

**New York State Department of Environmental Conservation**  
**Facility DEC ID: 3392200088**



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

**IDENTIFICATION INFORMATION**

Permit Type: Air State Facility  
3-3922-00088/00003  
Effective Date: 04/12/2002      Expiration Date: No expiration date

Permit Issued To: HI-TECH PACKAGING CORP INC  
PO BOX 354/55 RAILRD AVE/ B 29  
GARNERVILLE, NY 10923-0354

Contact: HI-TECH PACKAGING CORP INC  
PO BOX 354/55 RAILRD AVE/ B 29  
GARNERVILLE, NY 10923-0354

Facility: HI-TECH PACKAGING CORP  
55 RAILROAD AVE  
GARNERVILLE, NY 10923

Description:

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

Permit Administrator: ROBERT J STANTON  
NYS DEC DIVISION OF AIR RESOURCES  
21 SOUTH PUTT CORNERS RD  
NEW PALTZ, NY 12561-1696

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



**Notification of Other State Permittee Obligations**

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

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

**Item B: Permittee's Contractors to Comply with Permit**

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

**Item C: Permittee Responsible for Obtaining Other Required Permits**

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

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

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



**LIST OF CONDITIONS**

**DEC GENERAL CONDITIONS**

**General Provisions**

Facility Inspection by the Department  
Relationship of this Permit to Other Department Orders and Determinations  
Applications for Permit Renewals and Modifications  
Permit Modifications, Suspensions and Revocations by the Department

**Facility Level**

Submission of Applications for Permit Modification or Renewal-REGION 3  
HEADQUARTERS



**DEC GENERAL CONDITIONS**  
**\*\*\*\* General Provisions \*\*\*\***  
**GENERAL CONDITIONS - Apply to ALL Authorized Permits.**

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

**Item 1.1:**

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

**Item 1.2:**

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

**Item 1.3:**

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

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

**Item 2.1:**

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

**Condition 3: Applications for Permit Renewals and Modifications**  
**Applicable State Requirement: 6NYCRR 621.13(a)**

**Item 3.1:**

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

**Item 3.2:**

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

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

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**Item 4.1:**

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

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

**\*\*\*\* Facility Level \*\*\*\***

**Condition 5: Submission of Applications for Permit Modification or Renewal-REGION 3 HEADQUARTERS**

**Applicable State Requirement: 6NYCRR 621.5(a)**

**Item 5.1:**

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

NYSDEC Regional Permit Administrator  
Region 3 Headquarters  
Division of Environmental Permits  
21 South Putt Corners Road  
New Paltz, NY 12561-1696  
(845) 256-3054



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

**ARTICLE 19: AIR POLLUTION CONTROL - AIR STATE FACILITY PERMIT**

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PO BOX 354/55 RAILRD AVE/ B 29  
GARNERVILLE, NY 10923-0354

Facility: HI-TECH PACKAGING CORP  
55 RAILROAD AVE  
GARNERVILLE, NY 10923

Authorized Activity By Standard Industrial Classification Code:  
2759 - COMMERCIAL PRINTING, NEC



**LIST OF CONDITIONS**

**FEDERALLY ENFORCEABLE CONDITIONS**

**Facility Level**

- 11 6NYCRR 215: Open Fires Prohibited at Industrial and Commercial Sites
- 3 6NYCRR 201-1.7: Recycling and Salvage
- 4 6NYCRR 201-1.8: Prohibition of Reintroduction of Collected Contaminants to the Air
- 6 6NYCRR 201-3.2(a): Proof of Eligibility
- 7 6NYCRR 201-3.3(a): Proof of Eligibility
- 9 6NYCRR 202-1.1: Required emissions tests
- 10 6NYCRR 211.3: Visible emissions limited.
- 1 6NYCRR 201-1.2: Unpermitted Emission Sources
- 2 6NYCRR 201-1.5: Emergency Defense
- 5 6NYCRR 201-1.10(a): Public Access to Recordkeeping
- 8 6NYCRR 201-7.2(e): Compliance Demonstration
- 12 6NYCRR 234.3(f)(1): Facility Permissible Emissions
- \*13 6NYCRR 234.3(f)(1): Compliance Demonstration
- 14 6NYCRR 234.3(f)(1): Compliance Demonstration
- 15 6NYCRR 234.4(b)(3): Compliance Demonstration

**Emission Unit Level**

**EU=A-00001**

- 16 6NYCRR 234.3(e): Compliance Demonstration
- 17 6NYCRR 234.6: Handling, storage, and disposal of volatile organic compounds

