



PERMIT
Under the Environmental Conservation Law (ECL)

IDENTIFICATION INFORMATION

Permit Type: Air State Facility
Permit ID: 4-0122-00052/00009
Mod 0 Effective Date: 06/08/2005 Expiration Date: No expiration date.
Mod 1 Effective Date: 09/17/2007 Expiration Date: No expiration date.
Mod 2 Effective Date: 07/14/2008 Expiration Date: No expiration date.
Mod 3 Effective Date: 05/04/2011 Expiration Date: No expiration date.
Mod 4 Effective Date: 09/08/2011 Expiration Date: No expiration date.

Permit Issued To: NORTH ALBANY TERMINAL COMPANY LLC
8235 FORSYTH BLVD STE 400
SAINT LOUIS, MO 63105

Facility: NORTH ALBANY TERMINAL CO - GLENMONT TERMINAL
552 RIVER RD
GLENMONT, NY 12077

Contact: BERNIE SHEIL
8235 FORSYTH BLVD STE 400
SAINT LOUIS, MO 63105
(618) 452-4195

Description:
The facility proposes to adjust the calculated emissions profile to include lower mg/liter numbers for the vapor combustion units that have been stack tested and to be stack tested every five years to show compliance with these values.

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: ANGELO A MARCUCCIO
NYSDEC
1130 N WESTCOTT RD
SCHENECTADY, NY 12306-2014

Authorized Signature: _____ Date: ___ / ___ / ____



Notification of Other State Permittee Obligations

Item A: Permittee Accepts Legal Responsibility and Agrees to Indemnification

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

Item B: Permittee's Contractors to Comply with Permit

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

Item C: Permittee Responsible for Obtaining Other Required Permits

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

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

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



LIST OF CONDITIONS

DEC GENERAL CONDITIONS

General Provisions

- Facility Inspection by the Department
- Relationship of this Permit to Other Department Orders and Determinations
 - Applications for permit renewals, modifications and transfers
 - Applications for Permit Renewals and Modifications
 - Permit modifications, suspensions or revocations by the Department
 - Permit modifications, suspensions or revocations by the Department
 - Permit modifications, suspensions or revocations by the Department
 - Permit Modifications, Suspensions and Revocations by the Department

Facility Level

- Submission of Applications for Permit Modification or Renewal
 - REGION 4 HEADQUARTERS
- Submission of application for permit modification or renewal-REGION 4 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 1-1: Applications for permit renewals, modifications and transfers

Applicable State Requirement: 6 NYCRR 621.11

Item 1-1.1:

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 1-1.2:

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 1-1.3:

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.

GENERAL CONDITIONS FOR PERMITS FOR THE CONSTRUCTION AND OPERATION OF FACILITIES



Applicable State Requirement: 6 NYCRR 621.13

Item 3.1:

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

Item 3.2:

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

Item 3.3:

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

Condition 1-2: Permit modifications, suspensions or revocations by the Department

Applicable State Requirement: 6 NYCRR 621.13

Item 1-2.1:

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 4-1: Permit modifications, suspensions or revocations by the Department

Applicable State Requirement: 6 NYCRR 621.13

Item 4-1.1:

The Department reserves the right to exercise all available authority 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.



the permitted activity.

Condition 3-1: Permit modifications, suspensions or revocations by the Department

Applicable State Requirement: 6 NYCRR 621.13

Item 3-1.1:

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 4: Permit Modifications, Suspensions and Revocations by the Department

Applicable State Requirement: 6 NYCRR 621.14

Item 4.1:

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

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

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

Condition 5: Submission of Applications for Permit Modification or Renewal -REGION 4 HEADQUARTERS

Applicable State Requirement: 6 NYCRR 621.5 (a)

Item 5.1:

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

NYSDEC Regional Permit Administrator
Region 4 Headquarters
Division of Environmental Permits
1150 North Westcott Rd.
Schenectady, NY 12306-2014
(518) 357-6060



Condition 1-3: Submission of application for permit modification or renewal-REGION 4

HEADQUARTERS

Applicable State Requirement: 6 NYCRR 621.6 (a)

Item 1-3.1:

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

NYSDEC Regional Permit Administrator

Region 4 Headquarters

Division of Environmental Permits

1130 North Westcott Rd.

Schenectady, NY 12306-2014

(518) 357-2069

New York State Department of Environmental Conservation

Permit ID: 4-0122-00052/00009

Facility DEC ID: 4012200052



Permit Under the Environmental Conservation Law (ECL)

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

IDENTIFICATION INFORMATION

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8235 FORSYTH BLVD STE 400
SAINT LOUIS, MO 63105

Facility: NORTH ALBANY TERMINAL CO - GLENMONT TERMINAL
552 RIVER RD
GLENMONT, NY 12077

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

Mod 0 Permit Effective Date: 06/08/2005
date.

Permit Expiration Date: No expiration

Mod 1 Permit Effective Date: 09/17/2007
date.

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Mod 2 Permit Effective Date: 07/14/2008
date.

Permit Expiration Date: No expiration

Mod 3 Permit Effective Date: 05/04/2011
date.

Permit Expiration Date: No expiration

Mod 4 Permit Effective Date: 09/08/2011
date.

Permit Expiration Date: No expiration



LIST OF CONDITIONS

FEDERALLY ENFORCEABLE CONDITIONS

Facility Level

- 1-1 6 NYCRR 201-7.1: Facility Permissible Emissions
- *4-1 6 NYCRR 201-7.1: Capping Monitoring Condition
- *4-2 6 NYCRR 201-7.1: Capping Monitoring Condition
- *4-3 6 NYCRR 201-7.1: Capping Monitoring Condition
- *4-4 6 NYCRR 201-7.1: Capping Monitoring Condition
- *4-5 6 NYCRR 201-7.1: Capping Monitoring Condition
- *4-6 6 NYCRR 201-7.1: Capping Monitoring Condition
- *4-7 6 NYCRR 201-7.1: Capping Monitoring Condition
- *4-8 6 NYCRR 201-7.1: Capping Monitoring Condition
- *4-9 6 NYCRR 201-7.1: Capping Monitoring Condition
- *4-10 6 NYCRR 201-7.1: Capping Monitoring Condition
- *4-11 6 NYCRR 201-7.1: Capping Monitoring Condition
- *4-12 6 NYCRR 201-7.1: Capping Monitoring Condition
- *4-13 6 NYCRR 201-7.1: Capping Monitoring Condition
- *4-14 6 NYCRR 201-7.1: Capping Monitoring Condition
- *4-15 6 NYCRR 201-7.1: Capping Monitoring Condition
- *4-16 6 NYCRR 201-7.1: Capping Monitoring Condition
- 1 6 NYCRR 202-1.2: Notification
- 2 6 NYCRR 202-1.3 (a): Acceptable procedures
- 4-17 6 NYCRR 211.1: Air pollution prohibited
- 3 6 NYCRR 225-1.2 (a) (2): Compliance Demonstration
- 4 6 NYCRR 225-1.8: Compliance Demonstration
- 5 6 NYCRR 225-3.3 (a): Compliance Demonstration
- 3-8 6 NYCRR 225-3.4 (a): Compliance Demonstration
- 3-9 6 NYCRR 225-3.4 (b): Compliance Demonstration
- 3-10 6 NYCRR 225-3.4 (d): Compliance Demonstration
- 1-7 6 NYCRR 229.4 (a): Compliance Demonstration
- 1-8 6 NYCRR 229.5 (c): Compliance Demonstration
- 3-11 40CFR 63.11081(a), Subpart BBBBBB: Definition of an affected source
- 3-12 40CFR 63.11083(b), Subpart BBBBBB: Compliance date for an existing source
- 3-13 40CFR 63.11087, Subpart BBBBBB: Compliance Demonstration
- 3-14 40CFR 63.11088, Subpart BBBBBB: Compliance Demonstration
- 3-15 40CFR 63.11089, Subpart BBBBBB: Compliance Demonstration
- 3-16 40CFR 63.11092(a), Subpart BBBBBB: Compliance Demonstration
- 3-17 40CFR 63.11092(a)(2), Subpart BBBBBB: Waiver of new performance test requirement by complying with state rule
- 3-18 40CFR 63.11092(a)(3), Subpart BBBBBB: Waiver of new testing requirement due to previous test conducted within 5 prior year period
- 3-19 40CFR 63.11092(b)(1)(iii), Subpart BBBBBB: Compliance Demonstration
- 3-20 40CFR 63.11094(b), Subpart BBBBBB: Compliance Demonstration
- 3-21 40CFR 63.11094(c), Subpart BBBBBB: Compliance Demonstration
- 3-22 40CFR 63.11094(d), Subpart BBBBBB: Compliance Demonstration
- 3-23 40CFR 63.11094(e), Subpart BBBBBB: Compliance Demonstration
- 3-24 40CFR 63.11094(f), Subpart BBBBBB: Compliance Demonstration
- 3-25 40CFR 63.11095(a), Subpart BBBBBB: Compliance Demonstration



- 3-26 40CFR 63.11095(b), Subpart BBBBBB: Compliance Demonstration
- 3-27 40CFR 63.11098, Subpart BBBBBB: Applicability of MACT General Provisions

Emission Unit Level

EU=0-1DOCK

- 1-9 6 NYCRR 229.5 (a): Compliance Demonstration
- 1-10 6 NYCRR 229.5 (e): Compliance Demonstration

EU=0-1DOCK,Proc=GAS,ES=FLR02

- 2-6 6 NYCRR 229.3 (f) (2): Compliance Demonstration
- 2-7 6 NYCRR 229.3 (f) (2): Compliance Demonstration
- 1-14 6 NYCRR 229.3 (f) (2): Compliance Demonstration

EU=1-RACKS

- 6 6 NYCRR 230.4 (a) (1): Compliance Demonstration
- 7 6 NYCRR 230.4 (a) (2): Repairs to gasoline transport vehicles
- 8 6 NYCRR 230.4 (a) (3): Labelling of gasoline transport vehicles
- 9 6 NYCRR 230.4 (b): Compliance Demonstration
- 10 6 NYCRR 230.4 (e): Leak limit
- 11 6 NYCRR 230.4 (g): Dome covers
- 12 6 NYCRR 230.6 (a): Compliance Demonstration
- 13 6 NYCRR 230.6 (b): Compliance Demonstration

EU=1-RACKS,Proc=RBL

- 14 6 NYCRR 229.3 (d): Vapor collection system requirements
- 15 40CFR 60.4, NSPS Subpart A: EPA Region 2 address.
- 16 40CFR 60.7(a), NSPS Subpart A: Modification Notification
- 17 40CFR 60.7(b), NSPS Subpart A: Recordkeeping requirements.
- 18 40CFR 60.7(f), NSPS Subpart A: Facility files for subject sources.
- 19 40CFR 60.8(a), NSPS Subpart A: Performance testing timeline.
- 20 40CFR 60.8(b), NSPS Subpart A: Performance test methods.
- 21 40CFR 60.8(c), NSPS Subpart A: Required performance test information.
- 22 40CFR 60.8(d), NSPS Subpart A: Prior notice.
- 23 40CFR 60.8(e), NSPS Subpart A: Performance testing facilities.
- 24 40CFR 60.9, NSPS Subpart A: Availability of information.
- 25 40CFR 60.11(a), NSPS Subpart A: Compliance with Standards and Maintenance Requirements
- 26 40CFR 60.11(d), NSPS Subpart A: Compliance with Standards and Maintenance Requirements
- 27 40CFR 60.12, NSPS Subpart A: Circumvention.
- 28 40CFR 60.14, NSPS Subpart A: Modifications.
- 29 40CFR 60.15, NSPS Subpart A: Reconstruction.
- 32 40CFR 60.502(b), NSPS Subpart XX: Emission limit
- 2-8 40CFR 60.502(b), NSPS Subpart XX: Compliance Demonstration
- 2-9 40CFR 60.502(b), NSPS Subpart XX: Compliance Demonstration
- 33 40CFR 60.502(e), NSPS Subpart XX: Compliance Demonstration
- 34 40CFR 60.502(f), NSPS Subpart XX: Truck loading compatibility
- 35 40CFR 60.502(g), NSPS Subpart XX: Vapor collection connection required
- 36 40CFR 60.502(h), NSPS Subpart XX: Pressure limit
- 37 40CFR 60.502(i), NSPS Subpart XX: Vent pressure limit
- 38 40CFR 60.502(j), NSPS Subpart XX: Monthly leak inspection
- 39 40CFR 60.505(a), NSPS Subpart XX: Truck testing file



- 40 40CFR 60.505(b), NSPS Subpart XX: Truck testing records
- 41 40CFR 60.505(c), NSPS Subpart XX: Monthly leak inspection records
- 42 40CFR 60.505(d), NSPS Subpart XX: Untested truck notification records

EU=1-TANKS

- 43 6 NYCRR 229.3 (a): Internal floating roofs required in fixed roof tanks storing petroleum products

STATE ONLY ENFORCEABLE CONDITIONS

Facility Level

- 44 ECL 19-0301: Contaminant List
- 45 ECL 19-0301 (3) (b): Compliance Demonstration
- 3-28 6 NYCRR 201-1.4: Unavoidable noncompliance and violations
- 46 6 NYCRR 201-1.4: Unavoidable noncompliance and violations
- 47 6 NYCRR Subpart 201-5: Emission Unit Definition
- 3-29 6 NYCRR 211.2: Visible Emissions Limited

Emission Unit Level

- 58 6 NYCRR Subpart 201-5: Emission Point Definition By Emission Unit
- 59 6 NYCRR Subpart 201-5: Process Definition By Emission Unit

NOTE: * preceding the condition number indicates capping.



FEDERALLY ENFORCEABLE CONDITIONS
****** Facility Level ******

NOTIFICATION OF GENERAL PERMITTEE OBLIGATIONS

This section contains terms and conditions which are federally enforceable. Permittees may also have other obligations under regulations of general applicability

Item A: Sealing - 6 NYCRR 200.5

The Commissioner may seal an air contamination source to prevent its operation if compliance with 6 NYCRR Chapter III is not met within the time provided by an order of the Commissioner issued in the case of the violation.

Sealing means labeling or tagging a source to notify any person that operation of the source is prohibited, and also includes physical means of preventing the operation of an air contamination source without resulting in destruction of any equipment associated with such source, and includes, but is not limited to, bolting, chaining or wiring shut control panels, apertures or conduits associated with such source.

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

Unless authorized by the Commissioner, no person shall remove or alter any seal affixed to any contamination source in accordance with this section.

Item B: Acceptable Ambient Air Quality - 6 NYCRR 200.6

Notwithstanding the provisions of 6 NYCRR Chapter III, Subchapter A, no person shall allow or permit any air contamination source to emit air contaminants in quantities which alone or in combination with emissions from other air contamination sources would contravene any applicable ambient air quality standard and/or cause air pollution. In such cases where contravention occurs or may occur, the Commissioner shall specify the degree and/or method of emission control required.

Item C: Maintenance of Equipment - 6 NYCRR 200.7

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.

