

**New York State Department of Environmental Conservation
Facility DEC ID: 2630100084**



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

IDENTIFICATION INFORMATION

Permit Type: Air Title V Facility
Permit ID: 2-6301-00084/00010
Effective Date: 01/25/2007 Expiration Date: 01/24/2012

Permit Type: Title IV (Phase II Acid Rain)
Permit ID: 2-6301-00084/00013
Effective Date: 01/25/2007 Expiration Date: 01/24/2012

Permit Issued To: NEW YORK POWER AUTHORITY
123 MAIN ST
WHITE PLAINS, NY 10601

Contact: KOLLI M RAO
NEW YORK POWER AUTHORITY
123 MAIN STREET
WHITE PLAINS, NY 10601
(914) 681-6387

Facility: POLETTI POWER PROJECT
31-03 20TH AVE
ASTORIA, NY 11105

Description:

The Charles Poletti Power Project, on the shore of the East River in Astoria, Queens, is a part of New York State Power Authority (NYPA). The 825,000-kilowatt Poletti plant is a steam-electric power plant. Water is heated in a boiler, changes into steam and spins a turbine-generator to produce electricity. This application was submitted for renewal of the original Title V permit, which was issued on 11/29/2001 with an expiry date of 11/28/2006.

The plant consists of one 8,266 mmBtu/hr Foster Wheeler Front Wall Fired Boiler (Emission Source E0001) and one auxiliary 217 mmBtu/hr Foster Wheeler Boiler (Emission Source E0002), which are contained in one emission unit - U00001. According to the facility, the auxiliary boiler was never modified and has always been below 250 mmBtu/hr. The flue gas from both the boilers exit through two identical stacks, north stack (MS6N) - emission point EP00001, and south stack (MS6S) - emission point EP00002. The boilers are capable of firing natural gas, #2 fuel oil and #6 fuel oil. Also, the facility fires small quantities of on-site generated waste oil (waste lubricants, engine oil, di-electric fluids; all generated on-site) which is blended with # 6 fuel oil in the fuel oil delivery/storage system prior to firing in the boiler. The facility was authorized the use of waste oil through the prior permit issued on July 15, 1990, with the condition to maintain records of the quantities of waste oil burned and retain records for at least 3 years in addition to submitting to NYSDEC quarterly reports of analysis of waste fuel.



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The facility-wide annual potential emissions for major air pollutants exceed the major source pollutant threshold and therefore is subject to the provisions of Title V specified under 6 NYCRR subpart 201-6.

The Oxides of Nitrogen (NO_x) emissions from all the combustion sources are regulated by 6 NYCRR Part 227. The facility has submitted a NO_x RACT compliance and operating plan and will comply with NO_x emission standards. The facility does not employ system-wide averaging. Instead, the boilers comply with the NO_x RACT limits on an individual basis. NO_x RACT emission limit for the very large boiler under Emission Source E0001, firing Gas/Oil, is 0.25 lb/mmBtu and NO_x RACT emission limit for the auxiliary large boiler under Emission Source E0002, firing fuel oil is 0.30 lb/mmBtu. Compliance will be determined on a 24-hour heat input weighted average in accordance with 6 NYCRR Part 227-2.6. From October 1 to April 30, the non-Ozone season, a 30-day rolling heat input weighted average may be used to demonstrate compliance. This facility is a mandatory participant in the NO_x budget program. 6 NYCRR Part 227-3.5(a) allocates 1138 allowances of NO_x to this facility during Ozone season. The facility has installed a Continuous Emission Monitoring (CEM) system and is required to retain records and reports of all measurements, data, calculations, and other information required by 6 NYCRR Part 227-3 for at least five years and submit quarterly reports in a format which meets the requirements of the Administrator's Electronic Data Reporting convention, with the information regarding emissions and operations during each calendar quarter of each year, to EPA and NYSDEC.

The particulate emissions and opacity are regulated by 6 NYCRR Part 227-1. Particulate emission limit for the boilers is 0.10 lb/mmBtu. Compliance with the emission limits will be based upon the results of stack tests needed once per permit term.

The sulfur content in the distillate and residual oils is regulated by 6 NYCRR Part 225-1 and the limits are 0.20% and 0.30% by weight, respectively.

The facility does not engage in either architectural coating, any other surface coating or solvent metal cleaning activities. There are no hazardous chemicals stored at the site. The facility is not subject to the requirements of 112 (r). According to the facility the auxiliary boiler under Emission Source E0002 is currently not in operation and will not be in operation for the term of the permit.

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

Order on Consent: The facility must comply with all the requirements of the "Order on Consent, # R2-19990830-120, dated June 27, 2001", and "Order on Consent, # D2-0023-97-08, dated March 26, 1998".

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

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included as part of this permit.

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

Authorized Signature: _____ **Date:** ___ / ___ / ____



Notification of Other State Permittee Obligations

Item A: Permittee Accepts Legal Responsibility and Agrees to Indemnification

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

Item B: Permittee's Contractors to Comply with Permit

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

Item C: Permittee Responsible for Obtaining Other Required Permits

The permittee is responsible for obtaining any other permits, approvals, lands, easements and rights-of-way that may be required to carry out the activities that are authorized by this permit.

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

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



LIST OF CONDITIONS

DEC GENERAL CONDITIONS

General Provisions

Facility Inspection by the Department

Relationship of this Permit to Other Department Orders and Determinations

Applications for permit renewals, modifications and transfers

Applications for Permit Renewals and Modifications

Permit modifications, suspensions or revocations by the Department

Permit Modifications, Suspensions and Revocations by the Department

Facility Level

Submission of application for permit modification or renewal-REGION 2
HEADQUARTERS



DEC GENERAL CONDITIONS

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

For the purpose of your Title V permit, the following section contains state-only enforceable terms and conditions

GENERAL CONDITIONS - Apply to ALL Authorized Permits.

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

Item 1.1:

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

Item 1.2:

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

Item 1.3:

A copy of this permit, including all referenced maps, drawings and special conditions, must be available for inspection by the Department at all times at the project site or facility. Failure to produce a copy of the permit upon request by a Department representative is a violation of this permit.

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

Item 2.1:

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

Condition 3: Applications for permit renewals, modifications and transfers
Applicable State Requirement: 6NYCRR 621.11

Item 3.1:

The permittee must submit a separate written application to the Department for renewal, modification or transfer of this permit. Such application must include any forms or supplemental information the Department requires. Any renewal, modification or transfer granted by the Department must be in writing.

Item 3.2:

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

Item 3.3:



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

Condition 4: Applications for Permit Renewals and Modifications
Applicable State Requirement: 6NYCRR 621.13

Item 4.1:

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 4.2:

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

Item 4.3:

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

Condition 5: Permit modifications, suspensions or revocations by the Department
Applicable State Requirement: 6NYCRR 621.13

Item 5.1:

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

- a) materially false or inaccurate statements in the permit application or supporting papers;
- b) failure by the permittee to comply with any terms or conditions of the permit;
- c) exceeding the scope of the project as described in the permit application;
- d) newly discovered material information or a material change in environmental conditions, relevant technology or applicable law or regulations since the issuance of the existing permit;
- e) noncompliance with previously issued permit conditions, orders of the commissioner, any provisions of the Environmental Conservation Law or regulations of the Department related to the permitted activity.

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

Item 6.1:

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

- a) materially false or inaccurate statements in the permit application or supporting papers;
- b) failure by the permittee to comply with any terms or conditions of the permit;

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- c) exceeding the scope of the project as described in the permit application;
- d) newly discovered material information or a material change in environmental conditions, relevant technology or applicable law or regulations since the issuance of the existing permit;
- e) noncompliance with previously issued permit conditions, orders of the commissioner, any provisions of the Environmental Conservation Law or regulations of the Department related to the permitted activity.

