

New York State Department of Environmental Conservation
Facility DEC ID: 2600500179



PERMIT
Under the Environmental Conservation Law (ECL)

IDENTIFICATION INFORMATION

Permit Type: Air Title V Facility
Permit ID: 2-6005-00179/00001
Effective Date: 02/06/2002 Expiration Date: 02/05/2007

Permit Issued To: BRONX LEBANON HOSPITAL CENTER
1276 FULTON AVENUE
BRONX, NY 10456-3402

Contact: ROBERT W. UNDERWOOD
BRONX-LEBANON HOSPITAL CENTER
1650 SELWYN AVENUE
BRONX, NY 10457
(718) 960-1340

Facility: BRONX LEBANON HOSPITAL CTR
1276 FULTON AVE
BRONX, NY 10456

Contact: ROBERT W. UNDERWOOD
BRONX-LEBANON HOSPITAL CENTER
1650 SELWYN AVENUE
BRONX, NY 10457
(718) 960-1340

Description:

PERMIT DESCRIPTION
BRONX LEBANON HOSPITAL CENTER
DEC ID # 2-6005-00179/00001

Bronx Lebanon Hospital Center, located at 1276 Fulton Avenue and 1257 & 1263 Franklin Avenue in Bronx, New York, is a 166-bed non-profit hospital which provides healthcare. The Industrial Classification Code (SIC) for this facility is 8062 - general medical and surgical hospitals.

Bronx Lebanon Hospital Center operates boilers which supply steam for the space heating of the two buildings, the Franklin Building and the Fulton Building. The steam in the Franklin Building is produced by three (3) boilers (Emission Sources FR001, FR002 & FR003) operating on dual fuel, natural gas and number 2 fuel oil. Natural gas is the primary fuel, #2 fuel oil acts as a back up fuel fired during natural gas interruptions. The boilers associated with Emission Sources FR001, FR002 & FR003 are 10.5 MM Btu/hr low pressure each Cleaver Brooks Model CB 200-250 steam boilers and will be constructed upon the issuance of this Title V permit. (2/2002). Each of the three boilers at the Franklin

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Building has its own emission unit, Emission Unit U-FR001 for Emission Source FR001, Emission Unit U-FR002 for Emission Source U-FR002 and Emission Unit U-FR003 for Emission Source FR003. Process FR1 represents the operation of the first 10.5 MMBtu/hr boiler associated with Emission Source FR001 (primarily on natural gas), Process FR2 represents the operation of the second 10.5 MM Btu/hr boiler associated with Emission Source FR002 (primarily on natural gas) and Process FR3 represents the operation of the third 10.5 MM Btu/hr boiler associated with Emission Source FR003 (primarily on natural gas). Emissions from these three (3) boilers are exhausted through three (3) separate stacks which are identified as Emission Points FR001, FR002 & FR003 for Emission Sources FR001, FR002 & FR003 respectively. On the other hand, the steam in the Fulton Building is produced by two (2) boilers (Emission Sources FT001 & FT002) operating on dual fuel, natural gas and number 2 fuel oil. Number 2 fuel oil is the primary fuel and natural gas is the secondary fuel. The boilers associated with Emission Sources FT001 & FT002 are 12.5 MM Btu/hr each low pressure Cleaver Brooks Model CB 200-300-15 and were constructed in 1998. Process FT1 represents the operation of the first 12.5 MM Btu/hr boiler associated with emission source FT001 (primarily on number 2 fuel oil) and Process FT2 represents the operation of the second 12.5 MM Btu/hr boiler associated with Emission Source FT002 (primarily on number 2 fuel oil). In the Fulton Building, in addition to the two (2) 12.5 MM Btu/hr boilers, there are three (3) 0.42 MM Btu/hr each high pressure automatic steam boilers (Emission Sources FT003, FR004 & FT005) that were installed in 1998 and will operate only on natural gas (Processes FT3, FT4 & FT4) and are considered exempt from permitting in accordance with 6NYCRR 201-3.2(c). The emissions from all of the five (5) boilers at the Fulton Building are exhausted through one common stack which is identified as Emission Point FT000. The five boilers at the Fulton Building are collectively identified as Emission Unit U-FT000.

The facility operates other sources which are considered exempt from permitting in accordance with 6NYCRR 201-3.2(c), including, two (2) emergency diesel power generators (providing < 500 hrs/yr), three (3) 0.42 MM Btu/hr high pressure boilers combusting natural gas and two (2) non-contact water cooling towers.

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.

The facility is subject to the provisions of Title V for sulfur dioxide and is subject to 6NYCRR 225-1, fuel composition and use - sulfur limitations, which restricts the sulfur content of fuel oil utilized throughout the facility to 0.20% by weight or less. The four (4) emission points, FR001, FR002, FR003 & FT000 are subject to the particulate and smoke emission and corrective action requirements of 6NYCRR 227-1, stationary combustion installations. The five non-exempt boilers are all subject to the requirements of 40CFR 60-A, Standards of Performance for new stationary sources subpart A - general provisions for notification and recordkeeping. All of the five non-exempt boilers are also subject to the requirements of 40CFR 60-Dc, standards of performance for small industrial-commercial-institutional steam general units for reporting and recordkeeping for sulfur dioxide firing oil.

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
 ONE HUNTERS POINT PLAZA

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47-40 21ST STREET
LONG ISLAND CITY, NY 11101-5407

Authorized Signature: _____ Date: ___ / ___ / _____



Notification of Other 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, agents, and assigns for all claims, suits, actions, damages, and costs of every name and description, arising out of or resulting from the permittee's undertaking of activities or operation and maintenance of the facility or facilities authorized by the permit in compliance or non-compliance with the terms and conditions of the permit.

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 GENERAL CONDITIONS

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

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(a)

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.

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. The grounds for

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modification, suspension or revocation include:

- a) the scope of the permitted activity is exceeded or a violation of any condition of the permit or provisions of the ECL and pertinent regulations is found;
- b) the permit was obtained by misrepresentation or failure to disclose relevant facts;
- c) new material information is discovered; or
- d) environmental conditions, relevant technology, or applicable law or regulation have materially changed since the permit was issued.

****** 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



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ARTICLE 19: AIR POLLUTION CONTROL - TITLE V PERMIT

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STATE ONLY ENFORCEABLE CONDITIONS

Facility Level

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92 Compliance Certification

Authorized Activity By Standard Industrial Classification Code:

8062 - GENERAL MEDICAL & SURGICAL HOSPITALS

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FEDERALLY ENFORCEABLE CONDITIONS

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

Condition 1: Sealing

Effective between the dates of 02/06/2002 and 02/05/2007

Applicable Federal Requirement: 6NYCRR 200.5

Item 1.1:

(a) The commissioner may seal an air contamination source to prevent its operation if compliance with 6 NYCRR Chapter III is not met within the time provided by an order of the commissioner issued in the case of the violation. Sealing means labelling or tagging a source to notify any person that operation of the source is prohibited, and also includes physical means of preventing the operation of an air contamination source without resulting in destruction of any equipment associated with such source, and includes, but is not limited to, bolting, chaining or wiring shut control panels, apertures or conduits associated with such source.

(b) No person shall operate any air contamination source sealed by the commissioner in accordance with this section unless a modification has been made which enables such source to comply with all requirements applicable to such modification.

(c) Unless authorized by the commissioner, no person shall remove or alter any seal affixed to any contamination source in accordance with this section

Condition 2: Acceptable ambient air quality

Effective between the dates of 02/06/2002 and 02/05/2007

Applicable Federal Requirement: 6NYCRR 200.6

Item 2.1:

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 3: Maintenance of equipment

Effective between the dates of 02/06/2002 and 02/05/2007

Applicable Federal Requirement: 6NYCRR 200.7

Item 3.1:

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 4: Unpermitted Emission Sources
Effective between the dates of 02/06/2002 and 02/05/2007

Applicable Federal Requirement: 6NYCRR 201-1.2

Item 4.1:

If an existing emission source was subject to the permitting requirements of 6NYCRR Part 201 at the time of construction or modification, and the owner and/or operator failed to apply for a permit for such emission source then the following provisions apply:

- (a) The owner and/or operator must apply for a permit for such emission source or register the facility in accordance with the provisions of Part 201.
- (b) The emission source or facility is subject to all regulations that were applicable to it at the time of construction or modification and any subsequent requirements applicable to existing sources or facilities.

Condition 5: Emergency Defense
Effective between the dates of 02/06/2002 and 02/05/2007

Applicable Federal Requirement: 6NYCRR 201-1.5

Item 5.1:

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.



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Condition 6: Recycling and Salvage
Effective between the dates of 02/06/2002 and 02/05/2007

Applicable Federal Requirement: 6NYCRR 201-1.7

Item 6.1:

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 6 NYCRR.

Condition 7: Prohibition of Reintroduction of Collected Contaminants to the Air
Effective between the dates of 02/06/2002 and 02/05/2007

Applicable Federal Requirement: 6NYCRR 201-1.8

Item 7.1:

No person shall unnecessarily 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 8: Public Access to Recordkeeping for Title V facilities
Effective between the dates of 02/06/2002 and 02/05/2007

Applicable Federal Requirement: 6NYCRR 201-1.10(b)

Item 8.1:

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 6NYCRR Part 616 - Public Access to records and Section 114(c) of the Act.

