

New York State Department of Environmental Conservation
Facility DEC ID: 6301300045



PERMIT
Under the Environmental Conservation Law (ECL)

IDENTIFICATION INFORMATION

Permit Type: Air State Facility
Permit ID: 6-3013-00045/02001
Effective Date: 12/21/2004 Expiration Date: No expiration date

ROME MEMORIAL HOSPITAL INC

1500 N JAMES ST
ROME, NY 13440-2844

Contact: EDWARD KOZIARZ
1500 N. JAMES ST.
ROME, NY 13440
(315) 338-7000

Facility: ROME HOSPITAL MURPHY MEM HOSPITAL
1500 N JAMES ST
ROME, NY 13440-2899

Contact: EDWARD KOZIARZ
1500 N. JAMES ST.
ROME, NY 13440
(315) 338-7000

Description:

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

Per BRIAN D FENLON

DIVISION OF ENVIRONMENTAL PERMITS
STATE OFFICE BLDG, 317 WASHINGTON ST
WATERTOWN, NY 13601-3787

Authorized Signature: _____ Date: ____ / ____ / ____



Notification of Other State Permittee Obligations

Item A: Permittee Accepts Legal Responsibility and Agrees to Indemnification

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

Item B: Permittee's Contractors to Comply with Permit

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

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

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 6

HEADQUARTERS



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

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

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



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transfer of ownership.

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

Item 4.1:

The Department reserves the right to modify, suspend, or revoke this permit 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

ted to the permitted activity.

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

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

Item 5.1:

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

Regional Permit Administrator

Region 6 Headquarters
Division of Environmental Permits
State Office Building, 317 Washington Street

Watertown, NY 13601-3787

(315) 785-2245

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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: ROME MEMORIAL HOSPITAL INC
1500 N JAMES ST
ROME, NY 13440-2844

Facility: ROME HOSPITAL MURPHY MEM HOSPITAL
1500 N JAMES ST
ROME, NY 13440-2899

Authorized Activity By Standard Industrial Classification Code:



LIST OF CONDITIONS

FEDERALLY ENFORCEABLE CONDITIONS

Facility Level

- 1 6NYCRR 225-1.2(a)(2): Compliance Demonstration
- 2 6NYCRR 225-1.5(a): Alternative sulfur dioxide standard.
- 3 6NYCRR 225-1.8: Compliance Demonstration
- 4 40CFR 60.4, NSPS Subpart A: EPA Region 2 address.
- 5 40CFR 60.7(a), NSPS Subpart A: Date of construction notification.
- 6 40CFR 60.7(b), NSPS Subpart A: Recordkeeping requirements.
- 7 40CFR 60.7(c), NSPS Subpart A: Excess emissions report.
- 8 40CFR 60.7(d), NSPS Subpart A: Excess emissions report.
- 9 40CFR 60.7(f), NSPS Subpart A: Facility files for subject sources.
- 10 40CFR 60.9, NSPS Subpart A: Availability of information.
- 11 40CFR 60.12, NSPS Subpart A: Circumvention.

Emission Unit Level

EU=1-BOIL1

- 12 6NYCRR 227-1.2(b): Multiple combustion sources.
- 13 6NYCRR 227-1.3(a): Compliance Demonstration

7-1.6(a): Corrective Action

- 15 6NYCRR 227-1.6(b): Corrective Action
- 16 6NYCRR 227-1.6(c): Corrective Action

