



PERMIT
Under the Environmental Conservation Law (ECL)

IDENTIFICATION INFORMATION

Permit Type: Air State Facility
Permit ID: 6-4040-00006/00015
Mod 0 Effective Date: 04/18/2000 Expiration Date: No expiration date.
Mod 1 Effective Date: 01/23/2006 Expiration Date: No expiration date.
Mod 2 Effective Date: 12/14/2012 Expiration Date: No expiration date.

Permit Issued To: CLEARWATER PAPER CORPORATION
601 W RIVERSIDE AVE STE 1100
SPOKANE, WA 99201

Facility: CLEARWATER PAPER - NATURAL DAM
4921 ST RTE 58N - W OF GOUVENEUR|OSWEGATCHIE RIVER
GOUVERNEUR, NY 13642

Contact: JEREMY BARTHOLOMEW
CELLU TISSUE CORP / CLEARWATER PAPER
4921 RTE 58 NORTH
GOUVERNEUR, NY 13642
(315) 287-7192

Description:
Capping of Carbon Dioxide equivalents emissions to below 100,000 tons per year.

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: LAWRENCE R AMBEAU
NYSDEC - STATE OFFICE BLDG
317 WASHINGTON ST
WATERTOWN, NY 13601

Authorized Signature: _____ Date: ____ / ____ / ____



Notification of Other State Permittee Obligations

Item A: Permittee Accepts Legal Responsibility and Agrees to Indemnification

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

Item B: Permittee's Contractors to Comply with Permit

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

Item C: Permittee Responsible for Obtaining Other Required Permits

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

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

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



LIST OF CONDITIONS

DEC GENERAL CONDITIONS

General Provisions

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

Facility Level

- Submission of Applications for Permit Modification or Renewal
 - REGION 6 HEADQUARTERS
- Submission of application for permit modification or renewal-REGION 6 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 2-1: Applications for permit renewals, modifications and transfers

Applicable State Requirement: 6 NYCRR 621.11

Item 2-1.1:

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

Item 2-1.2:

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

Item 2-1.3:

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



Applicable State Requirement: 6 NYCRR 621.13

Item 1-1.1:

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

Item 1-1.2:

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

Item 1-1.3:

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

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

Applicable State Requirement: 6 NYCRR 621.13

Item 2-2.1:

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

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

Condition 3: Applications for Permit Renewals and Modifications

Applicable State Requirement: 6 NYCRR 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 1-2: Permit Modifications, Suspensions and Revocations by the



Applicable State Requirement: 6 NYCRR 621.14

Item 1-2.1:

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

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

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

Item 4.1:

The Department reserves the right to modify, suspend, or revoke this permit. 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 6 HEADQUARTERS
Applicable State Requirement: 6 NYCRR 621.5 (a)

Item 5.1:

Submission of applications for permit modification or renewal are to be submitted to:
NYSDEC Regional Permit Administrator
Region 6 Headquarters
Division of Environmental Permits
State Office Building, 317 Washington Street
Watertown, NY 13601-3787
(315) 785-2245

Condition 2-3: Submission of application for permit modification or renewal-REGION 6 HEADQUARTERS
Applicable State Requirement: 6 NYCRR 621.6 (a)



Item 2-3.1:

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

NYSDEC Regional Permit Administrator
Region 6 Headquarters
Division of Environmental Permits
State Office Building, 317 Washington Street
Watertown, NY 13601-3787
(315) 785-2245

New York State Department of Environmental Conservation

Permit ID: 6-4040-00006/00015

Facility DEC ID: 6404000006



Permit Under the Environmental Conservation Law (ECL)

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

IDENTIFICATION INFORMATION

Permit Issued To: CLEARWATER PAPER CORPORATION
601 W RIVERSIDE AVE STE 1100
SPOKANE, WA 99201

Facility: CLEARWATER PAPER - NATURAL DAM
4921 ST RTE 58N - W OF GOUVENEUR|OSWEGATCHIE RIVER
GOUVERNEUR, NY 13642

Authorized Activity By Standard Industrial Classification Code:
2621 - PAPER MILLS EXC BUILDING PAPER

Mod 0 Permit Effective Date: 04/18/2000
date.

Permit Expiration Date: No expiration

Mod 1 Permit Effective Date: 01/23/2006
date.

Permit Expiration Date: No expiration

Mod 2 Permit Effective Date: 12/14/2012
date.

Permit Expiration Date: No expiration



LIST OF CONDITIONS

FEDERALLY ENFORCEABLE CONDITIONS

Facility Level

- 1-1 6 NYCRR 200.6: Acceptable Ambient Air Quality
- 1-2 6 NYCRR Part 215: Open Fires Prohibited at Industrial and Commercial Sites
- 1-3 6 NYCRR 200.7: Maintenance of Equipment
- 2-1 6 NYCRR 201-1.8: Prohibition of Reintroduction of Collected Contaminants to the air
- 1-5 6 NYCRR 201-1.8: Prohibition of Reintroduction of Collected Contaminants to the air
- 1-6 6 NYCRR 201-3.2 (a): Exempt Sources - Proof of Eligibility
- 1-7 6 NYCRR 201-3.3 (a): Trivial Sources - Proof of Eligibility
- 1-8 6 NYCRR 202-1.1: Required Emissions Tests
- 1-9 6 NYCRR 211.3: Visible Emissions Limited
- 1 6 NYCRR 200.1: Definitions Applicable To This Permit
- 2 6 NYCRR 200.5: Sealing
- 5 6 NYCRR 201-1.2: Unpermitted Emission Sources
- 10 6 NYCRR 201-1.10 (a): Public Access to Recordkeeping
- 11 6 NYCRR 201-3.1 (a): Exempt and Trivial Activities Applicability
- 1-10 6 NYCRR 201-7.2: Facility Permissible Emissions
- *1-11 6 NYCRR 201-7.2: Capping Monitoring Condition
- *1-12 6 NYCRR 201-7.2: Capping Monitoring Condition
- *2-2 6 NYCRR 201-7.2: Capping Monitoring Condition
- 18 6 NYCRR 202-1.2: Notification
- 19 6 NYCRR 202-1.3: Acceptable procedures
- 20 6 NYCRR 202-1.3: Acceptable procedures - Stack test report submittal
- 21 6 NYCRR 202-1.3: Alternate test methods
- 2-3 6 NYCRR 211.1: Air pollution prohibited