Item D: Unpermitted Emission Sources - 6 NYCRR 201-1.2

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

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

Item E: Emergency Defense - 6 NYCRR 201-1.5

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

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

- (1) An emergency occurred and that the facility owner and/or operator can identify the cause(s) of the emergency;
- (2) The equipment at the permitted facility causing the emergency was at the time being properly operated;
- (3) During the period of the emergency the facility owner and/or operator took all reasonable steps to minimize levels of emissions that exceeded the emission standards, or other requirements in the permit; and
- (4) The facility owner and/or operator notified the Department within two working days after the event occurred. This notice must contain a description of the emergency, any steps taken to mitigate emissions, and corrective actions taken.

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



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

Item F: Recycling and Salvage - 6 NYCRR 201-1.7

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.

Item G: Prohibition of Reintroduction of Collected Contaminants to the Air - 6 NYCRR 201-1.8

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.

Item H: Proof of Eligibility for Sources Defined as Exempt Activities - 6 NYCRR 201-3.2 (a)

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.

Item I: Proof of Eligibility for Sources Defined as Trivial Activities - 6 NYCRR 201-3.3 (a)

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.

Item J: Required Emission Tests - 6 NYCRR 202-1.1



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 6 NYCRR Subpart 202-1.

Item K: Visible Emissions Limited - 6 NYCRR 211.3

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.

Item L: Open Fires Prohibitions - 6 NYCRR 215.2

Except as allowed by section 215.3 of 6 NYCRR Part 215, no person shall burn, cause, suffer, allow or permit the burning of any materials in an open fire.

Item M: 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 N: 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

New York State Department of Environmental Conservation

Permit ID: 4-0122-00052/00009

Facility DEC ID: 4012200052



Department representatives must be granted access to any facility regulated by this Subpart, during normal operating hours, for the purpose of determining compliance with this and any other state and federal air pollution control requirements, regulations or law.

Item 4-1.4:

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

Item 4-1.5:

The emission of pollutants that exceed the applicability thresholds for an applicable requirement, for which the facility has obtained an emissions cap, constitutes a violation of Part 201 and of the Act.

Item 4-1.6:

The Compliance Demonstration activity will be performed for the facility:
The Compliance Demonstration applies to:

Emission Unit: 0-1DOCK

Regulated Contaminant(s):

CAS No: 0NY998-00-0 VOC

Item 4-1.7:

Compliance Demonstration shall include the following monitoring:

Capping: Yes

Monitoring Type: INTERMITTENT EMISSION TESTING

Monitoring Description:

The emission rate of the vapor combustion unit shall be limited to keep the, Volatile Organic Compounds (VOC) total Hazardous Air Pollutants (HAP) and single HAP emissions below major source thresholds. VOC shall be limited to keep facility below applicability of 6 NYCRR 201-6. HAP shall be limited to keep facility below applicability thresholds of 40 CFR 63, Subpart R.

Emissions were calculated using the most current AP-42 emission factors, "TANKS" program, or other current emission factors. Throughput limit was calculated using a vapor combustion unit (VCU) rate based on most recent testing of 10.85 mg/liter of product loaded at the truck loading rack. and a 9 mg/liter of product loaded at the barge loading rack.

The vapor combustion unit shall be tested with report submitted prior to five year anniversary from when the



unit was previously tested to ensure that the unit can meet the 9 mg/liter limit. The test shall be conducted in accordance with the procedures described in 6 NYCRR 202-1

Manufacturer Name/Model Number: Jordan Technologies Vapor Combustion Unit
Parameter Monitored: 40 CFR 60-63 - TOTAL ORGANIC COMPOUNDS (TOC)

Upper Permit Limit: 9 milligrams per liter

Reference Test Method: Method 25A or 25B, Method 21, Method 2A

Monitoring Frequency: AS REQUIRED - SEE PERMIT MONITORING

DESCRIPTION

Averaging Method: MAXIMUM - NOT TO EXCEED STATED VALUE -

SEE MONITORING DESCRIPTION

Reporting Requirements: ANNUALLY (CALENDAR)

Reports due 30 days after the reporting period.

The initial report is due 1/30/2012.

Subsequent reports are due every 12 calendar month(s).

Condition 4-2: Capping Monitoring Condition
Effective between the dates of 09/08/2011 and Permit Expiration Date

Applicable Federal Requirement: 6 NYCRR 201-7.1

Item 4-2.1:

Under the authority of 6 NYCRR Part 201-7, this condition contains an emission cap for the purpose of limiting emissions from the facility, emission unit or process to avoid being subject to the following applicable requirement(s) that the facility, emission unit or process would otherwise be subject to:

6 NYCRR Subpart 201-6
40 CFR Part 63, Subpart R

Item 4-2.2:

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

Item 4-2.3:

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

Item 4-2.4:

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

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Item 4-2.5:

The emission of pollutants that exceed the applicability thresholds for an applicable requirement, for which the facility has obtained an emissions cap, constitutes a violation of Part 201 and of the Act.

Item 4-2.6:

The Compliance Demonstration activity will be performed for the facility:
The Compliance Demonstration applies to:

Emission Unit: 1-RACKS

Regulated Contaminant(s):

CAS No: 0NY998-00-0 VOC

Item 4-2.7:

Compliance Demonstration shall include the following monitoring:

Capping: Yes

Monitoring Type: INTERMITTENT EMISSION TESTING

Monitoring Description:

The emission rate of the vapor combustion unit shall be limited to keep the, Volatile Organic Compounds (VOC) total Hazardous Air Pollutants (HAP) and single HAP emissions below major source thresholds. VOC shall be limited to keep facility below applicability of 6 NYCRR 201-6. HAP shall be limited to keep facility below applicability thresholds of 40 CFR 63, Subpart R.

Emissions were calculated using the most current AP-42 emission factors, "TANKS" program, or other current emission factors. Throughput limit was calculated using a vapor combustion unit (VCU) rate based on most recent testing of 10.85 mg/liter of product loaded at the truck loading rack. and a 9 mg/liter of product loaded at the barge loading rack.

The vapor combustion unit shall be tested with report submitted prior to five year anniversary from when the unit was previously tested to ensure that the unit can meet the 10.85 mg/liter limit. The test shall be conducted in accordance with the procedures described in 6 NYCRR 202-1

Manufacturer Name/Model Number: John Zink Vapor Combustion Unit

Parameter Monitored: 40 CFR 60-63 - TOTAL ORGANIC COMPOUNDS (TOC)

Upper Permit Limit: 10.85 milligrams per liter

Reference Test Method: Method 25A or 25B, Method 21, Method 2A

Monitoring Frequency: AS REQUIRED - SEE PERMIT MONITORING DESCRIPTION

Averaging Method: MAXIMUM - NOT TO EXCEED STATED VALUE - SEE MONITORING DESCRIPTION



Reporting Requirements: ANNUALLY (CALENDAR)
Reports due 30 days after the reporting period.
The initial report is due 1/30/2012.
Subsequent reports are due every 12 calendar month(s).

Condition 4-3: Capping Monitoring Condition
Effective between the dates of 09/08/2011 and Permit Expiration Date

Applicable Federal Requirement:6 NYCRR 201-7.1

Item 4-3.1:

Under the authority of 6 NYCRR Part 201-7, this condition contains an emission cap for the purpose of limiting emissions from the facility, emission unit or process to avoid being subject to the following applicable requirement(s) that the facility, emission unit or process would otherwise be subject to:

6 NYCRR Subpart 201-6
40 CFR Part 63, Subpart R

Item 4-3.2:

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

Item 4-3.3:

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

Item 4-3.4:

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

Item 4-3.5:

The emission of pollutants that exceed the applicability thresholds for an applicable requirement, for which the facility has obtained an emissions cap, constitutes a violation of Part 201 and of the Act.

Item 4-3.6:

The Compliance Demonstration activity will be performed for the Facility.

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

Item 4-3.7:

Compliance Demonstration shall include the following monitoring:



Capping: Yes

Monitoring Type: WORK PRACTICE INVOLVING SPECIFIC OPERATIONS

Monitoring Description:

Distillate oil (this includes kerosene) throughput at barge rack loadout shall be limited to keep total VOC emissions less than 49 tons/yr; that is, less than the applicability threshold of Part 201-6 (Title V). This absolves the facility from 201-6.

Emissions were calculated using the most current AP-42 emission factors, "TANKS" program, or other current emission factors. Distillate Oil throughput limits were calculated as follows: Truck rack loadout: 200,000,000 gallons / twelve month rolling total. Barge rack loadout: 200,000,000 gallons/ twelve moth rolling total.

Distillate oil throughput for storage tanks: 576,400,000 gallons / twelve month rolling total.

Distillate oil throughput for rack and tanks shall be included in the annual report.

Work Practice Type: PROCESS MATERIAL THRUPUT

Process Material: DISTILLATES - NUMBER 1 AND NUMBER 2 OIL

Upper Permit Limit: 200,000,000 gallons

Monitoring Frequency: MONTHLY

Averaging Method: ANNUAL TOTAL ROLLED MONTHLY

Reporting Requirements: ANNUALLY (CALENDAR)

Reports due 30 days after the reporting period.

The initial report is due 1/30/2012.

Subsequent reports are due every 12 calendar month(s).

Condition 4-4: Capping Monitoring Condition
Effective between the dates of 09/08/2011 and Permit Expiration Date

Applicable Federal Requirement:6 NYCRR 201-7.1

Item 4-4.1:

Under the authority of 6 NYCRR Part 201-7, this condition contains an emission cap for the purpose of limiting emissions from the facility, emission unit or process to avoid being subject to the following applicable requirement(s) that the facility, emission unit or process would otherwise be subject to:

6 NYCRR Subpart 201-6

Item 4-4.2:

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

Item 4-4.3:

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.

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Department representatives must be granted access to any facility regulated by this Subpart, during normal operating hours, for the purpose of determining compliance with this and any other state and federal air pollution control requirements, regulations or law.

Item 4-4.4:

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

Item 4-4.5:

The emission of pollutants that exceed the applicability thresholds for an applicable requirement, for which the facility has obtained an emissions cap, constitutes a violation of Part 201 and of the Act.

Item 4-4.6:

The Compliance Demonstration activity will be performed for the Facility.

Regulated Contaminant(s):

CAS No: 0NY998-00-0 VOC

Item 4-4.7:

Compliance Demonstration shall include the following monitoring:

Capping: Yes

Monitoring Type: WORK PRACTICE INVOLVING SPECIFIC OPERATIONS

Monitoring Description:

Distillate oil (this includes kerosene) throughput at truck rack shall be limited to keep total VOC emissions less than 49 tons/yr; that is, less than the applicability threshold of Part 201-6 (Title V). This absolves the facility from 201-6.

Emissions were calculated using the most current AP-42 emission factors, "TANKS" program, or other current emission factors. Distillate Oil throughput limits were calculated as follows: Truck rack loadout: 200,000,000 gallons / twelve month rolling total. Barge rack loadout: 200,000,000 gallons/ twelve moth rolling total. Distillate oil throughput for storage tanks: 576,400,000 gallons / twelve month rolling total.

Distillate oil throughput for rack and tanks shall be included in the annual report.

Work Practice Type: PROCESS MATERIAL THRUPUT

Process Material: DISTILLATES - NUMBER 1 AND NUMBER 2 OIL

Upper Permit Limit: 200,000,000 gallons

Monitoring Frequency: MONTHLY

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Averaging Method: ANNUAL TOTAL ROLLED MONTHLY

Reporting Requirements: ANNUALLY (CALENDAR)

Reports due 30 days after the reporting period.

The initial report is due 1/30/2012.

Subsequent reports are due every 12 calendar month(s).

Condition 4-5: Capping Monitoring Condition
Effective between the dates of 09/08/2011 and Permit Expiration Date

Applicable Federal Requirement:6 NYCRR 201-7.1

Item 4-5.1:

Under the authority of 6 NYCRR Part 201-7, this condition contains an emission cap for the purpose of limiting emissions from the facility, emission unit or process to avoid being subject to the following applicable requirement(s) that the facility, emission unit or process would otherwise be subject to:

6 NYCRR Subpart 201-6

Item 4-5.2:

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

Item 4-5.3:

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

Item 4-5.4:

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

Item 4-5.5:

The emission of pollutants that exceed the applicability thresholds for an applicable requirement, for which the facility has obtained an emissions cap, constitutes a violation of Part 201 and of the Act.

Item 4-5.6:

The Compliance Demonstration activity will be performed for the Facility.

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

Item 4-5.7:

Compliance Demonstration shall include the following monitoring:

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Capping: Yes

Monitoring Type: WORK PRACTICE INVOLVING SPECIFIC OPERATIONS

Monitoring Description:

Distillate oil (this includes kerosene) throughput for tanks permitted for distillate shall be limited to keep total VOC emissions less than 49 tons/yr; that is, less than the applicability threshold of Part 201-6 (Title V). This absolves the facility from 201-6.

Emissions were calculated using the most current AP-42 emission factors, "TANKS" program, or other current emission factors. Distillate Oil throughput limits were calculated as follows: Truck rack loadout: 200,000,000 gallons / twelve month rolling total. Barge rack loadout: 200,000,000 gallons/ twelve moth rolling total. Distillate oil throughput for storage tanks: 576,400,000 gallons / twelve month rolling total.

Distillate oil throughput for rack and tanks shall be included in the annual report.

Work Practice Type: PROCESS MATERIAL THRUPUT

Process Material: DISTILLATES - NUMBER 1 AND NUMBER 2 OIL

Upper Permit Limit: 576,400,000 gallons

Monitoring Frequency: MONTHLY

Averaging Method: ANNUAL TOTAL ROLLED MONTHLY

Reporting Requirements: ANNUALLY (CALENDAR)

Reports due 30 days after the reporting period.

The initial report is due 1/30/2012.

Subsequent reports are due every 12 calendar month(s).

Condition 4-6: Capping Monitoring Condition
Effective between the dates of 09/08/2011 and Permit Expiration Date

Applicable Federal Requirement:6 NYCRR 201-7.1

Item 4-6.1:

Under the authority of 6 NYCRR Part 201-7, this condition contains an emission cap for the purpose of limiting emissions from the facility, emission unit or process to avoid being subject to the following applicable requirement(s) that the facility, emission unit or process would otherwise be subject to:

6 NYCRR Subpart 201-6
40 CFR Part 63, Subpart R

Item 4-6.2:

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

Item 4-6.3:

The owner or operator of the permitted facility must maintain all required records on-site for a

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period of five years and make them available to representatives of the Department upon request. Department representatives must be granted access to any facility regulated by this Subpart, during normal operating hours, for the purpose of determining compliance with this and any other state and federal air pollution control requirements, regulations or law.

Item 4-6.4:

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

Item 4-6.5:

The emission of pollutants that exceed the applicability thresholds for an applicable requirement, for which the facility has obtained an emissions cap, constitutes a violation of Part 201 and of the Act.