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

Condition 7: Submission of application for permit modification or renewal-REGION 2 HEADQUARTERS
Applicable State Requirement: 6NYCRR 621.6(a)

Item 7.1:

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

IDENTIFICATION INFORMATION

Permit Issued To: NEW YORK POWER AUTHORITY
123 MAIN ST
WHITE PLAINS, NY 10601

Facility: POLETTI POWER PROJECT
31-03 20TH AVE
ASTORIA, NY 11105

Authorized Activity By Standard Industrial Classification Code:
4911 - ELECTRIC SERVICES

Permit Effective Date: 01/25/2007

Permit Expiration Date: 01/24/2012



LIST OF CONDITIONS

FEDERALLY ENFORCEABLE CONDITIONS

Facility Level

- 1 6NYCRR 200.6: Acceptable Ambient Air Quality
- 3 6NYCRR 201-6.5(a)(7): Fees
- 4 6NYCRR 201-6.5(c): Recordkeeping and reporting of compliance monitoring
- 5 6NYCRR 201-6.5(c)(2): Monitoring, Related Recordkeeping, and Reporting Requirements.
- 2 6NYCRR 201-6.5(c)(3)(ii): Compliance Certification
- 6 6NYCRR 201-6.5(e): Compliance Certification
- 7 6NYCRR 202-2.1: Compliance Certification
- 8 6NYCRR 202-2.5: Recordkeeping requirements
- 9 6NYCRR 215: Open Fires Prohibited at Industrial and Commercial Sites
- 10 6NYCRR 200.7: Maintenance of Equipment
- 11 6NYCRR 201-1.7: Recycling and Salvage
- 22 6NYCRR 201-1.8: Prohibition of Reintroduction of Collected Contaminants to the air
- 12 6NYCRR 201-3.2(a): Exempt Sources - Proof of Eligibility
- 13 6NYCRR 201-3.3(a): Trivial Sources - Proof of Eligibility
- 14 6NYCRR 201-6.5(a)(4): Standard Requirement - Provide Information
- 15 6NYCRR 201-6.5(a)(8): General Condition - Right to Inspect
- 16 6NYCRR 201-6.5(d)(5): Standard Requirements - Progress Reports
- 17 6NYCRR 201-6.5(f)(6): Off Permit Changes
- 18 6NYCRR 202-1.1: Required Emissions Tests
- 19 6NYCRR 211.3: Visible Emissions Limited
- 20 40CFR 68: Accidental release provisions.
- 21 40CFR 82, Subpart F: Recycling and Emissions Reduction
- 23 6NYCRR 201-6: Emission Unit Definition
- 24 6NYCRR 201-6.5(c)(3): Compliance Certification
- 25 6NYCRR 204-2.1: Submissions to the Department.
- 26 6NYCRR 204-4.1: Compliance Certification
- 27 6NYCRR 204-7.1: Submission of NOx allowance transfers.
- 28 6NYCRR 204-8.1: Requirements for installation, certification, and data accounting.
- 29 6NYCRR 204-8.2: Requirements for recertification of monitoring systems.
- 30 6NYCRR 204-8.2: Compliance Certification
- 31 6NYCRR 204-8.3: Out of control periods.
- 32 6NYCRR 204-8.4: Compliance Certification
- 33 6NYCRR 204-8.7: Compliance Certification
- 34 6NYCRR 225-2.4(a): Compliance Certification
- 35 6NYCRR 225-2.7(a)(1): Compliance Certification
- 36 6NYCRR 225.1(a)(3): Compliance Certification
- 37 6NYCRR 225.1(a)(3): Compliance Certification
- 38 40CFR 72: Facility Subject to Title IV Acid Rain Regulations and



Permitting

Emission Unit Level

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

EU=U-00001

- 41 6NYCRR 227-1.3: Compliance Certification
- 42 6NYCRR 227-1.3(a): Compliance Certification
- 43 6NYCRR 227.2(b)(1): Compliance Certification

EU=U-00001,Proc=P01

- 44 6NYCRR 227-1.2(a)(1): Compliance Certification

EU=U-00001,Proc=P01,ES=E0001

- 45 6NYCRR 227-2.4(a)(1): Compliance Certification

EU=U-00001,Proc=P02

- 46 6NYCRR 227-1.2(a)(1): Compliance Certification

EU=U-00001,Proc=P02,ES=E0001

- 47 6NYCRR 227-2.4(a)(1): Compliance Certification

EU=U-00001,Proc=P03

- 48 6NYCRR 227-1.2(a)(1): Compliance Certification

EU=U-00001,Proc=P03,ES=E0001

- 49 6NYCRR 227-2.4(a)(1): Compliance Certification

EU=U-00001,Proc=P04,ES=E0002

- 50 6NYCRR 227-2.4(b)(1): Compliance Certification

EU=U-00001,Proc=P05,ES=E0002

- 51 6NYCRR 227-2.4(b)(1): Compliance Certification

STATE ONLY ENFORCEABLE CONDITIONS

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- 52 ECL 19-0301: Contaminant List
- 53 6NYCRR 201-1.4: Unavoidable noncompliance and violations
- 54 6NYCRR 211.2: Air pollution prohibited
- 55 6NYCRR 221.2: Asbestos containing surface coatings prohibited
- 56 6NYCRR 225-1.2(a)(2): Compliance Demonstration
- 57 6NYCRR 225-1.2(d): Compliance Demonstration



FEDERALLY ENFORCEABLE CONDITIONS

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

NOTIFICATION OF GENERAL PERMITTEE OBLIGATIONS

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

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

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

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

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

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

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

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

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

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

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

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



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

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

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

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

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

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

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

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

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

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

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

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order to maintain compliance with the conditions of this permit.

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

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

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

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

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

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

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

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Act;

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

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

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

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

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

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

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

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

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



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

Item L: Permit Exclusion - ECL 19-0305

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

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

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

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

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

Condition 1: Acceptable Ambient Air Quality
Effective between the dates of 01/25/2007 and 01/24/2012

Applicable Federal Requirement: 6NYCRR 200.6

Item 1.1:

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



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

Condition 3: Fees

Effective between the dates of 01/25/2007 and 01/24/2012

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

Item 3.1:

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

Condition 4: Recordkeeping and reporting of compliance monitoring

Effective between the dates of 01/25/2007 and 01/24/2012

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

Item 4.1:

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

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

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

Condition 5: Monitoring, Related Recordkeeping, and Reporting Requirements.

Effective between the dates of 01/25/2007 and 01/24/2012

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

Item 5.1:

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



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

Condition 2: Compliance Certification
Effective between the dates of 01/25/2007 and 01/24/2012

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

Item 2.1:

The Compliance Certification activity will be performed for the Facility.

Item 2.2:

Compliance Certification shall include the following monitoring:

Monitoring Type: RECORD KEEPING/MAINTENANCE PROCEDURES

Monitoring Description:

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

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

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

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

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

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

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

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

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

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

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

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

Reporting Requirements: SEMI-ANNUALLY (CALENDAR)
Reports due 30 days after the reporting period.
The initial report is due 4/30/2007.
Subsequent reports are due every 6 calendar month(s).

Condition 6: Compliance Certification
Effective between the dates of 01/25/2007 and 01/24/2012

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

Item 6.1:

The Compliance Certification activity will be performed for the Facility.

Item 6.2:

Compliance Certification shall include the following monitoring:

Monitoring Type: RECORD KEEPING/MAINTENANCE PROCEDURES

Monitoring Description:

Compliance certifications shall contain the following information:

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- 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.

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.

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:

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

Reporting Requirements: ANNUALLY (CALENDAR)
Reports due 30 days after the reporting period.
The initial report is due 10/30/2007.
Subsequent reports are due on the same day each year

Condition 7: Compliance Certification
Effective between the dates of 01/25/2007 and 01/24/2012

Applicable Federal Requirement: 6NYCRR 202-2.1

Item 7.1:

The Compliance Certification activity will be performed for the Facility.

Item 7.2:

Compliance Certification shall include the following monitoring:

Monitoring Type: RECORD KEEPING/MAINTENANCE PROCEDURES

Monitoring Description:

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

Monitoring Frequency: ANNUALLY

Reporting Requirements: ANNUALLY (CALENDAR)

Reports due by April 15th for previous calendar year

Condition 8: Recordkeeping requirements
Effective between the dates of 01/25/2007 and 01/24/2012

Applicable Federal Requirement: 6NYCRR 202-2.5

Item 8.1:

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

(1) a copy of each emission statement submitted to the department; and

(2) records indicating how the information submitted in the emission statement was
determined, including any calculations, data, measurements, and estimates used.