Condition 9: Exempt and Trivial Activities Applicability
Effective between the dates of 02/06/2002 and 02/05/2007

Applicable Federal Requirement: 6NYCRR 201-3.1(a)

Item 9.1:

If the facility owner and/or operator performs any of the exempt and trivial activities listed in 6 NYCRR Part 201-3.2(c) or 201-3.3(c), such activities are exempt from the permitting provisions of 6 NYCRR Part 201-5, but not from other Parts of 6 NYCRR Chapter III, or from applicable permitting requirements of local air pollution control agencies.

Condition 10: Proof of Eligibility
Effective between the dates of 02/06/2002 and 02/05/2007

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

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Item 10.1:

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 6 NYCRR Subpart 201-3. 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 6 NYCRR Subpart 201-3, 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 11: Compliance Certification
Effective between the dates of 02/06/2002 and 02/05/2007

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

Item 11.1:

The Compliance Certification activity will be performed for the Facility.

Item 11.2:

Compliance Certification shall include the following monitoring:

Monitoring Type: WORK PRACTICE INVOLVING SPECIFIC OPERATIONS

Monitoring Description:

AS PROOF OF EXEMPT ELIGIBILITY FOR THE EMERGENCY GENERATORS, THE FACILITY MUST MAINTAIN MONTHLY RECORDS WHICH DEMONSTRATE THAT EACH ENGINE IS OPERATED LESS THAN 500 HOURS PER YEAR, ON A 12-MONTH ROLLING TOTAL BASIS.

Work Practice Type: HOURS PER YEAR OPERATION

Upper Permit Limit: 500.0 hours

Monitoring Frequency: MONTHLY

Averaging Method: ANNUAL MAXIMUM ROLLED MONTHLY

Reporting Requirements: ANNUALLY (ANNIVERSARY)

Initial Report Due: 03/07/2003 for the period 02/06/2002 through 02/05/2003

Condition 12: Proof of Eligibility
Effective between the dates of 02/06/2002 and 02/05/2007

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

Item 12.1:

The owner and/or operator of an emission source or unit that is listed as being trivial in 6 NYCRR Part 201 may be required to certify that it operates within the specific criteria described in 6 NYCRR Subpart 201-3. 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.



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Department representatives must be granted access to any facility which contains emission sources or units subject to 6 NYCRR Subpart 201-3, 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 13: Applicable Criteria, Limits, Terms, Conditions and Standards

Effective between the dates of 02/06/2002 and 02/05/2007

Applicable Federal Requirement: 6NYCRR 201-6.

Item 13.1:

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

- i. Any reporting requirements and operations under an accidental release plan, response plan, and compliance plan as approved as of the date of the permit issuance, or
- ii. Any support documents submitted as a part of the permit application for this facility as accepted and approved as of the date of permit issuance.

Any noncompliance with the federally-enforceable portions of this permit constitutes a violation of the federal Clean Air Act and will be grounds for enforcement action, for permit termination, revocation and reissuance, or modification, or for denial of a permit renewal application.

Item 13.2:

Any document, including reports, required by the federally-enforceable portions of this permit shall contain a certification by the responsible official for this facility as set forth in Section 201-6.3 that based on information and belief formed after reasonable inquiry, the statements and information in the document are true, accurate and complete.

Condition 14: Cessation or Reduction of Permitted Activity Not a Defense

Effective between the dates of 02/06/2002 and 02/05/2007

Applicable Federal Requirement: 6NYCRR 201-6.

Item 14.1:

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.

Condition 15: Compliance Requirements

Effective between the dates of 02/06/2002 and 02/05/2007

Applicable Federal Requirement: 6NYCRR 201-6.

Item 15.1:

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

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- 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 the responsible official, consistent with Section 201-6.3 of Part 201.

Item 15.2:

The permittee shall comply with the approved compliance schedule for this permit if such a schedule is a part of this permit. Risk management plans must be submitted to the Administrator if required by Section 112(r) of the Clean Air Act for this facility.

Item 15.3:

Progress reports consistent with an applicable schedule of compliance must be submitted at least semiannually on a calendar year basis, or at a more frequent period if specified in the applicable requirement or by the Department elsewhere in this permit. These reports shall be submitted to the Department within 30 days after the end of a reporting period. 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 16: Federally-Enforceable Requirements
Effective between the dates of 02/06/2002 and 02/05/2007

Applicable Federal Requirement: 6NYCRR 201-6.

Item 16.1:

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.

Condition 17: Fees



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Applicable Federal Requirement: 6NYCRR 201-6.

Item 17.1:

The permittee shall pay the required fees associated with this permit.

Condition 18: Monitoring, Related Recordkeeping and Reporting Requirements

Effective between the dates of 02/06/2002 and 02/05/2007

Applicable Federal Requirement: 6NYCRR 201-6.

Item 18.1:

Compliance monitoring and recordkeeping shall be conducted according to the terms and conditions contained in this permit and shall follow all quality assurance requirements. Records of all monitoring data and support information shall be retained for a period of at least 5 years from the date of the monitoring sample, 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 19: Permit Revocation, Modification, Reopening, Reissuance or Termination, and Associated Information Submission Requirements

Effective between the dates of 02/06/2002 and 02/05/2007

Applicable Federal Requirement: 6NYCRR 201-6.

Item 19.1:

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 relieve the permittee from the requirement to comply with any condition contained in this permit.

The permittee 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. The permittee shall also, on request, furnish the Department with copies of records required to be kept by the permit. Where information is claimed to be confidential, the permittee may furnish such records directly to the Administrator along with a claim of confidentiality.

Condition 20: Permit Shield

Effective between the dates of 02/06/2002 and 02/05/2007

Applicable Federal Requirement: 6NYCRR 201-6.

Item 20.1:

All permittees granted a Title V facility permit shall be covered under the protection of a permit shield.



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For those facilities for which a permit shield has been granted, 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.

Condition 21: Property Rights

Effective between the dates of 02/06/2002 and 02/05/2007

Applicable Federal Requirement: 6NYCRR 201-6.

Item 21.1:

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

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Condition 22: Reopening for Cause

Effective between the dates of 02/06/2002 and 02/05/2007

Applicable Federal Requirement: 6NYCRR 201-6.

Item 22.1:

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



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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.

Item 22.2:

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.

Item 22.3:

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.

Condition 23: Right to Inspect

Effective between the dates of 02/06/2002 and 02/05/2007

Applicable Federal Requirement: 6NYCRR 201-6.

Item 23.1:

Upon presentation of credentials and other documents, as may be required by law, the permittee shall allow the Department or an authorized representative to perform the following:

i. Enter upon the permittee's premises where the permitted facility 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 facilities, equipment (including monitoring and air pollution control equipment), practices, or operations regulated or required under the permit; and

iv. As authorized by the Act, sample or monitor, at reasonable times, substances or parameters for the purpose of assuring compliance with the permit or applicable requirements.

Condition 24: Severability

Effective between the dates of 02/06/2002 and 02/05/2007

Applicable Federal Requirement: 6NYCRR 201-6.

Item 24.1:

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.

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Condition 25: Emission Unit Definition
Effective between the dates of 02/06/2002 and 02/05/2007

Applicable Federal Requirement: 6NYCRR 201-6.

Item 25.1:

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

Emission Unit: U-FR001

Emission Unit Description:

ONE (1) 10.5 MMBTU/HR LOW PRESSURE CLEAVER BROOKS MODEL CB 200-250 STEAM BOILER, LOCATED IN THE PENTHOUSE OF THE 9-STORY FRANKLIN BUILDING. THIS BOILER BURNS NUMBER 2 FUEL OIL OR NATURAL GAS. NATURAL GAS IS THE PRIMARY FUEL AND NUMBER 2 FUEL OIL ACTS AS A BACK- UP FUEL FIRING DURING NATURAL GAS INTERRUPTIONS. THE EMISSIONS FROM THIS BOILER ARE INDIVIDUALLY DUCTED TO EMISSION POINT FR001.

Building(s): FRANKLIN

Item 25.2:

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

Emission Unit: U-FR002

Emission Unit Description:

ONE (1) 10.5 MMBTU/HR LOW PRESSURE CLEAVER BROOKS MODEL CB 200-250 STEAM BOILER, LOCATED IN THE PENTHOUSE OF THE 9-STORY FRANKLIN BUILDING. THIS BOILER BURNS NUMBER 2 FUEL OIL OR NATURAL GAS. NATURAL GAS IS THE PRIMARY FUEL AND NUMBER 2 FUEL OIL ACTS AS A BACK- UP FUEL FIRING DURING NATURAL GAS INTERRUPTIONS. THE EMISSIONS FROM THIS BOILER ARE INDIVIDUALLY DUCTED TO EMISSION POINT FR002.

Item 25.3:

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

Emission Unit: U-FR003

Emission Unit Description:

ONE (1) 10.5 MMBTU/HR LOW PRESSURE CLEAVER BROOKS MODEL CB 200-250 STEAM BOILER, LOCATED IN THE PENTHOUSE OF THE 9-STORY FRANKLIN BUILDING. THIS BOILER BURNS NUMBER 2 FUEL OIL OR NATURAL GAS. NATURAL GAS IS THE PRIMARY FUEL AND NUMBER 2 FUEL



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OIL ACTS AS A BACK- UP FUEL FIRING DURING NATURAL GAS INTERRUPTIONS. THE EMISSIONS FROM THIS BOILER ARE INDIVIDUALLY DUCTED TO EMISSION POINT FR003.

