

**New York State Department of Environmental Conservation**  
**Facility DEC ID: 4272600002**



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

**IDENTIFICATION INFORMATION**

Permit Type: Air State Facility  
Permit ID: 4-2726-00002/00022  
Effective Date: 07/26/2000      Expiration Date: No expiration date

Permit Issued To: CUSHING STONE CO INC  
725 STATE HIGHWAY 5S  
AMSTERDAM, NY 12010

Contact: DAN KLEESCHULTE  
COBLESKILL STONE PRODUCTS INC  
PO BOX 220  
COBLESKILL, NY 12043  
(607) 432-8321

Facility: CRANESVILLE QUARRY & ASPHALT PLANT  
725 STATE HIGHWAY RTE 5S  
AMSTERDAM, NY 12010

Contact: DUANE YAGER  
CUSHING STONE COMPANY INC  
725 STATE HIGHWAY 5S  
AMSTERDAM, NY 12010  
(518) 887-2521

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: JEFFREY GREGG  
625 BROADWAY  
ALBANY, NY 12233

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

FINAL



**Notification of Other State Permittee Obligations**

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

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

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

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

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

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

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

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



**LIST OF CONDITIONS**

**DEC GENERAL CONDITIONS**

**General Provisions**

Facility Inspection by the Department

Relationship of this Permit to Other Department Orders and Determinations

Applications for Permit Renewals and Modifications

Permit Modifications, Suspensions, and Revocations by the Department

**Facility Level**

Submission of Applications for Permit Modification or Renewal -REGION 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 3: Applications for Permit Renewals and Modifications**  
**Applicable State Requirement: 6NYCRR 621.13(a)**

**Item 3.1:**

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

**Item 3.2:**

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

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

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**Item 4.1:**

The Department reserves the right to modify, suspend, or revoke this permit. The grounds for modification, suspension or revocation include:

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

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

**Condition 5:      Submission of Applications for Permit Modification or Renewal -REGION 4**  
**HEADQUARTERS**  
**Applicable State Requirement:    6NYCRR 621.5(a)**

**Item 5.1:**

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

NYSDEC Regional Permit Administrator  
Region 4 Headquarters  
Division of Environmental Permits  
1150 North Wescott Rd.  
Schenectady, NY 12306-2014  
(518) 357-2068



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

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

**IDENTIFICATION INFORMATION**

Permit Issued To: CUSHING STONE CO INC  
725 STATE HIGHWAY 5S  
AMSTERDAM, NY 12010

Facility: CRANESVILLE QUARRY & ASPHALT PLANT  
725 STATE HIGHWAY RTE 5S  
AMSTERDAM, NY 12010

Authorized Activity By Standard Industrial Classification Code:  
1420 - CRUSHED & BROKEN STONE, INCLUDING RIPRAP

Permit Effective Date: 07/26/2000

Permit Expiration Date: No expiration date.

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**LIST OF CONDITIONS**

**FEDERALLY ENFORCEABLE CONDITIONS**

**Facility Level**

- 1 6NYCRR 200.5: Sealing
- 2 6NYCRR 200.6: Acceptable ambient air quality
- 3 6NYCRR 200.7: Maintenance of equipment
- 4 6NYCRR 201-1.2: Unpermitted Emission Sources
- 5 6NYCRR 201-1.4: Unavoidable Noncompliance and Violations
- 6 6NYCRR 201-1.5: Emergency Defense
- 7 6NYCRR 201-1.7: Recycling and Salvage
- 8 6NYCRR 201-1.8: Prohibition of Reintroduction of Collected  
Contaminants to the Air
- 9 6NYCRR 201-1.10(a): Public Access to Recordkeeping
- 10 6NYCRR 201-3.2(a): Proof of Eligibility
- 11 6NYCRR 201-3.3(a): Proof of Eligibility
- 12 6NYCRR 201-6: Facility Permissible Emissions
- 13 6NYCRR 201-7.2: Synthetic minor facility capping provisions.
- 14 6NYCRR 202-1.1: Required emissions tests
- 15 6NYCRR 211.3: Visible emissions limited.
- 16 6NYCRR 215: Open Fires Prohibited at Industrial and Commercial Sites
- 17 6NYCRR 225-1.2(a)(2): Compliance Demonstration

**Emission Unit Level**

- 18 6NYCRR 201-6: Process Permissible Emissions

**EU=A-00001**

- 19 6NYCRR 212.6(a): Compliance Demonstration
- 20 6NYCRR 212.6(a): Compliance Demonstration
- 21 40CFR 60.676, NSPS Subpart OOO: Compliance Demonstration
- 22 40CFR 60.676, NSPS Subpart OOO: Compliance Demonstration
- 23 40CFR 60.676, NSPS Subpart OOO: Compliance Demonstration
- 24 40CFR 60.676, NSPS Subpart OOO: Compliance Demonstration

**EU=A-00001,Proc=001,ES=BIN06**

- 25 40CFR 60.672(b), NSPS Subpart OOO: Compliance Demonstration

**EU=A-00001,Proc=001,ES=BIN07**

- 26 40CFR 60.672(b), NSPS Subpart OOO: Compliance Demonstration

**EU=A-00001,Proc=001,ES=BIN08**

- 27 40CFR 60.672(b), NSPS Subpart OOO: Compliance Demonstration

**EU=A-00001,Proc=001,ES=BIN09**

- 28 40CFR 60.672(b), NSPS Subpart OOO: Compliance Demonstration



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**EU=A-00001,Proc=001,ES=CNV22**