Emission Unit Level

EU=0-00001

- 26 6 NYCRR 227-1.3 (a): Compliance Demonstration
- 1-13 40CFR 60.48c(g), NSPS Subpart Dc: Compliance Demonstration

EU=0-00001,Proc=005

- 1-14 40CFR 60.11, NSPS Subpart A: Opacity standard compliance testing.
- 1-16 40CFR 60.42c(d), NSPS Subpart Dc: Compliance Demonstration
- 1-17 40CFR 60.43c(c), NSPS Subpart Dc: Compliance Demonstration
- 1-18 40CFR 60.45c, NSPS Subpart Dc: Compliance methods for particulate matter.
- 1-15 40CFR 60.48c(e)(11), NSPS Subpart Dc: Compliance Demonstration
- 1-19 40CFR 60.48c(f)(1), NSPS Subpart Dc: Compliance Demonstration

EU=0-00001,EP=00003

- 28 40CFR 60.4, NSPS Subpart A: EPA Region 2 address.
- 29 40CFR 60.7(a), NSPS Subpart A: Date of construction notification.
- 30 40CFR 60.7(b), NSPS Subpart A: Recordkeeping requirements.



- 33 40CFR 60.7(f), NSPS Subpart A: Facility files for subject sources.
- 35 40CFR 60.12, NSPS Subpart A: Circumvention.
- 36 40CFR 60.42c(h), NSPS Subpart Dc: Exemption from the averaging period.
- 37 40CFR 60.43c(d), NSPS Subpart Dc: Enforceability of particulate matter and opacity standards.
- 40 40CFR 60.44c(h), NSPS Subpart Dc: Alternative compliance methods for sulfur dioxide.
- 42 40CFR 60.46c(e), NSPS Subpart Dc: Exemption from sulfur dioxide monitoring requirements.
- 43 40CFR 60.48c(g), NSPS Subpart Dc: Compliance Demonstration
- 44 40CFR 60.48c(i), NSPS Subpart Dc: Compliance Demonstration

EU=0-00001,EP=00004

- 45 40CFR 60.4, NSPS Subpart A: EPA Region 2 address.
- 46 40CFR 60.7(a), NSPS Subpart A: Date of construction notification.
- 47 40CFR 60.7(b), NSPS Subpart A: Recordkeeping requirements.
- 48 40CFR 60.7(c), NSPS Subpart A: Excess emissions report.
- 49 40CFR 60.7(d), NSPS Subpart A: Excess emissions report.
- 50 40CFR 60.7(f), NSPS Subpart A: Facility files for subject sources.
- 51 40CFR 60.11, NSPS Subpart A: Opacity standard compliance testing.
- 52 40CFR 60.12, NSPS Subpart A: Circumvention.
- 56 40CFR 60.48c(g), NSPS Subpart Dc: Compliance Demonstration
- 57 40CFR 60.48c(i), NSPS Subpart Dc: Compliance Demonstration

EU=0-00003,Proc=006

- 58 6 NYCRR 212.3 (b): Compliance Demonstration

STATE ONLY ENFORCEABLE CONDITIONS

Facility Level

- 1-20 ECL 19-0301: Contaminant List
- 2-4 6 NYCRR 201-1.4: Unavoidable noncompliance and violations
- 1-21 6 NYCRR 201-1.4: Unavoidable noncompliance and violations
- 59 6 NYCRR Subpart 201-5: General Provisions
- 60 6 NYCRR Subpart 201-5: Emission Unit Definition
- 62 6 NYCRR 211.2: Air pollution prohibited
- 2-5 6 NYCRR 211.2: Visible Emissions Limited

Emission Unit Level

- 63 6 NYCRR Subpart 201-5: Emission Point Definition By Emission Unit
- 64 6 NYCRR Subpart 201-5: Process Definition By Emission Unit

NOTE: * preceding the condition number indicates capping.



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

NOTIFICATION OF GENERAL PERMITTEE OBLIGATIONS

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

Item A: Sealing - 6 NYCRR 200.5

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

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

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

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

Item B: Acceptable Ambient Air Quality - 6 NYCRR 200.6

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

Item C: Maintenance of Equipment - 6 NYCRR 200.7

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



required to operate such device effectively.

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

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

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

Item E: Emergency Defense - 6 NYCRR 201-1.5

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

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

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

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



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

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

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

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

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

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

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

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

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

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



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

Item K: Open Fires Prohibitions - 6 NYCRR 215.2

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

Item L: Permit Exclusion - ECL 19-0305

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

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

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

FEDERAL APPLICABLE REQUIREMENTS
The following conditions are federally enforceable.

Condition 1-1: Acceptable Ambient Air Quality



Effective between the dates of 01/23/2006 and Permit Expiration Date

Applicable Federal Requirement:6 NYCRR 200.6

Replaces Condition(s) 3

Item 1-1.1:

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 1-2: Open Fires Prohibited at Industrial and Commercial Sites
Effective between the dates of 01/23/2006 and Permit Expiration Date

Applicable Federal Requirement:6 NYCRR Part 215

Replaces Condition(s) 23

Item 1-2.1:

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

Condition 1-3: Maintenance of Equipment
Effective between the dates of 01/23/2006 and Permit Expiration Date

Applicable Federal Requirement:6 NYCRR 200.7

Replaces Condition(s) 4

Item 1-3.1:

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.