(b) These records shall be made available at the facility to the representatives of the department

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upon request during normal business hours.

Condition 9: Open Fires Prohibited at Industrial and Commercial Sites
Effective between the dates of 01/25/2007 and 01/24/2012

Applicable Federal Requirement: 6NYCRR 215

Item 9.1:

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

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

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

Condition 10: Maintenance of Equipment
Effective between the dates of 01/25/2007 and 01/24/2012

Applicable Federal Requirement: 6NYCRR 200.7

Item 10.1:

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

Condition 11: Recycling and Salvage
Effective between the dates of 01/25/2007 and 01/24/2012

Applicable Federal Requirement: 6NYCRR 201-1.7

Item 11.1:

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

Condition 22: Prohibition of Reintroduction of Collected Contaminants to the air
Effective between the dates of 01/25/2007 and 01/24/2012

Applicable Federal Requirement: 6NYCRR 201-1.8

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Item 22.1:

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 12: Exempt Sources - Proof of Eligibility
Effective between the dates of 01/25/2007 and 01/24/2012

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

Item 12.1:

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

Condition 13: Trivial Sources - Proof of Eligibility
Effective between the dates of 01/25/2007 and 01/24/2012

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

Item 13.1:

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

Condition 14: Standard Requirement - Provide Information
Effective between the dates of 01/25/2007 and 01/24/2012

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

Item 14.1:

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



Condition 15: General Condition - Right to Inspect
Effective between the dates of 01/25/2007 and 01/24/2012

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

Item 15.1:

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

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

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

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

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

Condition 16: Standard Requirements - Progress Reports
Effective between the dates of 01/25/2007 and 01/24/2012

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

Item 16.1:

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

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

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

Condition 17: Off Permit Changes
Effective between the dates of 01/25/2007 and 01/24/2012

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

Item 17.1:

No permit revision will be required for operating changes that contravene an express permit term, provided that such changes would not violate applicable requirements as defined under this Part or



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contravene federally enforceable monitoring (including test methods), recordkeeping, reporting, or compliance certification permit terms and conditions. Such changes may be made without requiring a permit revision, if the changes are not modifications under any provision of title I of the act and the changes do not exceed the emissions allowable under the permit (whether expressed therein as a rate of emissions or in terms of total emissions) provided that the facility provides the administrator and the department with written notification as required below in advance of the proposed changes within a minimum of seven days. The facility owner or operator, and the department shall attach each such notice to their copy of the relevant permit.

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

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

Condition 18: Required Emissions Tests
Effective between the dates of 01/25/2007 and 01/24/2012

Applicable Federal Requirement: 6NYCRR 202-1.1

Item 18.1:

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

Condition 19: Visible Emissions Limited
Effective between the dates of 01/25/2007 and 01/24/2012

Applicable Federal Requirement: 6NYCRR 211.3

Item 19.1:

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 20: Accidental release provisions.
Effective between the dates of 01/25/2007 and 01/24/2012

Applicable Federal Requirement: 40CFR 68

Item 20.1:

If a chemical is listed in Tables 1,2,3 or 4 of 40 CFR §68.130 is present in a process in quantities greater



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than the threshold quantity listed in Tables 1,2,3 or 4, the following requirements will apply:

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

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

Condition 21: Recycling and Emissions Reduction
Effective between the dates of 01/25/2007 and 01/24/2012

Applicable Federal Requirement: 40CFR 82, Subpart F

Item 21.1:

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

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

Condition 23: Emission Unit Definition
Effective between the dates of 01/25/2007 and 01/24/2012

Applicable Federal Requirement: 6NYCRR 201-6

Item 23.1:

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

Emission Unit: U-00001

Emission Unit Description:

EMISSION UNIT U00001 REPRESENTS A 8,266
MMBTU/HR FOSTER WHEELER BOILER AND 217
MMBTU/HR FOSTER WHEELER PACKAGE AUXILIARY
BOILER.



Building(s): BLDG. A

Condition 24: Compliance Certification
Effective between the dates of 01/25/2007 and 01/24/2012

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

Item 24.1:

The Compliance Certification activity will be performed for the Facility.

Item 24.2:

Compliance Certification shall include the following monitoring:

Monitoring Type: RECORD KEEPING/MAINTENANCE PROCEDURES

Monitoring Description:

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

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

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



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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 4/30/2007.
Subsequent reports are due every 6 calendar month(s).

Condition 25: Submissions to the Department.
Effective between the dates of 01/25/2007 and 01/24/2012

Applicable Federal Requirement: 6NYCRR 204-2.1

Item 25.1: Each submission under the NOx Budget Trading Program shall be submitted, signed and certified by the NOx authorized account representative for each NOx Budget source on behalf of which the submission is made. Each submission shall include a certification statement (as stated in paragraph 204-2.4(a)(4)) by the NOx authorized account representative.

Condition 26: Compliance Certification
Effective between the dates of 01/25/2007 and 01/24/2012

Applicable Federal Requirement: 6NYCRR 204-4.1

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:

For each control period in which one or more NOx Budget units at a source are subject to the NOx Budget emissions limitation, the NOx authorized account representative of the source shall submit to the Department and the Administrator by November 30 of that year, a compliance certification report for each source covering all such units.

Reporting Requirements: AS REQUIRED - SEE MONITORING DESCRIPTION

Condition 27: Submission of NOx allowance transfers.
Effective between the dates of 01/25/2007 and 01/24/2012



Applicable Federal Requirement: 6NYCRR 204-7.1

Item 27.1: The NO_x authorized account representatives seeking recordation of a NO_x allowance transfer shall submit the transfer to the Administrator. To be considered correctly submitted, the NO_x allowance transfer shall include the following elements in a format specified by the Administrator:

- (a) The numbers identifying both the transferor and transferee accounts;
- (b) A specification by serial number of each NO_x allowance to be transferred; and
- (c) The printed name and signature of the NO_x authorized account representative of the transferor account and the date signed.

Condition 28: Requirements for installation, certification, and data accounting.
Effective between the dates of 01/25/2007 and 01/24/2012

Applicable Federal Requirement: 6NYCRR 204-8.1

Item 28.1: The owner or operator of each NO_x Budget unit must meet the following requirements. These provisions also apply to a unit for which an application for a NO_x Budget opt-in permit is submitted and not denied or withdrawn, as provided in Subpart 204-9:

- (1) Install all monitoring systems required under this Subpart for monitoring NO_x mass. This includes all systems required to monitor NO_x emission rate, NO_x concentration, heat input, and flow, in accordance with 40 CFR 75.71 and 75.72.
- (2) Install all monitoring systems for monitoring heat input, if required under Section 204-8.7 for developing NO_x allowance allocations.
- (3) Successfully complete all certification tests required under Section 204-8.2 and meet all other provisions of this Subpart and 40 CFR Part 75 applicable to the monitoring systems under paragraphs (a)(1) and (2) of this section.
- (4) Record and report data from the monitoring systems under paragraphs (a)(1) and (2) of this section.

Condition 29: Requirements for recertification of monitoring systems.
Effective between the dates of 01/25/2007 and 01/24/2012

Applicable Federal Requirement: 6NYCRR 204-8.2

Item 29.1: Whenever the owner or operator makes a replacement, modification, or change in a certified monitoring system that the Administrator or the Department determines significantly affects the ability of the system to accurately measure or record NO_x mass emissions or heat input or to meet the requirements of 40 CFR 75.21 or Appendix B to 40 CFR Part 75, the owner or operator shall recertify the monitoring system according to 40 CFR 75.20(b). Furthermore, whenever the owner or operator makes a replacement, modification, or change to the flue gas handling system or the unit's operation that the Administrator or the Department determines to significantly change the flow or concentration profile, the owner or operator shall recertify the continuous emissions monitoring system according to 40 CFR 75.20(b). Examples of changes which require recertification include: replacement of the analyzer, change in location or orientation of the sampling probe or site, or changing of flow rate monitor



polynomial coefficients.