Item 25.4:

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

Emission Unit: U-FT000

Emission Unit Description:

TWO (2) 12.5 MM BTU/HR LOW fOPRESSURE CLEAVER BROOKS MODEL CB 200-300-15 BOILERS AND THREE (3) 0.42 MM BTU/HR HIGH PRESSURE PACKAGED AUTOMATIC STEAM BOILERS. THE EMISSIONS FROM THESE FIVE (5) BOILERS ARE ALL DUCTED TO ONE STACK (EMISSION POINT FT000). THE PRIMARY FUEL FOR THE LOW PRESSURE BOILERS IS NUMBER 2 FUEL OIL AND THE SECONDARY FUEL IS NATURAL GAS. THE TWO (2) 12.5 MM BTU/HR BOILERS AND THE THREE (3) 0.42 MM BTU/HR BOILERS WERE INSTALLED IN 1998. THE THREE (3) 0.42 MM BTU/HR EACH HIGH PRESSURE BOILERS WILL OPERATE ONLY ON NATURAL GAS AND ARE CONSIDERED EXEMPT FROM PERMITTING IN ACCORDANCE WITH 6NYCRR 201-3.2(c).

Building(s): FULTON

Condition 26: Compliance Certification

Effective between the dates of 02/06/2002 and 02/05/2007

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

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:

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

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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 or a toxic 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 any of the above conditions are met, the source must notify the permitting authority by telephone or facsimile based on the timetable listed in paragraphs (1) through (4) of this section. 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 the occurrence. All deviations reported under

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paragraph (1) through (4) of this section must also be identified in the 6 month monitoring report required above.

If the permittee seeks to have a violation excused as provided in 201-1.4, the permittee shall report such violations as required under 201-1.4(b). However, in no case may reports of any deviation be on a less frequent basis than those described in paragraphs (1) through (4) above. 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.

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 Compliance Monitoring and Enforcement (BCME) 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 7/30/02.
Subsequent reports are due every 6 calendar month(s).

Condition 27: Compliance Certification

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Effective between the dates of 02/06/2002 and 02/05/2007

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

Item 27.1:

The Compliance Certification activity will be performed for the Facility.

Item 27.2:

Compliance Certification shall include the following monitoring:

Monitoring Type: RECORD KEEPING/MAINTENANCE PROCEDURES

Monitoring Description:

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, 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.

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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 Compliance Monitoring and Enforcement (BCME) 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:

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

The address for the BCME is as follows:

NYSDEC
Bureau of Compliance Monitoring
and Enforcement
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 1/30/03.
Subsequent reports are due on the same day each year

Condition 28: Permit Exclusion Provisions
Effective between the dates of 02/06/2002 and 02/05/2007

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

Item 28.1:

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 currently pending or future legal, administrative or equitable rights or claims, actions, suits, causes of action or demands whatsoever that the Department may have against the Applicant including, but not limited to, any enforcement action authorized pursuant to the provisions of applicable federal law, the Environmental



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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), and particularly any such enforcement action as may be authorized pursuant to 6 NYCRR 201-1.2 and 6 NYCRR 201-6.5(g).

The issuance of this permit by the Department and the receipt thereof by the Applicant does not supercede, revoke or rescind an order or modification thereof on consent or determination by the Commissioner issued heretofore by the Department or any of the terms, conditions or requirements contained in such order or modification thereof unless specifically intended by this permit.

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 the right of the Department to bring any future action, or pursue any pending action, either administrative or judicial, to required remediation, contribution for costs incurred or funds expended, for any violations, past, present or future, known or unknown, of applicable federal law, the ECL, or the rules and regulations promulgated thereunder, or conditions contained in any other licenses or permits issued to the Applicant and not addressed in this permit.

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 the right of the Department to pursue any claims for natural resource damages against the Applicant.

Condition 29: Non Applicable requirements
Effective between the dates of 02/06/2002 and 02/05/2007

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

Item 29.1:

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.

Condition 30: Required emissions tests
Effective between the dates of 02/06/2002 and 02/05/2007

Applicable Federal Requirement: 6NYCRR 202-1.1

Item 30.1:

An acceptable report of measured emissions shall be submitted, as may be required by the commissioner, to ascertain compliance or noncompliance with any air pollution code, rule, or regulation. Failure to submit a report acceptable to the commissioner within the time stated shall be sufficient reason for the commissioner to suspend or deny an operating permit. Notification and acceptable procedures are specified in 6NYCRR Part 202-1.

Condition 31: Notification
Effective between the dates of 02/06/2002 and 02/05/2007

Applicable Federal Requirement: 6NYCRR 202-1.2

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Item 31.1:

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 32: Acceptable procedures
Effective between the dates of 02/06/2002 and 02/05/2007

Applicable Federal Requirement: 6NYCRR 202-1.3

Item 32.1:

Emission testing, sampling, and analytical determinations to ascertain compliance with this Subpart shall be conducted in accordance with test methods acceptable to the commissioner.

Condition 33: Acceptable procedures - Stack test report submittal
Effective between the dates of 02/06/2002 and 02/05/2007

Applicable Federal Requirement: 6NYCRR 202-1.3

Item 33.1:

Emission test reports must be submitted in triplicate to the commissioner within 60 days after the completion of the tests, unless additional time is requested in writing.

Condition 34: Compliance Certification
Effective between the dates of 02/06/2002 and 02/05/2007

Applicable Federal Requirement: 6NYCRR 202-2.1

Item 34.1:

The Compliance Certification activity will be performed for the Facility.

Item 34.2:

Compliance Certification shall include the following monitoring:

Monitoring Type: RECORD KEEPING/MAINTENANCE PROCEDURES

Monitoring Description:

Emission statements shall be submitted on or before April 15th each year for emissions of the previous calendar year.

Monitoring Frequency: ANNUALLY

Reporting Requirements: ANNUALLY (CALENDAR)

Reports due by April 15th for previous calendar year

Condition 35: Recordkeeping requirements



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Effective between the dates of 02/06/2002 and 02/05/2007

Applicable Federal Requirement: 6NYCRR 202-2.5

Item 35.1:

(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 36: Visible emissions limited.

Effective between the dates of 02/06/2002 and 02/05/2007

Applicable Federal Requirement: 6NYCRR 211.3

Item 36.1:

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 37: Open Fires Prohibited at Industrial and Commercial Sites

Effective between the dates of 02/06/2002 and 02/05/2007

Applicable Federal Requirement: 6NYCRR 215.

Item 37.1:

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

Condition 38: Compliance Certification

Effective between the dates of 02/06/2002 and 02/05/2007

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

Item 38.1:

The Compliance Certification activity will be performed for the Facility.

Item 38.2:

Compliance Certification shall include the following monitoring:

Monitoring Type: WORK PRACTICE INVOLVING SPECIFIC OPERATIONS



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Monitoring Description:

No person will sell, offer for sale, purchase or use any distillate oil fuel which contains sulfur in a quantity exceeding the following limitation.

Work Practice Type: PARAMETER OF PROCESS MATERIAL

Process Material: DISTILLATES - NUMBER 1 AND NUMBER 2 OIL

Parameter Monitored: SULFUR CONTENT

Upper Permit Limit: 0.20 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 7/30/02.

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

Condition 39: Compliance Certification

Effective between the dates of 02/06/2002 and 02/05/2007

Applicable Federal Requirement: 6NYCRR 225-1.8

Item 39.1:

The Compliance Certification activity will be performed for the Facility.

Item 39.2:

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 oil shall submit reports to the commissioner containing fuel analysis data, information on the quantity of the fuel received, burned, and results of any stack sampling, stack monitoring and any other procedures to ensure compliance with the provisions of 6 NYCRR Part 225-1. All records shall be available for a minimum of three years.

Monitoring Frequency: AS REQUIRED - SEE MONITORING DESCRIPTION

Reporting Requirements: SEMI-ANNUALLY (CALENDAR)

Reports due 30 days after the reporting period.

The initial report is due 7/30/02.

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

Condition 40: Compliance Certification

Effective between the dates of 02/06/2002 and 02/05/2007



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

Item 40.1:

The Compliance Certification activity will be performed for the Facility.

Item 40.2:

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: SEMI-ANNUALLY (CALENDAR)

Reports due 30 days after the reporting period.

The initial report is due 7/30/02.

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

Condition 41: Corrective action.

Effective between the dates of 02/06/2002 and 02/05/2007

Applicable Federal Requirement: 6NYCRR 227-1.6(a)

Item 41.1:

Any facility found in violation of the provisions of this Part shall not cause, permit, or allow the operation of the affected stationary combustion installation unless:

- (1) it is equipped with approved emission control equipment;
- (2) it is rehabilitated or upgraded in an approved manner; or
- (3) the fuel is changed to an acceptable type.

Condition 42: Corrective action.

Effective between the dates of 02/06/2002 and 02/05/2007

Applicable Federal Requirement: 6NYCRR 227-1.6(b)

Item 42.1:

The commissioner may seal the affected stationary combustion installation that does not comply with the



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provisions in subdivision 6 NYCRR 227-1.6(a) within the time provided.