Condition 2-1: Prohibition of Reintroduction of Collected Contaminants to the air
Effective between the dates of 12/14/2012 and Permit Expiration Date

Applicable Federal Requirement:6 NYCRR 201-1.8

Item 2-1.1:

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 1-5: Prohibition of Reintroduction of Collected Contaminants to the air
Effective between the dates of 01/23/2006 and Permit Expiration Date

Applicable Federal Requirement:6 NYCRR 201-1.8



Replaces Condition(s) 9

Item 1-5.1:

No person shall 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 1-6: Exempt Sources - Proof of Eligibility
Effective between the dates of 01/23/2006 and Permit Expiration Date

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

Replaces Condition(s) 12

Item 1-6.1:

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

Condition 1-7: Trivial Sources - Proof of Eligibility
Effective between the dates of 01/23/2006 and Permit Expiration Date

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

Replaces Condition(s) 13

Item 1-7.1:

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

Condition 1-8: Required Emissions Tests
Effective between the dates of 01/23/2006 and Permit Expiration Date

Applicable Federal Requirement:6 NYCRR 202-1.1

Replaces Condition(s) 17

Item 1-8.1:

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



Condition 1-9: Visible Emissions Limited
Effective between the dates of 01/23/2006 and Permit Expiration Date

Applicable Federal Requirement:6 NYCRR 211.3

Replaces Condition(s) 22

Item 1-9.1:

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

Condition 1: Definitions Applicable To This Permit
Effective between the dates of 04/18/2000 and Permit Expiration Date

Applicable Federal Requirement:6 NYCRR 200.1

Item 1.1:

The definitions found in Parts 200 and 201 apply throughout this permit. Specific definitions used in this permit and their meanings include:

1. "Act" refers to the Federal Clean Air Act, 42 U.S.C. Section 7401, et seq., as amended by Public Law 101-549, November 15, 1990.
2. "Administrator" refers to the Administrator of the United States Environmental Protection Agency or designee.
3. "Department" refers to the New York State Department of Environmental Conservation.

Condition 2: Sealing
Effective between the dates of 04/18/2000 and Permit Expiration Date

Applicable Federal Requirement:6 NYCRR 200.5

Item 2.1:

(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 5: Unpermitted Emission Sources



Effective between the dates of 04/18/2000 and Permit Expiration Date

Applicable Federal Requirement:6 NYCRR 201-1.2

Item 5.1:

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 10: Public Access to Recordkeeping
Effective between the dates of 04/18/2000 and Permit Expiration Date

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

Item 10.1:

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 11: Exempt and Trivial Activities Applicability
Effective between the dates of 04/18/2000 and Permit Expiration Date

Applicable Federal Requirement:6 NYCRR 201-3.1 (a)

Item 11.1:

If the facility owner and/or operator performs any of the exempt and trivial activities listed in 6 NYCRR Part 201-3.2(c) or 201-3.3(c), such activities are exempt from the permitting provisions of 6 NYCRR Part 201-5, but not from other Parts of 6 NYCRR Chapter III, or from applicable permitting requirements of local air pollution control agencies.

Condition 1-10: Facility Permissible Emissions
Effective between the dates of 01/23/2006 and Permit Expiration Date

Applicable Federal Requirement:6 NYCRR 201-7.2

Item 2-10.1:

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:



New York State Department of Environmental Conservation

Permit ID: 6-4040-00006/00015

Facility DEC ID: 6404000006

per year CAS No: 007446-09-5 (From Mod 2) PTE: 198,000 pounds

Name: SULFUR DIOXIDE

per year CAS No: 0NY210-00-0 (From Mod 2) PTE: 198,000 pounds

Name: OXIDES OF NITROGEN

pounds per year CAS No: 0NY750-00-0 (From Mod 2) PTE: 198,000,000

Name: CARBON DIOXIDE EQUIVALENTS

Condition 1-11: Capping Monitoring Condition
Effective between the dates of 01/23/2006 and Permit Expiration Date

Applicable Federal Requirement:6 NYCRR 201-7.2

Item 1-11.1:

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

6 NYCRR Subpart 201-6

Item 1-11.2:

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

Item 1-11.3:

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

Item 1-11.4:

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

Item 1-11.5:

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

Item 1-11.6:

The Compliance Demonstration activity will be performed for the Facility.

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Permit ID: 6-4040-00006/00015

Facility DEC ID: 6404000006



Regulated Contaminant(s):

CAS No: 007446-09-5 SULFUR DIOXIDE

Item 1-11.7:

Compliance Demonstration shall include the following monitoring:

Capping: Yes

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

Monitoring Description:

The facility's emission of SO₂ are limited to 198000 pounds per year, calculated on a 30-day rolling average. Compliance with this limitation shall be determined through the use of the following formula:

198000 pounds per year of SO₂ \geq (.6 pounds SO₂ / MMSCF of natural gas)(number of MMSCF of natural gas / year

used in Tampella boiler) + (.6 pounds SO₂ / MMSCF of natural gas)(number of MMSCF of natural gas / year used in Babcock & Wilcox boiler) + (.6pounds SO₂ / MMSCF of natural gas)(number of MMSCF of natural gas / year used in paper machine dryer) + (71 pounds SO₂ / 1000 gallons of #2 fuel oil)(number of gallons of #2 fuel oil / year used in Babcock & Wilcox boiler)