7-1.6(d): Corrective Action

- 18 6NYCRR 227-2.4(d): Compliance Demonstration
- 19 40CFR 60.14, NSPS Subpart A: Modifications.
- 20 40CFR 60.15, NSPS Subpart A: Reconstruction.
- 21 40CFR 60.42c(d), NSPS Subpart Dc: Compliance Demonstration
- 22 40CFR 60.44c(h), NSPS Subpart Dc: Compliance Demonstration
- 23 40CFR 60.46c(e), NSPS Subpart Dc: Exemption from sulfur dioxide monitoring requirements.
- 24 40CFR 60.48c(c), NSPS Subpart Dc: Compliance Demonstration
- 25 40CFR 60.48c(d), NSPS Subpart Dc: Compliance Demonstration
- 26 40CFR 60.48c(e)(1), NSPS Subpart Dc: Compliance Demonstration
- 27 40CFR 60.48c(e)(11), NSPS Subpart Dc: Compliance Demonstration
- 28 40CFR 60.48c(g), NSPS Subpart Dc: Compliance Demonstration
- 29 40CFR 60.48c(i), NSPS Subpart Dc: Duration of records maintained.

STATE ONLY ENFORCEABLE CONDITIONS

Facility Level

- 30 ECL 19-0301: Contaminant List
- 31 6NYCRR 201-1.4: Unavoidable noncompliance and violations
- 32 6NYCRR 201-5: Emission Unit Definition
- 33 6NYCRR 211.2: Air pollution prohibited

Emission Unit Level



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- 34 6NYCRR 201-5: Emission Point Definition By Emission Unit
- 35 6NYCRR 201-5: Process Definition By Emission Unit
- 8062 - GENERAL MEDICAL & SURGICAL HOSPITALS

Permit Effective Date: 12/21/2004

Permit Expiration Date: No expiration date.



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 - 6NYCRR Part 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 - 6NYCRR Part 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 - 6NYCRR Part 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 - 6NYCRR Part 201-1.2

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.

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

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

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

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

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

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

(4) The facility owner and/or operator notified the Department within two working days after the event



occurred. This notice must contain a description of the emergency, any steps taken to mitigate emissions, and corrective actions taken.

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

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

Item F: Recycling and Salvage - 6NYCRR Part 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 - 6NYCRR Part 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 Part 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 Part 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 Part 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 6NYCRR Part 202-1.

Item K: Visible Emissions Limited - 6 NYCRR Part 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 - 6 NYCRR Part 215

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.

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

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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 regulations.

FEDERAL APPLICABLE REQUIREMENTS
The following conditions are federally enforceable.

Condition 1: Compliance Demonstration
Effective between the dates of 12/21/2004 and Permit Expiration Date

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

Item 1.1:
The Compliance Demonstration activity will be performed for the Facility.

Item 1.2:
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



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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

Alternative sulfur dioxide standard.

Effective between the dates of 12/21/2004 and Permit Expiration Date

Applicable Federal Requirement: 6NYCRR 225-1.5(a)

Item 2.1:

Fuels with a sulfur content greater than that allowed by 6 NYCRR Part 225-1 may be used when the source owner can demonstrate that sulfur dioxide emissions do not exceed the value for S calculated by the following equation:

$$S = (1.1AM + 2BT)/(M + T)$$

Where: S = Sulfur dioxide emission limit in lbs/mmBtu.

A = Sulfur in oil allowed by Table 1 or Table 2 (or Table 3 as applicable) of section 6 NYCRR Part 225-1.2 (in percent by weight)

B = Average sulfur in solid fuel allowed by Table 1 or Table 2 (or Table 3 as applicable) (in lbs sulfur gross heat content)

M = Percent of total heat input from oil.

T = Percent of total heat input from solid fuel including coal, coke, wood, wood waste, and refuse derived fuel.

This general variance for fuel mixtures only applies to processes or stationary combustion installations. Compliance will be based on the total heat input from all fuels burned, including gaseous fuels. Any source owner who chooses to burn a fuel mixture pursuant to this subdivision is subject to the emission and fuel monitoring requirements of 6 NYCRR Part 225-1.7.