Item 4-6.6:

The Compliance Demonstration activity will be performed for the facility:
The Compliance Demonstration applies to:

Emission Unit: 0-1DOCK

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

Item 4-6.7:

Compliance Demonstration shall include the following monitoring:

Capping: Yes

Monitoring Type: WORK PRACTICE INVOLVING SPECIFIC OPERATIONS

Monitoring Description:

Gasoline and ethanol throughput at barge rack shall be limited to keep total VOC emissions less than 49 tons/yr; that is, less than the applicability threshold of Part 201-6 (Title V). This absolves the facility from Part 201-6. Also, the Hazardous Air Pollutants (HAP) emissions shall be below the applicability thresholds of 40 CFR 63, Subpart R.

Emissions were calculated using the most current AP-42 emission factors, "TANKS" program, or other current emission factors. Throughput limit was calculated using a vapor combustion unit (VCU) emission rate based on recent testing of VCU at 10.85 mg / liter of product loaded at the truck rack, and a 9.0 mg /liter of product loaded limit at the barge loading rack. Gasoline/ethanol throughput limits are as follows: Truck rack loadout: 250,000,000 gallons/ twelve month rolling totals. Gasoline / ethanol throughput for storage tanks:

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626,400,000 gallons / twelve month rolling total.

Gasoline and ethanol throughput shall be included in the annual report.

Work Practice Type: PROCESS MATERIAL THRUPTUT
Process Material: OTHER LIQUID FUELS
Upper Permit Limit: 150,000,000 gallons
Monitoring Frequency: MONTHLY
Averaging Method: ANNUAL TOTAL ROLLED MONTHLY
Reporting Requirements: ANNUALLY (CALENDAR)
Reports due 30 days after the reporting period.
The initial report is due 1/30/2012.
Subsequent reports are due every 12 calendar month(s).

Condition 4-7: Capping Monitoring Condition
Effective between the dates of 09/08/2011 and Permit Expiration Date

Applicable Federal Requirement:6 NYCRR 201-7.1

Item 4-7.1:

Under the authority of 6 NYCRR Part 201-7, this condition contains an emission cap for the purpose of limiting emissions from the facility, emission unit or process to avoid being subject to the following applicable requirement(s) that the facility, emission unit or process would otherwise be subject to:

6 NYCRR Subpart 201-6
40 CFR Part 63, Subpart R

Item 4-7.2:

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

Item 4-7.3:

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

Item 4-7.4:

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

Item 4-7.5:

The emission of pollutants that exceed the applicability thresholds for an applicable requirement, for which the facility has obtained an emissions cap, constitutes a violation of Part 201 and of

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the Act.

Item 4-7.6:

The Compliance Demonstration activity will be performed for the facility:

The Compliance Demonstration applies to:

Emission Unit: 0-1DOCK

Regulated Contaminant(s):

CAS No: 0NY100-00-0 HAP

CAS No: 0NY998-00-0 VOC

Item 4-7.7:

Compliance Demonstration shall include the following monitoring:

Capping: Yes

Monitoring Type: WORK PRACTICE INVOLVING SPECIFIC OPERATIONS

Monitoring Description:

Gasoline and ethanol truck rack throughput limited to keep total VOC emissions less than 49 tons/yr; that is, less than the applicability threshold of Part 201-6 (Title V). This absolves the facility from Part 201-6. Also, the Hazardous Air Pollutants (HAP) emissions shall be below the applicability thresholds of 40 CFR 63, Subpart R.

Emissions were calculated using the most current AP-42 emission factors, "TANKS" program, or other current emission factors. Throughput limit was calculated using a vapor combustion unit (VCU) emission rate based on recent testing of VCU at 10.85 mg / liter of product loaded at the truck rack, and a 9.0 mg /liter of product loaded limit at the barge loading rack. Gasoline/ethanol throughput limits are as follows: Truck rack loadout: 250,000,000 gallons/ twelve month rolling totals. Gasoline / ethanol throughput for storage tanks: 626,400,000 gallons / twelve month rolling total.

Gasoline and ethanol throughput shall be included in the annual report.

Work Practice Type: PROCESS MATERIAL THRUPUT

Process Material: OTHER LIQUID FUELS

Upper Permit Limit: 250,000,000 gallons

Monitoring Frequency: MONTHLY

Averaging Method: ANNUAL TOTAL ROLLED MONTHLY

Reporting Requirements: ANNUALLY (CALENDAR)

Reports due 30 days after the reporting period.

The initial report is due 1/30/2012.

Subsequent reports are due every 12 calendar month(s).



Condition 4-8: Capping Monitoring Condition
Effective between the dates of 09/08/2011 and Permit Expiration Date

Applicable Federal Requirement:6 NYCRR 201-7.1

Item 4-8.1:

Under the authority of 6 NYCRR Part 201-7, this condition contains an emission cap for the purpose of limiting emissions from the facility, emission unit or process to avoid being subject to the following applicable requirement(s) that the facility, emission unit or process would otherwise be subject to:

6 NYCRR Subpart 201-6
40 CFR Part 63, Subpart R

Item 4-8.2:

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

Item 4-8.3:

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

Item 4-8.4:

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

Item 4-8.5:

The emission of pollutants that exceed the applicability thresholds for an applicable requirement, for which the facility has obtained an emissions cap, constitutes a violation of Part 201 and of the Act.

Item 4-8.6:

The Compliance Demonstration activity will be performed for the Facility.

Regulated Contaminant(s):
CAS No: 000071-43-2 BENZENE

Item 4-8.7:

Compliance Demonstration shall include the following monitoring:

Capping: Yes
Monitoring Type: WORK PRACTICE INVOLVING SPECIFIC
OPERATIONS
Monitoring Description:



Gasoline throughput through the tanks permitted for gasoline shall be limited to keep individual HAP emissions less than 9.5 tons/yr; that is, less than the applicability thresholds of Part 201-6 (Title V) and 40 CFR 63, R. This absolves the facility from these regulations.

Emissions were calculated using the most current AP-42 emission factors, "TANKS" program, or other current emission factors. Throughput limit was calculated using a vapor combustion unit (VCU) emission rate based on recent testing of VCU at 10.85 mg / liter of product loaded at the truck rack, and a 9.0 mg /liter of product loaded limit at the barge loading rack. Gasoline/ethanol throughput limits are as follows: Truck rack loadout: 250,000,000 gallons/ twelve month rolling totals. Gasoline / ethanol throughput for storage tanks: 626,400,000 gallons / twelve month rolling total.

Gasoline throughput of tanks permitted for gasoline shall be included in the annual report.

Work Practice Type: PROCESS MATERIAL THRUPUT
Process Material: OTHER LIQUID FUELS
Upper Permit Limit: 626,400,000 gallons
Monitoring Frequency: MONTHLY
Averaging Method: ANNUAL TOTAL ROLLED MONTHLY
Reporting Requirements: ANNUALLY (CALENDAR)
Reports due 30 days after the reporting period.
The initial report is due 1/30/2012.
Subsequent reports are due every 12 calendar month(s).

Condition 4-9: Capping Monitoring Condition
Effective between the dates of 09/08/2011 and Permit Expiration Date

Applicable Federal Requirement:6 NYCRR 201-7.1

Item 4-9.1:

Under the authority of 6 NYCRR Part 201-7, this condition contains an emission cap for the purpose of limiting emissions from the facility, emission unit or process to avoid being subject to the following applicable requirement(s) that the facility, emission unit or process would otherwise be subject to:

6 NYCRR Subpart 201-6
40 CFR Part 63, Subpart R

Item 4-9.2:

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

Item 4-9.3:

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

Item 4-9.4:

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

Item 4-9.5:

The emission of pollutants that exceed the applicability thresholds for an applicable requirement, for which the facility has obtained an emissions cap, constitutes a violation of Part 201 and of the Act.

Item 4-9.6:

The Compliance Demonstration activity will be performed for the facility:
The Compliance Demonstration applies to:

Emission Unit: 1-RACKS

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

Item 4-9.7:

Compliance Demonstration shall include the following monitoring:

Capping: Yes

Monitoring Type: INTERMITTENT EMISSION TESTING

Monitoring Description:

The emission rate of the vapor combustion unit shall be limited to keep the, Volatile Organic Compounds (VOC) total Hazardous Air Pollutants (HAP) and single HAP emissions below major source thresholds. VOC shall be limited to keep facility below applicability of 6 NYCRR 201-6. HAP shall be limited to keep facility below applicability thresholds of 40 CFR 63, Subpart R.

Emissions were calculated using the most current AP-42 emission factors, "TANKS" program, or other current emission factors. Throughput limit was calculated using a vapor combustion unit (VCU) rate based on most recent testing of 10.85 mg/liter of product loaded at the truck loading rack. and a 9 mg/liter of product loaded at the barge loading rack.

The vapor combustion unit shall be tested with report

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submitted prior to five year anniversary from when the unit was previously tested to ensure that the unit can meet the 10.85 mg/liter limit. The test shall be conducted in accordance with the procedures described in 6 NYCRR 202-1

Manufacturer Name/Model Number: John Zink Vapor Combustion Unit
Parameter Monitored: 40 CFR 60-63 - TOTAL ORGANIC COMPOUNDS (TOC)
Upper Permit Limit: 10.85 milligrams per liter
Reference Test Method: Method 25A or 25B, Method 21, Method 2A
Monitoring Frequency: AS REQUIRED - SEE PERMIT MONITORING

DESCRIPTION

Averaging Method: MAXIMUM - NOT TO EXCEED STATED VALUE -
SEE MONITORING DESCRIPTION

Reporting Requirements: ANNUALLY (CALENDAR)

Reports due 30 days after the reporting period.

The initial report is due 1/30/2012.

Subsequent reports are due every 12 calendar month(s).

Condition 4-10: Capping Monitoring Condition
Effective between the dates of 09/08/2011 and Permit Expiration Date

Applicable Federal Requirement:6 NYCRR 201-7.1

Item 4-10.1:

Under the authority of 6 NYCRR Part 201-7, this condition contains an emission cap for the purpose of limiting emissions from the facility, emission unit or process to avoid being subject to the following applicable requirement(s) that the facility, emission unit or process would otherwise be subject to:

6 NYCRR Subpart 201-6
40 CFR Part 63, Subpart R

Item 4-10.2:

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

Item 4-10.3:

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

Item 4-10.4:

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

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Item 4-10.5:

The emission of pollutants that exceed the applicability thresholds for an applicable requirement, for which the facility has obtained an emissions cap, constitutes a violation of Part 201 and of the Act.

Item 4-10.6:

The Compliance Demonstration activity will be performed for the Facility.

Regulated Contaminant(s):

CAS No: 0NY100-00-0 HAP

Item 4-10.7:

Compliance Demonstration shall include the following monitoring:

Capping: Yes

Monitoring Type: WORK PRACTICE INVOLVING SPECIFIC OPERATIONS

Monitoring Description:

Distillate oil (this includes kerosene) throughput at barge rack loadout shall be limited to keep total VOC emissions less than 49 tons/yr; that is, less than the applicability threshold of Part 201-6 (Title V). This absolves the facility from 201-6.

Emissions were calculated using the most current AP-42 emission factors, "TANKS" program, or other current emission factors. Distillate Oil throughput limits were calculated as follows: Truck rack loadout: 200,000,000 gallons / twelve month rolling total. Barge rack loadout: 200,000,000 gallons/ twelve moth rolling total. Distillate oil throughput for storage tanks: 576,400,000 gallons / twelve month rolling total.

Distillate oil throughput for rack and tanks shall be included in the annual report.

Work Practice Type: PROCESS MATERIAL THRUPUT

Process Material: DISTILLATES - NUMBER 1 AND NUMBER 2 OIL

Upper Permit Limit: 200,000,000 gallons

Monitoring Frequency: MONTHLY

Averaging Method: ANNUAL TOTAL ROLLED MONTHLY

Reporting Requirements: ANNUALLY (CALENDAR)

Reports due 30 days after the reporting period.

The initial report is due 1/30/2012.

Subsequent reports are due every 12 calendar month(s).

Condition 4-11: Capping Monitoring Condition

Effective between the dates of 09/08/2011 and Permit Expiration Date

Applicable Federal Requirement:6 NYCRR 201-7.1

Item 4-11.1:

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Under the authority of 6 NYCRR Part 201-7, this condition contains an emission cap for the purpose of limiting emissions from the facility, emission unit or process to avoid being subject to the following applicable requirement(s) that the facility, emission unit or process would otherwise be subject to:

6 NYCRR Subpart 201-6

Item 4-11.2:

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

Item 4-11.3:

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

Item 4-11.4:

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

Item 4-11.5:

The emission of pollutants that exceed the applicability thresholds for an applicable requirement, for which the facility has obtained an emissions cap, constitutes a violation of Part 201 and of the Act.

Item 4-11.6:

The Compliance Demonstration activity will be performed for the Facility.

Regulated Contaminant(s):

CAS No: 0NY998-00-0 VOC

Item 4-11.7:

Compliance Demonstration shall include the following monitoring:

Capping: Yes

Monitoring Type: WORK PRACTICE INVOLVING SPECIFIC OPERATIONS

Monitoring Description:

Distillate oil (this includes kerosene) throughput at truck rack shall be limited to keep total VOC emissions less than 49 tons/yr; that is, less than the applicability threshold of Part 201-6 (Title V). This absolves the facility from 201-6.

Emissions were calculated using the most current AP-42 emission factors, "TANKS" program, or other current



emission factors. Distillate Oil throughput limits were calculated as follows: Truck rack loadout: 200,000,000 gallons / twelve month rolling total. Barge rack loadout: 200,000,000 gallons/ twelve moth rolling total. Distillate oil throughput for storage tanks: 576,400,000 gallons / twelve month rolling total.

Distillate oil throughput for rack and tanks shall be included in the annual report.

Work Practice Type: PROCESS MATERIAL THRUPUT
Process Material: DISTILLATES - NUMBER 1 AND NUMBER 2 OIL
Upper Permit Limit: 200,000,000 gallons
Monitoring Frequency: MONTHLY
Averaging Method: ANNUAL TOTAL ROLLED MONTHLY
Reporting Requirements: ANNUALLY (CALENDAR)
Reports due 30 days after the reporting period.
The initial report is due 1/30/2012.
Subsequent reports are due every 12 calendar month(s).

Condition 4-12: Capping Monitoring Condition
Effective between the dates of 09/08/2011 and Permit Expiration Date

Applicable Federal Requirement:6 NYCRR 201-7.1

Item 4-12.1:

Under the authority of 6 NYCRR Part 201-7, this condition contains an emission cap for the purpose of limiting emissions from the facility, emission unit or process to avoid being subject to the following applicable requirement(s) that the facility, emission unit or process would otherwise be subject to:

6 NYCRR Subpart 201-6

Item 4-12.2:

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

Item 4-12.3:

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

Item 4-12.4:

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

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Item 4-12.5:

The emission of pollutants that exceed the applicability thresholds for an applicable requirement, for which the facility has obtained an emissions cap, constitutes a violation of Part 201 and of the Act.

Item 4-12.6:

The Compliance Demonstration activity will be performed for the Facility.

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

Item 4-12.7:

Compliance Demonstration shall include the following monitoring:

Capping: Yes

Monitoring Type: WORK PRACTICE INVOLVING SPECIFIC OPERATIONS

Monitoring Description:

Distillate oil (this includes kerosene) throughput for tanks permitted for distillate shall be limited to keep total VOC emissions less than 49 tons/yr; that is, less than the applicability threshold of Part 201-6 (Title V). This absolves the facility from 201-6.