Condition 43: Corrective action.
Effective between the dates of 02/06/2002 and 02/05/2007

Applicable Federal Requirement: 6NYCRR 227-1.6(c)

Item 43.1:

No person shall cause, permit, or allow the operation of any affected stationary combustion installation sealed by the commissioner in accordance with this section.

Condition 44: Corrective action.
Effective between the dates of 02/06/2002 and 02/05/2007

Applicable Federal Requirement: 6NYCRR 227-1.6(d)

Item 44.1:

No person except the commissioner or his representative shall remove, tamper with, or destroy any seal affixed to any affected stationary combustion installation.

Condition 45: EPA Region 2 address.
Effective between the dates of 02/06/2002 and 02/05/2007

Applicable Federal Requirement: 40CFR 60.4, NSPS Subpart A

Item 45.1:

All requests, reports, applications, submittals, and other communications to the Administrator pursuant to this part shall be submitted in duplicate to the following address:

Director, Division of Enforcement and Compliance Assistance
USEPA Region 2
290 Broadway, 21st Floor
New York, NY 10007-1886

Copies of all correspondence to the administrator pursuant to this part shall also be submitted to the NYSDEC Regional Office issuing this permit (see address at the beginning of this permit) and to the following address:

NYSDEC
Bureau of Enforcement and Compliance Assurance
625 Broadway
Albany, NY 12233-3258

Condition 46: Date of construction notification.
Effective between the dates of 02/06/2002 and 02/05/2007

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

Item 46.1:

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

- 1) a notification of the date construction or reconstruction commenced, postmarked no later than 30 days after such date;
- 3) a notification of the actual date of initial start up, postmarked within 15 days after such date;
- 4) a notification of any physical or operational change to an existing facility which may increase the emission rate of any air pollutant to which a standard applies, unless the change is specifically exempted under 40 CFR 60. The notice shall be postmarked 60 days or as soon as practicable before the change is commenced and shall include information describing the precise nature of the change, present and proposed emission control systems, productive capability of the facility before and after the change, and the expected completion date of the change. The Administrator may request additional information regarding the change;
- 5) a notification of the date upon which the demonstration of continuous monitoring system performance commences, postmarked not less than 30 days prior to such date;
- 6) a notification of the anticipated date for conducting the opacity observations, postmarked not less than 30 days prior to such date; and
- 7) a notification that continuous opacity monitoring system data results will be used to determine compliance with the applicable opacity standard during the performance test, postmarked not less than 30 days prior to the performance test.

Condition 47: Recordkeeping requirements.

Effective between the dates of 02/06/2002 and 02/05/2007

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

Item 47.1:

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 48: Excess emissions report.

Effective between the dates of 02/06/2002 and 02/05/2007

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

Item 48.1:

Affected owners or operators shall submit an excess emissions report and/or a summary report form (as defined in 40 CFR 60.7(d)) semi-annually (or more frequently as required by the applicable Subpart or



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the Administrator), to the Administrator. These reports shall be post marked no later than 30 days after each calendar quarter (or as appropriate), and shall contain the following information:

- 1) the magnitude of excess emissions computed, any conversion factors used, the date and time of each occurrence, and the process operating time during the reporting period;
- 2) specific identification of each period of excess emissions that occur during startup, shutdown, or malfunction, where the nature, cause, and corrective action are provided for a malfunction;
- 3) the date and time identifying each period during which the continuous monitoring system was inoperative except for zero and span checks and the nature of the system repairs or adjustments; and
- 4) when no excess emissions have occurred or when the continuous monitoring system(s) have not been inoperative, repaired, or adjusted, such information shall be provided in the report.

Condition 49: Excess emissions report.
Effective between the dates of 02/06/2002 and 02/05/2007

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

Item 49.1:

A summary report form, for each pollutant monitored, shall be sent to the Administrator in the form prescribed in Figure 1 of 40 CFR Part 60.7(d).

Condition 50: Facility files for subject sources.
Effective between the dates of 02/06/2002 and 02/05/2007

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

Item 50.1:

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 51: Performance testing timeline.
Effective between the dates of 02/06/2002 and 02/05/2007

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

Item 51.1:

Within 60 days after achieving the maximum production rate, but not later than 180 days after initial startup of the facility, the owner or operator of the facility shall conduct performance testing and provide the results of such tests, in a written report, to the Administrator.

Condition 52: Performance test methods.



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Effective between the dates of 02/06/2002 and 02/05/2007

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

Item 52.1:

Performance testing shall be conducted in accordance with the methods and procedures prescribed in 40 CFR 60 or by alternative methods and procedures approved by the Administrator.

Condition 53: Required performance test information.

Effective between the dates of 02/06/2002 and 02/05/2007

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

Item 53.1:

Performance tests shall be conducted under such conditions specified by the Administrator, based upon representative performance data supplied by the owner or operator of the facility.

Condition 54: Prior notice.

Effective between the dates of 02/06/2002 and 02/05/2007

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

Item 54.1:

The owner or operator shall provide the Administrator with prior notice of any performance test at least 30 days in advance of testing.

Condition 55: Performance testing facilities.

Effective between the dates of 02/06/2002 and 02/05/2007

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

Item 55.1:

The following performance testing facilities shall be provided during all tests:

- 1) sampling ports adequate for tests methods applicable to such facility;
- 2) a safe sampling platform;
- 3) a safe access to the sampling platform; and
- 4) utilities for sampling and testing equipment.

Condition 56: Number of required tests.

Effective between the dates of 02/06/2002 and 02/05/2007

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



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Item 56.1:

Each performance test shall consist of three separate runs, at the specified duration required in the applicable test method. Compliance with all applicable standards shall be determined by using the arithmetic means of the results of the three runs.

Condition 57: Availability of information.

Effective between the dates of 02/06/2002 and 02/05/2007

Applicable Federal Requirement: 40CFR 60.9, NSPS Subpart A

Item 57.1:

The availability to the public of information provided to, or otherwise obtained by, the Administrator under this part shall be governed by 40 CFR Part 2.

Condition 58: Opacity standard compliance testing.

Effective between the dates of 02/06/2002 and 02/05/2007

Applicable Federal Requirement: 40CFR 60.11, NSPS Subpart A

Item 58.1:

The following conditions shall be used to determine compliance with the opacity standards:

1) observations shall be conducted in accordance with Reference Method 9, in Appendix A of 40 CFR Part 60 (or an equivalent method approved by the Administrator including continuous opacity monitors);

2) the opacity standards apply at all times except during periods of start up, shutdown, and malfunction; and

3) all other applicable conditions cited in section 60.11 of this part.

Condition 59: Circumvention.

Effective between the dates of 02/06/2002 and 02/05/2007

Applicable Federal Requirement: 40CFR 60.12, NSPS Subpart A

Item 59.1:

No owner or operator subject to the provisions of this part shall build, erect, install, or use any article, machine, equipment or process, the use of which conceals an emission which would otherwise constitute a violation of an applicable standard. Such concealment includes, but is not limited to, the use of gaseous diluents to achieve compliance with an opacity standard or with a standard which is based on the concentration of a pollutant in the gases discharged to the atmosphere.

Condition 60: Monitoring requirements.

Effective between the dates of 02/06/2002 and 02/05/2007

Applicable Federal Requirement: 40CFR 60.13, NSPS Subpart A

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Item 60.1:

All continuous monitoring systems and devices shall be installed, calibrated, maintained, and operated in accordance with the requirements of section 60.13.

Condition 61: Modifications.

Effective between the dates of 02/06/2002 and 02/05/2007

Applicable Federal Requirement: 40CFR 60.14, NSPS Subpart A

Item 61.1:

Within 180 days of the completion of any physical or operational change (as defined in section 60.14), compliance with the applicable standards must be achieved.

Condition 62: Reconstruction

Effective between the dates of 02/06/2002 and 02/05/2007

Applicable Federal Requirement: 40CFR 60.15, NSPS Subpart A

Item 62.1:

The following shall be submitted to the Administrator prior to reconstruction (as defined in section 60.15):

- 1) a notice of intent to reconstruct 60 days prior to the action;
- 2) name and address of the owner or operator;
- 3) the location of the existing facility;
- 4) a brief description of the existing facility and the components to be replaced;
- 5) a description of the existing air pollution control equipment and the proposed air pollution control equipment;
- 6) an estimate of the fixed capital cost of the replacements and of constructing a comparable entirely new facility;
- 7) the estimated life of the facility after the replacements; and
- 8) a discussion of any economic or technical limitations the facility may have in complying with the applicable standards of performance after the proposed replacements.

Condition 63: Recycling and Emissions Reduction

Effective between the dates of 02/06/2002 and 02/05/2007

Applicable Federal Requirement: 40CFR 82, Subpart F

Item 63.1:



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The permittee shall comply with the standards for recycling and emissions reduction pursuant to 40 CFR Part 82, Subpart F, except as provided for MVAC's in Subpart B:

- a. Persons opening appliances for maintenance, service, repair, or disposal must comply with the required practices pursuant to 40 CFR Part 82.156.
- b. Equipment used during the maintenance, service, repair, or disposal of appliances must comply with the standards for recycling and recovery equipment pursuant to 40 CFR Part 82.158.
- c. Persons performing maintenance, service, repair, or disposal of appliances must be certified by an approved technician certification program pursuant to 40 CFR Part 82.161.
- d. Persons disposing of small appliances, MVAC's, and MVAC-like appliances must comply with recordkeeping requirements pursuant to 40 CFR Part 82.166. ("MVAC-like appliance as defined at 40 CFR Part 82.152)
- e. Persons owning commercial or industrial process refrigeration equipment must comply with the leak repair requirements pursuant to 40 CFR Part 82.156.
- f. Owners/operators of appliances normally containing 50 or more pounds of refrigerant must keep records of refrigerant purchased and added to such appliances pursuant to 40 CFR Part 82.166.