Process Material: FUEL

Parameter Monitored: SULFUR DIOXIDE

Upper Permit Limit: 198000 pounds per year

Monitoring Frequency: AS REQUIRED - SEE PERMIT MONITORING
DESCRIPTION

Averaging Method: 30-DAY ROLLING AVERAGE

Reporting Requirements: SEMI-ANNUALLY (ANNIVERSARY)

Initial Report Due: 05/17/2006 for the period 01/23/2006 through 04/17/2006

Condition 1-12: Capping Monitoring Condition

Effective between the dates of 01/23/2006 and Permit Expiration Date

Applicable Federal Requirement:6 NYCRR 201-7.2

Item 1-12.1:

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

6 NYCRR Subpart 201-6

Item 1-12.2:

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

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Item 1-12.3:

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

Item 1-12.4:

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

Item 1-12.5:

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

Item 1-12.6:

The Compliance Demonstration activity will be performed for the Facility.

Regulated Contaminant(s):

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

Item 1-12.7:

Compliance Demonstration shall include the following monitoring:

Capping: Yes

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

Monitoring Description:

The facility's emission of NOX are limited to 198000 pounds per year,calculated on a 30- day rolling average. Compliance with this limitation shall be determined through the use of the following formula:

198000 pounds per year of NOX >= (100 pounds NOX / MMSCF of natural gas)(number of MMSCF of natural gas / year used in Tampella boiler) + (100 pounds NOX / MMSCF of natural gas)(number of MMSCF of natural gas / year used in Babcock & Wilcox boiler) + (100 pounds NOX / MMSCF of natural gas)(number of MMSCF of natural gas / year used in paper machine dryer) + (20 pounds NOX / 1000 gallons of #2 fuel oil)(number of gallons of #2 fuel oil / year used in Babcock & Wilcox boiler)

Work Practice Type: PROCESS MATERIAL THRUPUT

Process Material: FUEL

Upper Permit Limit: 198000 pounds per year

Monitoring Frequency: AS REQUIRED - SEE PERMIT MONITORING

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Permit ID: 6-4040-00006/00015

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DESCRIPTION

Averaging Method: 30-DAY ROLLING AVERAGE

Reporting Requirements: SEMI-ANNUALLY (ANNIVERSARY)

Initial Report Due: 05/17/2006 for the period 01/23/2006 through 04/17/2006

Condition 2-2: Capping Monitoring Condition
Effective between the dates of 12/14/2012 and Permit Expiration Date

Applicable Federal Requirement:6 NYCRR 201-7.2

Item 2-2.1:

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

6 NYCRR Subpart 201-6

Item 2-2.2:

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

Item 2-2.3:

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

Item 2-2.4:

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

Item 2-2.5:

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

Item 2-2.6:

The Compliance Demonstration activity will be performed for the Facility.

Regulated Contaminant(s):

CAS No: 0NY750-00-0 CARBON DIOXIDE EQUIVALENTS

Item 2-2.7:

Compliance Demonstration shall include the following monitoring:

Capping: Yes



Monitoring Type: WORK PRACTICE INVOLVING SPECIFIC OPERATIONS

Monitoring Description:

The facility shall emit no more than 198,000,000 pounds of Carbon Dioxide Equivalents per year. This will be recorded on a rolling 12 month basis by tracking the facility's fuel use. This will include Carbon Dioxide emissions plus 21 times the emissions for Methane and 310 times the emissions for Nitrous oxide totaled together (TPY of CO₂e = TPY of CO₂ + (21 x TPY of CH₄)+(310 x TPY of N₂O)).

Work Practice Type: PROCESS MATERIAL THRUPUT

Process Material: FUEL

Upper Permit Limit: 198000000 pounds per year

Monitoring Frequency: AS REQUIRED - SEE PERMIT MONITORING DESCRIPTION

Averaging Method: 30-DAY ROLLING AVERAGE

Reporting Requirements: SEMI-ANNUALLY (ANNIVERSARY)

Initial Report Due: 05/17/2013 for the period 12/14/2012 through 04/17/2013

Condition 18: Notification
Effective between the dates of 04/18/2000 and Permit Expiration Date

Applicable Federal Requirement:6 NYCRR 202-1.2

Item 18.1:

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

Condition 19: Acceptable procedures
Effective between the dates of 04/18/2000 and Permit Expiration Date

Applicable Federal Requirement:6 NYCRR 202-1.3

Item 19.1:

Emission testing, sampling, and analytical determinations to ascertain compliance with this Subpart shall be conducted in accordance with test methods acceptable to the commissioner.

Condition 20: Acceptable procedures - Stack test report submittal
Effective between the dates of 04/18/2000 and Permit Expiration Date

Applicable Federal Requirement:6 NYCRR 202-1.3

Item 20.1:

Emission test reports must be submitted in triplicate to the commissioner within 60 days after the completion of the tests, unless additional time is requested in writing.

Condition 21: Alternate test methods



Effective between the dates of 04/18/2000 and Permit Expiration Date

Applicable Federal Requirement:6 NYCRR 202-1.3

Item 21.1:

Alternate emission test methods or deviations from acceptable test methods may be utilized if it is impractical to utilize the acceptable test methods or where no applicable test method is available, if prior acceptance of the proposed alternate method is granted by the commissioner.

Condition 2-3: Air pollution prohibited

Effective between the dates of 12/14/2012 and Permit Expiration Date

Applicable Federal Requirement:6 NYCRR 211.1

Item 2-3.1:

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

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

Condition 26: Compliance Demonstration

Effective between the dates of 04/18/2000 and Permit Expiration Date

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

Item 26.1:

The Compliance Demonstration activity will be performed for:

Emission Unit: 0-00001

Item 26.2:

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.