29 40CFR 60.672(b), NSPS Subpart OOO: Compliance Demonstration

**EU=A-00001,Proc=001,ES=CNV26**

30 40CFR 60.672(b), NSPS Subpart OOO: Compliance Demonstration

**EU=A-00001,Proc=001,ES=CNV27**

31 40CFR 60.672(b), NSPS Subpart OOO: Compliance Demonstration

**EU=A-00001,Proc=001,ES=CNV28**

32 40CFR 60.672(b), NSPS Subpart OOO: Compliance Demonstration

**EU=A-00001,Proc=001,ES=CR002**

33 40CFR 60.672(c), NSPS Subpart OOO: Compliance Demonstration

**EU=A-00001,Proc=001,ES=CR003**

34 40CFR 60.672(c), NSPS Subpart OOO: Compliance Demonstration

**EU=A-00001,Proc=001,ES=CR004**

35 40CFR 60.672(c), NSPS Subpart OOO: Compliance Demonstration

**EU=A-00001,Proc=001,ES=SC001**

36 40CFR 60.672(b), NSPS Subpart OOO: Compliance Demonstration

**EU=A-00001,Proc=001,ES=SC007**

37 40CFR 60.672(b), NSPS Subpart OOO: Compliance Demonstration

**EU=A-00001,Proc=001,ES=SC008**

38 40CFR 60.672(b), NSPS Subpart OOO: Compliance Demonstration

**EU=A-00001,Proc=001,ES=SC009**

39 40CFR 60.672(b), NSPS Subpart OOO: Compliance Demonstration

**EU=G-00001**

\*40 6NYCRR 201-6: Compliance Demonstration

41 6NYCRR 225-1.8(a): Compliance Demonstration

42 6NYCRR 227-1.3(a): Compliance Demonstration

43 6NYCRR 227-1.3(a): Compliance Demonstration

**STATE ONLY ENFORCEABLE CONDITIONS**

**Facility Level**

44 6NYCRR 201-5: General Provisions

45 6NYCRR 201-5: Emission Unit Definition

46 6NYCRR 201-5.3(b): Contaminant List

47 6NYCRR 211.2: Air pollution prohibited

48 6NYCRR 211.2: Fugitive Dust Control Plan

**Emission Unit Level**



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49 6NYCRR 201-5: Emission Point Definition By Emission Unit

50 6NYCRR 201-5: Process Definition By Emission Unit

NOTE: \* preceding the condition number indicates capping.

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**FEDERALLY ENFORCEABLE CONDITIONS**

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

**Condition 1: Sealing**

**Effective between the dates of 07/26/2000 and Permit Expiration Date**

**Applicable Federal Requirement: 6NYCRR 200.5**

**Item 1.1:**

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

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

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

**Condition 2: Acceptable ambient air quality**

**Effective between the dates of 07/26/2000 and Permit Expiration Date**

**Applicable Federal Requirement: 6NYCRR 200.6**

**Item 2.1:**

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

**Condition 3: Maintenance of equipment**

**Effective between the dates of 07/26/2000 and Permit Expiration Date**

**Applicable Federal Requirement: 6NYCRR 200.7**

**Item 3.1:**

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

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**Condition 4: Unpermitted Emission Sources**

**Effective between the dates of 07/26/2000 and Permit Expiration Date**

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

**Item 4.1:**

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

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

**Condition 5: Unavoidable Noncompliance and Violations**

**Effective between the dates of 07/26/2000 and Permit Expiration Date**

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

**Item 5.1:**

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 or certificate issued for the corresponding air contamination source. Such reports shall describe why the violation was unavoidable and shall include the time, frequency and duration of the maintenance and/or start-up/shutdown activities and the identification of air contaminants, and the estimated emission rates. If a facility owner and/or operator is subject to continuous stack monitoring and quarterly reporting requirements, he need not submit reports for equipment maintenance or start-up/shutdown for the facility to the commissioner's representative.
- (b) In the event that emissions of air contaminants in excess of any emission standard in 6 NYCRR Chapter III Subchapter A occur due to a malfunction, the facility owner and/or operator shall report such malfunction by telephone to the commissioner's representative as soon as possible during normal working hours, but in any event not later than two working days after becoming aware that the malfunction occurred. Within 30 days thereafter, when requested in writing by the commissioner's representative, the facility owner and/or operator shall submit a written report to the commissioner's representative describing the malfunction, the corrective action taken, identification of air contaminants, and an estimate

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of the emission rates.

(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.

**Condition 6: Emergency Defense**  
**Effective between the dates of 07/26/2000 and Permit Expiration Date**

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

**Item 6.1:**

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

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

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

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

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

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

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

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

**Condition 7: Recycling and Salvage**  
**Effective between the dates of 07/26/2000 and Permit Expiration Date**

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

**Item 7.1:**

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

**Condition 8: Prohibition of Reintroduction of Collected Contaminants to the Air**  
**Effective between the dates of 07/26/2000 and Permit Expiration Date**

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

**Item 8.1:**

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

**Condition 9: Public Access to Recordkeeping**  
**Effective between the dates of 07/26/2000 and Permit Expiration Date**

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

**Item 9.1:**

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.

**Condition 10: Proof of Eligibility**  
**Effective between the dates of 07/26/2000 and Permit Expiration Date**

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

**Item 10.1:**

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

**Condition 11: Proof of Eligibility**

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**Effective between the dates of 07/26/2000 and Permit Expiration Date**

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

**Item 11.1:**

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

**Condition 12: Facility Permissible Emissions**

**Effective between the dates of 07/26/2000 and Permit Expiration Date**

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

**Item 12.1:**

The sum of emissions from the emission units specified in this permit shall not equal or exceed the following  
Potential To Emit (PTE) rate for each regulated contaminant:

CAS No: 0NY210-00-0

PTE: 27,160 pounds per year

Name: OXIDES OF NITROGEN

**Condition 13: Synthetic minor facility capping provisions.**

**Effective between the dates of 07/26/2000 and Permit Expiration Date**

**Applicable Federal Requirement: 6NYCRR 201-7.2**

**Item 13.1:**

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

**Item 13.2:**

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 13.3:**

On an annual basis, beginning one year after the granting of an emissions cap, the responsible official shall provide a certification to the Department that the facility has operated all emission units within the



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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 those threshold levels that would require the submission of an application for a Title V facility permit, or compliance with an applicable requirement.

**Item 13.4:**

The emission of pollutants in exceedance of the applicability thresholds for obtaining a Title V facility permit or other applicable requirements constitutes a violation of Part 201 and of the Act.

**Condition 14: Required emissions tests**

**Effective between the dates of 07/26/2000 and Permit Expiration Date**

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

**Item 14.1:**

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

**Condition 15: Visible emissions limited.**

**Effective between the dates of 07/26/2000 and Permit Expiration Date**

**Applicable Federal Requirement: 6NYCRR 211.3**

**Item 15.1:**

Except as permitted by a specific part of this Subchapter and for open fires for which a restricted burning permit has been issued, no person shall cause or allow any air contamination source to emit any material having an opacity equal to or greater than 20 percent (six minute average) except for one continuous six-minute period per hour of not more than 57 percent opacity.

**Condition 16: Open Fires Prohibited at Industrial and Commercial Sites**

**Effective between the dates of 07/26/2000 and Permit Expiration Date**

**Applicable Federal Requirement: 6NYCRR 215**

**Item 16.1:**

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

**Condition 17: Compliance Demonstration**

**Effective between the dates of 07/26/2000 and Permit Expiration Date**

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

**Item 17.1:**

The Compliance Demonstration activity will be performed for the Facility.

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**Item 17.2:**

Compliance Demonstration shall include the following monitoring:

Monitoring Type: WORK PRACTICE INVOLVING SPECIFIC  
OPERATIONS

Monitoring Description:

No person will sell, offer for sale, purchase or use any  
distillate oil fuel which contains sulfur in a quantity  
exceeding the following limitation. This limitation  
applies in all areas of New York with the exception of the  
Suffolk County Towns of Babylon, Brookhaven, Huntington,  
Islip and Smithtown and the Erie County areas of the City  
of Lackawanna and South Buffalo.

