unit: U-00001

Process: 002

Source Classification Code: 1-03-004-01

Process Description:

Process 002 is the firing of # 6 fuel oil in Boilers 001, 002, 003 & 004 (Emission Sources 00001, 00002, 00003 & 00004, respectively) in Emission Unit U-00001. These four Foster Wheeler boilers burn both # 6 fuel oil and natural gas, and each boiler is rated at 104 MM Btu/hr. All four boilers discharge through a common stack, identified as Emission Point 00001.

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With the issuance of this Title V modification (Mod 1), the facility is requesting to use up to 5.5 million gallons of # 6 fuel oil per year and hence is capping out of 40 CFR 52-A.21, Prevention of Significant Deterioration by limiting the emission of Sulfur Dioxide to 130 tons per year for any twelve consecutive months. Since the differential between 130 tpy and 95 tpy is 35 tpy, mis below the 40 tpy de minimus, this facility is not subject to this facility.

Emission Source/Control: 00001 - Combustion
Design Capacity: 104 million Btu per hour

Emission Source/Control: 00002 - Combustion
Design Capacity: 104 million Btu per hour

Emission Source/Control: 00003 - Combustion
Design Capacity: 104 million Btu per hour

Emission Source/Control: 00004 - Combustion
Design Capacity: 104 million Btu per hour

Condition 31: Compliance Certification
Effective between the dates of 08/17/2006 and 08/16/2011

Applicable Federal Requirement: 6NYCRR 227-1.3

Item 31.1:

The Compliance Certification activity will be performed for:

Emission Unit: U-00001 Emission Point: 00001

Item 31.2:

Compliance Certification shall include the following monitoring:

Monitoring Type: CONTINUOUS EMISSION MONITORING (CEM)

Monitoring Description:

Stack opacity shall not exceed 20 percent (six minute average), except for one six-minute period per hour of not more than 27 percent opacity. Compliance with this standard may be determined by EPA Reference Method 9, Continuous Opacity Monitoring System (COMS) data, and/or any other credible evidence. The owner shall install, operate in accordance with manufacturer's instructions, and properly maintain, a COMS in the stack satisfying the criteria in Appendix B of 40 CFR part 60.

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The owner shall submit an accurate excess emissions and monitoring system performance report to the Department for each calendar year quarter. All reports shall be certified by a responsible corporate official as true, accurate and complete and post marked by the 60th day following the end of each calendar year quarter. The quarterly excess emissions report shall be submitted in a form acceptable to the Department and shall include the following minimum information:

- (1) The magnitude, date and time of each six minute block average during which the average opacity of emissions exceeds 20 percent, except for one six minute block average per hour not to exceed 27 percent;
- (2) For each period of excess emissions, specific identification of the cause and corrective action taken;
- (3) Identification of all periods of COMS down time, including the date, time and duration of each inoperable period, and the cause and corrective action for each COMS down time period;
- (4) The total time in which the COMS are required to record data during the reporting period;
- (5) The total number of exceedences expressed as a percentage of the total time which the COMS are required to record data.

Manufacturer Name/Model Number: Continuous Opacity Monitoring System (COMS)

Parameter Monitored: OPACITY

Upper Permit Limit: 20 percent

Reference Test Method: 40 CFR 60 APP B RM 9

Monitoring Frequency: CONTINUOUS

Averaging Method: 6-MINUTE AVERAGE (METHOD 9)

Reporting Requirements: QUARTERLY (CALENDAR)

Reports due 60 days after the reporting period.

The initial report is due 11/29/2006.

Subsequent reports are due every 3 calendar month(s).