Parameter Monitored: OPACITY

Upper Permit Limit: 20 percent

Monitoring Frequency: AS REQUIRED - SEE PERMIT MONITORING

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DESCRIPTION

Averaging Method: 6-MINUTE AVERAGE (METHOD 9)

Reporting Requirements: UPON REQUEST BY REGULATORY AGENCY

Condition 1-13: Compliance Demonstration

Effective between the dates of 01/23/2006 and Permit Expiration Date

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

Item 1-13.1:

The Compliance Demonstration activity will be performed for:

Emission Unit: 0-00001

Item 1-13.2:

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

Averaging Method: AVERAGING METHOD - SEE MONITORING

DESCRIPTION

Reporting Requirements: SEMI-ANNUALLY (ANNIVERSARY)

Initial Report Due: 05/17/2006 for the period 01/23/2006 through 04/17/2006

Condition 1-14: Opacity standard compliance testing.

Effective between the dates of 01/23/2006 and Permit Expiration Date

Applicable Federal Requirement:40CFR 60.11, NSPS Subpart A

Item 1-14.1:

This Condition applies to Emission Unit: 0-00001

Process: 005

Item 1-14.2:

The following conditions shall be used to determine compliance with the opacity standards:

1) observations shall be conducted in accordance with Reference Method 9, in Appendix A or this Part 40 CFR 60(or an equivalent method approved by the Administrator including continuous opacity monitors);

2) the opacity standards apply at all times except during periods of start up, shutdown, and malfunction; and

3) all other applicable conditions cited in section 60.11 of this part.

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Condition 1-16: Compliance Demonstration

Effective between the dates of 01/23/2006 and Permit Expiration Date

Applicable Federal Requirement:40CFR 60.42c(d), NSPS Subpart Dc

Item 1-16.1:

The Compliance Demonstration activity will be performed for:

Emission Unit: 0-00001

Process: 005

Regulated Contaminant(s):

CAS No: 007446-09-5 SULFUR DIOXIDE

Item 1-16.2:

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. Supplier certifications shall be collected for each delivery.

Work Practice Type: PARAMETER OF PROCESS MATERIAL

Process Material: DISTILLATES - NUMBER 1 AND NUMBER 2 OIL

Parameter Monitored: SULFUR CONTENT

Upper Permit Limit: 0.5 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 (ANNIVERSARY)

Initial Report Due: 05/17/2006 for the period 01/23/2006 through 04/17/2006

Condition 1-17: Compliance Demonstration

Effective between the dates of 01/23/2006 and Permit Expiration Date

Applicable Federal Requirement:40CFR 60.43c(c), NSPS Subpart Dc

Replaces Condition(s) 27

Item 1-17.1:

The Compliance Demonstration activity will be performed for:

Emission Unit: 0-00001

Process: 005

Regulated Contaminant(s):

CAS No: 0NY075-00-0 PARTICULATES

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Item 1-17.2:

Compliance Demonstration shall include the following monitoring:

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

Monitoring Description:

On and after the date on which the initial performance test is completed or required to be completed under §60.8 of this part, whichever date comes first, no owner or operator of an affected facility that combusts coal, wood or oil and has a heat input capacity of 30 million BTU per hour or greater shall cause to be discharged into the atmosphere from an affected facility any gases that exhibit greater than 20 percent opacity (6-minute average), except for one 6-minute period per hour of not more than 27 percent opacity.

Parameter Monitored: OPACITY

Upper Permit Limit: 20.0 percent

Monitoring Frequency: CONTINUOUS

Averaging Method: 6 MINUTE AVERAGE

Reporting Requirements: UPON REQUEST BY REGULATORY AGENCY

**Condition 1-18: Compliance methods for particulate matter.
Effective between the dates of 01/23/2006 and Permit Expiration Date**

Applicable Federal Requirement:40CFR 60.45c, NSPS Subpart Dc

Replaces Condition(s) 41, 55

Item 1-18.1:

This Condition applies to Emission Unit: 0-00001
Process: 005

Item 1-18.2:

The facility shall conduct compliance testing for particulate matter by the methods listed in this section 40 CFR 60-Dc.45c.

**Condition 1-15: Compliance Demonstration
Effective between the dates of 01/23/2006 and Permit Expiration Date**

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

Item 1-15.1:

The Compliance Demonstration activity will be performed for:

Emission Unit: 0-00001
Process: 005

Regulated Contaminant(s):



CAS No: 007446-09-5 SULFUR DIOXIDE

Item 1-15.2:

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 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 period.

Monitoring Frequency: AS REQUIRED - SEE PERMIT MONITORING DESCRIPTION

Reporting Requirements: SEMI-ANNUALLY (ANNIVERSARY)

Initial Report Due: 05/17/2006 for the period 01/23/2006 through 04/17/2006

Condition 1-19: Compliance Demonstration

Effective between the dates of 01/23/2006 and Permit Expiration Date

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

Item 1-19.1:

The Compliance Demonstration activity will be performed for:

Emission Unit: 0-00001

Process: 005

Regulated Contaminant(s):

CAS No: 007446-09-5 SULFUR DIOXIDE

Item 1-19.2:

Compliance Demonstration shall include the following monitoring:

Monitoring Type: RECORD KEEPING/MAINTENANCE PROCEDURES

Monitoring Description:

Fuel supplier certification shall include the following information for distillate oil:

- i) The name of the oil supplier, and
- ii) A statement from the oil supplier that the oil

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complies with the specifications under the definition of distillate oil in §60.41c. 60-Dc 41c defines distillate oil as fuel that complies with the specifications for fuel oil numbers 1 or 2, as defined by the American Society for Testing and Materials in ASTM D396-78, A standard Specification for Fuel Oils.