Work Practice Type: PARAMETER OF PROCESS MATERIAL

Process Material: DISTILLATES - NUMBER 1 AND NUMBER 2 OIL

Parameter Monitored: SULFUR CONTENT

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

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

**Condition 18: Process Permissible Emissions**

**Effective between the dates of 07/26/2000 and Permit Expiration Date**

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

**Item 18.1:**

The sum of emissions from the regulated process cited shall not exceed the following Potential  
to Emit (PTE) rates for each regulated contaminant:

Emission Unit: G-00001 Process: 003

CAS No: 0NY210-00-0

Name: OXIDES OF NITROGEN

PTE(s): 13.58 pounds per hour

27,160 pounds per year

**Condition 19: Compliance Demonstration**

**Effective between the dates of 07/26/2000 and Permit Expiration Date**





**Applicable Federal Requirement: 6NYCRR 212.6(a)**

**Item 19.1:**

The Compliance Demonstration activity will be performed for:

Emission Unit: A-00001

**Item 19.2:**

Compliance Demonstration shall include the following monitoring:

Monitoring Type: RECORD KEEPING/MAINTENANCE PROCEDURES

Monitoring Description:

No person shall cause or allow emissions having an average opacity during any six consecutive minutes of 20 percent or greater from any process emission source, except only the emission of uncombined water. Compliance with this requirement shall be determined by the facility owner/operator conducting a visible emissions observation (determining the presence or absence of visible emissions greater than the limit specified) of all emission points and/or emission sources once per day, during daylight hours, except during conditions of extreme weather (fog, snow, rain). If any visible emissions are noted above the limit specified, corrective action is required.

Daily records of observations are to be maintained, including corrective actions taken and explanations for days when weather conditions are prohibitive, on-site for a period of five years.

The Department reserves the right to perform or require the performance of a Method 9 opacity evaluation.

Monitoring Frequency: DAILY

Reporting Requirements: UPON REQUEST BY REGULATORY AGENCY

**Condition 20: Compliance Demonstration**

**Effective between the dates of 07/26/2000 and Permit Expiration Date**

**Applicable Federal Requirement: 6NYCRR 212.6(a)**

**Item 20.1:**

The Compliance Demonstration activity will be performed for:

Emission Unit: A-00001



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**Item 20.2:**

Compliance Demonstration shall include the following monitoring:

Monitoring Type: INTERMITTENT EMISSION TESTING

Monitoring Description:

No person will cause or allow emissions having an average opacity during any six consecutive minutes of 20 percent or greater from any process emission source, except only the emission of uncombined water. The Department reserves the right to perform or require the performance of a Method 9 opacity evaluation at any time during facility operation.

Parameter Monitored: OPACITY

Upper Permit Limit: 20 percent

Reference Test Method: Method 9

Monitoring Frequency: AS REQUIRED - SEE PERMIT MONITORING

DESCRIPTION

Averaging Method: 6-MINUTE AVERAGE (METHOD 9)

Reporting Requirements: UPON REQUEST BY REGULATORY AGENCY

**Condition 21: Compliance Demonstration**

**Effective between the dates of 07/26/2000 and Permit Expiration Date**

**Applicable Federal Requirement: 40CFR 60.676, NSPS Subpart OOO**

**Item 21.1:**

The Compliance Demonstration activity will be performed for:

Emission Unit: A-00001

**Item 21.2:**

Compliance Demonstration shall include the following monitoring:

Monitoring Type: RECORD KEEPING/MAINTENANCE PROCEDURES

Monitoring Description:

Upon the replacement of any storage bin the owner or operator shall submit the following information to the Administrator:

- 1) the rated capacity in tons of the existing storage bin being replaced, and
- 2) the rated capacity in tons of the replacement storage bin.

Reporting Requirements: ONCE / BATCH OR MONITORING OCCURRENCE

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**Condition 22: Compliance Demonstration**

**Effective between the dates of 07/26/2000 and Permit Expiration Date**

**Applicable Federal Requirement: 40CFR 60.676, NSPS Subpart OOO**

**Item 22.1:**

The Compliance Demonstration activity will be performed for:

Emission Unit: A-00001

**Item 22.2:**

Compliance Demonstration shall include the following monitoring:

Monitoring Type: RECORD KEEPING/MAINTENANCE PROCEDURES

Monitoring Description:

Upon the replacement of any conveyor belts the owner or operator shall submit the following information to the Administrator:

1) the width of the existing belt being replaced, and

2) the width of the replacement conveyor belt.

Reporting Requirements: ONCE / BATCH OR MONITORING OCCURRENCE

**Condition 23: Compliance Demonstration**

**Effective between the dates of 07/26/2000 and Permit Expiration Date**

**Applicable Federal Requirement: 40CFR 60.676, NSPS Subpart OOO**

**Item 23.1:**

The Compliance Demonstration activity will be performed for:

Emission Unit: A-00001

**Item 23.2:**

Compliance Demonstration shall include the following monitoring:

Monitoring Type: RECORD KEEPING/MAINTENANCE PROCEDURES

Monitoring Description:

Upon the replacement of any crushers, grinding mills, bucket elevators, bagging operations, or enclosed truck or railcar loading station the owner or operator shall submit the following information to the Administrator:



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1) the rated capacity in tons per hour of existing facility being replaced, and

2) the rated capacity in tons per hour of the replacement equipment.

Reporting Requirements: ONCE / BATCH OR MONITORING OCCURRENCE

**Condition 24: Compliance Demonstration**

**Effective between the dates of 07/26/2000 and Permit Expiration Date**

**Applicable Federal Requirement: 40CFR 60.676, NSPS Subpart OOO**

**Item 24.1:**

The Compliance Demonstration activity will be performed for:

Emission Unit: A-00001

**Item 24.2:**

Compliance Demonstration shall include the following monitoring:

Monitoring Type: RECORD KEEPING/MAINTENANCE PROCEDURES

Monitoring Description:

Upon the replacement of any screening operation the owner or operator shall submit the following information to the Administrator:

1) the total surface area of the top screen of the existing screening operation being replaced, and

2) the total surface area of the top screen of the replacement screening operation.