Emissions were calculated using the most current AP-42 emission factors, "TANKS" program, or other current emission factors. Distillate Oil throughput limits were calculated as follows: Truck rack loadout: 200,000,000 gallons / twelve month rolling total. Barge rack loadout: 200,000,000 gallons/ twelve moth rolling total. Distillate oil throughput for storage tanks: 576,400,000 gallons / twelve month rolling total.

Distillate oil throughput for rack and tanks shall be included in the annual report.

Work Practice Type: PROCESS MATERIAL THRUPUT
Process Material: DISTILLATES - NUMBER 1 AND NUMBER 2 OIL
Upper Permit Limit: 576,400,000 gallons
Monitoring Frequency: MONTHLY
Averaging Method: ANNUAL TOTAL ROLLED MONTHLY
Reporting Requirements: ANNUALLY (CALENDAR)
Reports due 30 days after the reporting period.
The initial report is due 1/30/2012.
Subsequent reports are due every 12 calendar month(s).

Condition 4-13: Capping Monitoring Condition
Effective between the dates of 09/08/2011 and Permit Expiration Date

Applicable Federal Requirement:6 NYCRR 201-7.1

Item 4-13.1:

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Under the authority of 6 NYCRR Part 201-7, this condition contains an emission cap for the purpose of limiting emissions from the facility, emission unit or process to avoid being subject to the following applicable requirement(s) that the facility, emission unit or process would otherwise be subject to:

6 NYCRR Subpart 201-6
40 CFR Part 63, Subpart R

Item 4-13.2:

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

Item 4-13.3:

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

Item 4-13.4:

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

Item 4-13.5:

The emission of pollutants that exceed the applicability thresholds for an applicable requirement, for which the facility has obtained an emissions cap, constitutes a violation of Part 201 and of the Act.

Item 4-13.6:

The Compliance Demonstration activity will be performed for the facility:
The Compliance Demonstration applies to:

Emission Unit: 0-1DOCK

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

Item 4-13.7:

Compliance Demonstration shall include the following monitoring:

Capping: Yes

Monitoring Type: WORK PRACTICE INVOLVING SPECIFIC
OPERATIONS

Monitoring Description:

Gasoline and ethanol throughput at barge rack shall be limited to keep total VOC emissions less than 49 tons/yr; that is, less than the applicability threshold of Part 201-6 (Title V). This absolves the facility from Part



201-6. Also, the Hazardous Air Pollutants (HAP) emissions shall be below the applicability thresholds of 40 CFR 63, Subpart R.

Emissions were calculated using the most current AP-42 emission factors, "TANKS" program, or other current emission factors. Throughput limit was calculated using a vapor combustion unit (VCU) emission rate based on recent testing of VCU at 10.85 mg / liter of product loaded at the truck rack, and a 9.0 mg /liter of product loaded limit at the barge loading rack. Gasoline/ethanol throughput limits are as follows: Truck rack loadout: 250,000,000 gallons/ twelve month rolling totals. Gasoline / ethanol throughput for storage tanks: 626,400,000 gallons / twelve month rolling total.

Gasoline and ethanol throughput shall be included in the annual report.

Work Practice Type: PROCESS MATERIAL THRUPUT
Process Material: OTHER LIQUID FUELS
Upper Permit Limit: 150,000,000 gallons
Monitoring Frequency: MONTHLY
Averaging Method: ANNUAL TOTAL ROLLED MONTHLY
Reporting Requirements: ANNUALLY (CALENDAR)
Reports due 30 days after the reporting period.
The initial report is due 1/30/2012.
Subsequent reports are due every 12 calendar month(s).

Condition 4-14: Capping Monitoring Condition
Effective between the dates of 09/08/2011 and Permit Expiration Date

Applicable Federal Requirement:6 NYCRR 201-7.1

Item 4-14.1:

Under the authority of 6 NYCRR Part 201-7, this condition contains an emission cap for the purpose of limiting emissions from the facility, emission unit or process to avoid being subject to the following applicable requirement(s) that the facility, emission unit or process would otherwise be subject to:

6 NYCRR Subpart 201-6
40 CFR Part 63, Subpart R

Item 4-14.2:

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

Item 4-14.3:

The owner or operator of the permitted facility must maintain all required records on-site for a period of five years and make them available to representatives of the Department upon request. Department representatives must be granted access to any facility regulated by this Subpart,



during normal operating hours, for the purpose of determining compliance with this and any other state and federal air pollution control requirements, regulations or law.

Item 4-14.4:

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

Item 4-14.5:

The emission of pollutants that exceed the applicability thresholds for an applicable requirement, for which the facility has obtained an emissions cap, constitutes a violation of Part 201 and of the Act.

Item 4-14.6:

The Compliance Demonstration activity will be performed for the facility:
The Compliance Demonstration applies to:

Emission Unit: 0-1DOCK

Regulated Contaminant(s):

CAS No: 0NY100-00-0 HAP

CAS No: 0NY998-00-0 VOC

Item 4-14.7:

Compliance Demonstration shall include the following monitoring:

Capping: Yes

Monitoring Type: WORK PRACTICE INVOLVING SPECIFIC OPERATIONS

Monitoring Description:

Gasoline and ethanol truck rack throughput limited to keep total VOC emissions less than 49 tons/yr; that is, less than the applicability threshold of Part 201-6 (Title V). This absolves the facility from Part 201-6. Also, the Hazardous Air Pollutants (HAP) emissions shall be below the applicability thresholds of 40 CFR 63, Subpart R.

Emissions were calculated using the most current AP-42 emission factors, "TANKS" program, or other current emission factors. Throughput limit was calculated using a vapor combustion unit (VCU) emission rate based on recent testing of VCU at 10.85 mg / liter of product loaded at the truck rack, and a 9.0 mg /liter of product loaded limit at the barge loading rack. Gasoline/ethanol throughput limits are as follows: Truck rack loadout: 250,000,000 gallons/ twelve month rolling totals. Gasoline / ethanol throughput for storage tanks: 626,400,000 gallons / twelve month rolling



total.

Gasoline and ethanol throughput shall be included in the annual report.

Work Practice Type: PROCESS MATERIAL THRUPTUT
Process Material: OTHER LIQUID FUELS
Upper Permit Limit: 250,000,000 gallons
Monitoring Frequency: MONTHLY
Averaging Method: ANNUAL TOTAL ROLLED MONTHLY
Reporting Requirements: ANNUALLY (CALENDAR)
Reports due 30 days after the reporting period.
The initial report is due 1/30/2012.
Subsequent reports are due every 12 calendar month(s).

Condition 4-15: Capping Monitoring Condition
Effective between the dates of 09/08/2011 and Permit Expiration Date

Applicable Federal Requirement:6 NYCRR 201-7.1

Item 4-15.1:

Under the authority of 6 NYCRR Part 201-7, this condition contains an emission cap for the purpose of limiting emissions from the facility, emission unit or process to avoid being subject to the following applicable requirement(s) that the facility, emission unit or process would otherwise be subject to:

6 NYCRR Subpart 201-6
40 CFR Part 63, Subpart R

Item 4-15.2:

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

Item 4-15.3:

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

Item 4-15.4:

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

Item 4-15.5:

The emission of pollutants that exceed the applicability thresholds for an applicable requirement, for which the facility has obtained an emissions cap, constitutes a violation of Part 201 and of the Act.

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Item 4-15.6:

The Compliance Demonstration activity will be performed for the Facility.

Regulated Contaminant(s):

CAS No: 000071-43-2 BENZENE

Item 4-15.7:

Compliance Demonstration shall include the following monitoring:

Capping: Yes

Monitoring Type: WORK PRACTICE INVOLVING SPECIFIC OPERATIONS

Monitoring Description:

Gasoline throughput through the tanks permitted for gasoline shall be limited to keep individual HAP emissions less than 9.5 tons/yr; that is, less than the applicability thresholds of Part 201-6 (Title V) and 40 CFR 63, R. This absolves the facility from these regulations.

Emissions were calculated using the most current AP-42 emission factors, "TANKS" program, or other current emission factors. Throughput limit was calculated using a vapor combustion unit (VCU) emission rate based on recent testing of VCU at 10.85 mg / liter of product loaded at the truck rack, and a 9.0 mg /liter of product loaded limit at the barge loading rack. Gasoline/ethanol throughput limits are as follows: Truck rack loadout: 250,000,000 gallons/ twelve month rolling totals. Gasoline / ethanol throughput for storage tanks: 626,400,000 gallons / twelve month rolling total.

Gasoline throughput of tanks permitted for gasoline shall be included in the annual report.

Work Practice Type: PROCESS MATERIAL THRUPUT

Process Material: OTHER LIQUID FUELS

Upper Permit Limit: 626,400,000 gallons

Monitoring Frequency: MONTHLY

Averaging Method: ANNUAL TOTAL ROLLED MONTHLY

Reporting Requirements: ANNUALLY (CALENDAR)

Reports due 30 days after the reporting period.

The initial report is due 1/30/2012.

Subsequent reports are due every 12 calendar month(s).

Condition 4-16: Capping Monitoring Condition

Effective between the dates of 09/08/2011 and Permit Expiration Date

Applicable Federal Requirement:6 NYCRR 201-7.1

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Item 4-16.1:

Under the authority of 6 NYCRR Part 201-7, this condition contains an emission cap for the purpose of limiting emissions from the facility, emission unit or process to avoid being subject to the following applicable requirement(s) that the facility, emission unit or process would otherwise be subject to:

6 NYCRR Subpart 201-6
40 CFR Part 63, Subpart R

Item 4-16.2:

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

Item 4-16.3:

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

Item 4-16.4:

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

Item 4-16.5:

The emission of pollutants that exceed the applicability thresholds for an applicable requirement, for which the facility has obtained an emissions cap, constitutes a violation of Part 201 and of the Act.

Item 4-16.6:

The Compliance Demonstration activity will be performed for the facility:
The Compliance Demonstration applies to:

Emission Unit: 0-1DOCK

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

Item 4-16.7:

Compliance Demonstration shall include the following monitoring:

Capping: Yes

Monitoring Type: INTERMITTENT EMISSION TESTING

Monitoring Description:

The emission rate of the vapor combustion unit shall be limited to keep the, Volatile Organic Compounds (VOC) total Hazardous Air Pollutants (HAP) and single HAP emissions below major source thresholds. VOC shall be

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limited to keep facility below applicability of 6 NYCRR 201-6. HAP shall be limited to keep facility below applicability thresholds of 40 CFR 63, Subpart R.

Emissions were calculated using the most current AP-42 emission factors, "TANKS" program, or other current emission factors. Throughput limit was calculated using a vapor combustion unit (VCU) rate based on most recent testing of 10.85 mg/liter of product loaded at the truck loading rack. and a 9 mg/liter of product loaded at the barge loading rack.

The vapor combustion unit shall be tested with report submitted prior to five year anniversary from when the unit was previously tested to ensure that the unit can meet the 9 mg/liter limit. The test shall be conducted in accordance with the procedures described in 6 NYCRR 202-1

Manufacturer Name/Model Number: Jordan Technologies Vapor Combustion Unit
Parameter Monitored: 40 CFR 60-63 - TOTAL ORGANIC COMPOUNDS (TOC)
Upper Permit Limit: 9 milligrams per liter
Reference Test Method: Method 25A or 25B, Method 21, Method 2A
Monitoring Frequency: AS REQUIRED - SEE PERMIT MONITORING DESCRIPTION
Averaging Method: MAXIMUM - NOT TO EXCEED STATED VALUE - SEE MONITORING DESCRIPTION
Reporting Requirements: ANNUALLY (CALENDAR)
Reports due 30 days after the reporting period.
The initial report is due 1/30/2012.
Subsequent reports are due every 12 calendar month(s).

Condition 1: Notification
Effective between the dates of 06/08/2005 and Permit Expiration Date

Applicable Federal Requirement:6 NYCRR 202-1.2

Item 1.1:

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

Condition 2: Acceptable procedures
Effective between the dates of 06/08/2005 and Permit Expiration Date

Applicable Federal Requirement:6 NYCRR 202-1.3 (a)



Item 2.1:

Emission testing, sampling and analytical determinations to ascertain compliance with this Subchapter shall be conducted in accordance with test methods acceptable to the commissioner. The Reference Methods contained in part 60, appendix A and part 61, appendix B of title 40 of the Code of Federal Regulations and all future technical revisions, additions or corrections made thereto shall be considered as acceptable test methods for those sources and contaminants for which they are expressly applicable, except where the commissioner has issued a specific method to be used instead of a Reference Method contained in these Federal regulations or where the commissioner determines that one or more alternate methods are also acceptable. The person who owns or operates an air contamination source shall submit the emission test report in triplicate, to the commissioner within 60 days after the completion of tests. In the event such source owner/operator can demonstrate to the commissioner such time is not sufficient, he may request in writing and be granted an extension. Where an opacity emission standard is applicable to the source tested, the emission test report shall include the opacity observation.

Condition 4-17: Air pollution prohibited
Effective between the dates of 09/08/2011 and Permit Expiration Date

Applicable Federal Requirement:6 NYCRR 211.1

Item 4-17.1:

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 3: Compliance Demonstration
Effective between the dates of 06/08/2005 and Permit Expiration Date

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

Item 3.1:

The Compliance Demonstration activity will be performed for the Facility.

Item 3.2:

Compliance Demonstration shall include the following monitoring:

Monitoring Type: WORK PRACTICE INVOLVING SPECIFIC OPERATIONS

Monitoring Description:

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

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

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Upper Permit Limit: 1.5 percent by weight

Monitoring Frequency: PER DELIVERY

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

Reporting Requirements: UPON REQUEST BY REGULATORY AGENCY

Condition 4: Compliance Demonstration
Effective between the dates of 06/08/2005 and Permit Expiration Date

Applicable Federal Requirement: 6 NYCRR 225-1.8

Item 4.1:

The Compliance Demonstration activity will be performed for the Facility.

Item 4.2:

Compliance Demonstration shall include the following monitoring:

Monitoring Type: RECORD KEEPING/MAINTENANCE PROCEDURES

Monitoring Description:

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

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

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

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

Monitoring Frequency: AS REQUIRED - SEE PERMIT MONITORING
DESCRIPTION

Reporting Requirements: UPON REQUEST BY REGULATORY AGENCY



Condition 5: Compliance Demonstration
Effective between the dates of 06/08/2005 and Permit Expiration Date

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

Item 5.1:

The Compliance Demonstration activity will be performed for the Facility.

Item 5.2:

Compliance Demonstration shall include the following monitoring:

Monitoring Type: WORK PRACTICE INVOLVING SPECIFIC OPERATIONS

Monitoring Description:

Any gasoline sold or supplied to a retailer or wholesale purchaser-consumer, shall have a Reid vapor pressure (RVP) no greater than 9.0 pounds per square inch (psi), during the period May 1st through September 15th of each year. Sampling and testing will be done according to a protocol approved by the Department.