Condition 32: Compliance Certification
Effective between the dates of 08/17/2006 and 08/16/2011

Applicable Federal Requirement: 6NYCRR 227-2.4(b)

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Item 32.1:

The Compliance Certification activity will be performed for:

Emission Unit: U-00001 Emission Point: 00001

Regulated Contaminant(s):

CAS No: 0NY210-00-0 OXIDES OF NITROGEN

Item 32.2:

Compliance Certification shall include the following monitoring:

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

Monitoring Description:

Effective May 31, 1995, any owner or operator of a large boiler must comply with the listed NO_x RACT emission limit. The NO_x limit for large gas/oil boilers is 0.30 lb NO_x/MMBTU. Compliance with these emission limits shall be determined with a one hour average in accordance with the provisions of section 227-2.6(a)(3) of this subpart unless the owner/operator opts to utilize Continuous Emission Monitoring Systems (CEMS) under the provisions of section 227-2.6(a)(2) of this subpart. If CEMS are utilized, the requirements of section 227-2.6(b) of this subpart apply, including the use of a 24 hour averaging period.

Manufacturer Name/Model Number: FOSTER WHEELER TYPE D

Parameter Monitored: OXIDES OF NITROGEN

Upper Permit Limit: 0.30 pounds per million Btus

Reference Test Method: METHOD 7, 7E, 19

Monitoring Frequency: AS REQUIRED - SEE PERMIT MONITORING
DESCRIPTION

Averaging Method: 1-HOUR AVERAGE

Reporting Requirements: SEMI-ANNUALLY (CALENDAR)

Reports due 30 days after the reporting period.

The initial report is due 1/30/2007.

Subsequent reports are due every 6 calendar month(s).

Condition 33: Compliance Certification

Effective between the dates of 08/17/2006 and 08/16/2011

Applicable Federal Requirement: 6NYCRR 227-2.6(c)

Item 33.1:

The Compliance Certification activity will be performed for:



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Emission Unit: U-00001 Emission Point: 00001

Regulated Contaminant(s):

CAS No: 0NY210-00-0 OXIDES OF NITROGEN

Item 33.2:

Compliance Certification shall include the following monitoring:

Monitoring Type: INTERMITTENT EMISSION TESTING

Monitoring Description:

The following unit shall perform testing to verify NO_x emissions to demonstrate compliance with this part.

The owner/operator of large boilers shall measure NO_x emissions by performing stack tests described in subdivision (c) of this section.

The NO_x RACT for large Gas/Oil Boilers is a limit of 0.30 pounds per million BTU per hour.

Stack test requirements: The owner/operator of those facilities required to stack test under subdivision (a) of 6NYCRR 227-2.6 shall:

1. Submit a compliance test protocol to the department for approval at least 90 days prior to emission testing. The conditions of the testing and the locations of the sampling devices must be acceptable to the department; and
2. Utilize procedures set forth in 40 CFR Part 60, Appendix A or any other method acceptable to the department and EPA for determining compliance with the appropriate NO_x limit in section 227-2.4 of this Subpart, and shall follow the procedures set forth in Part 202 of this Title.
 - i. For large and mid-size boilers, utilize Method 7, 7E, or 19 from 40 CFR Part 60, Appendix A or another reference method approved by the department.

Manufacturer Name/Model Number: FOSTER WHEELER TYPE D

Parameter Monitored: OXIDES OF NITROGEN

Upper Permit Limit: 0.30 pounds per million Btus

Reference Test Method: METHOD 7, 7E, 19

Monitoring Frequency: ONCE DURING THE TERM OF THE PERMIT



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Averaging Method: AVERAGING METHOD AS PER REFERENCE TEST
METHOD INDICATED

Reporting Requirements: ONCE / BATCH OR MONITORING OCCURRENCE

Condition 34: Capping Monitoring Condition
Effective between the dates of 08/17/2006 and 08/16/2011

Applicable Federal Requirement: 6NYCRR 201-7

Item 34.1:

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:

40CFR 52-A.21

Item 34.2:

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

Item 34.3:

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 34.4:

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 34.5:

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 34.6:

The Compliance Certification activity will be performed for:

Emission Unit: U-00001 Emission Point: 00001
Process: 002

Regulated Contaminant(s):
CAS No: 007446-09-5 SULFUR DIOXIDE



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Permit ID: 2-6005-00139/00002

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Item 34.7:

Compliance Certification shall include the following monitoring:

Capping: Yes

Monitoring Type: WORK PRACTICE INVOLVING SPECIFIC OPERATIONS

Monitoring Description:

To cap out of 40 CFR 52-A.21, Prevention of Significant Deterioration for Sulfur Dioxide and limit the SO₂ emissions to 130 tons per year, # 6 fuel oil usage at this source shall not exceed 5.5 million gallons for any 12 consecutive months.