Reporting Requirements: ONCE / BATCH OR MONITORING OCCURRENCE

**Condition 25: Compliance Demonstration**

**Effective between the dates of 07/26/2000 and Permit Expiration Date**

**Applicable Federal Requirement: 40CFR 60.672(b), NSPS Subpart OOO**

**Item 25.1:**

The Compliance Demonstration activity will be performed for:

Emission Unit: A-00001

Process: 001

Emission Source: BIN06

**Item 25.2:**

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Compliance Demonstration shall include the following monitoring:

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

Monitoring Description:

On and after the sixtieth day after achieving the maximum production rate at which the affected facility will be operated, but not later than 180 days after initial startup as required under 40 CFR 60.11 of this part, no owner or operator subject to the provisions of this subpart shall cause to be discharged into the atmosphere from any transfer point on belt conveyors or from any other affected facility any fugitive emissions which exhibit greater than 10 percent opacity.

For the purpose of demonstrating initial compliance, the monitoring of the opacity shall be conducted within 60 days after achieving the maximum production rate at which the affected facility will be operated but no later than 180 days after initial startup of the facility as indicated and in accordance with 40 CFR 60.11.

Parameter Monitored: OPACITY

Upper Permit Limit: 10 percent

Reference Test Method: Method 9

Monitoring Frequency: SINGLE OCCURRENCE

Averaging Method: 6-MINUTE AVERAGE (METHOD 9)

Reporting Requirements: UPON REQUEST BY REGULATORY AGENCY

**Condition 26: Compliance Demonstration**

**Effective between the dates of 07/26/2000 and Permit Expiration Date**

**Applicable Federal Requirement: 40CFR 60.672(b), NSPS Subpart OOO**

**Item 26.1:**

The Compliance Demonstration activity will be performed for:

Emission Unit: A-00001

Process: 001

Emission Source: BIN07

**Item 26.2:**

Compliance Demonstration shall include the following monitoring:

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

Monitoring Description:

On and after the sixtieth day after achieving the maximum



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production rate at which the affected facility will be operated, but not later than 180 days after initial startup as required under 40 CFR 60.11 of this part, no owner or operator subject to the provisions of this subpart shall cause to be discharged into the atmosphere from any transfer point on belt conveyors or from any other affected facility any fugitive emissions which exhibit greater than 10 percent opacity.

For the purpose of demonstrating initial compliance, the monitoring of the opacity shall be conducted within 60 days after achieving the maximum production rate at which the affected facility will be operated but no later than 180 days after initial startup of the facility as indicated and in accordance with 40 CFR 60.11.

Parameter Monitored: OPACITY

Upper Permit Limit: 10 percent

Reference Test Method: Method 9

Monitoring Frequency: SINGLE OCCURRENCE

Averaging Method: 6-MINUTE AVERAGE (METHOD 9)

Reporting Requirements: UPON REQUEST BY REGULATORY AGENCY

**Condition 27: Compliance Demonstration**

**Effective between the dates of 07/26/2000 and Permit Expiration Date**

**Applicable Federal Requirement: 40CFR 60.672(b), NSPS Subpart OOO**

**Item 27.1:**

The Compliance Demonstration activity will be performed for:

Emission Unit: A-00001

Process: 001

Emission Source: BIN08

**Item 27.2:**

Compliance Demonstration shall include the following monitoring:

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

Monitoring Description:

On and after the sixtieth day after achieving the maximum production rate at which the affected facility will be operated, but not later than 180 days after initial startup as required under 40 CFR 60.11 of this part, no owner or operator subject to the provisions of this subpart shall cause to be discharged into the atmosphere from any transfer point on belt conveyors or from any



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other affected facility any fugitive emissions which exhibit greater than 10 percent opacity.

For the purpose of demonstrating initial compliance, the monitoring of the opacity shall be conducted within 60 days after achieving the maximum production rate at which the affected facility will be operated but no later than 180 days after initial startup of the facility as indicated and in accordance with 40 CFR 60.11.

Parameter Monitored: OPACITY

Upper Permit Limit: 10 percent

Reference Test Method: Method 9

Monitoring Frequency: SINGLE OCCURRENCE

Averaging Method: 6-MINUTE AVERAGE (METHOD 9)

Reporting Requirements: UPON REQUEST BY REGULATORY AGENCY

**Condition 28: Compliance Demonstration**

**Effective between the dates of 07/26/2000 and Permit Expiration Date**

**Applicable Federal Requirement: 40CFR 60.672(b), NSPS Subpart OOO**

**Item 28.1:**

The Compliance Demonstration activity will be performed for:

Emission Unit: A-00001

Process: 001

Emission Source: BIN09

**Item 28.2:**

Compliance Demonstration shall include the following monitoring:

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

Monitoring Description:

On and after the sixtieth day after achieving the maximum production rate at which the affected facility will be operated, but not later than 180 days after initial startup as required under 40 CFR 60.11 of this part, no owner or operator subject to the provisions of this subpart shall cause to be discharged into the atmosphere from any transfer point on belt conveyors or from any other affected facility any fugitive emissions which exhibit greater than 10 percent opacity.

For the purpose of demonstrating initial compliance, the monitoring of the opacity shall be conducted within 60



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days after achieving the maximum production rate at which the affected facility will be operated but no later than 180 days after initial startup of the facility as indicated and in accordance with 40 CFR 60.11.

Parameter Monitored: OPACITY

Upper Permit Limit: 10 percent

Reference Test Method: Method 9

Monitoring Frequency: SINGLE OCCURRENCE

Averaging Method: 6-MINUTE AVERAGE (METHOD 9)

Reporting Requirements: UPON REQUEST BY REGULATORY AGENCY

**Condition 29: Compliance Demonstration**

**Effective between the dates of 07/26/2000 and Permit Expiration Date**

**Applicable Federal Requirement: 40CFR 60.672(b), NSPS Subpart OOO**

**Item 29.1:**

The Compliance Demonstration activity will be performed for:

Emission Unit: A-00001

Process: 001

Emission Source: CNV22

**Item 29.2:**

Compliance Demonstration shall include the following monitoring:

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

Monitoring Description:

On and after the sixtieth day after achieving the maximum production rate at which the affected facility will be operated, but not later than 180 days after initial startup as required under 40 CFR 60.11 of this part, no owner or operator subject to the provisions of this subpart shall cause to be discharged into the atmosphere from any transfer point on belt conveyors or from any other affected facility any fugitive emissions which exhibit greater than 10 percent opacity.

For the purpose of demonstrating initial compliance, the monitoring of the opacity shall be conducted within 60 days after achieving the maximum production rate at which the affected facility will be operated but no later than 180 days after initial startup of the facility as indicated and in accordance with 40 CFR 60.11.