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

**Condition 64: Emission Point Definition By Emission Unit
Effective between the dates of 02/06/2002 and 02/05/2007**

Applicable Federal Requirement: 6NYCRR 201-6.

Item 64.1:

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

Emission Unit: U-FR001

Emission Point: FR001

Height (ft.): 15	Diameter (in.): 20	
NYTMN (km.): 4520.4	NYTME (km.): 592.4	Building: FRANKLIN

Item 64.2:

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

Emission Unit: U-FR002

Emission Point: FR002

Height (ft.): 15	Diameter (in.): 20	
NYTMN (km.): 4520.4	NYTME (km.): 592.4	Building: FRANKLIN



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Item 64.3:

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

Emission Unit: U-FR003

Emission Point: FR003

Height (ft.): 15

Diameter (in.): 20

NYTMN (km.): 4520.4

NYTME (km.): 592.4

Building: FRANKLIN

Item 64.4:

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

Emission Unit: U-FT000

Emission Point: FT000

Height (ft.): 120

Length (in.): 71

Width (in.): 55

NYTMN (km.): 4520.4

NYTME (km.): 592.4

Building: FULTON

Condition 65: Process Definition By Emission Unit

Effective between the dates of 02/06/2002 and 02/05/2007

Applicable Federal Requirement: 6NYCRR 201-6.

Item 65.1:

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

Emission Unit: U-FR001

Process: FR1

Source Classification Code: 1-03-006-02

Process Description:

ONE (1) 10.5 MMBTU/HR LOW PRESSURE CLEAVER BROOKS MODEL CB 200-250 STEAM BOILER, LOCATED IN THE PENTHOUSE OF THE 9-STORY FRANKLIN BUILDING. THIS BOILER HAS AN EMISSION SOURCE UNIT ID OF FR001. THIS BOILER BURNS NUMBER 2 FUEL OIL OR NATURAL GAS. NATURAL GAS IS THE PRIMARY FUEL AND NUMBER 2 FUEL OIL ACTS AS A BACK- UP FUEL FIRING DURING NATURAL GAS INTERRUPTIONS. THE EMISSIONS FROM THIS BOILER ARE INDIVIDUALLY DUCTED TO EMISSION POINT FR001. PROCESS EMISSIONS SUMMARIES REFLECT WORST-CASE SCENARIO EMISSIONS FROM FR001.

Emission Source/Control: FR001 - Combustion

Design Capacity: 10.5 million Btu per hour

Item 65.2:

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

Emission Unit: U-FR002

Process: FR2

Source Classification Code: 1-03-006-02

Process Description:

ONE (1) 10.5 MMBTU/HR LOW PRESSURE CLEAVER BROOKS MODEL CB 200-250 STEAM BOILER, LOCATED IN THE PENTHOUSE OF THE 9-STORY FRANKLIN BUILDING. THIS BOILER HAS AN EMISSION SOURCE UNIT ID OF FR002. THIS BOILER BURNS NUMBER 2 FUEL OIL OR NATURAL GAS. NATURAL GAS IS THE PRIMARY FUEL AND NUMBER 2 FUEL OIL ACTS AS A BACK- UP FUEL FIRING DURING NATURAL GAS INTERRUPTIONS. THE EMISSIONS FROM THIS BOILER ARE INDIVIDUALLY DUCTED TO EMISSION POINT FR002. PROCESS EMISSIONS SUMMARIES REFLECT WORST-CASE SCENARIO EMISSIONS FROM FR002.

Emission Source/Control: FR002 - Combustion

Design Capacity: 10.5 million Btu per hour

Item 65.3:

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

Emission Unit: U-FR003

Process: FR3

Source Classification Code: 1-03-006-02

Process Description:

ONE (1) 10.5 MMBTU/HR LOW PRESSURE CLEAVER BROOKS MODEL CB 200-250 STEAM BOILER, LOCATED IN THE PENTHOUSE OF THE 9-STORY FRANKLIN BUILDING. THIS BOILER HAS AN EMISSION SOURCE UNIT ID OF FR003. THIS BOILER BURNS NUMBER 2 FUEL OIL OR NATURAL GAS. NATURAL GAS IS THE PRIMARY FUEL AND NUMBER 2 FUEL OIL ACTS AS A BACK- UP FUEL FIRING DURING NATURAL GAS INTERRUPTIONS. THE EMISSIONS FROM THIS BOILER ARE INDIVIDUALLY DUCTED TO EMISSION POINT FR003. PROCESS EMISSIONS SUMMARIES REFLECT WORST-CASE SCENARIO EMISSIONS FROM FR003.

Emission Source/Control: FR003 - Combustion

Design Capacity: 10.5 million Btu per hour

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Item 65.4:

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

Emission Unit: U-FT000

Process: FT1

Source Classification Code: 1-03-005-02

Process Description:

ONE (1) 12.5 MMBTU/HR LOW PRESSURE CLEAVER BROOKS, MODEL CB 200-300-15 INSTALLED IN THE NEW BOILER ROOM IN 1998. ALL EMISSION UNIT U-FT000 SOURCES ARE DUCTED TO A COMMON STACK, EMISSION POINT FT000.
THIS 12.5 MMBTU/HR BOILER HAS AN EMISSION SOURCE/CONTROL UNIT ID OF FT001 AND OPERATES ON NUMBER 2 FUEL OIL AS THE PRIMARY FUEL AND NATURAL GAS AS THE SECONDARY FUEL. PROCESS EMISSIONS SUMMARY REFLECTS WORST-CASE SCENARIO EMISSIONS FROM FT001 ONLY.
EMISSION UNIT EMISSIONS SUMMARY REFLECTS EMISSIONS FROM ALL FIVE EMISSION SOURCES (TWO 12.5 MMBTU/HR AND THREE 0.42 MMBTU/HR BOILERS - EMISSION SOURCES FT001, FT002, FT003, FT004 & FT005) IN EMISSION UNIT U-FT000.

Emission Source/Control: FT001 - Combustion
Design Capacity: 12.5 million Btu per hour

Item 65.5:

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

Emission Unit: U-FT000

Process: FT2

Source Classification Code: 1-03-005-02

Process Description:

ONE (1) 12.5 MMBTU/HR LOW PRESSURE CLEAVER BROOKS, MODEL CB 200-300-15 INSTALLED IN THE NEW BOILER ROOM IN 1998. ALL EMISSION UNIT U-FT000 SOURCES ARE DUCTED TO A COMMON STACK, EMISSION POINT FT000.
THIS 12.5 MMBTU/HR BOILER HAS AN EMISSION SOURCE/CONTROL UNIT ID OF FT002 AND OPERATES ON NUMBER 2 FUEL OIL AS THE PRIMARY FUEL AND NATURAL GAS AS THE SECONDARY FUEL. PROCESS EMISSIONS SUMMARY REFLECTS WORST-CASE SCENARIO EMISSIONS FROM FT002 ONLY.
EMISSION UNIT EMISSIONS SUMMARY REFLECTS EMISSIONS FROM ALL FIVE EMISSION SOURCES



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(TWO 12.5 MMBTU/HR AND THREE 0.42 MMBTU/HR
BOILERS - EMISSION SOURCES FT001, FT002,
FT003, FT004 & FT005) IN EMISSION UNIT
U-FT000.

Emission Source/Control: FT002 - Combustion
Design Capacity: 12.5 million Btu per hour

Item 65.6:

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

Emission Unit: U-FT000

Process: FT3

Source Classification Code: 1-03-006-03

Process Description:

ONE (1) 0.42 MMBTU/HR HIGH PRESSURE,
PACKAGED AUTOMATIC STEAM BOILER TO BE
INSTALLED IN THE NEW BOILER ROOM UPON THE
ISSUANCE OF THIS TITLE V PERMIT (FEBRUARY
2002). ALL EMISSION UNIT U-FT000 SOURCES
ARE DUCTED TO A COMMON STACK, EMISSION
POINT FT000.

THIS 0.42 MMBTU/HR BOILER HAS AN EMISSION
SOURCE/CONTROL UNIT ID of FT003 AND
OPERATES ONLY ON NATURAL GAS AND IS
CONSIDERED EXEMPT FROM PERMITTING IN
ACCORDANCE WITH 6NYCRR 201-3.2(c).

PROCESS EMISSIONS SUMMARY REFLECTS WORST-
CASE SCENARIO EMISSIONS FROM FT003 ONLY.

EMISSION UNIT EMISSIONS SUMMARY REFLECTS
EMISSIONS FROM ALL FIVE EMISSION SOURCES
(TWO 12.5 MMBTU/HR AND THREE 0.42 MMBTU/HR
BOILERS - EMISSION SOURCES FT001, FT002,
FT003, FT004 & FT005) IN EMISSION UNIT
U-FT000.