Condition 3: Compliance Demonstration

Effective between the dates of 12/21/2004 and Permit Expiration Date

Applicable Federal Requirement: 6NYCRR 225-1.8

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: RECORD KEEPING/MAINTENANCE PROCEDURES

Monitoring Description:

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

Monitoring Frequency: AS REQUIRED - SEE PERMIT MONITORING DESCRIPTION

Reporting Requirements: UPON REQUEST BY REGULATORY AGENCY

**Condition 4: EPA Region 2 address.
Effective between the dates of 12/21/2004 and Permit Expiration Date**

Applicable Federal Requirement: 40CFR 60.4, NSPS Subpart A

Item 4.1:

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

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

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

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

**Condition 5: Date of construction notification.
Effective between the dates of 12/21/2004 and Permit Expiration Date**

A40CFR 60.7(a), NSPS Subpart A

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Item 5.1:

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

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

Condition 6: Recordkeeping requirements.
Effective between the dates of 12/21/2004 and Permit Expiration Date

40CFR 60.7(b), NSPS Subpart A

Item 6.1:

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

Condition 7: Excess emissions report.
Effective between the dates of 12/21/2004 and Permit Expiration Date

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

Item 7.1:

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



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

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

Condition 8: Excess emissions report.
Effective between the dates of 12/21/2004 and Permit Expiration Date

A40CFR 60.7(d), NSPS Subpart A

Item 8.1:

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

Condition 9: Facility files for subject sources.
Effective between the dates of 12/21/2004 and Permit Expiration Date

A40CFR 60.7(f), NSPS Subpart A

Item 9.1:

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

Condition 10: Availability of information.
Effective between the dates of 12/21/2004 and Permit Expiration Date

Applicable Federal Requirement: 40CFR 60.9, NSPS Subpart A

Item 10.1:

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

Condition 11: Circumvention.



Effective between the dates of 12/21/2004 and Permit Expiration Date

Applicable Federal Requirement:

40CFR 60.12, NSPS Subpart A

Item 11.1:

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

**** Emission Unit Level ****

Multiple combustion sources.

Effective between the dates of 12/21/2004 and Permit Expiration Date

Applicable Federal Requirement: 6NYCRR 227-1.2(b)

Item 12.1:

This Condition applies to Emission Unit: 1-BOIL1

Item 12.2:

The total heat input of all furnaces connected to the same stack or pollution control device shall be used to calculate the permissible particulate emission rate.

Condition 13: Compliance Demonstration

Effective between the dates of 12/21/2004 and Permit Expiration Date

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

Item 13.1:

The Compliance Demonstration activity will be performed for:

Emission Unit: 1-BOIL1

Item 13.2:

Compliance Demonstration shall include the following monitoring:

Monitoring Type: MONITORING OF PROCESS OR CONTROL PARAMETERS AS SURROGATE

Monitoring Description:

No owner or operator of a combustion installation shall operate the installation in such a way to emit greater than 20 percent opacity except for one six minute period per hour, not to exceed 27 percent, based upon the six



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minute average in reference test Method 9 in Appendix A of 40 CFR 60.

Parameter Monitored: OPACITY

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 14: Corrective Action

Effective between the dates of 12/21/2004 and Permit Expiration Date

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

Item 14.1:

This Condition applies to Emission Unit: 1-BOIL1

Item 14.2:

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

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

Condition 15: Corrective Action

Effective between the dates of 12/21/2004 and Permit Expiration Date

Applicable Federal Requirement:

6NYCRR 227-1.6(b)

Item 15.1:

This Condition applies to Emission Unit: 1-BOIL1

Item 15.2:

The commissioner may seal such stationary combustion installation so as to prevent any operation if the conditions of paragraphs 6 NYCRR Part 227-1.6(a)(1)-(3) are not met within the time provided by the order of final determination issued in the case of the violation.

Condition 16: Corrective Action

Effective between the dates of 12/21/2004 and Permit Expiration Date

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



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Item 16.1:

This Condition applies to Emission Unit: 1-BOIL1

Item 16.2:

No person shall cause, permit, or allow the operation of any affected stationary combustion installation sealed by the commissioner in accordance with 6 NYCRR Part 227-1.6.