Parameter Monitored: OPACITY





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Upper Permit Limit: 10 percent  
Reference Test Method: Method 9  
Monitoring Frequency: SINGLE OCCURRENCE  
Averaging Method: 6-MINUTE AVERAGE (METHOD 9)  
Reporting Requirements: UPON REQUEST BY REGULATORY AGENCY

**Condition 30: Compliance Demonstration**

**Effective between the dates of 07/26/2000 and Permit Expiration Date**

**Applicable Federal Requirement: 40CFR 60.672(b), NSPS Subpart OOO**

**Item 30.1:**

The Compliance Demonstration activity will be performed for:

Emission Unit: A-00001  
Process: 001 Emission Source: CNV26

**Item 30.2:**

Compliance Demonstration shall include the following monitoring:

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

Monitoring Description:

On and after the sixtieth day after achieving the maximum production rate at which the affected facility will be operated, but not later than 180 days after initial startup as required under 40 CFR 60.11 of this part, no owner or operator subject to the provisions of this subpart shall cause to be discharged into the atmosphere from any transfer point on belt conveyors or from any other affected facility any fugitive emissions which exhibit greater than 10 percent opacity.

For the purpose of demonstrating initial compliance, the monitoring of the opacity shall be conducted within 60 days after achieving the maximum production rate at which the affected facility will be operated but no later than 180 days after initial startup of the facility as indicated and in accordance with 40 CFR 60.11.

Parameter Monitored: OPACITY  
Upper Permit Limit: 10 percent  
Reference Test Method: Method 9  
Monitoring Frequency: SINGLE OCCURRENCE  
Averaging Method: 6-MINUTE AVERAGE (METHOD 9)  
Reporting Requirements: UPON REQUEST BY REGULATORY AGENCY



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**Condition 31: Compliance Demonstration**

**Effective between the dates of 07/26/2000 and Permit Expiration Date**

**Applicable Federal Requirement: 40CFR 60.672(b), NSPS Subpart OOO**

**Item 31.1:**

The Compliance Demonstration activity will be performed for:

Emission Unit: A-00001

Process: 001

Emission Source: CNV27

**Item 31.2:**

Compliance Demonstration shall include the following monitoring:

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

Monitoring Description:

On and after the sixtieth day after achieving the maximum production rate at which the affected facility will be operated, but not later than 180 days after initial startup as required under 40 CFR 60.11 of this part, no owner or operator subject to the provisions of this subpart shall cause to be discharged into the atmosphere from any transfer point on belt conveyors or from any other affected facility any fugitive emissions which exhibit greater than 10 percent opacity.

For the purpose of demonstrating initial compliance, the monitoring of the opacity shall be conducted within 60 days after achieving the maximum production rate at which the affected facility will be operated but no later than 180 days after initial startup of the facility as indicated and in accordance with 40 CFR 60.11.

Parameter Monitored: OPACITY

Upper Permit Limit: 10 percent

Reference Test Method: Method 9

Monitoring Frequency: SINGLE OCCURRENCE

Averaging Method: 6-MINUTE AVERAGE (METHOD 9)

Reporting Requirements: UPON REQUEST BY REGULATORY AGENCY

**Condition 32: Compliance Demonstration**

**Effective between the dates of 07/26/2000 and Permit Expiration Date**

**Applicable Federal Requirement: 40CFR 60.672(b), NSPS Subpart OOO**

**Item 32.1:**



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The Compliance Demonstration activity will be performed for:

Emission Unit: A-00001

Process: 001

Emission Source: CNV28

**Item 32.2:**

Compliance Demonstration shall include the following monitoring:

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

Monitoring Description:

On and after the sixtieth day after achieving the maximum production rate at which the affected facility will be operated, but not later than 180 days after initial startup as required under 40 CFR 60.11 of this part, no owner or operator subject to the provisions of this subpart shall cause to be discharged into the atmosphere from any transfer point on belt conveyors or from any other affected facility any fugitive emissions which exhibit greater than 10 percent opacity.

For the purpose of demonstrating initial compliance, the monitoring of the opacity shall be conducted within 60 days after achieving the maximum production rate at which the affected facility will be operated but no later than 180 days after initial startup of the facility as indicated and in accordance with 40 CFR 60.11.

Parameter Monitored: OPACITY

Upper Permit Limit: 10 percent

Reference Test Method: Method 9

Monitoring Frequency: SINGLE OCCURRENCE

Averaging Method: 6-MINUTE AVERAGE (METHOD 9)

Reporting Requirements: UPON REQUEST BY REGULATORY AGENCY

**Condition 33: Compliance Demonstration**

**Effective between the dates of 07/26/2000 and Permit Expiration Date**

**Applicable Federal Requirement: 40CFR 60.672(c), NSPS Subpart OOO**

**Item 33.1:**

The Compliance Demonstration activity will be performed for:

Emission Unit: A-00001

Process: 001

Emission Source: CR002

**Item 33.2:**

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Compliance Demonstration shall include the following monitoring:

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

Monitoring Description:

On and after the sixtieth day after achieving the maximum production rate at which the affected facility will be operated, but not later than 180 days after initial startup as required under 40 CFR 60.11 of this part, no owner or operator shall cause to be discharged into the atmosphere from any crusher, at which a capture system is not used, fugitive emissions which exhibit greater than 15 percent opacity.

For the purpose of demonstrating initial compliance, the monitoring of the opacity shall be conducted within 60 days after achieving the maximum production rate at which the affected facility will be operated but no later than 180 days after initial startup of the facility as indicated and in accordance with 40 CFR 60.11.

Parameter Monitored: OPACITY

Upper Permit Limit: 15 percent

Reference Test Method: Method 9

Monitoring Frequency: SINGLE OCCURRENCE

Averaging Method: 6-MINUTE AVERAGE (METHOD 9)

Reporting Requirements: UPON REQUEST BY REGULATORY AGENCY

**Condition 34: Compliance Demonstration**

**Effective between the dates of 07/26/2000 and Permit Expiration Date**

**Applicable Federal Requirement: 40CFR 60.672(c), NSPS Subpart OOO**

**Item 34.1:**

The Compliance Demonstration activity will be performed for:

Emission Unit: A-00001

Process: 001

Emission Source: CR003

**Item 34.2:**

Compliance Demonstration shall include the following monitoring:

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

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**Monitoring Description:**

On and after the sixtieth day after achieving the maximum production rate at which the affected facility will be operated, but not later than 180 days after initial startup as required under 40 CFR 60.11 of this part, no owner or operator shall cause to be discharged into the atmosphere from any crusher, at which a capture system is not used, fugitive emissions which exhibit greater than 15 percent opacity.

For the purpose of demonstrating initial compliance, the monitoring of the opacity shall be conducted within 60 days after achieving the maximum production rate at which the affected facility will be operated but no later than 180 days after initial startup of the facility as indicated and in accordance with 40 CFR 60.11.