**STATE ONLY ENFORCEABLE CONDITIONS**

**Facility Level**

- 18 ECL 19-0301: Contaminant List
- 19 6NYCRR 201-1.4: Unavoidable noncompliance and violations
- 20 6NYCRR 201-5: General Provisions
- 21 6NYCRR 201-5: Permit Exclusion Provisions
- 22 6NYCRR 201-5: Emission Unit Definition
- 23 6NYCRR 201-5.3(b): Contaminant List
- 24 6NYCRR 211.2: Air pollution prohibited

**Emission Unit Level**

- 25 6NYCRR 201-5: Emission Point Definition By Emission Unit
- 26 6NYCRR 201-5: Process Definition By Emission Unit

NOTE: \* preceding the condition number indicates capping.

Permit Effective Date: 04/12/2002

Permit Expiration Date: No expiration date.

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**FEDERALLY ENFORCEABLE CONDITIONS**

**\*\*\*\* Facility Level \*\*\*\***

**Condition 11: Open Fires Prohibited at Industrial and Commercial Sites**  
**Effective between the dates of 04/12/2002 and Permit Expiration Date**

**Applicable Federal Requirement: 6NYCRR 215**

**Item 11.1:**

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

**Condition 3: Recycling and Salvage**  
**Effective between the dates of 04/12/2002 and Permit Expiration Date**

**Applicable Federal Requirement: 6NYCRR 201-1.7**

**Item 3.1:**

Where practical, any person who owns or operates an air contamination source shall recycle or salvage air contaminants collected in an air cleaning device according to the requirements of 6 NYCRR.

**Condition 4: Prohibition of Reintroduction of Collected Contaminants to the Air**  
**Effective between the dates of 04/12/2002 and Permit Expiration Date**

**Applicable Federal Requirement: 6NYCRR 201-1.8**

**Item 4.1:**

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 6: Proof of Eligibility**  
**Effective between the dates of 04/12/2002 and Permit Expiration Date**

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

**Item 6.1:**

The owner and/or operator of an emission source or unit that is eligible to be exempt, may be required to certify that it operates within the specific criteria described in 6 NYCRR Subpart 201-3. The owner or operator of any such emission source must maintain all required records on-site for a period of five years and make them available to representatives of the Department upon request. Department representatives must be granted access to any facility which contains emission sources or units subject to 6 NYCRR Subpart 201-3, during normal operating hours, for the purpose of determining compliance with this and any other state and federal air pollution control requirements, regulations, or law.



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**Condition 7: Proof of Eligibility**  
**Effective between the dates of 04/12/2002 and Permit Expiration Date**

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

**Item 7.1:**

The owner and/or operator of an emission source or unit that is listed as being trivial in 6 NYCRR Part 201 may be required to certify that it operates within the specific criteria described in 6 NYCRR Subpart 201-3. The owner or operator of any such emission source must maintain all required records on-site for a period of five years and make them available to representatives of the Department upon request. Department representatives must be granted access to any facility which contains emission sources or units subject to 6 NYCRR Subpart 201-3, during normal operating hours, for the purpose of determining compliance with this and any other state and federal air pollution control requirements, regulations, or law.

**Condition 9: Required emissions tests**  
**Effective between the dates of 04/12/2002 and Permit Expiration Date**

**Applicable Federal Requirement: 6NYCRR 202-1.1**

**Item 9.1:**

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

**Condition 10: Visible emissions limited.**  
**Effective between the dates of 04/12/2002 and Permit Expiration Date**

**Applicable Federal Requirement: 6NYCRR 211.3**

**Item 10.1:**

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 1: Unpermitted Emission Sources**  
**Effective between the dates of 04/12/2002 and Permit Expiration Date**

**Applicable Federal Requirement: 6NYCRR 201-1.2**

**Item 1.1:**

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



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(a) The owner and/or operator must apply for a permit for such emission source or register the facility in accordance with the provisions of Part 201.

(b) The emission source or facility is subject to all regulations that were applicable to it at the time of construction or modification and any subsequent requirements applicable to existing sources or facilities.