Condition 17: Corrective Action

Effective between the dates of 12/21/2004 and Permit Expiration Date

Applicable Federal Requirement:

6NYCRR 227-1.6(d)

Item 17.1:

This Condition applies to Emission Unit: 1-BOIL1

Item 17.2:

No person except the commissioner or his representatives shall remove, tamper with or destroy any seal affixed to any stationary combustion installation in accordance with 6 NYCRR Part 227-1.6.

Condition 18: Compliance Demonstration

Effective between the dates of 12/21/2004 and Permit Expiration Date

Applicable Federal Requirement: 6NYCRR 227-2.4(d)

Item 18.1:

The Compliance Demonstration activity will be performed for:

Emission Unit: 1-BOIL1

Item 18.2:

Compliance Demonstration shall include the following monitoring:

Monitoring Type: RECORD KEEPING/MAINTENANCE PROCEDURES

Monitoring Description:

A boiler tune-up shall be performed annually. The owner or operator of a small boiler shall maintain a log (in the format acceptable to the Department) containing the following information: (1) The date which the equipment was adjusted; and (2) The name, title, and affiliation of the person who adjusted the equipment.

ig Frequency: ANNUALLY

Reporting Requirements: UPON REQUEST BY REGULATORY AGENCY

Condition 19: Modifications.

Effective between the dates of 12/21/2004 and Permit Expiration Date

New York State Department of Environmental Conservation

Permit ID: 6-3013-00045/02001

Facility DEC ID: 6301300045



Applicable Federal Requirement:

40CFR 60.14, NSPS Subpart A

Item 19.1:

This Condition applies to Emission Unit: 1-BOIL1

Item 19.2:

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 20: Reconstruction.

Effective between the dates of 12/21/2004 and Permit Expiration Date

Ap40CFR 60.15, NSPS Subpart A

Item 20.1:

This Condition applies to Emission Unit: 1-BOIL1

Item 20.2:

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 21: Compliance Demonstration

Effective between the dates of 12/21/2004 and Permit Expiration Date

40CFR 60.42c(d), NSPS Subpart Dc

Item 21.1:

The Compliance Demonstration activity will be performed for:

New York State Department of Environmental Conservation

Permit ID: 6-3013-00045/02001

Facility DEC ID: 6301300045



Emission Unit: 1-BOIL1

Item 21.2:

Compliance Demonstration shall include the following monitoring:

Monitoring Type: WORK PRACTICE INVOLVING SPECIFIC OPERATIONS

Monitoring Description:

On or after the date on which the initial performance test is completed or required to be completed under section 60.8 of this part, no owner or operator of an affected facility that combusts oil shall combust oil with a sulfur content in excess of 0.5 percent by weight.

Work Practice Type: PARAMETER OF PROCESS MATERIAL

Process Material: FUEL OIL

Parameter Monitored: SULFUR CONTENT

Upper Permit Limit: 0.50 percent by weight

Monitoring Frequency: PER DELIVERY

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

Reporting Requirements: SEMI-ANNUALLY (CALENDAR)

Reports due 30 days after the reporting period.

Initial report is due 1/30/2005.

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

Condition 22: Compliance Demonstration

Effective between the dates of 12/21/2004 and Permit Expiration Date

Applicable Federal Requirement: 40CFR 60.44c(h), NSPS Subpart Dc

Item 22.1:

The Compliance Demonstration activity will be performed for:

Emission Unit: 1-BOIL1

Item 22.2:

Compliance Demonstration shall include the following monitoring:

Monitoring Type: MONITORING OF PROCESS OR CONTROL PARAMETERS AS SURROGATE

Monitoring Description:

THE FACILITY OWNER AND/OR OPERATOR MUST DEMONSTRATE COMPLIANCE WITH THE

REQUIREMENTS OF 40 CFR 60.42c(h).