Parameter Monitored: OPACITY

Upper Permit Limit: 15 percent

Reference Test Method: Method 9

Monitoring Frequency: SINGLE OCCURRENCE

Averaging Method: 6-MINUTE AVERAGE (METHOD 9)

Reporting Requirements: UPON REQUEST BY REGULATORY AGENCY

**Condition 35: Compliance Demonstration**

**Effective between the dates of 07/26/2000 and Permit Expiration Date**

**Applicable Federal Requirement: 40CFR 60.672(c), NSPS Subpart OOO**

**Item 35.1:**

The Compliance Demonstration activity will be performed for:

Emission Unit: A-00001

Process: 001

Emission Source: CR004

**Item 35.2:**

Compliance Demonstration shall include the following monitoring:

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

**Monitoring Description:**

On and after the sixtieth day after achieving the maximum production rate at which the affected facility will be operated, but not later than 180 days after initial startup as required under 40 CFR 60.11 of this part, no owner or operator shall cause to be discharged into the atmosphere from any crusher, at which a capture system is



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not used, fugitive emissions which exhibit greater than 15 percent opacity.

For the purpose of demonstrating initial compliance, the monitoring of the opacity shall be conducted within 60 days after achieving the maximum production rate at which the affected facility will be operated but no later than 180 days after initial startup of the facility as indicated and in accordance with 40 CFR 60.11.

Parameter Monitored: OPACITY

Upper Permit Limit: 15 percent

Reference Test Method: Method 9

Monitoring Frequency: SINGLE OCCURRENCE

Averaging Method: 6-MINUTE AVERAGE (METHOD 9)

Reporting Requirements: UPON REQUEST BY REGULATORY AGENCY

**Condition 36: Compliance Demonstration**

**Effective between the dates of 07/26/2000 and Permit Expiration Date**

**Applicable Federal Requirement: 40CFR 60.672(b), NSPS Subpart OOO**

**Item 36.1:**

The Compliance Demonstration activity will be performed for:

Emission Unit: A-00001

Process: 001

Emission Source: SC001

**Item 36.2:**

Compliance Demonstration shall include the following monitoring:

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

Monitoring Description:

On and after the sixtieth day after achieving the maximum production rate at which the affected facility will be operated, but not later than 180 days after initial startup as required under 40 CFR 60.11 of this part, no owner or operator subject to the provisions of this subpart shall cause to be discharged into the atmosphere from any transfer point on belt conveyors or from any other affected facility any fugitive emissions which exhibit greater than 10 percent opacity.

For the purpose of demonstrating initial compliance, the monitoring of the opacity shall be conducted within 60 days after achieving the maximum production rate at which



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the affected facility will be operated but no later than  
180 days after initial startup of the facility as  
indicated and in accordance with 40 CFR 60.11.

Parameter Monitored: OPACITY

Upper Permit Limit: 10 percent

Reference Test Method: Method 9

Monitoring Frequency: SINGLE OCCURRENCE

Averaging Method: 6-MINUTE AVERAGE (METHOD 9)

Reporting Requirements: UPON REQUEST BY REGULATORY AGENCY

**Condition 37: Compliance Demonstration**

**Effective between the dates of 07/26/2000 and Permit Expiration Date**

**Applicable Federal Requirement: 40CFR 60.672(b), NSPS Subpart OOO**

**Item 37.1:**

The Compliance Demonstration activity will be performed for:

Emission Unit: A-00001

Process: 001

Emission Source: SC007

**Item 37.2:**

Compliance Demonstration shall include the following monitoring:

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

Monitoring Description:

On and after the sixtieth day after achieving the maximum  
production rate at which the affected facility will be  
operated, but not later than 180 days after initial  
startup as required under 40 CFR 60.11 of this part, no  
owner or operator subject to the provisions of this  
subpart shall cause to be discharged into the atmosphere  
from any transfer point on belt conveyors or from any  
other affected facility any fugitive emissions which  
exhibit greater than 10 percent opacity.

For the purpose of demonstrating initial compliance, the  
monitoring of the opacity shall be conducted within 60  
days after achieving the maximum production rate at which  
the affected facility will be operated but no later than  
180 days after initial startup of the facility as  
indicated and in accordance with 40 CFR 60.11.

Parameter Monitored: OPACITY



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Upper Permit Limit: 10 percent  
Reference Test Method: Method 9  
Monitoring Frequency: SINGLE OCCURRENCE  
Averaging Method: 6-MINUTE AVERAGE (METHOD 9)  
Reporting Requirements: UPON REQUEST BY REGULATORY AGENCY

**Condition 38: Compliance Demonstration**

**Effective between the dates of 07/26/2000 and Permit Expiration Date**

**Applicable Federal Requirement: 40CFR 60.672(b), NSPS Subpart OOO**

**Item 38.1:**

The Compliance Demonstration activity will be performed for:

Emission Unit: A-00001  
Process: 001                      Emission Source: SC008

**Item 38.2:**

Compliance Demonstration shall include the following monitoring:

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

Monitoring Description:

On and after the sixtieth day after achieving the maximum production rate at which the affected facility will be operated, but not later than 180 days after initial startup as required under 40 CFR 60.11 of this part, no owner or operator subject to the provisions of this subpart shall cause to be discharged into the atmosphere from any transfer point on belt conveyors or from any other affected facility any fugitive emissions which exhibit greater than 10 percent opacity.

For the purpose of demonstrating initial compliance, the monitoring of the opacity shall be conducted within 60 days after achieving the maximum production rate at which the affected facility will be operated but no later than 180 days after initial startup of the facility as indicated and in accordance with 40 CFR 60.11.

Parameter Monitored: OPACITY  
Upper Permit Limit: 10 percent  
Reference Test Method: Method 9  
Monitoring Frequency: SINGLE OCCURRENCE  
Averaging Method: 6-MINUTE AVERAGE (METHOD 9)  
Reporting Requirements: UPON REQUEST BY REGULATORY AGENCY





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**Condition 39: Compliance Demonstration**

**Effective between the dates of 07/26/2000 and Permit Expiration Date**

**Applicable Federal Requirement: 40CFR 60.672(b), NSPS Subpart OOO**

**Item 39.1:**

The Compliance Demonstration activity will be performed for:

Emission Unit: A-00001

Process: 001

Emission Source: SC009

**Item 39.2:**

Compliance Demonstration shall include the following monitoring:

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

Monitoring Description:

On and after the sixtieth day after achieving the maximum production rate at which the affected facility will be operated, but not later than 180 days after initial startup as required under 40 CFR 60.11 of this part, no owner or operator subject to the provisions of this subpart shall cause to be discharged into the atmosphere from any transfer point on belt conveyors or from any other affected facility any fugitive emissions which exhibit greater than 10 percent opacity.