Fuel consumption records will be maintained at the facility on a daily, monthly, and every 12 consecutive months basis to prove compliance.

The heat value of # 6 fuel oil is 148,000 MM Btu/gallon, and the heat value of natural gas is 1,025 MM Btu/cu ft. The sulfur content limit in # 6 fuel oil is 0.30 % by weight. The emission rate of sulfur dioxide (SO₂) in # 6 fuel oil is 47.1 lb/1,000 gallons, therefore;

$5,500,000 \text{ gallons/yr} \times 47.1 \text{ lb/1,000 gallons} \times 2,000 \text{ lb/1 ton} = 129.5 \text{ tons/yr of SO}_2$

The SO₂ net emission increase < 40 TPY, which is the de minimis emission limit for SO₂. Therefore, this modification is not PSD applicable.

Work Practice Type: PROCESS MATERIAL THRUPUT

Process Material: NUMBER 6 OIL

Manufacturer Name/Model Number: FOSTER WHEELER TYPE D

Upper Permit Limit: 5500 thousand gallons per year

Reference Test Method: PT 60 APP B & F

Monitoring Frequency: MONTHLY

Averaging Method: ANNUAL MINIMUM ROLLED MONTHLY

Reporting Requirements: QUARTERLY (CALENDAR)

Reports due 30 days after the reporting period.

The initial report is due 10/30/2006.

Subsequent reports are due every 3 calendar month(s).

Condition 35: Capping Monitoring Condition
Effective between the dates of 08/17/2006 and 08/16/2011

Applicable Federal Requirement: 6NYCRR 201-7



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Item 35.1:

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:

40CFR 52-A.21

Item 35.2:

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

Item 35.3:

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 35.4:

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 35.5:

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 35.6:

The Compliance Certification activity will be performed for:

Emission Unit: U-00001 Emission Point: 00001
Process: 002

Regulated Contaminant(s):
CAS No: 007446-09-5 SULFUR DIOXIDE

Item 35.7:

Compliance Certification shall include the following monitoring:

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

Monitoring Description:
To cap out of 40 CFR 52-A.21, Prevention of Significant
Deterioration for Sulfur Dioxide and limit the SO₂



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emissions to 130 tons per year, # 6 fuel oil usage at this source shall not exceed 5.5 million gallons for any 12 consecutive months to meet this limit.

Fuel consumption records will be maintained at the facility on a daily, monthly, and every 12 consecutive months basis to prove compliance.

The heat value of # 6 fuel oil is 148,000 MM Btu/gallon, and the heat value of natural gas is 1,025 MM Btu/cu ft. The sulfur content limit in # 6 fuel oil is 0.30 % by weight. The emission rate of sulfur dioxide (SO₂) in # 6 fuel oil is 47.1 lb/1,000 gallons, therefore;

$5,500,000 \text{ gallons/yr} \times 47.1 \text{ lb/1,000 gallons} \times 2,000 \text{ lb/1 ton} = 129.5 \text{ tons/yr of SO}_2$

The SO₂ net emission increase < 40 TPY, which is the de minimis emission limit for SO₂. Therefore, this modification is not PSD applicable.

Process Material: NUMBER 6 OIL
Manufacturer Name/Model Number: FOSTER WHEELER TYPE D
Parameter Monitored: SULFUR DIOXIDE
Upper Permit Limit: 130 tons per year
Monitoring Frequency: MONTHLY
Averaging Method: ANNUAL MAXIMUM ROLLED MONTHLY
Reporting Requirements: QUARTERLY (CALENDAR)
Reports due 30 days after the reporting period.
The initial report is due 10/30/2006.
Subsequent reports are due every 3 calendar month(s).