FACILITIES DEMONSTRATING COMPLIANCE USING

New York State Department of Environmental Conservation
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SUPPLIER CERTIFICATION, FOR

SULFUR-IN-FUEL LIMITATIONS (BASED ON A
PERCENT BY WEIGHT OF SULFUR IN THE FUEL),

SUBMIT THE CERTIFICATION IN

ACCORDANCE WITH THE PROVISIONS OF 40 CFR
60.48c(f)(1), (2), AND (3), AS
APPLICABLE.

regulated: SULFUR CONTENT

Upper Permit Limit: 0.5 percent by weight

Monitoring Frequency: SINGLE OCCURRENCE

Reporting Requirements: ONCE / BATCH OR MONITORING OCCURRENCE

Condition 23: Exemption from sulfur dioxide monitoring requirements.
Effective between the dates of 12/21/2004 and Permit Expiration Date

40CFR 60.46c(e), NSPS Subpart Dc

Item 23.1:

This Condition applies to Emission Unit: 1-BOIL1

Item 23.2:

Facilities subject to paragraphs 40 CFR 60-Dc.42c(h)(1), (2), or (3) showing compliance through vendor certification shall be exempt from section 40 CFR 60-Dc.46c.

Condition 24: Compliance Demonstration
Effective between the dates of 12/21/2004 and Permit Expiration Date

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

Item 24.1:

The Compliance Demonstration activity will be performed for:

Emission Unit: 1-BOIL1

Regulated Contaminant(s):

CAS No: 0NY075-00-0 PARTICULATES

Item 24.2:

Compliance Demonstration shall include the following monitoring:

Monitoring Type: RECORD KEEPING/MAINTENANCE PROCEDURES

Monitoring Description:

The owner or operator of each coal-fired, residual oil-fired, or wood-fired affected facility subject to the opacity limits under §60.43c(c) shall submit excess emission reports, to the Administrator, semiannually. All



reports shall be postmarked by the 30th day following the end of each semiannual reporting period.

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 1/30/2005.

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

Condition 25: Compliance Demonstration
Effective between the dates of 12/21/2004 and Permit Expiration Date

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

Item 25.1:

The Compliance Demonstration activity will be performed for:

Emission Unit: 1-BOIL1

Regulated Contaminant(s):

CAS No: 007446-09-5 SULFUR DIOXIDE

Item 25.2:

Compliance Demonstration shall include the following monitoring:

Monitoring Type: RECORD KEEPING/MAINTENANCE PROCEDURES

Monitoring Description:

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

Reporting Requirements: SEMI-ANNUALLY (CALENDAR)

Reports due 30 days after the reporting period.

Initial report is due 1/30/2005.

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

Condition 26: Compliance Demonstration
Effective between the dates of 12/21/2004 and Permit Expiration Date

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

Item 26.1:

The Compliance Demonstration activity will be performed for:

Emission Unit: 1-BOIL1



Regulated Contaminant(s):
CAS No: 007446-09-5 SULFUR DIOXIDE

Item 26.2:

Compliance Demonstration shall include the following monitoring:

Monitoring Type: RECORD KEEPING/MAINTENANCE PROCEDURES

Monitoring Description:

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

Calendar dates covered in the reporting period.

Monitoring Frequency: AS REQUIRED - SEE PERMIT MONITORING DESCRIPTION

Reporting Requirements: UPON REQUEST BY REGULATORY AGENCY

Condition 27: Compliance Demonstration
Effective between the dates of 12/21/2004 and Permit Expiration Date

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

Item 27.1:

The Compliance Demonstration activity will be performed for:

Emission Unit: 1-BOIL1

Regulated Contaminant(s):
CAS No: 007446-09-5 SULFUR DIOXIDE

Item 27.2:

Compliance Demonstration shall include the following monitoring:

Monitoring Type: RECORD KEEPING/MAINTENANCE PROCEDURES

Monitoring Description:

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

If fuel supplier certification is used to demonstrate compliance, records of fuel supplier certification as

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

Monitoring Frequency: AS REQUIRED - SEE PERMIT MONITORING DESCRIPTION

Reporting Requirements: SEMI-ANNUALLY (CALENDAR)

Reports due 30 days after the reporting period.