For the purpose of demonstrating initial compliance, the monitoring of the opacity shall be conducted within 60 days after achieving the maximum production rate at which the affected facility will be operated but no later than 180 days after initial startup of the facility as indicated and in accordance with 40 CFR 60.11.

Parameter Monitored: OPACITY

Upper Permit Limit: 10 percent

Reference Test Method: Method 9

Monitoring Frequency: SINGLE OCCURRENCE

Averaging Method: 6-MINUTE AVERAGE (METHOD 9)

Reporting Requirements: UPON REQUEST BY REGULATORY AGENCY

**Condition 40: Compliance Demonstration**

**Effective between the dates of 07/26/2000 and Permit Expiration Date**

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

**Item 40.1:**



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The Compliance Demonstration activity will be performed for:

Emission Unit: G-00001

Regulated Contaminant(s):

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

**Item 40.2:**

Compliance Demonstration shall include the following monitoring:

Capping: Yes

Monitoring Type: WORK PRACTICE INVOLVING SPECIFIC  
OPERATIONS

Monitoring Description:

RECORDS WILL BE MAINTAINED ON SITE WHICH  
INDICATE THE QUANTITY OF FUEL CONSUMED BY  
THE CAT 3412 GENERATOR SET SUPPLYING  
POWER TO THE PORTABLE AGGREGATE  
PROCESSING PLANT WILL BE LESS THAN 73,000  
GALLONS OVER ANY 12 CONSECUTIVE MONTHS.  
FUEL USAGE WILL BE QUANTIFIED VIA WEEKLY  
FUEL USAGE RECORDS TO BE MAINTAINED  
ON-SITE FOR A PERIOD OF 5 YEARS.

Work Practice Type: PROCESS MATERIAL THRUPUT

Process Material: NUMBER 2 OIL

Upper Permit Limit: 73,000 gallons

Monitoring Frequency: WEEKLY

Averaging Method: ANNUAL MAXIMUM ROLLED MONTHLY

Reporting Requirements: ANNUALLY (CALENDAR)

Reports due 30 days after the reporting period.

The initial report is due 1/30/2001.

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

**Condition 41: Compliance Demonstration**

**Effective between the dates of 07/26/2000 and Permit Expiration Date**

**Applicable Federal Requirement: 6NYCRR 225-1.8(a)**

**Item 41.1:**

The Compliance Demonstration activity will be performed for:

Emission Unit: G-00001

**Item 41.2:**

Compliance Demonstration shall include the following monitoring:



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Monitoring Type: RECORD KEEPING/MAINTENANCE PROCEDURES

Monitoring Description:

The permittee shall retain for three years, fuel oil certifications for each shipment of oil received. Such certifications shall contain, as a minimum: supplier name, date of shipment, quantity shipped, oil sulfur content, and the method used to determine the sulfur content. Such certifications shall be available for inspection by, or submittal to, NYSDEC upon request.

Monitoring Frequency: PER DELIVERY

Reporting Requirements: UPON REQUEST BY REGULATORY AGENCY

**Condition 42: Compliance Demonstration**

**Effective between the dates of 07/26/2000 and Permit Expiration Date**

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

**Item 42.1:**

The Compliance Demonstration activity will be performed for:

Emission Unit: G-00001

**Item 42.2:**

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 combustion installation shall emit greater than 20 percent opacity except for one six minute period per hour, not to exceed 27 percent, based upon the six minute average in reference test Method 9 in Appendix A of 40 CFR 60.

The Department reserves the right to perform or require the performance of a Method 9 opacity evaluation.

Parameter Monitored: OPACITY

Upper Permit Limit: 20 percent

Reference Test Method: Method 9

Monitoring Frequency: AS REQUIRED - SEE PERMIT MONITORING  
DESCRIPTION

Averaging Method: 6-MINUTE AVERAGE (METHOD 9)

Reporting Requirements: UPON REQUEST BY REGULATORY AGENCY

**Condition 43: Compliance Demonstration**



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**Facility DEC ID: 4272600002**

**Effective between the dates of 07/26/2000 and Permit Expiration Date**

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

**Item 43.1:**

The Compliance Demonstration activity will be performed for:

Emission Unit: G-00001

**Item 43.2:**

Compliance Demonstration shall include the following monitoring:

Monitoring Type: RECORD KEEPING/MAINTENANCE PROCEDURES

Monitoring Description:

No owner or operator of a combustion installation shall emit greater than 20 percent opacity except for one six minute period per hour, not to exceed 27 percent, based upon the six minute average in reference test Method 9 in Appendix A of 40 CFR 60.

Compliance with this requirement shall be determined by the facility owner/operator conducting a visible emissions observation (determining the presence or absence of visible emissions greater than the upper limit specified) of all emission points and/or emission sources once per day, during daylight hours, except during conditions of extreme weather (fog, snow, rain). If any visible emissions are noted above the upper limit specified, corrective action is required.

Daily records of observations are to be maintained, including corrective actions taken and explanations for days when weather conditions are prohibitive, on-site for a period of five years.

The Department reserves the right to perform or require the performance of a Method 9 opacity evaluation.

Monitoring Frequency: DAILY

Reporting Requirements: UPON REQUEST BY REGULATORY AGENCY

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**Permit ID: 4-2726-00002/00022**

**Facility DEC ID: 4272600002**



**STATE ONLY ENFORCEABLE CONDITIONS**

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

**Condition 44: General Provisions**

**Effective between the dates of 07/26/2000 and Permit Expiration Date**

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

**Item 44.1:**

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

**Item 44.2:**

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

**Item 44.3:**

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

**Condition 45: Emission Unit Definition**

**Effective between the dates of 07/26/2000 and Permit Expiration Date**

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

**Item 45.1:**

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

Emission Unit: A-00001

Emission Unit Description:

MAIN AGGREGATE PROCESSING PLANT -  
CRUSHING, SCREENING AND CONVEYING  
EQUIPMENT. NUMEROUS BELT CONVEYORS  
TRANSFER MATERIAL BETWEEN CRUSHERS,  
SCREENS, STONE BINS AND STOCKPILES. ALL  
EMISSIONS ARE FUGITIVE. A PLANT FLOW  
DIAGRAM AND EQUIPMENT LIST IS ATTACHED FOR  
REFERENCE.

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**Item 45.2:**

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

Emission Unit: G-00001

Emission Unit Description:

DIESEL INTERNAL COMBUSTION ENGINE POWERING  
A GENERATOR TO SUPPLY ELECTRICITY TO THE  
PORTABLE CRUSHING PLANT.