Emission Source/Control: FT003 - Combustion
Design Capacity: 0.42 million Btu per hour

Item 65.7:

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

Emission Unit: U-FT000

Process: FT4

Source Classification Code: 1-03-006-03

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Process Description:

ONE (1) 0.42 MMBTU/HR HIGH PRESSURE, PACKAGED AUTOMATIC STEAM BOILER TO BE INSTALLED IN THE NEW BOILER ROOM UPON THE ISSUANCE OF THIS TITLE V PERMIT (FEBRUARY 2002). ALL EMISSION UNIT U-FT000 SOURCES ARE DUCTED TO A COMMON STACK, EMISSION POINT FT000.

THIS 0.42 MMBTU/HR BOILER HAS AN EMISSION SOURCE/CONTROL UNIT ID of FT004 AND OPERATES ONLY ON NATURAL GAS AND IS CONSIDERED EXEMPT FROM PERMITTING IN ACCORDANCE WITH 6NYCRR 201-3.2(c).

PROCESS EMISSIONS SUMMARY REFLECTS WORST-CASE SCENARIO EMISSIONS FROM FT004 ONLY.

EMISSION UNIT EMISSIONS SUMMARY REFLECTS EMISSIONS FROM ALL FIVE EMISSION SOURCES (TWO 12.5 MMBTU/HR AND THREE 0.42 MMBTU/HR BOILERS - EMISSION SOURCES FT001, FT002, FT003, FT004 & FT005) IN EMISSION UNIT U-FT000.

Emission Source/Control: FT004 - Combustion
Design Capacity: 0.42 million Btu per hour

Item 65.8:

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

Emission Unit: U-FT000

Process: FT5

Source Classification Code: 1-03-006-03

Process Description:

ONE (1) 0.42 MMBTU/HR HIGH PRESSURE, PACKAGED AUTOMATIC STEAM BOILER TO BE INSTALLED IN THE NEW BOILER ROOM UPON THE ISSUANCE OF THIS TITLE V PERMIT (1/2002). ALL EMISSION UNIT U-FT000 SOURCES ARE DUCTED TO A COMMON STACK, EMISSION POINT FT000.

THIS 0.42 MMBTU/HR BOILER HAS AN EMISSION SOURCE/CONTROL UNIT ID of FT005 AND OPERATES ONLY ON NATURAL GAS AND IS CONSIDERED EXEMPT FROM PERMITTING IN ACCORDANCE WITH 6NYCRR 201-3.2(c).

PROCESS EMISSIONS SUMMARY REFLECTS WORST-

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CASE SCENARIO EMISSIONS FROM FT005 ONLY.

EMISSION UNIT EMISSIONS SUMMARY REFLECTS EMISSIONS FROM ALL FIVE EMISSION SOURCES (TWO 12.5 MMBTU/HR AND THREE 0.42 MMBTU/HR BOILERS - EMISSION SOURCES FT001, FT002, FT003, FT004 & FT005) IN EMISSION UNIT U-FT000.

Emission Source/Control: FT005 - Combustion
Design Capacity: 0.42 million Btu per hour

Condition 66: Exemption from the averaging period.
Effective between the dates of 02/06/2002 and 02/05/2007

Applicable Federal Requirement: 40CFR 60.42c(h), NSPS Subpart Dc

Item 66.1:
This Condition applies to Emission Unit: U-FR001

Item 66.2:
Compliance with emission limits and/or fuel oil sulfur limitations shall be based on a certification from the fuel supplier as stated in paragraph 40 CFR 60-Dc.48c(f)(1), (2), or (3) as applicable.

Condition 67: Enforceability.
Effective between the dates of 02/06/2002 and 02/05/2007

Applicable Federal Requirement: 40CFR 60.42c(i), NSPS Subpart Dc

Item 67.1:
This Condition applies to Emission Unit: U-FR001

Item 67.2:
The sulfur dioxide emission limits, percentage reductions, and fuel oil sulfur limitations shall apply at all times, including periods of startup, shutdown, and malfunction.

Condition 68: Compliance Certification
Effective between the dates of 02/06/2002 and 02/05/2007

Applicable Federal Requirement: 40CFR 60.48c(a), NSPS Subpart Dc

Item 68.1:
The Compliance Certification activity will be performed for:

Emission Unit: U-FR001

Item 68.2:



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Compliance Certification shall include the following monitoring:

Monitoring Type: RECORD KEEPING/MAINTENANCE PROCEDURES

Monitoring Description:

The owner and operator of each affected facility shall submit notification of the date of construction or reconstruction, anticipated startup, and actual startup, as provided by 40 CFR 60.7 of this part. This notification shall include:

- (1) The design heat input capacity of the affected facility and identification of fuels to be combusted in the affected facility.
- (2) If applicable, a copy of any Federally enforceable requirement that limits the annual capacity factor for any fuel or mixture of fuels under 40 CFR 60.42c., or 40 CFR 60.43c.
- (3) The annual capacity factor at which the owner or operator anticipates operating the affected facility based on all fuels fired and based on each individual fuel fired.

Monitoring Frequency: SINGLE OCCURRENCE

Reporting Requirements: AS REQUIRED - SEE MONITORING DESCRIPTION

Condition 69: Compliance Certification
Effective between the dates of 02/06/2002 and 02/05/2007

Applicable Federal Requirement: 40CFR 60.48c(d), NSPS Subpart Dc

Item 69.1:

The Compliance Certification activity will be performed for:

Emission Unit: U-FR001

Regulated Contaminant(s):

CAS No: 007446-09-5 SULFUR DIOXIDE

Item 69.2:

Compliance Certification shall include the following monitoring:

Monitoring Type: RECORD KEEPING/MAINTENANCE PROCEDURES

Monitoring Description:

The owner or operator of each affected facility subject to the SO₂ emission limits, fuel oil sulfur limits, or percent reduction requirements under §60.42c shall submit

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semi-annual reports to the Administrator.

Monitoring Frequency: AS REQUIRED - SEE MONITORING
DESCRIPTION

Reporting Requirements: SEMI-ANNUALLY (CALENDAR)

Reports due 30 days after the reporting period.

The initial report is due 7/30/02.

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

Condition 70: Compliance Certification

Effective between the dates of 02/06/2002 and 02/05/2007

Applicable Federal Requirement: 40CFR 60.48c(e)(11), NSPS Subpart Dc

Item 70.1:

The Compliance Certification activity will be performed for:

Emission Unit: U-FR001

Regulated Contaminant(s):

CAS No: 007446-09-5 SULFUR DIOXIDE

Item 70.2:

Compliance Certification shall include the following monitoring:

Monitoring Type: RECORD KEEPING/MAINTENANCE PROCEDURES

Monitoring Description:

The owner or operator of each affected facility subject to the SO₂ emission limits, fuel oil sulfur limits, or percent reduction requirements under §60.43c shall keep records as required under §60.48c(d) including the following information.

If fuel supplier certification is used to demonstrate compliance, records of fuel supplier certification as described under paragraph §60.48c(f)(1)(2) or (3). In addition to records of fuel supplier certification, the semi-annual report shall include a certified statement signed by the owner or operator of the affected facility that the records of fuel supplier certifications submitted represent all of the fuel combusted during the quarter.

Monitoring Frequency: AS REQUIRED - SEE MONITORING
DESCRIPTION

Reporting Requirements: SEMI-ANNUALLY (CALENDAR)

Reports due 30 days after the reporting period.

The initial report is due 7/30/02.

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

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Condition 71: Compliance Certification

Effective between the dates of 02/06/2002 and 02/05/2007

Applicable Federal Requirement: 40CFR 60.48c(f)(1), NSPS Subpart Dc

Item 71.1:

The Compliance Certification activity will be performed for:

Emission Unit: U-FR001

Regulated Contaminant(s):

CAS No: 007446-09-5 SULFUR DIOXIDE

Item 71.2:

Compliance Certification shall include the following monitoring:

Monitoring Type: RECORD KEEPING/MAINTENANCE PROCEDURES

Monitoring Description:

Fuel supplier certification shall include the following information for distillate oil:

- i) The name of the oil supplier, and
- ii) A statement from the oil supplier that the oil complies with the specifications under the definition of distillate oil in §60.41c. 60-Dc 41c defines distillate oil as fuel that complies with the specifications for fuel oil numbers 1 or 2, as defined by the American Society for Testing and Materials in ASTM D396-78, A standard n0 Specification for Fuel Oils.

Monitoring Frequency: AS REQUIRED - SEE MONITORING DESCRIPTION

Reporting Requirements: SEMI-ANNUALLY (ANNIVERSARY)

Initial Report Due: 09/04/2002 for the period 02/06/2002 through 08/05/2002

Condition 72: Duration of records maintained.

Effective between the dates of 02/06/2002 and 02/05/2007

Applicable Federal Requirement: 40CFR 60.48c(i), NSPS Subpart Dc

Item 72.1:

This Condition applies to Emission Unit: U-FR001

Item 72.2:

All records required under this section shall be maintained by the owner or operator of the affected facility for a period of two years following the date of such record.

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Condition 73: Compliance Certification

Effective between the dates of 02/06/2002 and 02/05/2007

Applicable Federal Requirement: 6NYCRR 227-1.3

Item 73.1:

The Compliance Certification activity will be performed for:

Emission Unit: U-FR001 Emission Point: FR001

Item 73.2:

Compliance Certification shall include the following monitoring:

Monitoring Type: RECORD KEEPING/MAINTENANCE PROCEDURES

Monitoring Description:

Operators of oil-fired boilers which are not exempt from permitting and where a continuous opacity monitor is not utilized for measuring smoke emissions, shall be required to perform the following:

1) Observe the stack for each boiler which is operating on oil once per day for visible emissions. This observation(s) must be conducted during daylight hours except during adverse weather conditions (fog, rain, or snow).