Condition 30: Compliance Certification
Effective between the dates of 01/25/2007 and 01/24/2012

Applicable Federal Requirement: 6NYCRR 204-8.2

Item 30.1:

The Compliance Certification activity will be performed for the Facility.

Item 30.2:

Compliance Certification shall include the following monitoring:

Monitoring Type: RECORD KEEPING/MAINTENANCE PROCEDURES

Monitoring Description:

The owner or operator of a NO_x Budget unit under paragraphs (b)(2) or (b)(3) of this section must determine, record and report NO_x mass, heat input (if required for purposes of allocations) and any other values required to determine NO_x Mass (e.g. NO_x emission rate and heat input or NO_x concentration and stack flow) using the provisions of 40 CFR 75.70(g), from the date and hour that the unit starts operating until all required certification tests are successfully completed.

Reporting Requirements: AS REQUIRED - SEE MONITORING DESCRIPTION

Condition 31: Out of control periods.
Effective between the dates of 01/25/2007 and 01/24/2012

Applicable Federal Requirement: 6NYCRR 204-8.3

Item 31.1: Whenever any monitoring system fails to meet the quality assurance requirements of Appendix B of 40 CFR Part 75, data shall be substituted using the applicable procedures in Subpart D, Appendix D, or Appendix E of 40 CFR Part 75.

Condition 32: Compliance Certification
Effective between the dates of 01/25/2007 and 01/24/2012

Applicable Federal Requirement: 6NYCRR 204-8.4

Item 32.1:

The Compliance Certification activity will be performed for the Facility.

Item 32.2:

Compliance Certification shall include the following monitoring:

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Monitoring Type: RECORD KEEPING/MAINTENANCE PROCEDURES

Monitoring Description:

The Authorized Account Representative for a NOx Budget unit shall submit written notice to the Department and the USEPA Administrator in accordance with the requirements of this subpart as follows:

All monitoring plans or monitoring plan modifications; compliance certifications, recertifications and quarterly QA/QC reports; and, petitions for alternative monitoring, shall be submitted to the USEPA Administrator (or his/her representatives) as well as two copies to the Department (one copy to the Regional Air Pollution Control Engineer (RAPCES) in the regional office and one one copy to the Bureau of Compliance Monitoring and Enforcement (BCME) in the DEC central office. All Authorized Account Representative changes shall be sent to the NYSDEC central office.

All quarterly emission data shall be electronically filed with the USEPA Clean Air Markets Division with a copy (disc or hard copy) to the NYSDEC offices.

The address for the USEPA Administrator is as follows:

USEPA Clean Air Markets Division
401 M Street SW (6204J)
Washington D.C.

CEM Coordinator
USEPA-Region 2
2890 Woodbridge Avenue
Edison, N.J. 08837

The address for the BCME is as follows:

NYSDEC
Bureau of Compliance Monitoring and Enforcement
625 Broadway, 2nd Floor
Albany N.Y. 12233-3258

ACR changes should be sent to the attention of:

NYSDEC
Stationary Source Planning Section



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Bureau of Air Quality Planning
625 Broadway, 2nd Floor
Albany NY 12233-3251

The address for the RAPCE is as follows:

Hunters Point Plaza
47-20 21st Street
Long Island City, NY 11101-5407

Reporting Requirements: AS REQUIRED - SEE MONITORING DESCRIPTION

Condition 33: Compliance Certification
Effective between the dates of 01/25/2007 and 01/24/2012

Applicable Federal Requirement: 6NYCRR 204-8.7

Item 33.1:

The Compliance Certification activity will be performed for the Facility.

Item 33.2:

Compliance Certification shall include the following monitoring:

Monitoring Type: RECORD KEEPING/MAINTENANCE PROCEDURES

Monitoring Description:

The owner or operator of a unit that elects to monitor and report NO_x Mass emissions using a NO_x concentration system and a flow system shall also monitor and report heat input at the unit level using the procedures set forth in 40 CFR Part 75.

Monitoring Frequency: HOURLY

Reporting Requirements: QUARTERLY (CALENDAR)

Reports due 30 days after the reporting period.

The initial report is due 4/30/2007.

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

Condition 34: Compliance Certification
Effective between the dates of 01/25/2007 and 01/24/2012

Applicable Federal Requirement: 6NYCRR 225-2.4(a)

Item 34.1:

The Compliance Certification activity will be performed for the Facility.

Item 34.2:

Compliance Certification shall include the following monitoring:

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Monitoring Type: RECORD KEEPING/MAINTENANCE PROCEDURES

Monitoring Description:

(a) Any owner and/or operator of an emission source may receive a permit and/or certificate to burn waste fuel A in response to written application to the commissioner by the owner and/or operator, including submittal of the following information:

(1) a demonstration, to the satisfaction of the commissioner, that the emissions resulting from the use of the waste fuel comply with section 200.6 of this Title;

(2) fuel analyses representative of the waste fuel to be burned and acceptable to the commissioner; and

(3) a demonstration of compliance with guidelines issued by the commissioner relative to the burning of waste fuel.

(b) Table 2-1: When any blending of waste fuel is done, the facility will ensure prior to combustion, the combustion fuel meets the following properties by way of sampling and analysis:

Polychlorinated Biphenyls (PCB) should be less than 50 ppm by weight (water-free basis) of fuel; Total Halogens should be less than 1000 ppm by weight (water free basis) of fuel; Sulfur content should be less than 0.30 percent by weight of fuel; Lead should be less than 250 ppm by weight (water free basis) of fuel; and the Gross Heat Content should be minimum 125,000 Btu/gallon.

Monitoring Frequency: PER BATCH OF PRODUCT/RAW MATERIAL CHANGE

Reporting Requirements: QUARTERLY (CALENDAR)

Reports due 30 days after the reporting period.

The initial report is due 4/30/2007.

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

Condition 35: Compliance Certification
Effective between the dates of 01/25/2007 and 01/24/2012

Applicable Federal Requirement: 6NYCRR 225-2.7(a)(1)



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Item 35.1:

The Compliance Certification activity will be performed for the Facility.

Item 35.2:

Compliance Certification shall include the following monitoring:

Monitoring Type: RECORD KEEPING/MAINTENANCE PROCEDURES

Monitoring Description:

REQUIRES THE FACILITY TO SAMPLE, ANALYZE USING TEST METHOD ASTM METHOD 4294, AND MEASURE ON-SITE GENERATED QUANTITIES OF WASTE OIL(WASTE LUBRICANTS, ENGINE OIL, DI-ELECTRIC FLUIDS; ALL GENERATED ON SITE AND BLENDED IN VERY SMALL QUANTITIES WITH THE REGULAR FUEL OIL DELIVERY/STORAGE SYSTEM PRIOR TO FIRING IN THE BOILER). WHEN ANY SUCH BLENDING IS DONE, THE FACILITY WILL ENSURE PRIOR TO COMBUSTION, BY THE TEST RESULTS OF THE SAMPLE ANALYZED THAT ALL FUEL CHARACTERISTICS ARE MET IN ACCORDANCE WITH 6 NYCRR 225-2.4(b) TABLE 2-1. FINDING OF ANY BATCH TESTED AND FOUND UNACCEPTABLE SHOULD BE REPORTED TO NYSDEC AND SUCH BATCH BE RE-BLENDED PRIOR TO COMBUSTION, OR DISPOSED OF PROPERLY IF EMISSIONS WOULD BE UNACCEPTABLE AT ANY BLEND. FOR ALL PRACTICAL PURPOSES, THE FACILITY WILL CONSIDER THE AMOUNT OF WASTE OIL GENERATED DURING A MONTH AS ONE BATCH.

Reference Test Method: ASTM Method 4294

Monitoring Frequency: PER BATCH OF PRODUCT/RAW MATERIAL CHANGE

Reporting Requirements: QUARTERLY (CALENDAR)

Reports due 30 days after the reporting period.