Work Practice Type: PARAMETER OF PROCESS MATERIAL

Process Material: GASOLINE

Parameter Monitored: REID VAPOR PRESSURE

Upper Permit Limit: 9.0 pounds per square inch absolute

Monitoring Frequency: PER DELIVERY

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

Reporting Requirements: UPON REQUEST BY REGULATORY AGENCY

Condition 3-8: Compliance Demonstration
Effective between the dates of 05/04/2011 and Permit Expiration Date

Applicable Federal Requirement:6 NYCRR 225-3.4 (a)

Item 3-8.1:

The Compliance Demonstration activity will be performed for the Facility.

Item 3-8.2:

Compliance Demonstration shall include the following monitoring:

Monitoring Type: RECORD KEEPING/MAINTENANCE PROCEDURES

Monitoring Description:

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

(1) The RVP of the gasoline if subject to section 225-3.3 of this Subpart.

(2) A designation of the appropriate time period(s) in which the gasoline is intended to be dispensed to motor



vehicles.

(3) Written certification that the gasoline:

(i) conforms with all RVP and oxygen content requirements of this Subpart; and

(ii) is in compliance with all applicable State and Federal regulations which apply during the time period(s) specified pursuant to paragraph (3) of this subdivision.

Monitoring Frequency: AS REQUIRED - SEE PERMIT MONITORING DESCRIPTION

Reporting Requirements: UPON REQUEST BY REGULATORY AGENCY

Condition 3-9: Compliance Demonstration
Effective between the dates of 05/04/2011 and Permit Expiration Date

Applicable Federal Requirement: 6 NYCRR 225-3.4 (b)

Item 3-9.1:

The Compliance Demonstration activity will be performed for the Facility.

Item 3-9.2:

Compliance Demonstration shall include the following monitoring:

Monitoring Type: RECORD KEEPING/MAINTENANCE PROCEDURES

Monitoring Description:

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

(1) A copy of the certification produced for paragraph (a)(3) of 6 NYCRR Part 225-3.4.

(2) Documentation of the maximum RVP of the gasoline if the gasoline was subject to section 225-3.3 of this Subpart.

(3) Designation of the appropriate time period(s) in which the gasoline is intended to be dispensed to motor vehicles.

(4) Documentation of the shipment quantity and the shipment date of the gasoline being distributed.

Monitoring Frequency: AS REQUIRED - SEE PERMIT MONITORING DESCRIPTION

Reporting Requirements: UPON REQUEST BY REGULATORY AGENCY

Condition 3-10: Compliance Demonstration
Effective between the dates of 05/04/2011 and Permit Expiration Date

Applicable Federal Requirement: 6 NYCRR 225-3.4 (d)

Item 3-10.1:



The Compliance Demonstration activity will be performed for the Facility.

Item 3-10.2:

Compliance Demonstration shall include the following monitoring:

Monitoring Type: RECORD KEEPING/MAINTENANCE PROCEDURES

Monitoring Description:

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

Monitoring Frequency: AS REQUIRED - SEE PERMIT MONITORING DESCRIPTION

Reporting Requirements: UPON REQUEST BY REGULATORY AGENCY

Condition 1-7: Compliance Demonstration

Effective between the dates of 09/17/2007 and Permit Expiration Date

Applicable Federal Requirement:6 NYCRR 229.4 (a)

Item 1-7.1:

The Compliance Demonstration activity will be performed for the Facility.

Item 1-7.2:

Compliance Demonstration shall include the following monitoring:

Monitoring Type: RECORD KEEPING/MAINTENANCE PROCEDURES

Monitoring Description:

The owner and/or operator of a vapor collection and control system must follow notification requirements, protocol requirements and test procedures of 6 NYCRR Part 202 for testing and monitoring to determine compliance with the emission limits and control requirements required. Depending upon conditions at a test site, one of the following test methods from Appendix A of 40 CFR part 60 (see table 1, section 200.9) must be used to determine volatile organic compound (VOC) concentrations of a gas stream at the inlet and outlet of a control device:

(1) Method 18, Measurement of Gaseous Organic Compound Emissions by Gas Chromatography.



(2) Method 25, Determination of Total Gaseous Organic Emissions as Carbon.

(3) Method 25A, Determination of Total Gaseous Organic Concentration Using a Flame Ionization Analyzer.

(4) Methods not listed above must be approved in advance by the department's representative and the United States Environmental Protection Agency.

Reporting Requirements: ONCE / BATCH OR MONITORING OCCURRENCE

Condition 1-8: Compliance Demonstration
Effective between the dates of 09/17/2007 and Permit Expiration Date

Applicable Federal Requirement:6 NYCRR 229.5 (c)

Item 1-8.1:

The Compliance Demonstration activity will be performed for the Facility.

Item 1-8.2:

Compliance Demonstration shall include the following monitoring:

Monitoring Type: RECORD KEEPING/MAINTENANCE PROCEDURES

Monitoring Description:

The owner or operator of any gasoline loading terminal having an average daily throughput of greater than 20,000 gallons of gasoline must maintain a record of the average daily gasoline throughput, in gallons, at the facility for a period of five years.

Monitoring Frequency: DAILY

Reporting Requirements: UPON REQUEST BY REGULATORY AGENCY

Condition 3-11: Definition of an affected source
Effective between the dates of 05/04/2011 and Permit Expiration Date

Applicable Federal Requirement:40CFR 63.11081(a), Subpart BBBB

Item 3-11.1:

This Condition applies to:

Emission Unit: 1RACKS

Emission Unit: 1TANKS

Item 3-11.2:

The affected source to which subpart BBBB applies is each area source bulk gasoline terminal, pipeline breakout station, pipeline pumping station, and bulk gasoline plant as identified below:

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1) A bulk gasoline terminal that is not subject to the control requirements of 40CFR63, Subpart R or 40CFR63, Subpart CC.

2) A pipeline breakout station that is not subject to the control requirements of 40CFR63, subpart R.

3) A pipeline pumping station.

4) A bulk gasoline plant.

Condition 3-12: Compliance date for an existing source
Effective between the dates of 05/04/2011 and Permit Expiration Date

Applicable Federal Requirement:40CFR 63.11083(b), Subpart BBBB

Item 3-12.1:

This Condition applies to:

Emission Unit: 1RACKS

Emission Unit: 1TANKS

Item 3-12.2:

An existing affected source must comply with the standards of this subpart no later than January 10, 2011.

Condition 3-13: Compliance Demonstration
Effective between the dates of 05/04/2011 and Permit Expiration Date

Applicable Federal Requirement:40CFR 63.11087, Subpart BBBB

Item 3-13.1:

The Compliance Demonstration activity will be performed for the facility:

The Compliance Demonstration applies to:

Emission Unit: 1-TANKS

Item 3-13.2:

Compliance Demonstration shall include the following monitoring:

Monitoring Type: RECORD KEEPING/MAINTENANCE PROCEDURES

Monitoring Description:

A facility which owns or operates a gasoline storage tank subject to this subpart and having a capacity equal to or exceeding 75 cubic meters shall equip each internal and external floating roof gasoline storage tank according to the requirements in §63.1063(a)(1) and (b), and equip each external floating roof gasoline storage tank according to the requirements of §63.1063(a)(2) if such storage tank does not currently meet the requirements of §63.1063(a)(1). The facility shall comply with the



requirements of subpart BBBBBB by the applicable dates specified in §63.11083, except that if a storage vessel with a floating roof is not meeting the requirements of §63.11087(a) it must be in compliance at the first degassing and cleaning activity after January 10, 2011 or by January 10, 2018, whichever is first. The facility must comply with the testing and monitoring requirements specified in §63.11092(e)(1). The facility shall maintain or submit the following information as required in §63.1065 and §63.1066:

Record keeping requirements

(a) Vessel dimensions and capacity. A record shall be kept of the dimensions of the storage vessel, an analysis of the capacity of the storage vessel, and an identification of the liquid stored.

(b) Inspection results. Records of floating roof inspection results shall be kept as specified in paragraphs (b)(1) and (b)(2) of this section.

(1) If the floating roof passes inspection, a record shall be kept that includes the information specified in paragraphs (b)(1)(i) and (b)(1)(ii) of this section. If the floating roof fails inspection, a record shall be kept that includes the information specified in paragraphs (b)(1)(i) through (b)(1)(v) of this section.

(i) Identification of the storage vessel that was inspected.

(ii) The date of the inspection.

(iii) A description of all inspection failures.

(iv) A description of all repairs and the dates they were made.

(v) The date the storage vessel was removed from service, if applicable.

(2) A record shall be kept of EFR seal gap measurements, including the raw data obtained and any calculations performed.

(c) Floating roof landings. The owner or operator shall keep a record of the date when a floating roof is set on its legs or other support devices. The owner or operator shall also keep a record of the date when the roof was refloated, and the record shall indicate whether the process of refloating was continuous.

(d) An owner or operator who elects to use an extension in accordance with §63.1063(e)(2) or §63.1063(c)(2)(iv)(B) shall keep the documentation required by those paragraphs.

Reporting requirements

a) Notification of initial startup. If the referencing subpart requires that a notification of initial startup be filed, then the content of the notification of initial startup shall include (at a minimum) the information



specified in the referencing subpart and the information specified in paragraphs (a)(1) and (a)(2) of this section.

(1) The identification of each storage vessel, its capacity and the liquid stored in the storage vessel.

(2) A statement of whether the owner or operator of the source can achieve compliance by the compliance date specified in referencing subpart.

(b) Periodic reports. Report the information specified in paragraphs (b)(1) through (b)(4) of this section, as applicable, in the periodic report specified in the referencing subpart.

(1) Notification of inspection. To provide the Administrator the opportunity to have an observer present, the owner or operator shall notify the Administrator at least 30 days before an inspection required by §§63.1063(d)(1) or (d)(3). If an inspection is unplanned and the owner or operator could not have known about the inspection 30 days in advance, then the owner or operator shall notify the Administrator at least 7 days before the inspection. Notification shall be made by telephone immediately followed by written documentation demonstrating why the inspection was unplanned. Alternatively, the notification including the written documentation may be made in writing and sent so that it is received by the Administrator at least 7 days before the inspection. If a delegated State or local agency is notified, the owner or operator is not required to notify the Administrator. A delegated State or local agency may waive the requirement for notification of inspections.

(2) Inspection results. The owner or operator shall submit a copy of the inspection record (required in §63.1065) when inspection failures occur.

(3) Requests for alternate devices. The owner or operator requesting the use of an alternate control device shall submit a written application including emissions test results and an analysis demonstrating that the alternate device has an emission factor that is less than or equal to the device specified in §63.1063.

(4) Requests for extensions. An owner or operator who elects to use an extension in accordance with §63.1063(e)(2) or §63.1063(c)(2)(iv)(B) shall submit the documentation required by those paragraphs.

These records are to be maintained for a minimum of 5 years and shall be submitted with the semiannual compliance report.

Monitoring Frequency: AS REQUIRED - SEE PERMIT MONITORING DESCRIPTION

Reporting Requirements: SEMI-ANNUALLY (CALENDAR)



Reports due 30 days after the reporting period.
The initial report is due 7/30/2011.
Subsequent reports are due every 6 calendar month(s).

Condition 3-14: Compliance Demonstration
Effective between the dates of 05/04/2011 and Permit Expiration Date

Applicable Federal Requirement:40CFR 63.11088, Subpart BBBBBB

Item 3-14.1:

The Compliance Demonstration activity will be performed for the facility:
The Compliance Demonstration applies to:

Emission Unit: 1-RACKS

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

Item 3-14.2:

Compliance Demonstration shall include the following monitoring:

Monitoring Type: RECORD KEEPING/MAINTENANCE PROCEDURES

Monitoring Description:

The owner and/or operator of a gasoline loading rack having a throughput of greater than or equal to 250,000 gallons/day, shall be subject to the following requirements:

- a) Equip the loading rack(s) with a vapor collection system designed to collect the TOC vapors displaced from cargo tanks during product loading; and
- b) Reduce emissions of TOC to less than or equal to 80 mg/l of gasoline loaded into gasoline cargo tanks at the loading rack; and
- c) Design and operate the vapor collection system to prevent any TOC vapors collected at one loading rack or lane from passing through another loading rack or lane to the atmosphere; and
- d) Limit the loading of gasoline into gasoline cargo tanks that are vapor tight using the procedures specified in §60.502(e)-(j). For the purposes of this condition, the term "tank truck" as used in §60.502(e)-(j) means "cargo tank" as defined in subpart BBBBBB in §63.11100.

The facility shall comply with the requirements of subpart BBBBBB by the applicable dates specified in



§63.11083.

The facility must comply with the testing and monitoring requirements specified in §63.11092(a).

The facility must submit the applicable notification as required under §63.11093.

The facility must keep records and submit reports as specified in §63.11094 and 11095.

Monitoring Frequency: AS REQUIRED - SEE PERMIT MONITORING DESCRIPTION

Reporting Requirements: SEMI-ANNUALLY (CALENDAR)

Reports due 30 days after the reporting period.

The initial report is due 7/30/2011.

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

Condition 3-15: Compliance Demonstration
Effective between the dates of 05/04/2011 and Permit Expiration Date

Applicable Federal Requirement:40CFR 63.11089, Subpart BBBB

Item 3-15.1:

The Compliance Demonstration activity will be performed for the facility:

The Compliance Demonstration applies to:

Emission Unit: 1-RACKS

Item 3-15.2:

Compliance Demonstration shall include the following monitoring:

Monitoring Type: RECORD KEEPING/MAINTENANCE PROCEDURES

Monitoring Description:

Each owner/operator of a bulk gasoline terminal, bulk plant, pipeline breakout station, or pipeline pumping station subject to the provisions of subpart BBBB shall perform a monthly leak inspection of all equipment in gasoline service, as defined in §63.11100. For this inspection, detection methods incorporating sight, sound, and smell are acceptable.

A log book shall be used and shall be signed by the owner or operator at the completion of each inspection. A section of the log book shall contain a list, summary description, or diagram(s) showing the location of all equipment in gasoline service at the facility.

Each detection of a liquid or vapor leak shall be recorded in the log book. When a leak is detected, an initial attempt at repair shall be made as soon as practicable, but no later than 5 calendar days after the leak is



detected. Repair or replacement of leaking equipment shall be completed within 15 calendar days after detection of each leak, except as provided in §63.11089(d).

Delay of repair of leaking equipment will be allowed if the repair is not feasible within 15 days. The owner or operator shall provide in the semiannual report specified in §63.11095(b), the reason(s) why the repair was not feasible and the date each repair was completed.

The facility must comply with the requirements of subpart BBBBBB by the applicable dates in §63.11083.

The facility must submit the applicable notifications as required under §63.11093.

The facility must keep records and submit reports as specified in §63.11094 and 63.11095.

Monitoring Frequency: MONTHLY
Reporting Requirements: SEMI-ANNUALLY (CALENDAR)
Reports due 30 days after the reporting period.
The initial report is due 7/30/2011.
Subsequent reports are due every 6 calendar month(s).