2) The results of each observation must be recorded in a bound logbook or other format acceptable to the Department. The following data must be recorded for each stack:

- date and time of day
- observer's name
- identity of emission point
- weather condition
- was a plume observed?

Inclement weather conditions shall be recorded for those days when observations are prohibited. This logbook must be retained at the facility for five (5) years after the date of the last entry.

3) If the operator observes any visible emissions (other than steam - see below) two consecutive days firing oil (the firing of other fuels in between days of firing oil does not count as an interruption in the consecutive days of firing oil), then a Method 9 analysis (based upon a 6-minute mean) of the affected emission point(s) must be



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conducted within two (2) business days of such occurrence.

The results of the Method 9 analysis must be recorded in the logbook. The operator must contact the Regional Air Pollution Control Engineer within one (1) business day of performing the Method 9 analysis if the opacity standard is contravened. Upon notification, any corrective actions or future compliance schedules shall be presented to the Department for acceptance.

**** NOTE **** Steam plumes generally form after leaving the top of the stack (this is known as a detached plume). The distance between the stack and the beginning of the detached plume may vary, however, there is (normally) a distinctive distance between the plume and stack. Steam plumes are white in color and have a billowy consistency. Steam plumes dissipate within a short distance of the stack (the colder the air the longer the steam plume will last) and leave no dispersion trail downwind of the stack.

Monitoring Frequency: DAILY

Reporting Requirements: SEMI-ANNUALLY (CALENDAR)

Reports due 30 days after the reporting period.

The initial report is due 7/30/02.

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

Condition 74: Compliance Certification

Effective between the dates of 02/06/2002 and 02/05/2007

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

Item 74.1:

The Compliance Certification activity will be performed for:

Emission Unit: U-FR001 Emission Point: FR001

Item 74.2:

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.



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Parameter Monitored: OPACITY
Upper Permit Limit: 20 percent
Averaging Method: 6-MINUTE AVERAGE (METHOD 9)
Reporting Requirements: SEMI-ANNUALLY (CALENDAR)
Reports due 30 days after the reporting period.
The initial report is due 7/30/02.
Subsequent reports are due every 6 calendar month(s).

Condition 75: Compliance Certification
Effective between the dates of 02/06/2002 and 02/05/2007

Applicable Federal Requirement: 6NYCRR 227-1.3

Item 75.1:

The Compliance Certification activity will be performed for:

Emission Unit: U-FR002 Emission Point: FR002

Item 75.2:

Compliance Certification shall include the following monitoring:

Monitoring Type: RECORD KEEPING/MAINTENANCE PROCEDURES

Monitoring Description:

Operators of oil-fired boilers which are not exempt from permitting and where a continuous opacity monitor is not utilized for measuring smoke emissions, shall be required to perform the following:

1) Observe the stack for each boiler which is operating on oil once per day for visible emissions. This observation(s) must be conducted during daylight hours except during adverse weather conditions (fog, rain, or snow).

2) The results of each observation must be recorded in a bound logbook or other format acceptable to the Department. The following data must be recorded for each stack:

- date and time of day
- observer's name
- identity of emission point
- weather condition
- was a plume observed?

Inclement weather conditions shall be recorded for those days when observations are prohibited. This logbook must be retained at the facility for five (5) years after the

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date of the last entry.

3) If the operator observes any visible emissions (other than steam - see below) two consecutive days firing oil (the firing of other fuels in between days of firing oil does not count as an interruption in the consecutive days of firing oil), then a Method 9 analysis (based upon a 6-minute mean) of the affected emission point(s) must be conducted within two (2) business days of such occurrence. The results of the Method 9 analysis must be recorded in the logbook. The operator must contact the Regional Air Pollution Control Engineer within one (1) business day of performing the Method 9 analysis if the opacity standard is contravened. Upon notification, any corrective actions or future compliance schedules shall be presented to the Department for acceptance.

**** NOTE **** Steam plumes generally form after leaving the top of the stack (this is known as a detached plume). The distance between the stack and the beginning of the detached plume may vary, however, there is (normally) a distinctive distance between the plume and stack. Steam plumes are white in color and have a billowy consistency. Steam plumes dissipate within a short distance of the stack (the colder the air the longer the steam plume will last) and leave no dispersion trail downwind of the stack.

Monitoring Frequency: DAILY

Reporting Requirements: SEMI-ANNUALLY (CALENDAR)

Reports due 30 days after the reporting period.

The initial report is due 7/30/02.

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

Condition 76: Compliance Certification
Effective between the dates of 02/06/2002 and 02/05/2007

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

Item 76.1:

The Compliance Certification activity will be performed for:

Emission Unit: U-FR002 Emission Point: FR002

Item 76.2:

Compliance Certification shall include the following monitoring:



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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: SEMI-ANNUALLY (CALENDAR)

Reports due 30 days after the reporting period.

The initial report is due 7/30/02.

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

Condition 77: Compliance Certification
Effective between the dates of 02/06/2002 and 02/05/2007

Applicable Federal Requirement: 6NYCRR 227-1.3

Item 77.1:

The Compliance Certification activity will be performed for:

n0 Emission Unit: U-FR003

Emission Point: FR003

Item 77.2:

Compliance Certification shall include the following monitoring:

Monitoring Type: RECORD KEEPING/MAINTENANCE PROCEDURES

Monitoring Description:

Operators of oil-fired boilers which are not exempt from permitting and where a continuous opacity monitor is not utilized for measuring smoke emissions, shall be required to perform the following:

1) Observe the stack for each boiler which is operating on oil once per day for visible emissions. This observation(s) must be conducted during daylight hours except during adverse weather conditions (fog, rain, or snow).

2) The results of each observation must be recorded in a bound logbook or other format acceptable to the Department. The following data must be recorded for each stack:

- date and time of day

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- observer's name
- identity of emission point
- weather condition
- was a plume observed?

Inclement weather conditions shall be recorded for those days when observations are prohibited. This logbook must be retained at the facility for five (5) years after the date of the last entry.

3) If the operator observes any visible emissions (other than steam - see below) two consecutive days firing oil (the firing of other fuels in between days of firing oil does not count as an interruption in the consecutive days of firing oil), then a Method 9 analysis (based upon a 6-minute mean) of the affected emission point(s) must be conducted within two (2) business days of such occurrence.

The results of the Method 9 analysis must be recorded in the logbook. The operator must contact the Regional Air Pollution Control Engineer within one (1) business day of performing the Method 9 analysis if the opacity standard is contravened. Upon notification, any corrective actions or future compliance schedules shall be presented to the Department for acceptance.

**** NOTE **** Steam plumes generally form after leaving the top of the stack (this is known as a detached plume). The distance between the stack and the beginning of the detached plume may vary, however, there is (normally) a distinctive distance between the plume and stack. Steam plumes are white in color and have a billowy consistency. Steam plumes dissipate within a short distance of the stack (the colder the air the longer the steam plume will last) and leave no dispersion trail downwind of the stack.

Monitoring Frequency: DAILY

Reporting Requirements: SEMI-ANNUALLY (CALENDAR)

Reports due 30 days after the reporting period.

The initial report is due 7/30/02.

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

Condition 78: Compliance Certification
Effective between the dates of 02/06/2002 and 02/05/2007

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



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Item 78.1:

The Compliance Certification activity will be performed for:

Emission Unit: U-FR003 Emission Point: FR003

Item 78.2:

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: SEMI-ANNUALLY (CALENDAR)

Reports due 30 days after the reporting period.

The initial report is due 7/30/02.

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

Condition 79: Exemption from the averaging period.

Effective between the dates of 02/06/2002 and 02/05/2007

Applicable Federal Requirement: 40CFR 60.42c(h), NSPS Subpart Dc

Item 79.1:

This Condition applies to Emission Unit: U-FT000

Item 79.2:

Compliance with emission limits and/or fuel oil sulfur limitations shall be based on a certification from the fuel supplier as stated in paragraph 40 CFR 60-Dc.48c(f)(1), (2), or (3) as applicable.

Condition 80: Enforceability.

Effective between the dates of 02/06/2002 and 02/05/2007

Applicable Federal Requirement: 40CFR 60.42c(i), NSPS Subpart Dc

Item 80.1:

This Condition applies to Emission Unit: U-FT000

Item 80.2:

The sulfur dioxide emission limits, percentage reductions, and fuel oil sulfur limitations shall apply at all times, including periods of startup, shutdown, and malfunction.

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Condition 81: Compliance Certification

Effective between the dates of 02/06/2002 and 02/05/2007

Applicable Federal Requirement: 40CFR 60.48c(a), NSPS Subpart Dc

Item 81.1:

The Compliance Certification activity will be performed for:

Emission Unit: U-FT000

Item 81.2:

Compliance Certification shall include the following monitoring:

Monitoring Type: RECORD KEEPING/MAINTENANCE PROCEDURES

Monitoring Description:

The owner and operator of each affected facility shall submit notification of the date of construction or reconstruction, anticipated startup, and actual startup, as provided by 40 CFR 60.7 of this part. This notification shall include:

- (1) The design heat input capacity of the affected facility and identification of fuels to be combusted in the affected facility.
- (2) If applicable, a copy of any Federally enforceable requirement that limits the annual capacity factor for any fuel or mixture of fuels under 40 CFR 60.42c., or 40 CFR 60.43c.
- (3) The annual capacity factor at which the owner or operator anticipates operating the affected facility based on all fuels fired and based on each individual fuel fired.