Condition 36: Compliance Certification
Effective between the dates of 08/17/2006 and 08/16/2011

Applicable Federal Requirement: 6NYCRR 227.2(b)(1)

Item 36.1:

The Compliance Certification activity will be performed for:

Emission Unit: U-00001 Emission Point: 00001
Process: 002

Regulated Contaminant(s):
CAS No: 0NY075-00-0 PARTICULATES

Item 36.2:

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Compliance Certification shall include the following monitoring:

Monitoring Type: INTERMITTENT EMISSION TESTING

Monitoring Description:

Particulate emission limit for stationary combustion installation firing oil. The owner or operator shall complete the following once per term of this permit:

- 1) Submit to the Department an acceptable protocol for the testing of particulate emission limit cited in this condition.
- 2) Perform a stack test, based upon the approved test protocol, to determine compliance with the particulate emission limit cited in this condition.
- 3) All records shall be maintained at the facility for a minimum of five years.

Parameter Monitored: PARTICULATES

Upper Permit Limit: 0.10 pounds per million Btus

Reference Test Method: Method 5

Monitoring Frequency: ONCE DURING THE TERM OF THE PERMIT

Averaging Method: AVERAGING METHOD AS PER REFERENCE TEST METHOD INDICATED

Reporting Requirements: SEMI-ANNUALLY (CALENDAR)

Reports due 30 days after the reporting period.

The initial report is due 1/30/2007.

Subsequent reports are due every 6 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 37: Contaminant List
Effective between the dates of 08/17/2006 and 08/16/2011

Applicable State Requirement: ECL 19-0301

Item 37.1:

Emissions of the following contaminants are subject to contaminant specific requirements in this



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permit(emission limits, control requirements or compliance monitoring conditions).

CAS No: 0NY210-00-0

Name: OXIDES OF NITROGEN

CAS No: 0NY075-00-0

Name: PARTICULATES

CAS No: 007446-09-5

Name: SULFUR DIOXIDE

Condition 38: Unavoidable noncompliance and violations
Effective between the dates of 08/17/2006 and 08/16/2011

Applicable State Requirement: 6NYCRR 201-1.4

Item 38.1:

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

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

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

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



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

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

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

Condition 39: Air pollution prohibited
Effective between the dates of 08/17/2006 and 08/16/2011

Applicable State Requirement: 6NYCRR 211.2

Item 39.1:

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.

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

Condition 40: Compliance Demonstration
Effective between the dates of 08/17/2006 and 08/16/2011

Applicable State Requirement: 6NYCRR 227-1.4(a)

Item 40.1:

The Compliance Demonstration activity will be performed for:

Emission Unit: U-00001 Emission Point: 00001

Item 40.2:

Compliance Demonstration shall include the following monitoring:

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

Monitoring Description:

Any person who owns a stationary combustion installation

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(excluding gas turbines), with a total maximum heat input capacity exceeding 250 million Btu per hour shall install, operate in accordance with manufacturer's instructions, and properly maintain, accurate instruments satisfying the criteria in appendix B of title 40, part 60 of the Code of Federal Regulations, or approved by the commissioner on an individual case basis, for continuously monitoring and recording opacity, and when sulfur dioxide continuous monitoring is required by Part 225 of this Title, for continuously monitoring and recording either the percent oxygen or carbon dioxide in the flue gases from such installations at all times that the combustion installation is in service. Where gas is the only fuel burned, monitoring and recording of opacity is not required.

Parameter Monitored: OPACITY

Upper Permit Limit: 20 percent

Reference Test Method: Appendix B, 40 CFR 60

Monitoring Frequency: CONTINUOUS

Averaging Method: 6 MINUTE AVERAGE

Reporting Requirements: QUARTERLY (CALENDAR)

Reports due 30 days after the reporting period.

The initial report is due 10/30/2006.

Subsequent reports are due every 3 calendar month(s).