Condition 3-16: Compliance Demonstration
Effective between the dates of 05/04/2011 and Permit Expiration Date

Applicable Federal Requirement:40CFR 63.11092(a), Subpart BBBBBB

Item 3-16.1:
The Compliance Demonstration activity will be performed for the Facility.

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

Item 3-16.2:
Compliance Demonstration shall include the following monitoring:

Monitoring Type: INTERMITTENT EMISSION TESTING
Monitoring Description:

The owner and/or operator of a facility subject to the emission standard in §63.11088 for gasoline loading racks must conduct a performance test on the vapor processing and collection systems according to either of the following methods;

- test methods and procedures in §60.503, except a reading of 500ppm shall be used to determine the level of leaks to be repaired under §60.503(b), or;
- alternative test methods and procedures in accordance

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with the alternative test method requirements in §63.7(f).

Upper Permit Limit: 80 milligrams per liter

Monitoring Frequency: AS REQUIRED - SEE PERMIT MONITORING

DESCRIPTION

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 7/30/2011.

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

Condition 3-17: Waiver of new performance test requirement by complying with state rule
Effective between the dates of 05/04/2011 and Permit Expiration Date

Applicable Federal Requirement:40CFR 63.11092(a)(2), Subpart

BBBBBB

Item 3-17.1:

This Condition applies to:

Emission Unit: 1RACKS

Item 3-17.2:

If the facility is operating a gasoline loading rack in compliance with 6 NYCRR Part 229.3(d)(1) which requires the loading rack to meet an emission limit of 80mg/L of gasoline loaded, then the facility may submit a statement by a responsible official of the facility certifying the compliance status of the loading rack in lieu of the test required in §63.11092(a)(1).

Condition 3-18: Waiver of new testing requirement due to previous test conducted within 5 prior year period
Effective between the dates of 05/04/2011 and Permit Expiration Date

Applicable Federal Requirement:40CFR 63.11092(a)(3), Subpart

BBBBBB

Item 3-18.1:

This Condition applies to:

Emission Unit: 1RACKS

Item 3-18.2:

If the facility has conducted a performance test on the vapor processing and collection systems within 5 years prior to January 10, 2008, and the test is for the affected facility and is representative of current or anticipated operating processes and conditions, the facility may submit the results of such testing in lieu of the test required under §63.11092(a)(1), provided the testing was conducted using the test methods and procedures in §60.503.



proximity to the pilot light to indicate the presence of a flame. The heat-sensing device shall send a positive parameter value to indicate that the pilot flame is on, or a negative parameter value to indicate that the pilot flame is off.

(2) Develop and submit to NYSDEC a monitoring and inspection plan that describes the facility's approach for meeting the following requirements:

- The thermal oxidation system shall be equipped to automatically prevent gasoline loading operations from beginning at any time that the pilot flame is absent.

- The facility shall verify, during each day of operation of the loading rack, the proper operation of the assist-air blower, the vapor line valve, and the emergency shutdown system. Verification shall be through visual observation or through an automated alarm or shutdown system that monitors and records system operation. A manual or electronic record of the start and end of a shutdown event may be used.

- The facility shall perform semi-annual preventive maintenance inspections of the thermal oxidation system, including the automated alarm or shutdown system for those units so equipped, according to the recommendations of the manufacturer of the system.

- The monitoring plan developed above shall specify conditions that would be considered malfunctions of the thermal oxidation system during the inspections or automated monitoring performed as stated above, describe specific corrective actions that will be taken to correct any malfunction, and define what the facility would consider to be a timely repair for each potential malfunction.

- The facility shall document any system malfunction, as defined in the monitoring and inspection plan, and any activation of the automated alarm or shutdown system with a written entry into a log book or other permanent form of record. Such record shall also include a description of the corrective action taken and whether such corrective actions were taken in a timely manner, as defined in the monitoring and inspection plan, as well as an estimate of the amount of gasoline loaded during the period of the malfunction.

Monitoring Frequency: AS REQUIRED - SEE PERMIT MONITORING DESCRIPTION

Reporting Requirements: SEMI-ANNUALLY (CALENDAR)



Reports due 30 days after the reporting period.
The initial report is due 7/30/2011.
Subsequent reports are due every 6 calendar month(s).

Condition 3-20: Compliance Demonstration
Effective between the dates of 05/04/2011 and Permit Expiration Date

Applicable Federal Requirement:40CFR 63.11094(b), Subpart BBBBBB

Item 3-20.1:

The Compliance Demonstration activity will be performed for the facility:
The Compliance Demonstration applies to:

Emission Unit: 1-RACKS

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

Item 3-20.2:

Compliance Demonstration shall include the following monitoring:

Monitoring Type: RECORD KEEPING/MAINTENANCE PROCEDURES

Monitoring Description:

The facility shall keep records of the test results for each gasoline cargo tank loading at the facility as specified below:

1) Annual certification testing performed under §63.11092(f)(1) and periodic railcar bubble leak testing performed under §63.11092(f)(2).

2) The documentation file shall be kept up-to-date for each gasoline cargo tank loading at the facility. The documentation for each test shall include, as a minimum, the following information:

- Name of Test: Annual Certification Test - Method 27 or Periodic Railcar Bubble Leak Test Procedure.
- Cargo tank owner's name and address
- Cargo tank identification number
- Test location and date
- Tester name and signature
- Witnessing inspector, if any: name, signature, affiliation
- Vapor tightness repair: Nature of repair work and when performed in relation to vapor tightness testing
- Test results: Test pressure, pressure or vacuum change, mm of water; time period of test; number of leaks found with instrument; and leak definition

3) If the facility is complying with the alternative requirements in §63.11088(b), the facility must keep

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records documenting that the facility has verified the vapor tightness testing according to the requirements of EPA.

Monitoring Frequency: AS REQUIRED - SEE PERMIT MONITORING

DESCRIPTION

Reporting Requirements: SEMI-ANNUALLY (CALENDAR)

Reports due 30 days after the reporting period.

The initial report is due 7/30/2011.

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

Condition 3-21: Compliance Demonstration

Effective between the dates of 05/04/2011 and Permit Expiration Date

Applicable Federal Requirement:40CFR 63.11094(c), Subpart BBBBBB

Item 3-21.1:

The Compliance Demonstration activity will be performed for the facility:

The Compliance Demonstration applies to:

Emission Unit: 1-RACKS

Regulated Contaminant(s):

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Item 3-21.2:

Compliance Demonstration shall include the following monitoring:

Monitoring Type: RECORD KEEPING/MAINTENANCE PROCEDURES

Monitoring Description:

As an alternative to keeping records at the terminal of each gasoline cargo tank test result as required in §63.11094(b), the facility may keep an electronic copy of each record which would be instantly available at the terminal. The copy of each record above must be an exact duplicate image of the original paper record with certifying signatures.

For facilities which use a terminal automation system to prevent gasoline cargo tanks that do not have valid cargo tank vapor tightness documentation from loading (e.g., via a card lock-out system), a copy of the documentation must be made available (e.g., via facsimile) for inspection by EPA's or NYSDEC's delegated representatives during the course of a site visit, or within a mutually agreeable time frame.

Monitoring Frequency: AS REQUIRED - SEE PERMIT MONITORING

DESCRIPTION

Reporting Requirements: SEMI-ANNUALLY (CALENDAR)

Reports due 30 days after the reporting period.

The initial report is due 7/30/2011.

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

Condition 3-22: Compliance Demonstration
Effective between the dates of 05/04/2011 and Permit Expiration Date

Applicable Federal Requirement:40CFR 63.11094(d), Subpart BBBB

Item 3-22.1:

The Compliance Demonstration activity will be performed for the facility:

The Compliance Demonstration applies to:

Emission Unit: 1-RACKS

Regulated Contaminant(s):

CAS No: 0NY998-00-0 VOC

Item 3-22.2:

Compliance Demonstration shall include the following monitoring:

Monitoring Type: RECORD KEEPING/MAINTENANCE PROCEDURES

Monitoring Description:

If the facility is subject to the equipment leak provisions of §63.11089, then the facility shall prepare and maintain a record describing the types, identification numbers, and locations of all equipment in gasoline service. For facilities electing to implement an instrument program under §63.11089, the record shall contain a full description of the program.

Monitoring Frequency: AS REQUIRED - SEE PERMIT MONITORING DESCRIPTION

Reporting Requirements: SEMI-ANNUALLY (CALENDAR)

Reports due 30 days after the reporting period.

The initial report is due 7/30/2011.

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

Condition 3-23: Compliance Demonstration
Effective between the dates of 05/04/2011 and Permit Expiration Date

Applicable Federal Requirement:40CFR 63.11094(e), Subpart BBBB

Item 3-23.1:

The Compliance Demonstration activity will be performed for the facility:

The Compliance Demonstration applies to:

Emission Unit: 1-RACKS

Regulated Contaminant(s):

CAS No: 0NY998-00-0 VOC

Item 3-23.2:

Compliance Demonstration shall include the following monitoring:

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Monitoring Type: RECORD KEEPING/MAINTENANCE PROCEDURES

Monitoring Description:

If the facility is subject to the requirements for equipment leak inspections in §63.11089, then the facility shall record in the log book for each leak that is detected, the information below:

- 1) The equipment type and identification number.
- 2) The nature of the leak (i.e., vapor or liquid) and the method of detection (i.e., sight, sound, or smell).
- 3) The date the leak was detected and the date of each attempt to repair the leak.
- 4) Repair methods applied in each attempt to repair the leak.
- 5) "Repair delayed" and the reason for the delay if the leak is not repaired within 15 calendar days after discovery of the leak.
- 6) The expected date of successful repair of the leak if the leak is not repaired within 15 days.
- 7) The date of successful repair of the leak.

Monitoring Frequency: AS REQUIRED - SEE PERMIT MONITORING DESCRIPTION

Reporting Requirements: SEMI-ANNUALLY (CALENDAR)

Reports due 30 days after the reporting period.

The initial report is due 7/30/2011.

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

Condition 3-24: Compliance Demonstration
Effective between the dates of 05/04/2011 and Permit Expiration Date

Applicable Federal Requirement:40CFR 63.11094(f), Subpart BBBBBB

Item 3-24.1:

The Compliance Demonstration activity will be performed for the facility:

The Compliance Demonstration applies to:

Emission Unit: 1-RACKS

Regulated Contaminant(s):

CAS No: 0NY998-00-0 VOC

Item 3-24.2:

Compliance Demonstration shall include the following monitoring:

Monitoring Type: RECORD KEEPING/MAINTENANCE PROCEDURES

Monitoring Description:

The facility shall keep the following records:

- 1) Keep an up-to-date, readily accessible record of the continuous monitoring data required under §63.11092(b) or



§63.11092(e). This record shall indicate the time intervals during which loadings of gasoline cargo tanks have occurred or, alternatively, shall record the operating parameter data only during such loadings. The date and time of day shall also be indicated at reasonable intervals on this record.

2) Record and report simultaneously with the Notification of Compliance Status required under §63.11093(b) all data and calculations, engineering assessments, and manufacturer's recommendations used in determining the operating parameter value under §63.11092(b) or §63.11092(e).

3) Keep an up-to-date, readily accessible copy of the monitoring and inspection plan required under §63.11092(b)(1)(i)(B)(2) or §63.11092(b)(1)(iii)(B)(2).

4) Keep an up-to-date, readily accessible copy of all system malfunctions, as specified in §63.11092(b)(1)(i)(B)(2)(v) or §63.11092(b)(1)(iii)(B)(2)(v).

5) If the facility requests approval to use a vapor processing system or monitor an operating parameter other than those specified in §63.11092(b), the facility shall submit a description of planned reporting and recordkeeping procedures.

Monitoring Frequency: AS REQUIRED - SEE PERMIT MONITORING DESCRIPTION

Reporting Requirements: SEMI-ANNUALLY (CALENDAR)

Reports due 30 days after the reporting period.

The initial report is due 7/30/2011.

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

Condition 3-25: Compliance Demonstration
Effective between the dates of 05/04/2011 and Permit Expiration Date

Applicable Federal Requirement:40CFR 63.11095(a), Subpart BBBBBB

Item 3-25.1:

The Compliance Demonstration activity will be performed for the facility:

The Compliance Demonstration applies to:

Emission Unit: 1-RACKS

Emission Unit: 1-TANKS

Regulated Contaminant(s):

CAS No: 0NY998-00-0 VOC



Item 3-25.2:

Compliance Demonstration shall include the following monitoring:

Monitoring Type: RECORD KEEPING/MAINTENANCE PROCEDURES

Monitoring Description:

Each facility with a bulk terminal or pipeline breakout station that is subject to control requirements of subpart BBBBBB shall include in a semiannual compliance report the following information, as applicable:

- 1) For storage vessels, if the facility is complying with options 2(a), 2(b), or 2(c) in table 1 of subpart BBBBBB, the informations specified in §60.115b(a), §60.115b(b), or §60.115b(c), depending upon the control equipment installed, or, if the facility is complying with option 2(d) in table 1 of subpart BBBBBB, the information specified in §63.1066.
- 2) For loading racks, each loading of a gasoline cargo tank for which vapor tightness documentation had not been previously obtained by the facility.
- 3) For equipment leak inspections, the number of equipment leaks not repaired within 15 days after detection.
- 4) For storage vessels complying with §63.11087(b) after January 10, 2011, the storage vessel's Notice of Compliance Status information can be included in the next semi-annual compliance report in lieu of filing a separate Notification of Compliance Status report under §63.11093.

Monitoring Frequency: SEMI-ANNUALLY

Reporting Requirements: SEMI-ANNUALLY (CALENDAR)

Reports due 30 days after the reporting period.

The initial report is due 7/30/2011.

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

Condition 3-26: Compliance Demonstration

Effective between the dates of 05/04/2011 and Permit Expiration Date

Applicable Federal Requirement:40CFR 63.11095(b), Subpart BBBBBB

Item 3-26.1:

The Compliance Demonstration activity will be performed for the facility:

The Compliance Demonstration applies to:

Emission Unit: 1-RACKS

Regulated Contaminant(s):

CAS No: 0NY100-00-0 HAP



Item 3-26.2:

Compliance Demonstration shall include the following monitoring:

Monitoring Type: RECORD KEEPING/MAINTENANCE PROCEDURES

Monitoring Description:

A facility that is subject to the control requirements in Subpart BBBBBB, shall submit an excess emissions report to NYSDEC at the time the semiannual compliance report is submitted. Excess emissions events under subpart BBBBBB, and the information to be included in the excess emissions report, are as follows:

1) Each instance of a non-vapor-tight gasoline cargo tank loading at the facility in which the facility failed to take steps to assure that such cargo tank would not be reloaded at the facility before vapor tightness documentation for that cargo tank was obtained.

2) Each reloading of a non-vapor-tight gasoline cargo tank at the facility before vapor tightness documentation for that cargo tank is obtained by the facility in accordance with §63.11094(b).

3) Each exceedance or failure to maintain, as appropriate, the monitored operating parameter value determined under §63.11092(b). The report shall include the monitoring data for the days on which exceedances or failures to maintain have occurred, and a description and timing of the steps taken to repair or perform maintenance on the vapor collection and processing systems or the continuous monitoring system.