Monitoring Frequency: AS REQUIRED - SEE PERMIT MONITORING DESCRIPTION

Reporting Requirements: SEMI-ANNUALLY (ANNIVERSARY)

Initial Report Due: 05/17/2006 for the period 01/23/2006 through 04/17/2006

**Condition 28: EPA Region 2 address.
Effective between the dates of 04/18/2000 and Permit Expiration Date**

Applicable Federal Requirement:40CFR 60.4, NSPS Subpart A

Item 28.1:

This Condition applies to Emission Unit: 0-00001 Emission Point: 00003

Item 28.2:

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

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

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

NYSDEC
Bureau of Enforcement and Compliance Assurance
50 Wolf Road
Albany, NY 12233-3254

**Condition 29: Date of construction notification.
Effective between the dates of 04/18/2000 and Permit Expiration Date**

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

Item 29.1:

This Condition applies to Emission Unit: 0-00001 Emission Point: 00003



Item 29.2:

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, post marked no later than 30 days after such date;
- 2) a notification of the anticipated date of initial start up, post marked not more than 60 days not less than 30 days prior to such date;
- 3) a notification of the actual date of initial start up, post marked 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 this part. The notice shall be post marked 60 days or as soon as practicable before the change is commenced and shall include information describing the precise nature of the change, present and proposed emission control systems, 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, post marked not less than 30 days prior to such date;
- 6) a notification of the anticipated date for conducting the opacity observations, post marked 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, post marked not less than 30 days prior to the performance test.

Condition 30: Recordkeeping requirements.
Effective between the dates of 04/18/2000 and Permit Expiration Date

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

Item 30.1:

This Condition applies to Emission Unit: 0-00001 Emission Point: 00003

Item 30.2:

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

Condition 33: Facility files for subject sources.
Effective between the dates of 04/18/2000 and Permit Expiration Date



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

Item 33.1:

This Condition applies to Emission Unit: 0-00001 Emission Point: 00003

Item 33.2:

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

Condition 35: Circumvention.

Effective between the dates of 04/18/2000 and Permit Expiration Date

Applicable Federal Requirement:40CFR 60.12, NSPS Subpart A

Item 35.1:

This Condition applies to Emission Unit: 0-00001 Emission Point: 00003

Item 35.2:

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

Condition 36: Exemption from the averaging period.

Effective between the dates of 04/18/2000 and Permit Expiration Date

Applicable Federal Requirement:40CFR 60.42c(h), NSPS Subpart Dc

Item 36.1:

This Condition applies to Emission Unit: 0-00001 Emission Point: 00003

Item 36.2:

Compliance with emission limits and/or fuel oil sulfur limitations shall be based on a certification from the fuel supplier as stated in paragraph 40 CFR 60-Dc.48c(f)(1), (2), or (3) as applicable.

Condition 37: Enforceability of particulate matter and opacity standards.

Effective between the dates of 04/18/2000 and Permit Expiration Date

Applicable Federal Requirement:40CFR 60.43c(d), NSPS Subpart Dc

Item 37.1:

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This Condition applies to Emission Unit: 0-00001 Emission Point: 00003

Item 37.2:

The particulate matter and opacity standards of section 40 CFR 60-Dc.43c apply at all times, except during periods of startup, shutdown, and malfunction.

Condition 40: Alternative compliance methods for sulfur dioxide.
Effective between the dates of 04/18/2000 and Permit Expiration Date

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

Item 40.1:

This Condition applies to Emission Unit: 0-00001 Emission Point: 00003

Item 40.2:

Facilities demonstrating compliance through vender certification shall follow the compliance procedures listed in paragraphs 40 CFR 60-Dc.48c(f)(1), (2), or (3), as applicable.

Condition 42: Exemption from sulfur dioxide monitoring requirements.
Effective between the dates of 04/18/2000 and Permit Expiration Date

Applicable Federal Requirement:40CFR 60.46c(e), NSPS Subpart Dc

Item 42.1:

This Condition applies to Emission Unit: 0-00001 Emission Point: 00003

Item 42.2:

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 43: Compliance Demonstration
Effective between the dates of 04/18/2000 and Permit Expiration Date

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

Item 43.1:

The Compliance Demonstration activity will be performed for:

Emission Unit: 0-00001

Emission Point: 00003

Item 43.2:

Compliance Demonstration shall include the following monitoring:

Monitoring Type: RECORD KEEPING/MAINTENANCE PROCEDURES

Monitoring Description:

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Permit ID: 6-4040-00006/00015

Facility DEC ID: 6404000006



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 44: Compliance Demonstration
Effective between the dates of 04/18/2000 and Permit Expiration Date

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

Item 44.1:

The Compliance Demonstration activity will be performed for:

Emission Unit: 0-00001

Emission Point: 00003

Item 44.2:

Compliance Demonstration shall include the following monitoring:

Monitoring Type: RECORD KEEPING/MAINTENANCE PROCEDURES

Monitoring Description:

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.

Reporting Requirements: UPON REQUEST BY REGULATORY AGENCY

Condition 45: EPA Region 2 address.
Effective between the dates of 04/18/2000 and Permit Expiration Date

Applicable Federal Requirement:40CFR 60.4, NSPS Subpart A

Item 45.1:

This Condition applies to Emission Unit: 0-00001 Emission Point: 00004

Item 45.2:

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

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

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



NYSDEC
Bureau of Enforcement and Compliance Assurance
50 Wolf Road
Albany, NY 12233-3254

Condition 46: Date of construction notification.
Effective between the dates of 04/18/2000 and Permit Expiration Date

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

Item 46.1:

This Condition applies to Emission Unit: 0-00001 Emission Point: 00004

Item 46.2:

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, post marked no later than 30 days after such date;
- 2) a notification of the anticipated date of initial start up, post marked not more than 60 days not less than 30 days prior to such date;
- 3) a notification of the actual date of initial start up, post marked 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 this part. The notice shall be post marked 60 days or as soon as practicable before the change is commenced and shall include information describing the precise nature of the change, present and proposed emission control systems, 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, post marked not less than 30 days prior to such date;
- 6) a notification of the anticipated date for conducting the opacity observations, post marked 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, post marked not less than 30 days prior to the performance test.