**Condition 2: Emergency Defense**  
**Effective between the dates of 04/12/2002 and Permit Expiration Date**

**Applicable Federal Requirement: 6NYCRR 201-1.5**

**Item 2.1:**

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

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

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

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

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

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

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

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

**Condition 5: Public Access to Recordkeeping**  
**Effective between the dates of 04/12/2002 and Permit Expiration Date**

**Applicable Federal Requirement: 6NYCRR 201-1.10(a)**

**Item 5.1:**

Where emission source owners and/or operators keep records pursuant to compliance with the



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operational flexibility requirements of 6 NYCRR Subpart 201-5.4(b)(1) , and/or the emission capping requirements of 6 NYCRR Subparts 201-7.2(d), 201-7.3(f), 201-7.3(g), 201-7.3(h)(5), 201-7.3(i) and 201-7.3(j), the Department will make such records available to the public upon request in accordance with 6 NYCRR Part 616 - Public Access to Records. Emission source owners and/or operators must submit the records required to comply with the request within sixty working days of written notification by the Department of receipt of the request.

**Condition 8: Compliance Demonstration**  
**Effective between the dates of 04/12/2002 and Permit Expiration Date**

**Applicable Federal Requirement: 6NYCRR 201-7.2(e)**

**Item 8.1:**

The Compliance Demonstration activity will be performed for the Facility.

**Item 8.2:**

Compliance Demonstration shall include the following monitoring:

Monitoring Type: RECORD KEEPING/MAINTENANCE PROCEDURES

Monitoring Description:

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

Monitoring Frequency: MONTHLY

Averaging Method: ANNUAL MAXIMUM ROLLED MONTHLY

Reporting Requirements: ANNUALLY (ANNIVERSARY)

Initial Report Due: 05/11/2003 for the period 04/12/2002 through 04/11/2003

**Condition 12: Facility Permissible Emissions**  
**Effective between the dates of 04/12/2002 and Permit Expiration Date**

**Applicable Federal Requirement: 6NYCRR 234.3(f)(1)**

**Item 12.1:**

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

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

CAS No: 0NY998-00-0

PTE: 33,900 pounds per year

Name: VOC

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**Condition 13: Compliance Demonstration**  
**Effective between the dates of 04/12/2002 and Permit Expiration Date**

**Applicable Federal Requirement: 6NYCRR 234.3(f)(1)**

**Item 13.1:**

The Compliance Demonstration activity will be performed for the Facility.

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

**Item 13.2:**

Compliance Demonstration shall include the following monitoring:

Capping: Yes  
Monitoring Type: RECORD KEEPING/MAINTENANCE PROCEDURES  
Monitoring Description:  
RACT VARIANCE THAT ALLOWS USE ON  
NON-COMPLIANT INKS.

THE TOTAL ANNUAL EMISSIONS FROM THE  
FACILITY ARE LIMITED TO 33900 POUNDS.  
RECORDS WILL BE MAINTAINED OF  
INKS/SOLVENTS THAT DOCUMENT THAT VOC  
EMISSIONS ARE UNDER 33900 POUNDS DURING  
ANY TWELVE CONSECUTIVE MONTH  
PERIOD.

THE FACILITY MUST CONTINUE TO INVESTIGATE  
COMPLIANCE STRATEGIES AND SUBMIT REPORTS  
EVERY TWO YEARS DOCUMENTING THE  
EVALUATION OF REFORMULATION, CONTROL  
TECHNOLOGY OR PROCESS MODIFICATION.

Monitoring Frequency: MONTHLY  
Averaging Method: ANNUAL MAXIMUM ROLLED MONTHLY  
Reporting Requirements: ANNUALLY (ANNIVERSARY)  
Initial Report Due: 05/11/2003 for the period 04/12/2002 through 04/11/2003

**Condition 14: Compliance Demonstration**  
**Effective between the dates of 04/12/2002 and Permit Expiration Date**

**Applicable Federal Requirement: 6NYCRR 234.3(f)(1)**

**Item 14.1:**

The Compliance Demonstration activity will be performed for the Facility.

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

**Item 14.2:**

Compliance Demonstration shall include the following monitoring:

Monitoring Type: WORK PRACTICE INVOLVING SPECIFIC OPERATIONS

Monitoring Description:  
RACT VARIANCE THAT ALLOWS USE ON NON-COMPLIANT INKS.

The Volume fraction VOC (Vv)<sub>a</sub> of the inks shall not exceed 0.94.