4) Each instance in which malfunctions discovered during the monitoring and inspections required under §63.11092(b)(1)(i)(B)(2) and (b)(1)(iii)(B)(2) were not resolved according to the necessary corrective actions described in the monitoring and inspection plan. The report shall include a description of the malfunction and the timing of the steps taken to correct the malfunction.

5) for each occurrence of an equipment leak for which no repair attempt was made within 5 days or for which repair was not completed within 15 days after detection:
- the date on which the leak was detected;
- the date of each attempt to repair the leak;
- the reasons for the delay of repair; and
- the date of successful repair.

Monitoring Frequency: AS REQUIRED - SEE PERMIT MONITORING DESCRIPTION

Reporting Requirements: SEMI-ANNUALLY (CALENDAR)



Applicable Federal Requirement:6 NYCRR 229.5 (e)

Item 1-10.1:

The Compliance Demonstration activity will be performed for:

Emission Unit: 0-1DOCK

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

Item 1-10.2:

Compliance Demonstration shall include the following monitoring:

Monitoring Type: RECORD KEEPING/MAINTENANCE PROCEDURES

Monitoring Description:

Daily throughput for marine vessel loading facilities
subject to section 229.3(f) must be maintained at the
facility for five years.

Monitoring Frequency: DAILY

Reporting Requirements: UPON REQUEST BY REGULATORY AGENCY

Condition 2-6: Compliance Demonstration
Effective between the dates of 07/14/2008 and Permit Expiration Date

Applicable Federal Requirement:6 NYCRR 229.3 (f) (2)

Item 2-6.1:

The Compliance Demonstration activity will be performed for:

Emission Unit: 0-1DOCK
Process: GAS Emission Source: FLR02

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

Item 2-6.2:

Compliance Demonstration shall include the following monitoring:

Monitoring Type: RECORD KEEPING/MAINTENANCE PROCEDURES

Monitoring Description:

When on, the flare shall use a sensor to monitor for the
presence of a flame during loading.

If the sensor signals no flame, marine vessel loading
shall be automatically shutdown.

The following shall be done manually daily when a marine
vessel is being loaded with gasoline and shall be entered
in a log:

1) The flare will be physically checked for the presence



of a flame.

2) The flare will be physically checked for bypass.

An exceedance:

1) If signal generated by sensor indicates that the flame is present and flame is actually not present.

2) If no signal is generated by the sensor.

3) If there is a bypass of the flare.

Records shall be maintained in accordance with 40 CFR 60.7(f).

Monitoring Frequency: DAILY

Reporting Requirements: UPON REQUEST BY REGULATORY AGENCY

Condition 2-7: Compliance Demonstration
Effective between the dates of 07/14/2008 and Permit Expiration Date

Applicable Federal Requirement:6 NYCRR 229.3 (f) (2)

Item 2-7.1:

The Compliance Demonstration activity will be performed for:

Emission Unit: 0-1DOCK

Process: GAS

Emission Source: FLR02

Regulated Contaminant(s):

CAS No: 0NY998-00-0 VOC

Item 2-7.2:

Compliance Demonstration shall include the following monitoring:

Monitoring Type: RECORD KEEPING/MAINTENANCE PROCEDURES

Monitoring Description:

An outside contractor, specializing in VCU maintenance, shall perform preventive maintenance at the frequency shown below.

Records shall be maintained in accordance with 40 CFR 60(f).

Monitoring Frequency: SEMI-ANNUALLY

Reporting Requirements: UPON REQUEST BY REGULATORY AGENCY

Condition 1-14: Compliance Demonstration
Effective between the dates of 09/17/2007 and Permit Expiration Date

Applicable Federal Requirement:6 NYCRR 229.3 (f) (2)

Item 1-14.1:

The Compliance Demonstration activity will be performed for:

New York State Department of Environmental Conservation

Permit ID: 4-0122-00052/00009

Facility DEC ID: 4012200052



Emission Unit: 0-1DOCK

Process: GAS

Emission Source: FLR02

Regulated Contaminant(s):

CAS No: 0NY998-00-0 VOC

Item 1-14.2:

Compliance Demonstration shall include the following monitoring:

Monitoring Type: INTERMITTENT EMISSION TESTING

Monitoring Description:

Facilities loading more than 15,000 gallons of gasoline per day must be equipped with and operate a vapor control system which reduces the total VOC emissions to the outdoor atmosphere by 90 percent by weight. An initial stack test shall be done within 180 days of the start of marine vessel loading.

Lower Permit Limit: 90 percent by weight

Reference Test Method: Methods 18, 25 or 25A

Monitoring Frequency: AS REQUIRED - SEE PERMIT MONITORING DESCRIPTION

Averaging Method: AVERAGING METHOD AS PER REFERENCE TEST METHOD INDICATED

Reporting Requirements: ONCE / BATCH OR MONITORING OCCURRENCE

Condition 6: Compliance Demonstration
Effective between the dates of 06/08/2005 and Permit Expiration Date

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

Item 6.1:

The Compliance Demonstration activity will be performed for:

Emission Unit: 1-RACKS

Item 6.2:

Compliance Demonstration shall include the following monitoring:

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

Monitoring Description:

No owner or operator of a gasoline transport vehicle subject to this Part will allow said vehicle to be filled or emptied unless the gasoline transport vehicle sustains a pressure change of not more than three inches of water in five minutes when pressurized to a gauge pressure of 18 inches of water and evacuated to a gauge pressure of six inches of water.

Manufacturer Name/Model Number: Gasoline Transport Vehicle

Parameter Monitored: PRESSURE CHANGE

New York State Department of Environmental Conservation

Permit ID: 4-0122-00052/00009

Facility DEC ID: 4012200052



Upper Permit Limit: 3.0 inches of water

Monitoring Frequency: ANNUALLY

Reporting Requirements: UPON REQUEST BY REGULATORY AGENCY

Condition 7: Repairs to gasoline transport vehicles
Effective between the dates of 06/08/2005 and Permit Expiration Date

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

Item 7.1:

This Condition applies to Emission Unit: 1-RACKS

Item 7.2:

No owner or operator of a gasoline transport vehicle subject to 6 NYCRR Part 230 will allow said vehicle to be filled or emptied unless the gasoline transport vehicle is repaired by the owner or operator within 15 days after failing to meet the pressure change standard in paragraph 230.4(a)(1) of 6 NYCRR Part 230.

Condition 8: Labelling of gasoline transport vehicles
Effective between the dates of 06/08/2005 and Permit Expiration Date

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

Item 8.1:

This Condition applies to Emission Unit: 1-RACKS

Item 8.2:

No owner or operator of a gasoline transport vehicle subject to 6 NYCRR Part 230 will allow said vehicle to be filled or emptied unless the gasoline transport vehicle displays a marking, near the U.S. Department of Transportation certificate plate, in letters and numerals at least two inches high, which reads: NYS DEC and the date on which the gasoline transport vehicle was last tested.

Condition 9: Compliance Demonstration
Effective between the dates of 06/08/2005 and Permit Expiration Date

Applicable Federal Requirement:6 NYCRR 230.4 (b)

Item 9.1:

The Compliance Demonstration activity will be performed for:

Emission Unit: 1-RACKS

Item 9.2:

Compliance Demonstration shall include the following monitoring:

Monitoring Type: INTERMITTENT EMISSION TESTING

Monitoring Description:

All gasoline transport vehicles subject to this Part must be tested annually by the owner or his agent, using test methods acceptable to the commissioner. If the



pressure-vacuum test does not show compliance with the pressure change standard, the gasoline transport vehicle must be repaired to make the tank vapor-tight, and retested.

Parameter Monitored: PRESSURE CHANGE

Upper Permit Limit: 3.0 inches of water

Reference Test Method: EPA Method 27

Monitoring Frequency: ANNUALLY

Reporting Requirements: UPON REQUEST BY REGULATORY AGENCY

Condition 10: Leak limit

Effective between the dates of 06/08/2005 and Permit Expiration Date

Applicable Federal Requirement:6 NYCRR 230.4 (e)

Item 10.1:

This Condition applies to Emission Unit: 1-RACKS

Item 10.2:

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

Condition 11: Dome covers

Effective between the dates of 06/08/2005 and Permit Expiration Date

Applicable Federal Requirement:6 NYCRR 230.4 (g)

Item 11.1:

This Condition applies to Emission Unit: 1-RACKS

Item 11.2:

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

Condition 12: Compliance Demonstration

Effective between the dates of 06/08/2005 and Permit Expiration Date

Applicable Federal Requirement:6 NYCRR 230.6 (a)

Item 12.1:

The Compliance Demonstration activity will be performed for:

Emission Unit: 1-RACKS

Item 12.2:

Compliance Demonstration shall include the following monitoring:

New York State Department of Environmental Conservation

Permit ID: 4-0122-00052/00009

Facility DEC ID: 4012200052



Monitoring Type: RECORD KEEPING/MAINTENANCE PROCEDURES

Monitoring Description:

The owner of any gasoline transport vehicle subject to this Part must maintain records of pressure-vacuum testings and repairs. The records must include the identity of the gasoline transport vehicle, the results of the testing, the date that the testing and repairs, as needed, were done, the nature of needed repairs and the date of retests where appropriate.

Testing records must be retained for two years and must be made available to the Department on request at any reasonable time.

Monitoring Frequency: ANNUALLY

Reporting Requirements: UPON REQUEST BY REGULATORY AGENCY

Condition 13: Compliance Demonstration
Effective between the dates of 06/08/2005 and Permit Expiration Date

Applicable Federal Requirement:6 NYCRR 230.6 (b)

Item 13.1:

The Compliance Demonstration activity will be performed for:

Emission Unit: 1-RACKS

Item 13.2:

Compliance Demonstration shall include the following monitoring:

Monitoring Type: RECORD KEEPING/MAINTENANCE PROCEDURES

Monitoring Description:

A copy of the most recent pressure-vacuum test results, in a form acceptable to the commissioner, must be kept with the gasoline transport vehicle.

Monitoring Frequency: ANNUALLY

Reporting Requirements: UPON REQUEST BY REGULATORY AGENCY

Condition 14: Vapor collection system requirements
Effective between the dates of 06/08/2005 and Permit Expiration Date

Applicable Federal Requirement:6 NYCRR 229.3 (d)

Item 14.1:

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

Item 14.2:

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

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Permit ID: 4-0122-00052/00009

Facility DEC ID: 4012200052



consists of:

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

Condition 15: EPA Region 2 address.
Effective between the dates of 06/08/2005 and Permit Expiration Date

Applicable Federal Requirement:40CFR 60.4, NSPS Subpart A

Item 15.1:

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

Item 15.2:

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

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

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

NYSDEC
Bureau of Quality Assurance
625 Broadway
Albany, NY 12233-3258



Condition 16: Modification Notification
Effective between the dates of 06/08/2005 and Permit Expiration Date

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

Item 16.1:

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

Item 16.2:

Any owner or operator subject to 40 CFR Part 60 shall furnish the Administrator and this office with the following information:

- a notification of any physical or operational change to an existing facility which may increase the emission rate of any air pollutant to which a standard applies, unless the change is specifically exempted under 40 CFR Part 60. The notice shall be post marked 60 days or as soon as practicable before the change is commenced and shall include information describing the precise nature of the change, present and proposed emission control systems, productivity capability of the facility before and after the change, and the expected completion date of the change. The Administrator and/or this Department may request additional information regarding the change.

Condition 17: Recordkeeping requirements.
Effective between the dates of 06/08/2005 and Permit Expiration Date

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

Item 17.1:

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

Item 17.2:

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

Condition 18: Facility files for subject sources.
Effective between the dates of 06/08/2005 and Permit Expiration Date

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

Item 18.1:

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

Item 18.2:

The following files shall be maintained at the facility for all affected sources: all measurements, including continuous monitoring systems, monitoring device, and performance testing measurements; all continuous monitoring system evaluations; all

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

Condition 19: Performance testing timeline.
Effective between the dates of 06/08/2005 and Permit Expiration Date

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

Item 19.1:

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

Item 19.2:

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

Condition 20: Performance test methods.
Effective between the dates of 06/08/2005 and Permit Expiration Date

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

Item 20.1:

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

Item 20.2:

Performance testing shall be conducted in accordance with the methods and procedures prescribed in this part or by alternative methods and procedures approved by the Administrator.

Condition 21: Required performance test information.
Effective between the dates of 06/08/2005 and Permit Expiration Date

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

Item 21.1:

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

Item 21.2:

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

Condition 22: Prior notice.
Effective between the dates of 06/08/2005 and Permit Expiration Date



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

Item 22.1:

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

Item 22.2:

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

Condition 23: Performance testing facilities.
Effective between the dates of 06/08/2005 and Permit Expiration Date

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

Item 23.1:

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

Item 23.2:

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

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

Condition 24: Availability of information.
Effective between the dates of 06/08/2005 and Permit Expiration Date

Applicable Federal Requirement:40CFR 60.9, NSPS Subpart A

Item 24.1:

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

Item 24.2:

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

Condition 25: Compliance with Standards and Maintenance Requirements
Effective between the dates of 06/08/2005 and Permit Expiration Date

Applicable Federal Requirement:40CFR 60.11(a), NSPS Subpart A

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Item 25.1:

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

Item 25.2:

Compliance with standards in 40 CFR Part 60, other than opacity standards, shall be determined in accordance with performance tests established by section 60.8 of 40 CFR Part 60 unless otherwise specified in the applicable standard

Condition 26: Compliance with Standards and Maintenance Requirements
Effective between the dates of 06/08/2005 and Permit Expiration Date

Applicable Federal Requirement:40CFR 60.11(d), NSPS Subpart A

Item 26.1:

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

Item 26.2:

At all times, including periods of startup, shutdown, and malfunction, owners and operators of this facility shall, to the extent practicable, maintain and operate any affected facility including associated air pollution control equipment in a manner consistent with good air pollution control practice for minimizing emissions. Determination of whether acceptable operating and maintenance procedures are being used will be based on information available to the Department and the Administrator which may include, but is not limited to, monitoring results, opacity observations, review of operating and maintenance procedures, and inspection of the source

Condition 27: Circumvention.
Effective between the dates of 06/08/2005 and Permit Expiration Date

Applicable Federal Requirement:40CFR 60.12, NSPS Subpart A

Item 27.1:

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

Item 27.2:

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

Condition 28: Modifications.
Effective between the dates of 06/08/2005 and Permit Expiration Date

Applicable Federal Requirement:40CFR 60.14, NSPS Subpart A

Item 28.1:

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

Item 28.2:

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

Condition 29: Reconstruction.
Effective between the dates of 06/08/2005 and Permit Expiration Date

Applicable Federal Requirement:40CFR 60.15, NSPS Subpart A

Item 29.1:

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

Item 29.2:

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

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

Condition 32: Emission limit
Effective between the dates of 06/08/2005 and Permit Expiration Date

Applicable Federal Requirement:40CFR 60.502(b), NSPS Subpart XX

Item 32.1:

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

Item 32.2:

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Emissions from the vapor collection system must not exceed 35 milligrams of total organic compounds per liter of gasoline loaded.