The initial report is due 4/30/2007.

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

Condition 36: Compliance Certification

Effective between the dates of 01/25/2007 and 01/24/2012

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

Item 36.1:

The Compliance Certification activity will be performed for the Facility.



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Item 36.2:

Compliance Certification shall include the following monitoring:

Monitoring Type: WORK PRACTICE INVOLVING SPECIFIC OPERATIONS

Monitoring Description:

No person shall sell, offer for sale, purchase or use any distillate oil which has sulfur content greater than 0.20 percent by weight. A log of the sulfur content in oil per delivery must be maintained on site for a minimum of five years after the date of the last entry.

Work Practice Type: PARAMETER OF PROCESS MATERIAL
Process Material: DISTILLATES - NUMBER 1 AND NUMBER 2 OIL

Parameter Monitored: SULFUR CONTENT

Upper Permit Limit: 0.20 percent by weight

Monitoring Frequency: PER DELIVERY

Reporting Requirements: QUARTERLY (CALENDAR)

Reports due 30 days after the reporting period.

The initial report is due 4/30/2007.

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

Condition 37: Compliance Certification
Effective between the dates of 01/25/2007 and 01/24/2012

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

Item 37.1:

The Compliance Certification activity will be performed for the Facility.

Item 37.2:

Compliance Certification shall include the following monitoring:

Monitoring Type: WORK PRACTICE INVOLVING SPECIFIC OPERATIONS

Monitoring Description:

No person shall sell, offer for sale, purchase or use any residual oil which has sulfur content greater than 0.30 percent by weight. A log of the sulfur content in oil per delivery must be maintained on site for a minimum of five years after the date of the last entry.

Work Practice Type: PARAMETER OF PROCESS MATERIAL

Process Material: NUMBER 6 OIL

Parameter Monitored: SULFUR CONTENT

Upper Permit Limit: 0.30 percent by weight

Monitoring Frequency: PER DELIVERY



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Reporting Requirements: QUARTERLY (CALENDAR)
Reports due 30 days after the reporting period.
The initial report is due 4/30/2007.
Subsequent reports are due every 3 calendar month(s).

Condition 38: Facility Subject to Title IV Acid Rain Regulations and Permitting
Effective between the dates of 01/25/2007 and 01/24/2012

Applicable Federal Requirement: 40CFR 72

Item 38.1: This facility is subject to the Title IV Acid Rain Regulations found in 40 CFR Parts 72, 73, 75, 76, 77 and 78. The Acid Rain Permit is an attachment to this permit.

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

Condition 39: Emission Point Definition By Emission Unit
Effective between the dates of 01/25/2007 and 01/24/2012

Applicable Federal Requirement: 6NYCRR 201-6

Item 39.1:

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

Emission Unit: U-00001

Emission Point: 00001

Height (ft.): 300 Diameter (in.): 180
NYTMN (km.): 4515.423 NYTME (km.): 591.733

Emission Point: 00002

Height (ft.): 300 Diameter (in.): 180
NYTMN (km.): 4515.423 NYTME (km.): 591.733

Condition 40: Process Definition By Emission Unit
Effective between the dates of 01/25/2007 and 01/24/2012

Applicable Federal Requirement: 6NYCRR 201-6

Item 40.1:

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

Emission Unit: U-00001

Process: P01

Source Classification Code: 1-01-006-01

Process Description:

EQUIPMENT NO.E0001 REPRESENTS A 8,266



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Facility DEC ID: 2630100084

FOSTER WHEELER BOILER. PROCESS P01 FOR
EMISSIONS UNIT U00001 REPRESENTS NATURAL
GAS FIRING IN THE MAIN BOILER.

Emission Source/Control: E0001 - Combustion
Design Capacity: 8,266 million Btu per hour

Item 40.2:

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

Emission Unit: U-00001

Process: P02

Source Classification Code: 1-01-004-01

Process Description:

EQUIPMENT NO E0001 REPRESENTS A 8,266
FOSTER WHEELER BOILER. PROCESS P02 FOR
EMISSION UNIT U00001 REPRESENTS NO. 6 FUEL
OIL FIRING ON THE MAIN BOILER. THE FACILITY
IS ALSO PERMITTED TO FIRE SMALL QUANTITIES
OF ON-SITE GENERATED WASTE OIL (WASTE
LUBRICANTS , ENGINE OIL, DI-ELECTRIC
FLUIDS; ALL GENERATED ON-SITE) WHICH IS
BLENDED IN VERY SMALL QUANTITIES WITH THE
NO. 6 FUEL OIL IN THE FUEL OIL
DELIVERY/STORAGE SYSTEM PRIOR TO FIRING IN
THE BOILER. WHEN BLENDED, FACILITY WILL
SAMPLE AND ANALYZE THE OIL FOR EACH BATCH
AND MEET ALL THE REQUIREMENTS OF 6 NYCRR
225-2. NYPA MUST MAINTAIN A DETAILED
RECORD OF SUCH BLENDING AND REPORT TO
NYSDEC ON QUARTERLY BASIS.

Emission Source/Control: E0001 - Combustion
Design Capacity: 8,266 million Btu per hour

Item 40.3:

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

Emission Unit: U-00001

Process: P03

Source Classification Code: 1-01-005-01

Process Description:

EQUIPMENT NO E0001 REPRESENTS A 8,266
FOSTER WHEELER BOILER. PROCESS P03 FOR
EMISSION UNIT U00001 REPRESENTS NO. 2 FUEL
OIL FIRING ON THE MAIN BOILER.

Emission Source/Control: E0001 - Combustion
Design Capacity: 8,266 million Btu per hour

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Item 40.4:

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

Emission Unit: U-00001

Process: P04

Source Classification Code: 1-01-004-01

Process Description:

EQUIPMENT NO E0002 REPRESENTS A 217 MMBTU/HR FOSTER WHEELER AUXILIARY BOILER. PROCESS P04 FOR EMISSION UNIT U00001 REPRESENTS NO. 6 FUEL OIL FIRING ON THE AUX. BOILER. THE FACILITY IS ALSO PERMITTED TO FIRE SMALL QUANTITIES OF ON-SITE GENERATED WASTE OIL (WASTE LUBRICANTS, ENGINE OIL, DI-ELECTRIC FLUIDS; ALL GENERATED ON-SITE) WHICH IS BLENDED IN VERY SMALL QUANTITIES WITH THE NO. 6 FUEL OIL IN THE FUEL STORAGE/DELIVERY SYSTEM PRIOR TO FIRING IN THE BOILER. WHEN BLENDED, FACILITY WILL SAMPLE AND ANALYZE THE OIL FOR EACH BATCH AND MEET ALL THE REQUIREMENTS OF 6 NYCRR 225-2. NYPA MUST MAINTAIN A DETAILED RECORD OF SUCH BLENDING AND REPORT TO NYSDEC ON QUARTERLY BASIS.

Emission Source/Control: E0002 - Combustion

Design Capacity: 217 million Btu per hour

Item 40.5:

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

Emission Unit: U-00001

Process: P05

Source Classification Code: 1-01-005-01

Process Description:

EQUIPMENT NO E0002 REPRESENTS A 217 MMBTU/HR FOSTER WHEELER AUXILIARY BOILER. PROCESS P05 FOR EMISSION UNIT U00001 REPRESENTS NO. 2 FUEL OIL FIRING ON THE AUX. BOILER.

Emission Source/Control: E0002 - Combustion

Design Capacity: 217 million Btu per hour

Condition 41: Compliance Certification

Effective between the dates of 01/25/2007 and 01/24/2012

Applicable Federal Requirement: 6NYCRR 227-1.3



Item 41.1:

The Compliance Certification activity will be performed for:

Emission Unit: U-00001

Item 41.2:

Compliance Certification shall include the following monitoring:

Monitoring Type: CONTINUOUS EMISSION MONITORING (CEM)

Monitoring Description:

Stack opacity shall not exceed 20 percent (six minute average), except for one six-minute period per hour of not more than 27 percent opacity. Compliance with this standard may be determined by Continuous Opacity Monitoring System (COMS) data. The owner shall adhere to all the conditions listed under the Order on Consent (DEC Index No. D2-0023-97-08), dated March 26, 1998. The owner shall install, operate in accordance with manufacturer's instructions, and properly maintain, a COMS in the stack satisfying the requirements of 40 CFR 75, which, in this case, defaults to the State program, 6 NYCRR Part 227. All monitors shall be certified in accordance with the requirements of 40 CFR part 60, Appendix B.