Monitoring Frequency: SINGLE OCCURRENCE

Reporting Requirements: AS REQUIRED - SEE MONITORING DESCRIPTION

Condition 82: Compliance Certification

Effective between the dates of 02/06/2002 and 02/05/2007

Applicable Federal Requirement: 40CFR 60.48c(d), NSPS Subpart Dc

Item 82.1:

The Compliance Certification activity will be performed for:

Emission Unit: U-FT000

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Regulated Contaminant(s):

CAS No: 007446-09-5 SULFUR DIOXIDE

Item 82.2:

Compliance Certification shall include the following monitoring:

Monitoring Type: RECORD KEEPING/MAINTENANCE PROCEDURES

Monitoring Description:

The owner or operator of each affected facility subject to the SO₂ emission limits, fuel oil sulfur limits, or percent reduction requirements under §60.42c shall submit semi-annual reports to the Administrator.

Monitoring Frequency: AS REQUIRED - SEE MONITORING DESCRIPTION

Reporting Requirements: SEMI-ANNUALLY (CALENDAR)

Reports due 30 days after the reporting period.

The initial report is due 7/30/02.

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

Condition 83: Compliance Certification

Effective between the dates of 02/06/2002 and 02/05/2007

Applicable Federal Requirement: 40CFR 60.48c(e)(11), NSPS Subpart Dc

Item 83.1:

The Compliance Certification activity will be performed for:

Emission Unit: U-FT000

Regulated Contaminant(s):

CAS No: 007446-09-5 SULFUR DIOXIDE

Item 83.2:

Compliance Certification shall include the following monitoring:

Monitoring Type: RECORD KEEPING/MAINTENANCE PROCEDURES

Monitoring Description:

The owner or operator of each affected facility subject to the SO₂ emission limits, fuel oil sulfur limits, or percent reduction requirements under §60.43c shall keep records as required under §60.48c(d) including the following information.

If fuel supplier certification is used to demonstrate compliance, records of fuel supplier certification as described under paragraph §60.48c(f)(1)(2) or (3). In



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addition to records of fuel supplier certification, the semi-annual report shall include a certified statement signed by the owner or operator of the affected facility that the records of fuel supplier certifications submitted represent all of the fuel combusted during the quarter.

Monitoring Frequency: AS REQUIRED - SEE MONITORING DESCRIPTION

Reporting Requirements: SEMI-ANNUALLY (CALENDAR)

Reports due 30 days after the reporting period.

The initial report is due 7/30/02.

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

Condition 84: Compliance Certification

Effective between the dates of 02/06/2002 and 02/05/2007

Applicable Federal Requirement: 40CFR 60.48c(f)(1), NSPS Subpart Dc

Item 84.1:

The Compliance Certification activity will be performed for:

Emission Unit: U-FT000

Regulated Contaminant(s):

CAS No: 007446-09-5 SULFUR DIOXIDE

Item 84.2:

Compliance Certification shall include the following monitoring:

Monitoring Type: RECORD KEEPING/MAINTENANCE PROCEDURES

Monitoring Description:

_____the following information for distillate oil:

- i) The name of the oil supplier, and
- ii) A statement from the oil supplier that the oil complies with the specifications under the definition of distillate oil in §60.41c. 60-Dc 41c defines distillate oil as fuel that complies with the specifications for fuel oil numbers 1 or 2, as defined by the American Society for Testing and Materials in ASTM D396-78, A standard Specification for Fuel Oils.

Monitoring Frequency: AS REQUIRED - SEE MONITORING DESCRIPTION

Reporting Requirements: SEMI-ANNUALLY (ANNIVERSARY)

Initial Report Due: 09/04/2002 for the period 02/06/2002 through 08/05/2002

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Condition 85: Duration of records maintained.
Effective between the dates of 02/06/2002 and 02/05/2007

Applicable Federal Requirement: 40CFR 60.48c(i), NSPS Subpart Dc

Item 85.1:

This Condition applies to Emission Unit: U-FT000

Item 85.2:

All records required under this section shall be maintained by the owner or operator of the affected facility for a period of two years following the date of such record.

Condition 86: Compliance Certification
Effective between the dates of 02/06/2002 and 02/05/2007

Applicable Federal Requirement: 6NYCRR 227-1.3

Item 86.1:

The Compliance Certification activity will be performed for:

Emission Unit: U-FT000 Emission Point: FT000

Item 86.2:

Compliance Certification shall include the following monitoring:

Monitoring Type: RECORD KEEPING/MAINTENANCE PROCEDURES

Monitoring Description:

Operators of oil-fired boilers which are not exempt from permitting and where a continuous opacity monitor is not utilized for measuring smoke emissions, shall be required to perform the following:

1) Observe the stack for each boiler which is operating on oil once per day for visible emissions. This observation(s) must be conducted during daylight hours except during adverse weather conditions (fog, rain, or snow).

2) The results of each observation must be recorded in a bound logbook or other format acceptable to the Department. The following data must be recorded for each stack:

- date and time of day
- observer's name
- identity of emission point
- weather condition
- was a plume observed?

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Inclement weather conditions shall be recorded for those days when observations are prohibited. This logbook must be retained at the facility for five (5) years after the date of the last entry.

3) If the operator observes any visible emissions (other than steam - see below) two consecutive days firing oil (the firing of other fuels in between days of firing oil does not count as an interruption in the consecutive days of firing oil), then a Method 9 analysis (based upon a 6-minute mean) of the affected emission point(s) must be conducted within two (2) business days of such occurrence.

The results of the Method 9 analysis must be recorded in the logbook. The operator must contact the Regional Air Pollution Control Engineer within one (1) business day of performing the Method 9 analysis if the opacity standard is contravened. Upon notification, any corrective actions or future compliance schedules shall be presented to the Department for acceptance.

**** NOTE **** Steam plumes generally form after leaving the top of the stack (this is known as a detached plume). The distance between the stack and the beginning of the detached plume may vary, however, there is (normally) a distinctive distance between the plume and stack. Steam plumes are white in color and have a billowy consistency. Steam plumes dissipate within a short distance of the stack (the colder the air the longer the steam plume will last) and leave no dispersion trail downwind of the stack.

Monitoring Frequency: DAILY

Reporting Requirements: SEMI-ANNUALLY (CALENDAR)

Reports due 30 days after the reporting period.

The initial report is due 7/30/02.

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

Condition 87: Compliance Certification

Effective between the dates of 02/06/2002 and 02/05/2007

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

Item 87.1:

The Compliance Certification activity will be performed for:

Emission Unit: U-FT000 Emission Point: FT000



Item 87.2:

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: SEMI-ANNUALLY (CALENDAR)

Reports due 30 days after the reporting period.

The initial report is due 7/30/02.

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



STATE ONLY ENFORCEABLE CONDITIONS

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

Condition 88: Unavoidable noncompliance and violations
Effective between the dates of 02/06/2002 and 02/05/2007

Applicable State Requirement: 6NYCRR 201-1.4

Item 88.1:

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 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



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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 89: General Provisions

Effective between the dates of 02/06/2002 and 02/05/2007

Applicable State Requirement: 6NYCRR 201-5.

Item 89.1:

This section contains terms and conditions that are not federally enforceable and are not required under the Act or under any of its applicable requirements. Terms and conditions so designated are not subject to the requirements of Section 201-6.4 of Part 201.

Item 89.2:

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.

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.

Condition 90: Contaminant List

Effective between the dates of 02/06/2002 and 02/05/2007

Applicable State Requirement: 6NYCRR 201-5.3(b)

Item 90.1:

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

CAS No: 007446-09-5

Name: SULFUR DIOXIDE

Condition 91: Air pollution prohibited

Effective between the dates of 02/06/2002 and 02/05/2007

Applicable State Requirement: 6NYCRR 211.2



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Item 91.1:

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 92: Compliance Certification

Effective between the dates of 02/06/2002 and 02/05/2007

Applicable State Requirement: 6NYCRR 211.2

Item 92.1:

The Compliance Certification activity will be performed for the Facility.

Item 92.2:

Compliance Certification shall include the following monitoring:

Monitoring Type: RECORD KEEPING/MAINTENANCE PROCEDURES

Monitoring Description:

Facility shall establish a complaint response procedure to manage complaints related to air emissions from this facility. The procedure shall be designed to ensure that complaints from officials or neighbors are adequately received and documented, and that appropriate response is taken by the facility. The facility shall:

1. Have a complaint phone line available 24 hours a day, 7 days a week.
2. Investigate any possible causes of any complaint received.
3. Take prompt action to abate any circumstance which is found to be the cause of the complaint.
4. Fully document the complaint, results of investigation, and any action taken.
5. Report in a format acceptable to the Department.

Monitoring Frequency: AS REQUIRED - SEE MONITORING DESCRIPTION

Reporting Requirements: UPON REQUEST BY REGULATORY AGENCY