Work Practice Type: PARAMETER OF PROCESS MATERIAL  
Process Material: INK  
Parameter Monitored: VOC CONTENT  
Upper Permit Limit: 94.0 percent by volume  
Reference Test Method: USEPA approved  
Monitoring Frequency: PER DELIVERY  
Averaging Method: MAXIMUM - NOT TO BE EXCEEDED AT ANY TIME (INSTANTANEOUS/DISCRETE OR GRAB)  
Reporting Requirements: ANNUALLY (ANNIVERSARY)  
Initial Report Due: 05/11/2003 for the period 04/12/2002 through 04/11/2003

**Condition 15: Compliance Demonstration**  
**Effective between the dates of 04/12/2002 and Permit Expiration Date**

**Applicable Federal Requirement: 6NYCRR 234.4(b)(3)**

**Item 15.1:**

The Compliance Demonstration activity will be performed for the Facility.

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

**Item 15.2:**

Compliance Demonstration shall include the following monitoring:

Monitoring Type: RECORD KEEPING/MAINTENANCE PROCEDURES  
Monitoring Description:

Purchase, usage and/or production records of inks, VOC and solvents must be maintained in a format acceptable to the commissioner's representative, and upon request, these

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records must be submitted to the Department's representative. In addition, any other information required to determine compliance with 6NYCRR Part 234 must be provided to the Commissioner's representative in a format acceptable to him or her. Records must be maintained at the facility for a period of five years.

The facility shall maintain the following records for each ink, cleaning solvent, and other VOC used in the printing process, on a monthly basis:

1. The brand and product name or code for the material.
2. The quantity of material used during the calendar month.
3. The VOC content of the material.

In addition, copies of all purchase orders, invoices, and other documents for supplies and equipment that are used to support the monthly log are to be kept on site.

Monitoring Frequency: AS REQUIRED - SEE PERMIT MONITORING DESCRIPTION

Reporting Requirements: AS REQUIRED - SEE MONITORING DESCRIPTION

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

**Condition 16: Compliance Demonstration**

**Effective between the dates of 04/12/2002 and Permit Expiration Date**

**Applicable Federal Requirement: 6NYCRR 234.3(e)**

**Item 16.1:**

The Compliance Demonstration activity will be performed for:

Emission Unit: A-00001

**Item 16.2:**

Compliance Demonstration shall include the following monitoring:

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

Monitoring Description:

No person shall cause or allow emissions to the outdoor atmosphere having an average opacity of 10% or greater

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for any six minute period per hour, based upon the six minute average in reference test method 9 in Appendix A of 40 CFR 60. The Department reserves the right to perform or require the performance of a Method 9 opacity evaluation at any time during facility operation.

Parameter Monitored: OPACITY

Upper Permit Limit: 10 percent

Reference Test Method: METHOD 9

Monitoring Frequency: AS REQUIRED - SEE PERMIT MONITORING

DESCRIPTION

Averaging Method: 6-MINUTE AVERAGE (METHOD 9)

Reporting Requirements: AS REQUIRED - SEE MONITORING DESCRIPTION

**Condition 17: Handling, storage, and disposal of volatile organic compounds**  
**Effective between the dates of 04/12/2002 and Permit Expiration Date**

**Applicable Federal Requirement: 6NYCRR 234.6**

**Item 17.1:**

This Condition applies to Emission Unit: A-00001

**Item 17.2:**

The following is prohibited:

- (a) using open containers to store or dispose of cloth or paper impregnated with VOC and/or solvents that are used for surface preparation, cleanup or ink/coating removal;
- (b) storage in open containers of spent or fresh VOC and/or solvents to be used for surface preparation, cleanup or ink/coating removal;
- (c) use of open containers to store or dispose of inks and/or surface coatings; or
- (d) use of open containers to store or dispense inks and/or surface coatings unless production, sampling, maintenance or inspection procedures require operational access. This provision does not apply to the actual device or equipment designed for the purposes of applying an ink or coating to a substrate.



**STATE ONLY ENFORCEABLE CONDITIONS**

**\*\*\*\* Facility Level \*\*\*\***

**Condition 18: Contaminant List**

**Effective between the dates of 04/12/2002 and Permit Expiration Date**

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

**Item 18.1:**

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

CAS No: 0NY998-00-0

Name: VOC

**Condition 19: Unavoidable noncompliance and violations**

**Effective between the dates of 04/12/2002 and Permit Expiration Date**

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

**Item 19.1:**

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



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of the emission rates. These reporting requirements are superceded by conditions elsewhere in this permit which contain reporting and notification provisions for applicable requirements more stringent than those above.

(c) The Department may also require the owner and/or operator to include in reports described under (a) and (b) above an estimate of the maximum ground level concentration of each air contaminant emitted and the effect of such emissions depending on the deviation of the malfunction and the air contaminants emitted.