The owner shall prepare Opacity Incident Reports by expanding the Quarterly Excess Emission Report to include the corrective actions for reportable opacity incidents. The term, "reportable opacity incident", as use here means smoke emissions which exhibits greater than or equal to 20% opacity (six-minute average), except one six-minute average per hour up to 27 percent need not be reported. The accuracy requirements referred to in 40 CFR 75.14(a) and specified in 40 CFR 60 Appendix B, Performance Specifications, will be applied to opacity readings. The owner shall submit an accurate excess emissions and monitoring system performance report to the Department for each calendar year quarter. All reports shall be certified by a responsible corporate official as true, accurate and complete and post marked by the 30th day following the end of each calendar year quarter. The quarterly excess emissions report shall be submitted in a form acceptable to the Department and shall include the following minimum information:

- (1) The magnitude, date and time of each six minute block

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average during which the average opacity of emissions exceeds 20 percent, except for one six minute block average per hour not to exceed 27 percent;

(2) For each period of excess emissions, specific identification of the cause and corrective action taken;

(3) Identification of all periods of COMS down time, including the date, time and duration of each inoperable period, and the cause and corrective action for each COMS down time period;

(4) The total time in which the COMS are required to record data during the reporting period;

(5) The total number of exceedances and the duration of exceedances expressed as a percentage of the total time which the COMS are required to record data.

Measures shall be taken to ensure and reinforce personnel understanding of the regulatory and operational requirements associated with opacity. Awareness shall be heightened by consistently and effectively communicating mandates throughout all levels of the facility. To facilitate this program, the owner will establish a Corporate Opacity Task Force to review policy and procedures at the generating facilities.

At the generating station level, opacity understanding and awareness shall be communicated on an on-going-basis from station management to supervisory and operating and maintenance personnel. Formal opacity training shall be required of appropriate operating personnel. This training shall be developed by the owner and shall be given to all Watch Engineers and Control Room Operators. It shall provide training in opacity regulatory requirements, principles of combustion as it relates to opacity, and the balance between NO_x control and opacity and continuous emissions monitoring interface.

The owner will conduct a Preventive Maintenance (PM) program on an on-going-basis. In addition, quarterly review of Opacity Incident Reports will be made to identify potential deficiencies in maintenance and operational procedures. This PM program encompasses all operating equipment and procedures related to opacity



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including, but not limited to:

Burner systems involving controls, ignitor, regulators and particulate collection equipment. Maintenance Procedures may include extensive Preventive maintenance and Calibration Program for CEM system, Oil Gun Cleaning, Tuning of Combustion Equipment during overhauls, Maintenance of Combustion Equipment, and Assessment of failures based on review of operator logs.

Operating Procedures may include specific procedures for reducing plume opacity during unanticipated opacity excursions, operating procedures during NYPP high load testing and NYPP declared electric system emergencies, soot blowing, fuel switching (oil to gas, and gas to oil) and fuel co-firing(oil and gas).

A comprehensive Root cause Analysis program including deficiency categorization and correction of categorized deficiencies shall be implemented.

Manufacturer Name/Model Number: ROSEMOUNT OPM-2000

Parameter Monitored: OPACITY

Upper Permit Limit: 20 percent

Reference Test Method: 40 CFR 60 APP B

Monitoring Frequency: CONTINUOUS

Averaging Method: 6 MINUTE AVERAGE

Reporting Requirements: QUARTERLY (CALENDAR)

Reports due 30 days after the reporting period.

The initial report is due 4/30/2007.

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

Condition 42: Compliance Certification

Effective between the dates of 01/25/2007 and 01/24/2012

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

Item 42.1:

The Compliance Certification activity will be performed for:

Emission Unit: U-00001

Item 42.2:

Compliance Certification shall include the following monitoring:

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

Monitoring Description:



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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 utilizing a continuous opacity monitor (COM).

Parameter Monitored: OPACITY
Upper Permit Limit: 20 percent
Monitoring Frequency: CONTINUOUS
Averaging Method: 6 MINUTE AVERAGE
Reporting Requirements: QUARTERLY (CALENDAR)
Reports due 30 days after the reporting period.
The initial report is due 4/30/2007.
Subsequent reports are due every 3 calendar month(s).

Condition 43: Compliance Certification
Effective between the dates of 01/25/2007 and 01/24/2012

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

Item 43.1:

The Compliance Certification activity will be performed for:

Emission Unit: U-00001

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

Item 43.2:

Compliance Certification shall include the following monitoring:

Monitoring Type: INTERMITTENT EMISSION TESTING

Monitoring Description:

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

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



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Facility DEC ID: 2630100084

Parameter Monitored: PARTICULATES
Upper Permit Limit: 0.10 pounds per million Btus
Reference Test Method: Method 5
Monitoring Frequency: ONCE DURING THE TERM OF THE PERMIT
Averaging Method: AVERAGING METHOD AS PER REFERENCE TEST
METHOD INDICATED
Reporting Requirements: SEMI-ANNUALLY (CALENDAR)
Reports due 30 days after the reporting period.
The initial report is due 4/30/2007.
Subsequent reports are due every 6 calendar month(s).

Condition 44: Compliance Certification
Effective between the dates of 01/25/2007 and 01/24/2012

Applicable Federal Requirement: 6NYCRR 227-1.2(a)(1)

Item 44.1:

The Compliance Certification activity will be performed for:

Emission Unit: U-00001
Process: P01

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

Item 44.2:

Compliance Certification shall include the following monitoring:

Monitoring Type: INTERMITTENT EMISSION TESTING
Monitoring Description:
PARTICULATE LIMIT FOR BOILERS WITH MAX
FIRING RATE OF >250 /RH OF 0.10 LB/.
COMPLIANCE WITH EMISSION LIMITS BASED
UPON THE RESULTS OF THE STACK TESTS. IN
ADDITION TO STACK TEST ONCE PER PERMIT
TERM, THE FACILITY WILL CONDUCT DAILY
MONITORING AND MAINTAIN RECORDS OF FUEL
FLOW. FOR THE NEXT STACK TEST, THE
FACILITY WILL IDENTIFY AT LEAST TWO
OPERATING PARAMETERS THAT WILL BE
MONITORED DAILY TO DEMONSTRATE ONGOING
COMPLIANCE WITH THE PARTICULATE
EMISSIONS. DURING THE TEST, ACCEPTABLE
RANGES FOR THESE PARAMETERS WILL BE
ESTABLISHED. THESE PARAMETERS AND RANGES
WILL BE ADDED TO THE PERMIT.



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Permit ID: 2-6301-00084/00010

Facility DEC ID: 2630100084

Parameter Monitored: PARTICULATES
Upper Permit Limit: 0.10 pounds per million Btus
Reference Test Method: EPA Ref. Method 5
Monitoring Frequency: ONCE DURING THE TERM OF THE PERMIT
Averaging Method: AVERAGING METHOD AS PER REFERENCE TEST
METHOD INDICATED
Reporting Requirements: SEMI-ANNUALLY (CALENDAR)
Reports due 30 days after the reporting period.
The initial report is due 4/30/2007.
Subsequent reports are due every 6 calendar month(s).