Condition 2-8: Compliance Demonstration
Effective between the dates of 07/14/2008 and Permit Expiration Date

Applicable Federal Requirement: 40CFR 60.502(b), NSPS Subpart XX

Item 2-8.1:

The Compliance Demonstration activity will be performed for:

Emission Unit: 1-RACKS

Process: RBL

Regulated Contaminant(s):

CAS No: 0NY998-00-0 VOC

Item 2-8.2:

Compliance Demonstration shall include the following monitoring:

Monitoring Type: RECORD KEEPING/MAINTENANCE PROCEDURES

Monitoring Description:

When on, the flare shall use a sensor to monitor for the presence of a flame during loading.

If the sensor signals no flame, the loading rack shall be automatically shutdown. Plant personnel will immediately investigate the problem and expedite repairs to the flare if necessary. No gasoline shall be loaded into trucks, except during malfunction as provided in part 201-1.4 and authorized by NYSDEC.

The following shall be done manually daily when a truck is being loaded with gasoline and shall be entered in a log:

- 1) The flare will be physically checked for the presence of a flame.
- 2) The flare will be physically checked for bypass.

An exceedance:

- 1) If signal generated by sensor indicates that the flame is present and flame is actually not present.
- 2) If no signal is generated by the sensor.
- 3) If there is a bypass of the flare.

Records shall be maintained in accordance with 40 CFR 60.7(f).

Monitoring Frequency: DAILY

Reporting Requirements: UPON REQUEST BY REGULATORY AGENCY

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Condition 2-9: Compliance Demonstration
Effective between the dates of 07/14/2008 and Permit Expiration Date

Applicable Federal Requirement:40CFR 60.502(b), NSPS Subpart XX

Item 2-9.1:

The Compliance Demonstration activity will be performed for:

Emission Unit: 1-RACKS

Process: RBL

Regulated Contaminant(s):

CAS No: 0NY998-00-0 VOC

Item 2-9.2:

Compliance Demonstration shall include the following monitoring:

Monitoring Type: RECORD KEEPING/MAINTENANCE PROCEDURES

Monitoring Description:

An outside contractor, specializing in VCU maintenance, shall perform preventive maintenance at the frequency shown below.

Records shall be maintained in accordance with 40 CFR 60.7(f).

Monitoring Frequency: SEMI-ANNUALLY

Reporting Requirements: UPON REQUEST BY REGULATORY AGENCY

Condition 33: Compliance Demonstration
Effective between the dates of 06/08/2005 and Permit Expiration Date

Applicable Federal Requirement:40CFR 60.502(e), NSPS Subpart XX

Item 33.1:

The Compliance Demonstration activity will be performed for:

Emission Unit: 1-RACKS

Process: RBL

Item 33.2:

Compliance Demonstration shall include the following monitoring:

Monitoring Type: RECORD KEEPING/MAINTENANCE PROCEDURES

Monitoring Description:

Loadings of liquid product into gasoline tank trucks shall be limited to vapor-tight gasoline tank trucks using to following procedures:

1. The owner or operator shall obtain the vapor tightness documentation described in paragraph 60.505(b) of 40 CFR 60.500 Subpart XX for each gasoline tank truck which is to



be loaded at the facility.

2. The owner or operator shall require the tank identification number to be recorded as each gasoline tank truck is loaded at the facility.

3. The owner or operator shall cross-check each tank identification number recorded per item 2 above with the file of tank vapor tightness documentation within 2 weeks after the corresponding tank is loaded.

4. The terminal owner or operator shall notify the owner or operator of each nonvapor-tight gasoline tank truck loaded at the facility within 1 week after the documentation cross-check (Item #3).

5. The terminal owner or operator shall take steps assuring that the nonvapor-tight gasoline tank truck will not be reloaded at the facility until vapor tightness documentation for that tank is obtained.

In addition, the terminal owner or operator shall keep documentation of all notifications required under item 4 above on file at the terminal for at least 5 years.

Monitoring Frequency: PER BATCH OF PRODUCT/RAW MATERIAL CHANGE

Reporting Requirements: UPON REQUEST BY REGULATORY AGENCY

Condition 34: Truck loading compatibility
Effective between the dates of 06/08/2005 and Permit Expiration Date

Applicable Federal Requirement:40CFR 60.502(f), NSPS Subpart XX

Item 34.1:

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

Item 34.2:

Gasoline loading limited to trucks with vapor collection equipment which is compatible with the terminal vapor collection system.

Condition 35: Vapor collection connection required
Effective between the dates of 06/08/2005 and Permit Expiration Date

Applicable Federal Requirement:40CFR 60.502(g), NSPS Subpart XX

Item 35.1:

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



Item 35.2:

The terminal and tank truck vapor collection systems must be connected during gasoline loading.

Condition 36: Pressure limit

Effective between the dates of 06/08/2005 and Permit Expiration Date

Applicable Federal Requirement:40CFR 60.502(h), NSPS Subpart XX

Item 36.1:

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

Item 36.2:

The vapor collection and liquid loading equipment shall be designed and operated to prevent gauge pressure in the delivery tank from exceeding 4,500 pascals during loading.

Condition 37: Vent pressure limit

Effective between the dates of 06/08/2005 and Permit Expiration Date

Applicable Federal Requirement:40CFR 60.502(i), NSPS Subpart XX

Item 37.1:

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

Item 37.2:

No pressure-vacuum vent in the terminal vapor collection system shall begin to open at a pressure less than 4,500 pascals.

Condition 38: Monthly leak inspection

Effective between the dates of 06/08/2005 and Permit Expiration Date

Applicable Federal Requirement:40CFR 60.502(j), NSPS Subpart XX

Item 38.1:

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

Item 38.2:

The vapor collection system, vapor processing system, and loading rack must be inspected during gasoline loading for liquid and vapor leaks monthly. Inspection methods incorporating sight, sound, or smell are acceptable. Leaks detected must be



recorded and repaired within 15 calendar days.

Condition 39: Truck testing file
Effective between the dates of 06/08/2005 and Permit Expiration Date

Applicable Federal Requirement:40CFR 60.505(a), NSPS Subpart XX

Item 39.1:

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

Item 39.2:

Tank truck vapor tightness documentation must be kept on file at the terminal in a permanent form available for inspection.

Condition 40: Truck testing records
Effective between the dates of 06/08/2005 and Permit Expiration Date

Applicable Federal Requirement:40CFR 60.505(b), NSPS Subpart XX

Item 40.1:

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

Item 40.2:

Tank truck testing records must be updated annually with current test data. Minimum data includes truck owner name and address, truck identification number, testing location, test date, tester name and signature, average (of two runs) of actual pressure change observed during the 5 minute test periods, and witnessing inspector's (if any): name, signature and affiliation.

Condition 41: Monthly leak inspection records
Effective between the dates of 06/08/2005 and Permit Expiration Date

Applicable Federal Requirement:40CFR 60.505(c), NSPS Subpart XX

Item 41.1:

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

Item 41.2:

Monthly terminal leak inspection records must be retained at the terminal for at least 2 years. Minimum information includes

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inspection date, leak location, leak nature, leak severity, leak detection method, date of leak repair, reason for repair delay if interval exceeds 15 days, and inspector name and signature.

Condition 42: Untested truck notification records
Effective between the dates of 06/08/2005 and Permit Expiration Date

Applicable Federal Requirement:40CFR 60.505(d), NSPS Subpart XX

Item 42.1:

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

Item 42.2:

Notifications sent to truck operators which had not supplied pressure testing results to the terminal before loading must be retained at the terminal for at least 2 years.

Condition 43: Internal floating roofs required in fixed roof tanks storing petroleum products
Effective between the dates of 06/08/2005 and Permit Expiration Date

Applicable Federal Requirement:6 NYCRR 229.3 (a)

Item 43.1:

This Condition applies to Emission Unit: 1-TANKS

Item 43.2:

No person may store petroleum liquid in a fixed roof tank subject to 6 NYCRR Part 229 unless:

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



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: Public Access to Recordkeeping for Facilities With State Facility Permits - 6 NYCRR 201-1.10 (a)

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

Item B: 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 only enforceable.



Condition 44: Contaminant List

Effective between the dates of 06/08/2005 and Permit Expiration Date

Applicable State Requirement:ECL 19-0301

Item 44.1:

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

CAS No: 000071-43-2
Name: BENZENE

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

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

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

Condition 45: Compliance Demonstration

Effective between the dates of 06/08/2005 and Permit Expiration Date

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

Item 45.1:

The Compliance Demonstration activity will be performed for the Facility.

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

Item 45.2:

Compliance Demonstration shall include the following monitoring:

Monitoring Type: RECORD KEEPING/MAINTENANCE PROCEDURES

Monitoring Description:

Methyl-tertiary butyl ether (MTBE) shall not be used as a gasoline additive.

Monitoring Frequency: AS REQUIRED - SEE PERMIT MONITORING DESCRIPTION

Reporting Requirements: UPON REQUEST BY REGULATORY AGENCY

Condition 3-28: Unavoidable noncompliance and violations

Effective between the dates of 05/04/2011 and Permit Expiration Date

Applicable State Requirement:6 NYCRR 201-1.4

Item 3-28.1:



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

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

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

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

(d) In the event of maintenance, start-up/shutdown or malfunction conditions which result in emissions exceeding any applicable emission standard, the facility owner and/or operator shall take appropriate action to prevent emissions which will result in contravention of any applicable ambient air quality standard. Reasonably available control technology, as determined by the commissioner, shall be 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 46: Unavoidable noncompliance and violations
Effective between the dates of 06/08/2005 and Permit Expiration Date

Applicable State Requirement:6 NYCRR 201-1.4



Item 46.1:

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

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

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

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

(d) In the event of maintenance, start-up/shutdown or malfunction conditions which result in emissions exceeding any applicable emission standard, the facility owner and/or operator shall take appropriate action to prevent emissions which will result in contravention of any applicable ambient air quality standard. Reasonably available control technology, as determined by the commissioner, shall be 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 47: Emission Unit Definition
Effective between the dates of 06/08/2005 and Permit Expiration Date



Applicable State Requirement:6 NYCRR Subpart 201-5

Item 47.1(From Mod 4):

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

Emission Unit: 0-1DOCK

Emission Unit Description:

Barge loading rack used to load distillate, gasoline and or ethanol into barges.

Item 47.2(From Mod 4):

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

Emission Unit: 1-RACKS

Emission Unit Description:

There are three loading racks at this facility. 1. Bottom loading rack for gasoline and or ethanol loading into trucks connected to vapor burn-off unit. 2. Bottom loading rack for fuel oil / kerosene loading into trucks.

Item 47.3(From Mod 3):

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

Emission Unit: 1-TANKS

Emission Unit Description:

Five storage tanks with different volumes which will contain gasoline and or ethanol. All the tanks are fixed roofs with internal floating roofs. The tanks are named the following: Tank 7, Tank 8, Tank 9, Tank 10, and Tank 11.

Condition 3-29: Visible Emissions Limited
Effective between the dates of 05/04/2011 and Permit Expiration Date

Applicable State Requirement:6 NYCRR 211.2

Item 3-29.1:

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.

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

Condition 58: Emission Point Definition By Emission Unit
Effective between the dates of 06/08/2005 and Permit Expiration Date

Applicable State Requirement:6 NYCRR Subpart 201-5

Item 58.1(From Mod 3):

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

New York State Department of Environmental Conservation

Permit ID: 4-0122-00052/00009

Facility DEC ID: 4012200052



Emission Unit: 0-1DOCK

Emission Point: 00008

Height (ft.): 37

Diameter (in.): 96

NYTMN (km.): 4715.582 NYTME (km.): 601.487

Item 58.2(From Mod 3):

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

Emission Unit: 1-RACKS

Emission Point: 00007

Height (ft.): 35

Diameter (in.): 96

NYTMN (km.): 4715.582 NYTME (km.): 601.487

Item 58.3(From Mod 3):

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

Emission Unit: 1-TANKS

Emission Point: 00001

Height (ft.): 48

Diameter (in.): 30

NYTMN (km.): 4715.3 NYTME (km.): 601.4

Emission Point: 00002

Height (ft.): 40

Diameter (in.): 30

NYTMN (km.): 4715.3 NYTME (km.): 601.4

Emission Point: 00003

Height (ft.): 49

Diameter (in.): 30

NYTMN (km.): 4715.3 NYTME (km.): 601.4

Emission Point: 00004

Height (ft.): 48

Diameter (in.): 30

NYTMN (km.): 4715.3 NYTME (km.): 601.4

Emission Point: 00005

Height (ft.): 48

Diameter (in.): 30

NYTMN (km.): 4715.3 NYTME (km.): 601.4

Condition 59: Process Definition By Emission Unit

Effective between the dates of 06/08/2005 and Permit Expiration Date

Applicable State Requirement:6 NYCRR Subpart 201-5

Item 59.1(From Mod 4):

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

Emission Unit: 0-1DOCK

Process: GAS

Process Description:

Emissions associated with loading of gasoline/ethanol



into marine vessels.

Emission Source/Control: FLR02 - Control
Control Type: FLARING

Emission Source/Control: ADOCK - Process

Item 59.2(From Mod 4):

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

Emission Unit: 1-RACKS
Process: FUG
Process Description:
This process involves the fugitive emissions emitted from loading arms, flanges, pumps, and associated piping.

Emission Source/Control: FUG01 - Process

Item 59.3(From Mod 4):

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

Emission Unit: 1-RACKS
Process: RBL Source Classification Code: 4-06-001-31
Process Description:
Emissions associated with loading gasoline/ethanol into trucks.

Emission Source/Control: FLR01 - Control
Control Type: FLARING

Emission Source/Control: BLR01 - Process

Item 59.4(From Mod 4):

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

Emission Unit: 1-RACKS
Process: RDL Source Classification Code: 4-06-001-31
Process Description:
Emissions associated with loading of distillate into trucks.

Emission Source/Control: BLR02 - Process

Item 59.5(From Mod 3):

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

Emission Unit: 1-RACKS
Process: RFL Source Classification Code: 4-06-002-40
Process Description:
Emissions associated with loading of distillate into marine vessels.



Emission Source/Control: DLR01 - Process

Item 59.6(From Mod 3):

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

Emission Unit: 1-TANKS

Process: TNK

Process Description:

This process includes tanks that store gasoline/ethanol.

Emission Source/Control: FR007 - Control
Control Type: FLOATING ROOF

Emission Source/Control: FR008 - Control
Control Type: FLOATING ROOF

Emission Source/Control: FR009 - Control
Control Type: FLOATING ROOF

Emission Source/Control: FR010 - Control
Control Type: FLOATING ROOF

Emission Source/Control: FR011 - Control
Control Type: FLOATING ROOF

Emission Source/Control: TK007 - Process
Design Capacity: 6,069,623 gallons

Emission Source/Control: TK008 - Process
Design Capacity: 2,298,505 gallons

Emission Source/Control: TK009 - Process
Design Capacity: 10,843,617 gallons

Emission Source/Control: TK010 - Process
Design Capacity: 11,221,707 gallons

Emission Source/Control: TK011 - Process
Design Capacity: 10,939,364 gallons