**Condition 46: Contaminant List**

**Effective between the dates of 07/26/2000 and Permit Expiration Date**

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

**Item 46.1:**

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

CAS No: 0NY210-00-0

Name: OXIDES OF NITROGEN

**Condition 47: Air pollution prohibited**

**Effective between the dates of 07/26/2000 and Permit Expiration Date**

**Applicable State Requirement: 6NYCRR 211.2**

**Item 47.1:**

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 48: Fugitive Dust Control Plan**

**Effective between the dates of 07/26/2000 and Permit Expiration Date**

**Applicable State Requirement: 6NYCRR 211.2**

**Item 48.1:**

The facility shall suppress fugitive dust in accordance with their Fugitive Dust Control Plan. A copy of the Fugitive Dust Control Plan shall be maintained with the permit for this facility at all times.

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



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**Permit ID: 4-2726-00002/00022**

**Facility DEC ID: 4272600002**

**Condition 49: Emission Point Definition By Emission Unit**  
**Effective between the dates of 07/26/2000 and Permit Expiration Date**

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

**Item 49.1:**

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

Emission Unit: G-00001

Emission Point: 20016

Height (ft.): 12

Diameter (in.): 8

NYTMN (km.): 4751.624 NYTME (km.): 569.933

**Condition 50: Process Definition By Emission Unit**  
**Effective between the dates of 07/26/2000 and Permit Expiration Date**

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

**Item 50.1:**

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

Emission Unit: A-00001

Process: 001

Source Classification Code: 3-05-020-06

Process Description:

MAIN AGGREGATE PROCESSING PLANT; LIMESTONE AND DOLOSTONE IS CRUSHED, SCREENED, WASHED AND CONVEYED THROUGH A STATIONARY AGGREGATE PROCESSING PLANT; BROKEN STONE IS FED INTO A CRUSHER FOR PRIMARY CRUSHING, CONVEYED TO A TRIPLE DECK SCREEN, SIZED AND CONVEYED TO A STOCKPILE OR SURGE PILE: AGGREGATE FROM THE SURGE PILE IS CONVEYED TO A CRUSHER FOR SIZE REDUCTION, CONVEYED TO A DOUBLE DECK SCREEN, OVERSIZED AGGREGATE IS RECIPROCATED BACK TO THE CRUSHER, THROUGHES ARE CONVEYED EITHER TO A DOUBLE DECK SCREEN AND ONTO A STOCKPILE OR TO DOUBLE DECK SCREENS IN PARALLEL: AGGREGATE IS SPLIT WITH AGGREGATE MOVED EITHER TO STONE BINS OR OVERSIZED GOING TO CRUSHERS OR CONVEYED OUT TO TRIPLE DECK SCREENS (WASH TOWER) AND DISCHARGED TO STONE BINS OR A SAND WASHER.

Emission Source/Control: CR01C - Control

Control Type: DUST SUPPRESSION BY WATER SPRAY



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Emission Source/Control: CR02C - Control  
Control Type: DUST SUPPRESSION BY WATER SPRAY

Emission Source/Control: CR03C - Control  
Control Type: DUST SUPPRESSION BY WATER SPRAY

Emission Source/Control: CR04C - Control  
Control Type: DUST SUPPRESSION BY WATER SPRAY

Emission Source/Control: CV17C - Control  
Control Type: DUST SUPPRESSION BY WATER SPRAY

Emission Source/Control: CV19C - Control  
Control Type: DUST SUPPRESSION BY WATER SPRAY

Emission Source/Control: CV21C - Control  
Control Type: DUST SUPPRESSION BY WATER SPRAY

Emission Source/Control: CV22C - Control  
Control Type: DUST SUPPRESSION BY WATER SPRAY

Emission Source/Control: SC02C - Control  
Control Type: DUST SUPPRESSION BY WATER SPRAY

Emission Source/Control: SC07C - Control  
Control Type: DUST SUPPRESSION BY WATER SPRAY

Emission Source/Control: SC08C - Control  
Control Type: DUST SUPPRESSION BY WATER SPRAY

Emission Source/Control: SC09C - Control  
Control Type: DUST SUPPRESSION BY WATER SPRAY

Emission Source/Control: BIN01 - Process

Emission Source/Control: BIN02 - Process

Emission Source/Control: BIN03 - Process

Emission Source/Control: BIN04 - Process

Emission Source/Control: BIN05 - Process

Emission Source/Control: BIN06 - Process

Emission Source/Control: BIN07 - Process





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Emission Source/Control: BIN08 - Process

Emission Source/Control: BIN09 - Process

Emission Source/Control: CNV01 - Process

Emission Source/Control: CNV02 - Process

Emission Source/Control: CNV03 - Process

Emission Source/Control: CNV04 - Process

Emission Source/Control: CNV05 - Process

Emission Source/Control: CNV06 - Process

Emission Source/Control: CNV07 - Process

Emission Source/Control: CNV08 - Process

Emission Source/Control: CNV09 - Process

Emission Source/Control: CNV10 - Process

Emission Source/Control: CNV11 - Process

Emission Source/Control: CNV12 - Process

Emission Source/Control: CNV13 - Process

Emission Source/Control: CNV14 - Process

Emission Source/Control: CNV15 - Process

Emission Source/Control: CNV16 - Process

Emission Source/Control: CNV17 - Process

Emission Source/Control: CNV18 - Process

Emission Source/Control: CNV19 - Process

Emission Source/Control: CNV20 - Process

Emission Source/Control: CNV21 - Process

Emission Source/Control: CNV22 - Process



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Emission Source/Control: CNV23 - Process

Emission Source/Control: CNV24 - Process

Emission Source/Control: CNV25 - Process

Emission Source/Control: CNV26 - Process

Emission Source/Control: CNV27 - Process

Emission Source/Control: CNV28 - Process

Emission Source/Control: CR001 - Process  
Design Capacity: 400 tons per hour

Emission Source/Control: CR002 - Process  
Design Capacity: 600 tons per hour

Emission Source/Control: CR003 - Process  
Design Capacity: 182 tons per hour

Emission Source/Control: CR004 - Process  
Design Capacity: 70 tons per hour

Emission Source/Control: SC001 - Process

Emission Source/Control: SC002 - Process

Emission Source/Control: SC003 - Process

Emission Source/Control: SC004 - Process

Emission Source/Control: SC005 - Process

Emission Source/Control: SC006 - Process

Emission Source/Control: SC007 - Process

Emission Source/Control: SC008 - Process

Emission Source/Control: SC009 - Process

**Item 50.2:**

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

Emission Unit: G-00001

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**Facility DEC ID: 4272600002**



Process: 003

Source Classification Code: 2-02-004-01

Process Description:

INTERNAL COMBUSTION ENGINE BURNING DIESEL  
FUEL. DIESEL ENGINE TURNS A GENERATOR TO  
PRODUCE ELECTRICITY.

Emission Source/Control: GEN01 - Combustion

Design Capacity: 687 horsepower (mechanical)