Condition 45: Compliance Certification
Effective between the dates of 01/25/2007 and 01/24/2012

Applicable Federal Requirement: 6NYCRR 227-2.4(a)(1)

Item 45.1:

The Compliance Certification activity will be performed for:

Emission Unit: U-00001
Process: P01 Emission Source: E0001

Regulated Contaminant(s):
CAS No: 0NY210-00-0 OXIDES OF NITROGEN

Item 45.2:

Compliance Certification shall include the following monitoring:

Monitoring Type: CONTINUOUS EMISSION MONITORING (CEM)
Monitoring Description:

NOX RACT EMISSION LIMIT FOR THE VERY
LARGE BOILER FIRING NATURAL GAS (PRIMARY
FUEL TYPE - GAS/OIL). COMPLIANCE IS
DETERMINED ON A 24-HOUR HEAT INPUT
WEIGHTED AVERAGE IN ACCORDANCE WITH THE
PROVISIONS OF PARAGRAPH 227-2.6(A)(1).
24-HOUR ROLLING AVERAGE DATA WILL BE
CALCULATED BASED ON THE AVERAGE OF DATA
FROM THE PAST 24 OPERATING HOURS. FROM
OCTOBER 1 TO APRIL 30, THE NON-OZONE
SEASON, A 30 DAY ROLLING HEAT INPUT
WEIGHTED AVERAGE MAY BE USED TO
DEMONSTRATE COMPLIANCE.

Manufacturer Name/Model Number: API Model - 200
Upper Permit Limit: 0.25 pounds per million Btus



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Permit ID: 2-6301-00084/00010

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Reference Test Method: AS PER AVE. METHOD
Monitoring Frequency: CONTINUOUS
Averaging Method: 24-HR ROLLING AVG., CALCULATED EA. HR
AS THE AVG OF THE PAST 24 OPERATING
HRS
Reporting Requirements: QUARTERLY (CALENDAR)
Reports due 30 days after the reporting period.
The initial report is due 4/30/2007.
Subsequent reports are due every 3 calendar month(s).

Condition 46: Compliance Certification
Effective between the dates of 01/25/2007 and 01/24/2012

Applicable Federal Requirement: 6NYCRR 227-1.2(a)(1)

Item 46.1:

The Compliance Certification activity will be performed for:

Emission Unit: U-00001
Process: P02

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

Item 46.2:

Compliance Certification shall include the following monitoring:

Monitoring Type: INTERMITTENT EMISSION TESTING
Monitoring Description:
PARTICULATE LIMIT FOR BOILERS WITH MAX
FIRING RATE OF >250 /RH OF 0.10 LB/.
COMPLIANCE WITH EMISSION LIMITS BASED
UPON THE RESULTS OF THE STACK TESTS. IN
ADDITION TO STACK TEST ONCE PER PERMIT
TERM, THE FACILITY WILL CONDUCT DAILY
MONITORING AND MAINTAIN RECORDS OF FUEL
FLOW. FOR THE NEXT STACK TEST, THE
FACILITY WILL IDENTIFY AT LEAST TWO
OPERATING PARAMETERS THAT WILL BE
MONITORED DAILY TO DEMONSTRATE ONGOING
COMPLIANCE WITH THE PARTICULATE
EMISSIONS. DURING THE TEST, ACCEPTABLE
RANGES FOR THESE PARAMETERS WILL BE
ESTABLISHED. THESE PARAMETERS AND RANGES
WILL BE ADDED TO THE PERMIT.



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Parameter Monitored: PARTICULATES
Upper Permit Limit: 0.10 pounds per million Btus
Reference Test Method: EPA
Monitoring Frequency: ONCE DURING THE TERM OF THE PERMIT
Averaging Method: AVERAGING METHOD AS PER REFERENCE TEST
METHOD INDICATED
Reporting Requirements: SEMI-ANNUALLY (CALENDAR)
Reports due 30 days after the reporting period.
The initial report is due 4/30/2007.
Subsequent reports are due every 6 calendar month(s).

Condition 47: Compliance Certification
Effective between the dates of 01/25/2007 and 01/24/2012

Applicable Federal Requirement: 6NYCRR 227-2.4(a)(1)

Item 47.1:

The Compliance Certification activity will be performed for:

Emission Unit: U-00001
Process: P02 Emission Source: E0001

Regulated Contaminant(s):
CAS No: 0NY210-00-0 OXIDES OF NITROGEN

Item 47.2:

Compliance Certification shall include the following monitoring:

Monitoring Type: CONTINUOUS EMISSION MONITORING (CEM)
Monitoring Description:

NOX RACT EMISSION LIMIT FOR THE VERY
LARGE BOILER FIRING #6 FUEL OIL (PRIMARY
FUEL TYPE - GAS/OIL). COMPLIANCE IS
DETERMINED ON A 24-HOUR HEAT INPUT
WEIGHTED AVERAGE IN ACCORDANCE WITH THE
PROVISIONS OF PARAGRAPH 227-2.6(A)(1).
24-HOUR ROLLING AVERAGE DATA WILL BE
CALCULATED BASED ON THE AVERAGE OF DATA
FROM THE PAST 24 OPERATING HOURS. FROM
OCTOBER 1 TO APRIL 30, THE NON-OZONE
SEASON, A 30 DAY ROLLING HEAT INPUT
WEIGHTED AVERAGE MAY BE USED TO
DEMONSTRATE COMPLIANCE.

Manufacturer Name/Model Number: API Model - 200
Upper Permit Limit: 0.25 pounds per million Btus



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Permit ID: 2-6301-00084/00010

Facility DEC ID: 2630100084

Reference Test Method: AS PER AVE. METHOD
Monitoring Frequency: CONTINUOUS
Averaging Method: 24-HR ROLLING AVG., CALCULATED EA. HR
AS THE AVG OF THE PAST 24 OPERATING
HRS
Reporting Requirements: QUARTERLY (CALENDAR)
Reports due 30 days after the reporting period.
The initial report is due 4/30/2007.
Subsequent reports are due every 3 calendar month(s).

Condition 48: Compliance Certification
Effective between the dates of 01/25/2007 and 01/24/2012

Applicable Federal Requirement: 6NYCRR 227-1.2(a)(1)

Item 48.1:

The Compliance Certification activity will be performed for:

Emission Unit: U-00001
Process: P03

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

Item 48.2:

Compliance Certification shall include the following monitoring:

Monitoring Type: INTERMITTENT EMISSION TESTING
Monitoring Description:
PARTICULATE LIMIT FOR BOILERS WITH MAX
FIRING RATE OF >250 /RH OF 0.10 LB/.
COMPLIANCE WITH EMISSION LIMITS BASED
UPON THE RESULTS OF THE STACK TESTS. IN
ADDITION TO STACK TEST ONCE PER PERMIT
TERM, THE FACILITY WILL CONDUCT DAILY
MONITORING AND MAINTAIN RECORDS OF FUEL
FLOW. FOR THE NEXT STACK TEST, THE
FACILITY WILL IDENTIFY AT LEAST TWO
OPERATING PARAMETERS THAT WILL BE
MONITORED DAILY TO DEMONSTRATE ONGOING
COMPLIANCE WITH THE PARTICULATE
EMISSIONS. DURING THE TEST, ACCEPTABLE
RANGES FOR THESE PARAMETERS WILL BE
ESTABLISHED. THESE PARAMETERS AND RANGES
WILL BE ADDED TO THE PERMIT.



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Parameter Monitored: PARTICULATES
Upper Permit Limit: 0.10 pounds per million Btus
Reference Test Method: EPA Ref. Method 5
Monitoring Frequency: ONCE DURING THE TERM OF THE PERMIT
Averaging Method: AVERAGING METHOD AS PER REFERENCE TEST METHOD INDICATED
Reporting Requirements: SEMI-ANNUALLY (CALENDAR)
Reports due 30 days after the reporting period.
The initial report is due 4/30/2007.
Subsequent reports are due every 6 calendar month(s).