Condition 47: Recordkeeping requirements.



Effective between the dates of 04/18/2000 and Permit Expiration Date

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

Item 47.1:

This Condition applies to Emission Unit: 0-00001 Emission Point: 00004

Item 47.2:

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

Condition 48: Excess emissions report.

Effective between the dates of 04/18/2000 and Permit Expiration Date

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

Item 48.1:

This Condition applies to Emission Unit: 0-00001 Emission Point: 00004

Item 48.2:

Affected owners or operators shall submit an excess emissions report quarterly (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 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 49: Excess emissions report.

Effective between the dates of 04/18/2000 and Permit Expiration Date

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

Item 49.1:

This Condition applies to Emission Unit: 0-00001 Emission Point: 00004

New York State Department of Environmental Conservation

Permit ID: 6-4040-00006/00015

Facility DEC ID: 6404000006



Item 49.2:

An excess emissions report and/or a summary report, for each pollutant monitored, shall be sent to the Administrator quarterly (or as required), in the form prescribed in Figure 1 of subdivision 60.7(d).

Condition 50: Facility files for subject sources.
Effective between the dates of 04/18/2000 and Permit Expiration Date

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

Item 50.1:

This Condition applies to Emission Unit: 0-00001 Emission Point: 00004

Item 50.2:

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

Condition 51: Opacity standard compliance testing.
Effective between the dates of 04/18/2000 and Permit Expiration Date

Applicable Federal Requirement:40CFR 60.11, NSPS Subpart A

Item 51.1:

This Condition applies to Emission Unit: 0-00001 Emission Point: 00004

Item 51.2:

The following conditions shall be used to determine compliance with the opacity standards:

1) observations shall be conducted in accordance with Reference Method 9, in Appendix A or this Part 40 CFR 60(or an equivalent method approved by the Administrator including continuous opacity monitors);

2) the opacity standards apply at all times except during periods of start up, shutdown, and malfunction; and

3) all other applicable conditions cited in section 60.11 of this part.

Condition 52: Circumvention.
Effective between the dates of 04/18/2000 and Permit Expiration Date

Applicable Federal Requirement:40CFR 60.12, NSPS Subpart A

Item 52.1:

New York State Department of Environmental Conservation

Permit ID: 6-4040-00006/00015

Facility DEC ID: 6404000006



This Condition applies to Emission Unit: 0-00001 Emission Point: 00004

Item 52.2:

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

Condition 56: Compliance Demonstration
Effective between the dates of 04/18/2000 and Permit Expiration Date

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

Item 56.1:

The Compliance Demonstration activity will be performed for:

Emission Unit: 0-00001

Emission Point: 00004

Item 56.2:

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 57: Compliance Demonstration
Effective between the dates of 04/18/2000 and Permit Expiration Date

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

Item 57.1:

The Compliance Demonstration activity will be performed for:

Emission Unit: 0-00001

Emission Point: 00004

Item 57.2:

Compliance Demonstration shall include the following monitoring:

Monitoring Type: RECORD KEEPING/MAINTENANCE PROCEDURES

Monitoring Description:

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.

New York State Department of Environmental Conservation

Permit ID: 6-4040-00006/00015

Facility DEC ID: 6404000006



Reporting Requirements: UPON REQUEST BY REGULATORY AGENCY

Condition 58: Compliance Demonstration
Effective between the dates of 04/18/2000 and Permit Expiration Date

Applicable Federal Requirement: 6 NYCRR 212.3 (b)

Item 58.1:

The Compliance Demonstration activity will be performed for:

Emission Unit: 0-00003

Process: 006

Regulated Contaminant(s):

CAS No: 0NY075-00-0 PARTICULATES

Item 58.2:

Compliance Demonstration shall include the following monitoring:

Monitoring Type: INTERMITTENT EMISSION TESTING

Monitoring Description:

Emissions of solid particulates are limited to less than 0.150 grains of particulates per cubic foot of exhaust gas, expressed at standard conditions on a dry gas basis. Compliance testing will be conducted at the discretion of the Department using EPA Method 5 or other Department approved method. A testing protocol must be submitted at least 30 days in advance of scheduled testing.

Parameter Monitored: PARTICULATES

Upper Permit Limit: 0.15 grains per dscf

Reference Test Method: RM5

Monitoring Frequency: AS REQUIRED - SEE PERMIT MONITORING DESCRIPTION

Averaging Method: AVERAGING METHOD AS PER REFERENCE TEST METHOD INDICATED

Reporting Requirements: UPON REQUEST BY REGULATORY AGENCY



STATE ONLY ENFORCEABLE CONDITIONS
****** Facility Level ******

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

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

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

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

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

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

STATE ONLY APPLICABLE REQUIREMENTS

The following conditions are state only enforceable.