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

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

**Condition 20: General Provisions**

**Effective between the dates of 04/12/2002 and Permit Expiration Date**

**Applicable State Requirement: 6NYCRR 201-5**

**Item 20.1:**

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

**Item 20.2:**

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

**Item 20.3:**

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

**Condition 21: Permit Exclusion Provisions**

**Effective between the dates of 04/12/2002 and Permit Expiration Date**



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**Applicable State Requirement: 6NYCRR 201-5**

**Item 21.1:**

The issuance of this permit by the Department and the receipt thereof by the Applicant does not and shall not be construed as barring, diminishing, adjudicating or in any way affecting any currently pending or future legal, administrative or equitable rights or claims, actions, suits, causes of action or demands whatsoever that the Department may have against the Applicant including, but not limited to, any enforcement action authorized pursuant to the provisions of applicable federal law, the Environmental 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 by the Department and the receipt thereof by the Applicant does not supercede, revoke or rescind an order or modification thereof on consent or determination by the Commissioner issued heretofore by the Department or any of the terms, conditions or requirements contained in such order or modification thereof unless specifically intended by this permit.

The issuance of this permit by the Department and the receipt thereof by the Applicant does not and shall not be construed as barring, diminishing, adjudicating or in any way affecting the right of the Department to bring any future action, or pursue any pending action, either administrative or judicial, to required remediation, contribution for costs incurred or funds expended, for any violations, past, present or future, known or unknown, of applicable federal law, the ECL, or the rules and regulations promulgated thereunder, or conditions contained in any other licenses or permits issued to the Applicant and not addressed in this permit.

The issuance of this permit by the Department and the receipt thereof by the Applicant does not and shall not be construed as barring, diminishing, adjudicating or in any way affecting the right of the Department to pursue any claims for natural resource damages against the Applicant.

**Condition 22: Emission Unit Definition  
Effective between the dates of 04/12/2002 and Permit Expiration Date**

**Applicable State Requirement: 6NYCRR 201-5**

**Item 22.1:**

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

Emission Unit: A-00001

Emission Unit Description:

ONE 2 COLOR, ONE 4 COLOR AND ONE 6 COLOR FLEXOGRAPHIC PRINTING PRESS ARE UTILIZED TO PRINT ON POLYURETHANE SUBSTRATES/PLASTIC FILM. THE 2 COLOR AND 4 COLOR PRESSES HAVE INDIVIDUAL DRYERS THAT EXHAUST OUT A COMMON EMISSION POINT. THE 6 COLOR DRYER HAS A SEPERATE STACK. ALL PRESSES ARE CLEANED WITH NON-HAP SOLVENTS-PROPYL ACETATE, PROPANOL AND HEXANE.

**New York State Department of Environmental Conservation**

**Permit ID: 3-3922-00088/00003**

**Facility DEC ID: 3392200088**



Building(s): 01

**Condition 23: Contaminant List**

**Effective between the dates of 04/12/2002 and Permit Expiration Date**

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

**Item 23.1:**

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

CAS No: 0NY998-00-0

Name: VOC

**Condition 24: Air pollution prohibited**

**Effective between the dates of 04/12/2002 and Permit Expiration Date**

**Applicable State Requirement: 6NYCRR 211.2**

**Item 24.1:**

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

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

**Condition 25: Emission Point Definition By Emission Unit**

**Effective between the dates of 04/12/2002 and Permit Expiration Date**

**Applicable State Requirement: 6NYCRR 201-5**

**Item 25.1:**

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

Emission Unit: A-00001

Emission Point: 00001

Height (ft.): 28

Diameter (in.): 10

Building: 01

Emission Point: 00002

Height (ft.): 28

Diameter (in.): 10

**New York State Department of Environmental Conservation**

**Permit ID: 3-3922-00088/00003**

**Facility DEC ID: 3392200088**



Building: 01

**Condition 26: Process Definition By Emission Unit**  
**Effective between the dates of 04/12/2002 and Permit Expiration Date**

**Applicable State Requirement: 6NYCRR 201-5**

**Item 26.1:**

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

Emission Unit: A-00001

Process: 001

Source Classification Code: 4-05-004-11

Process Description:

FLEXOGRAPHIC PRINTING OPERATIONS. INKS  
ARE APPLIED TO FILM SUBSTRATES.

Emission Source/Control: 00001 - Process

Emission Source/Control: 00002 - Process

Emission Source/Control: 00003 - Process