Condition 49: Compliance Certification
Effective between the dates of 01/25/2007 and 01/24/2012

Applicable Federal Requirement: 6NYCRR 227-2.4(a)(1)

Item 49.1:

The Compliance Certification activity will be performed for:

Emission Unit: U-00001
Process: P03 Emission Source: E0001

Regulated Contaminant(s):
CAS No: 0NY210-00-0 OXIDES OF NITROGEN

Item 49.2:

Compliance Certification shall include the following monitoring:

Monitoring Type: CONTINUOUS EMISSION MONITORING (CEM)
Monitoring Description:

NOX RACT EMISSION LIMIT FOR THE VERY LARGE BOILER FIRING #2 FUEL OIL (PRIMARY FUEL TYPE - GAS/OIL). COMPLIANCE IS DETERMINED ON A 24-HOUR HEAT INPUT WEIGHTED AVERAGE IN ACCORDANCE WITH THE PROVISIONS OF PARAGRAPH 227-2.6(A)(1). 24-HOUR ROLLING AVERAGE DATA WILL BE CALCULATED BASED ON THE AVERAGE OF DATA FROM THE PAST 24 OPERATING HOURS. FROM OCTOBER 1 TO APRIL 30, THE NON-OZONE SEASON, A 30 DAY ROLLING HEAT INPUT WEIGHTED AVERAGE MAY BE USED TO DEMONSTRATE COMPLIANCE.

Manufacturer Name/Model Number: API Model - 200
Upper Permit Limit: 0.25 pounds per million Btus
Reference Test Method: AS PER AVE. METHOD



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Permit ID: 2-6301-00084/00010

Facility DEC ID: 2630100084

Monitoring Frequency: CONTINUOUS

Averaging Method: 24-HR ROLLING AVG., CALCULATED EA. HR
AS THE AVG OF THE PAST 24 OPERATING
HRS

Reporting Requirements: QUARTERLY (CALENDAR)

Reports due 30 days after the reporting period.

The initial report is due 4/30/2007.

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

Condition 50: Compliance Certification

Effective between the dates of 01/25/2007 and 01/24/2012

Applicable Federal Requirement: 6NYCRR 227-2.4(b)(1)

Item 50.1:

The Compliance Certification activity will be performed for:

Emission Unit: U-00001

Process: P04

Emission Source: E0002

Regulated Contaminant(s):

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

Item 50.2:

Compliance Certification shall include the following monitoring:

Monitoring Type: CONTINUOUS EMISSION MONITORING (CEM)

Monitoring Description:

NOX RACT EMISSION LIMIT FOR LARGE BOILER
FIRING # 6 FUEL OIL OF 0.30 LB/MMBTU.

Manufacturer Name/Model Number: API Model - 200

Upper Permit Limit: 0.30 pounds per million Btus

Reference Test Method: AS PER AVE. METHOD

Monitoring Frequency: CONTINUOUS

Averaging Method: 24-HR ROLLING AVG., CALCULATED EA. HR
AS THE AVG OF THE PAST 24 OPERATING
HRS

Reporting Requirements: QUARTERLY (CALENDAR)

Reports due 30 days after the reporting period.

The initial report is due 4/30/2007.

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

Condition 51: Compliance Certification

Effective between the dates of 01/25/2007 and 01/24/2012

Applicable Federal Requirement: 6NYCRR 227-2.4(b)(1)



Item 51.1:

The Compliance Certification activity will be performed for:

Emission Unit: U-00001
Process: P05 Emission Source: E0002

Regulated Contaminant(s):
CAS No: 0NY210-00-0 OXIDES OF NITROGEN

Item 51.2:

Compliance Certification shall include the following monitoring:

Monitoring Type: CONTINUOUS EMISSION MONITORING (CEM)
Monitoring Description:
 NOX RACT EMISSION LIMIT FOR LARGE BOILER
 FIRING #2 FUEL OIL OF 0.30 LB/MMBTU.

Manufacturer Name/Model Number: API Model - 200
Upper Permit Limit: 0.30 pounds per million Btus
Reference Test Method: AS PER AVE. METHOD
Monitoring Frequency: CONTINUOUS
Averaging Method: 24-HR ROLLING AVG., CALCULATED EA. HR
 AS THE AVG OF THE PAST 24 OPERATING
 HRS

Reporting Requirements: QUARTERLY (CALENDAR)
Reports due 30 days after the reporting period.
The initial report is due 4/30/2007.
Subsequent reports are due every 3 calendar month(s).



STATE ONLY ENFORCEABLE CONDITIONS

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

NOTIFICATION OF GENERAL PERMITTEE OBLIGATIONS

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

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

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

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

STATE ONLY APPLICABLE REQUIREMENTS

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

Condition 52: Contaminant List
Effective between the dates of 01/25/2007 and 01/24/2012

Applicable State Requirement: ECL 19-0301

Item 52.1:

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



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

CAS No: 0NY210-00-0

Name: OXIDES OF NITROGEN

CAS No: 0NY075-00-0

Name: PARTICULATES

Condition 53: Unavoidable noncompliance and violations
Effective between the dates of 01/25/2007 and 01/24/2012

Applicable State Requirement: 6NYCRR 201-1.4

Item 53.1:

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 superseded 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.



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

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

Condition 54: Air pollution prohibited
Effective between the dates of 01/25/2007 and 01/24/2012

Applicable State Requirement: 6NYCRR 211.2

Item 54.1:

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 55: Asbestos containing surface coatings prohibited
Effective between the dates of 01/25/2007 and 01/24/2012

Applicable State Requirement: 6NYCRR 221.2

Item 55.1:

No person shall engage in or allow surface coating by the spraying of asbestos or asbestos-containing materials.

Condition 56: Compliance Demonstration
Effective between the dates of 01/25/2007 and 01/24/2012

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

Item 56.1:

The Compliance Demonstration activity will be performed for the Facility.

Item 56.2:

Compliance Demonstration shall include the following monitoring:

Monitoring Type: WORK PRACTICE INVOLVING SPECIFIC OPERATIONS

Monitoring Description:

NO PERSON WILL SELL, OFFER FOR SALE,



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PURCHASE OR USE ANY RESIDUAL FUEL OIL,
WHICH CONTAINS SULFUR IN A QUANTITY
EXCEEDING 0.30% BY WEIGHT. COMPLIANCE
WITH LIMIT BASED UPON VENDOR
CERTIFICATION PER DELIVERY.

Work Practice Type: PARAMETER OF PROCESS MATERIAL
Process Material: RESIDUAL FUEL (#4, #5 AND/OR #6 FUEL OIL)
Parameter Monitored: SULFUR CONTENT
Upper Permit Limit: 0.30 percent by weight
Monitoring Frequency: PER DELIVERY
Averaging Method: MAXIMUM - NOT TO BE EXCEEDED AT ANY
TIME (INSTANTANEOUS/DISCRETE OR GRAB)
Reporting Requirements: QUARTERLY (CALENDAR)
Reports due 30 days after the reporting period.
The initial report is due 4/30/2007.
Subsequent reports are due every 3 calendar month(s).

Condition 57: Compliance Demonstration
Effective between the dates of 01/25/2007 and 01/24/2012

Applicable State Requirement: 6NYCRR 225-1.2(d)

Item 57.1:

The Compliance Demonstration activity will be performed for the Facility.

Item 57.2:

Compliance Demonstration shall include the following monitoring:

Monitoring Type: WORK PRACTICE INVOLVING SPECIFIC
OPERATIONS

Monitoring Description:

NO PERSON WILL SELL, OFFER FOR SALE,
PURCHASE OR USE ANY DISTILLATE FUEL OIL,
WHICH CONTAINS SULFUR IN A QUANTITY
EXCEEDING 0.20% BY WEIGHT. COMPLIANCE
WITH LIMIT BASED UPON VENDOR
CERTIFICATION PER DELIVERY. THE
DISTILLATE FUEL OIL SULFUR LIMIT IS
APPLICABLE TO NO. 2 FUEL OIL (DIESEL)
USED THROUGHOUT THE FACILITY.

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

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Permit ID: 2-6301-00084/00010 Facility DEC ID: 2630100084



Averaging Method: MAXIMUM - NOT TO BE EXCEEDED AT ANY
TIME (INSTANTANEOUS/DISCRETE OR GRAB)
Reporting Requirements: QUARTERLY (CALENDAR)
Reports due 30 days after the reporting period.
The initial report is due 4/30/2007.
Subsequent reports are due every 3 calendar month(s).