Condition 1-20: Contaminant List

Effective between the dates of 01/23/2006 and Permit Expiration Date

Applicable State Requirement:ECL 19-0301

Item 1-20.1:

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

CAS No: 007446-09-5

Name: SULFUR DIOXIDE

CAS No: 0NY075-00-0

Name: PARTICULATES

CAS No: 0NY210-00-0

Name: OXIDES OF NITROGEN

CAS No: 0NY750-00-0

Name: CARBON DIOXIDE EQUIVALENTS

Condition 2-4: Unavoidable noncompliance and violations

Effective between the dates of 12/14/2012 and Permit Expiration Date

Applicable State Requirement:6 NYCRR 201-1.4

Item 2-4.1:

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

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

(b) In the event that emissions of air contaminants in excess of any emission standard in 6 NYCRR Chapter III Subchapter A occur due to a malfunction, the facility owner and/or operator shall report such malfunction by telephone to the commissioner's representative as soon as possible during normal working hours, but in any event not later than two working days after



becoming aware that the malfunction occurred. Within 30 days thereafter, when requested in writing by the commissioner's representative, the facility owner and/or operator shall submit a written report to the commissioner's representative describing the malfunction, the corrective action taken, identification of air contaminants, and an estimate of the emission rates. These reporting requirements are superceded by conditions elsewhere in this permit which contain reporting and notification provisions for applicable requirements more stringent than those above.

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

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

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

Condition 1-21: Unavoidable noncompliance and violations
Effective between the dates of 01/23/2006 and Permit Expiration Date

Applicable State Requirement:6 NYCRR 201-1.4

Item 1-21.1:

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

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

(b) In the event that emissions of air contaminants in excess of any emission standard in 6 NYCRR Chapter III Subchapter A occur due to a malfunction, the facility owner and/or



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

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

(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 59: General Provisions

Effective between the dates of 04/18/2000 and Permit Expiration Date

Applicable State Requirement:6 NYCRR Subpart 201-5

Item 59.1:

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 59.2:

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 59.3:

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.



Emission Unit: 0-00001

Emission Point: 00002
Height (ft.): 20 Diameter (in.): 20
NYTMN (km.): 4909.023 NYTME (km.): 460.128 Building: 1

Emission Point: 00003
Height (ft.): 20 Diameter (in.): 20
NYTMN (km.): 4909.023 NYTME (km.): 460.128 Building: 1

Emission Point: 00004
Height (ft.): 90 Diameter (in.): 48
NYTMN (km.): 4909.023 NYTME (km.): 460.128 Building: 1

Emission Point: 00007
Height (ft.): 11 Diameter (in.): 28
NYTMN (km.): 4909.023 NYTME (km.): 460.128 Building: 1

Item 63.2(From Mod 0):

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

Emission Unit: 0-00003

Emission Point: 00005
Height (ft.): 20 Diameter (in.): 45
NYTMN (km.): 4909.023 NYTME (km.): 460.128 Building: 1

Emission Point: 00006
Height (ft.): 20 Diameter (in.): 45
NYTMN (km.): 4909.023 NYTME (km.): 460.128 Building: 1

Emission Point: 00008
Height (ft.): 20 Diameter (in.): 45
NYTMN (km.): 4909.023 NYTME (km.): 460.128 Building: 1

Emission Point: 00009
Height (ft.): 20 Diameter (in.): 33
NYTMN (km.): 4909.023 NYTME (km.): 460.128 Building: 1

Emission Point: 00010
Height (ft.): 20 Diameter (in.): 33
NYTMN (km.): 4909.023 NYTME (km.): 460.128 Building: 1

Emission Point: 00011
Height (ft.): 18 Diameter (in.): 33
NYTMN (km.): 4909.023 NYTME (km.): 460.128 Building: 1

Emission Point: 00012
Height (ft.): 18 Diameter (in.): 33
NYTMN (km.): 4909.023 NYTME (km.): 460.128 Building: 1



Emission Point: 00013
Height (ft.): 20 Diameter (in.): 50
NYTMN (km.): 4909.023 NYTME (km.): 460.128 Building: 1

Emission Point: 00014
Height (ft.): 20 Diameter (in.): 39
NYTMN (km.): 4909.023 NYTME (km.): 460.128 Building: 1

Emission Point: 00015
Height (ft.): 18 Diameter (in.): 33
NYTMN (km.): 4909.023 NYTME (km.): 460.128 Building: 1

Emission Point: 00016
Height (ft.): 20 Length (in.): 276 Width (in.): 144
NYTMN (km.): 4909.023 NYTME (km.): 460.128 Building: 1

Emission Point: 00017
Height (ft.): 20 Length (in.): 276 Width (in.): 144
NYTMN (km.): 4909.023 NYTME (km.): 460.128 Building: 1

Condition 64: Process Definition By Emission Unit
Effective between the dates of 04/18/2000 and Permit Expiration Date

Applicable State Requirement:6 NYCRR Subpart 201-5

Item 64.1(From Mod 2):

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

Emission Unit: 0-00001
Process: 005 Source Classification Code: 3-07-900-21

Emission Source/Control: 00003 - Combustion
Design Capacity: 75 million Btu per hour

Item 64.2(From Mod 2):

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

Emission Unit: 0-00001
Process: 007 Source Classification Code: 1-02-006-01

Emission Source/Control: 00003 - Combustion
Design Capacity: 75 million Btu per hour

Emission Source/Control: 00004 - Combustion
Design Capacity: 95 million Btu per hour

Emission Source/Control: 00007 - Combustion
Design Capacity: 45 million Btu per hour

Item 64.3(From Mod 2):

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

New York State Department of Environmental Conservation
Permit ID: 6-4040-00006/00015 **Facility DEC ID: 640400006**



Emission Unit: 0-00003
Process: 006

Source Classification Code: 3-07-012-01

Emission Source/Control: 00006 - Process
Design Capacity: 55 tons per day

Emission Source/Control: 00008 - Process
Design Capacity: 75 tons per day