The initial report is due 1/30/2005.

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

Condition 28: Compliance Demonstration
Effective between the dates of 12/21/2004 and Permit Expiration Date

40CFR 60.48c(g), NSPS Subpart Dc

Item 28.1:

The Compliance Demonstration activity will be performed for:

Emission Unit: 1-BOIL1

Item 28.2:

Compliance Demonstration shall include the following monitoring:

Monitoring Type: RECORD KEEPING/MAINTENANCE PROCEDURES

Monitoring Description:

The owner or operator of an affected facility shall record and maintain records of the amounts of each fuel combusted during each day.

Monitoring Frequency: DAILY

Reporting Requirements: UPON REQUEST BY REGULATORY AGENCY

Condition 29: Duration of records maintained.
Effective between the dates of 12/21/2004 and Permit Expiration Date

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

Item 29.1:

This Condition applies to Emission Unit: 1-BOIL1

Item 29.2:

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



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 - 6NYCRR Part 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 30: Contaminant List
Effective between the dates of 12/21/2004 and Permit Expiration Date

Applicable State Requirement: ECL 19-0301

Item 30.1:

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

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Name: PARTICULATES

CAS No: 007446-09-5
Name: SULFUR DIOXIDE

able noncompliance and violations

Effective between the dates of 12/21/2004 and Permit Expiration Date

Applicable State Requirement: 6NYCRR 201-1.4

Item 31.1:

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



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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 32: Emission Unit Definition
Effective between the dates of 12/21/2004 and Permit Expiration Date

Applicable State Requirement: 6NYCRR 201-5

Item 32.1:

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

Emission Unit: 1-BOIL1

Emission Unit Description:

IDE STEAM AND HEAT TO THE
HOSPITAL FACILITY. BOILERS BURN NATURAL
GAS PRIMARILY. FUEL OIL BACK-UP IS
IE EVENT THAT NATURAL GAS
SUPPLY IS INTERRUPTED.

Building(s): ENERGY

Condition 33: Air pollution prohibited
Effective between the dates of 12/21/2004 and Permit Expiration Date

Applicable State Requirement: 6NYCRR 211.2

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Item 33.1:

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

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

Point Definition By Emission Unit

Effective between the dates of 12/21/2004 and Permit Expiration Date

Applicable State Requirement: 6NYCRR 201-5

Item 34.1:

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

Emission Unit: 1-BOIL1

Emission Point: 000B1

Height (ft.): 53 Diameter (in.): 24
NYTMN (km.): 4786.331 NYTME (km.): 464.145 Building: ENERGY

Emission Point: 000B2

Height (ft.): 53 Diameter (in.): 24
NYTMN (km.): 4786.331 NYTME (km.): 464.145 Building: ENERGY

Condition 35: Process Definition By Emission Unit

Effective between the dates of 12/21/2004 and Permit Expiration Date

Applicable State Requirement:

6NYCRR 201-5

Item 35.1:

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

Emission Unit: 1-BOIL1

Process: FO1

Source Classification Code: 1-02-005-02

Process Description:

DIESEL FUEL COMBUSTION IN BOILERS TO

HEAT AND STEAM.

Emission Source/Control: S00B1 - Combustion

Design Capacity: 20.412 million Btu per hour



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Emission Source/Control: S00B2 - Combustion
Design Capacity: 20.412 million Btu per hour

Item 35.2:

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

Emission Unit: 1-BOIL1
ProcSource Classification Code: 1-02-006-02
Process Description:
NATURAL GAS COMBUSTION IN BOILERS TO
PROVIDE FACILITY HEAT AND STEAM.

Emission Source/Control: S00B1 - Combustion
Design Capacity: 20.412 million Btu per hour

Emission Source/Control: S00B2 - Combustion
Design Capacity: 20.412 million Btu per hour