

**New York State Department of Environmental Conservation
Facility DEC ID: 6406200002**



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

IDENTIFICATION INFORMATION

Permit Type: Air State Facility
6-4062-00002/00023
Mod 0 Effective Date: 04/02/1999 Expiration Date: No expiration date.
Mod 2 Effective Date: 06/03/2004 Expiration Date: No expiration date.
Mod 3 Effective Date: 02/17/2005 Expiration Date: No expiration date.

Permit Issued To: BARRETT PAVING MATERIALS INC
3 BECKER FARM RD
ROSELAND, NJ 07068-1726

Contact: BARRETT PAVING MATERIALS INC
3 BECKER FARM RD
ROSELAND, NJ 07068-1726

Facility: BARRETT PAVING NORWOOD QUARRY
RT 56
NORWOOD, NY 13668

Contact: SCOTT LOCKERBIE
BARRETT PAVING MATERIALS INC
26572 ROUTE 37
WATERTOWN, NY 13601
(315) 788-9628

Description:

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

Permit Administrator: 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 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

Facility Inspection by the Department

Relationship of this Permit to Other Department Orders and Determinations

Applications for Permit Renewals and Modifications

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



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

Condition 2-2: Facility Inspection by the Department
Applicable State Requirement: ECL 19-0305

Item 2-2.1:

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 2-2.2:

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 2-2.3:

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 1: Facility Inspection by the Department
Applicable State Requirement: ECL 3-0301.2(g)

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. 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



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requirements contained in such order or determination.

Condition 2-1: Applications for Permit Renewals and Modifications
Applicable State Requirement: 6NYCRR 621.13

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.

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

Expired by Mod No: 2

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 2-3: Permit Modifications, Suspensions and Revocations by the Department
Applicable State Requirement: 6NYCRR 621.14

Item 2-3.1:

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



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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: 6NYCRR 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: 6NYCRR 621.5(a)

Item 5.1:

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

NYSDEC Regional Permit Administrator
Region 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: BARRETT PAVING MATERIALS INC
3 BECKER FARM RD
ROSELAND, NJ 07068-1726

Facility: BARRETT PAVING NORWOOD QUARRY
RT 56
NORWOOD, NY 13668

Authorized Activity By Standard Industrial Classification Code:
1422 - CRUSHED AND BROKEN LIMESTONE
2951 - PAVING MIXTURES AND BLOCKS

Mod 0 Permit Effective Date: 04/02/1999



LIST OF CONDITIONS

FEDERALLY ENFORCEABLE CONDITIONS

Facility Level

- 1 6NYCRR 200.1: Definitions Applicable To This Permit
- 5 6NYCRR 201-1.1(a): Contaminant List
- 12 6NYCRR 201-3.1(a): Exempt and Trivial Activities Applicability
- 2-1 6NYCRR 202-1.2: Notification
- 22 6NYCRR 202-1.3: Acceptable procedures
- 23 6NYCRR 202-1.3: Acceptable procedures - Stack test report submittal
- 24 6NYCRR 202-1.5: Prohibitions
- 27 6NYCRR 225-1.8(a): Compliance Demonstration
- 28 6NYCRR 225-1.8(d): Reports, Sampling and Analysis
- 2-2 6NYCRR 225-2.5(a): Permitting requirements.
- 2-3 6NYCRR 225-2.6(a): Compliance Demonstration
- 2-4 6NYCRR 225-2.6(c): Sale of waste fuel prohibitions.
- 2-5 6NYCRR 225-2.6(d): Purchase of waste fuel prohibitions.
- 2-6 6NYCRR 225-2.7(a): Compliance Demonstration
- 2-7 6NYCRR 225-2.7(b): Compliance Demonstration
- 2-8 6NYCRR 225-2.7(c): Compliance Demonstration
- 2-9 6NYCRR 225-2.7(d): Availability of records for Department inspection.
- 2-10 6NYCRR 225-2.7(e): Sampling and analysis requirements.
- 2-11 6NYCRR 225-2.7(e): Compliance Demonstration
- 2-12 6NYCRR 226: Compliance Demonstration
- 2-13 6NYCRR 227-1.6(a): Corrective action.
- 2-14 6NYCRR 227-1.6(b): Corrective action.
- 2-15 6NYCRR 227-1.6(c): Corrective action.
- 2-16 6NYCRR 227-1.6(d): Corrective action.
- 2-17 40CFR 60.4, NSPS Subpart A: EPA Region 2 address.
- 2-18 40CFR 60.7(a), NSPS Subpart A: Date of construction notification -
If a COM is not used.
- 34 40CFR 60.7(a), NSPS Subpart A: Date of construction notification.
- 35 40CFR 60.7(b), NSPS Subpart A: Recordkeeping requirements.
- 2-19 40CFR 60.7(c), NSPS Subpart A: Excess emissions report.
- 2-20 40CFR 60.7(d), NSPS Subpart A: Excess emissions report.
- 2-21 40CFR 60.7(f), NSPS Subpart A: Facility files for subject sources.
- 2-22 40CFR 60.9, NSPS Subpart A: Availability of information.
- 2-23 40CFR 60.675(c)(1), NSPS Subpart OOO: Opacity Procedures - Method
9 with Following Additions
- 2-24 40CFR 60.675(c)(3), NSPS Subpart OOO: Method 9 Observation Time
Reduction Requirements - Fugitive
- 2-25 40CFR 60.675(c)(4), NSPS Subpart OOO: Method 9 Observation Time
Reduction Requirements - Crushers
- 2-26 40CFR 60.675(e)(1), NSPS Subpart OOO: Alternative Test Procedures
for Two or More Interfering Sources



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2-27 40CFR 60.675(g), NSPS Subpart OOO: Rescheduling of Performance Test
Emission Unit Level

EU=1-PLANT

2-28 6NYCRR 212.6(a): Compliance Demonstration

EU=1-PLANT,Proc=P01,ES=000D1

43 40CFR 60.8(b), NSPS Subpart A: Performance test methods.

44 40CFR 60.8(d), NSPS Subpart A: Prior notice.

45 40CFR 60.11, NSPS Subpart A: Opacity standard compliance testing.

46 40CFR 60.12, NSPS Subpart A: Circumvention.

47 40CFR 60.90, NSPS Subpart I: Compliance Demonstration

EU=1-PLANT,Proc=P07

2-29 6NYCRR 225-2.3(b)(3): Compliance Demonstration

2-30 6NYCRR 225-2.4(b): Compliance Demonstration

2-31 6NYCRR 225-2.4(b): Compliance Demonstration

2-32 6NYCRR 225-2.4(b): Compliance Demonstration

2-33 6NYCRR 225-2.4(b): Compliance Demonstration

EU=1-PLANT,Proc=P09

2-34 6NYCRR 225-2.3(b)(3): Compliance Demonstration

2-35 6NYCRR 225-2.4(b): Compliance Demonstration

2-36 6NYCRR 225-2.4(b): Compliance Demonstration

2-37 6NYCRR 225-2.4(b): Compliance Demonstration

2-38 6NYCRR 225-2.4(b): Compliance Demonstration

EU=1-PLANT,EP=00001,Proc=P01,ES=000D1

49 40CFR 60.90, NSPS Subpart I: Compliance Demonstration

EU=2-CRUSH

52 40CFR 60.676, NSPS Subpart OOO: Compliance Demonstration

53 40CFR 60.676, NSPS Subpart OOO: Compliance Demonstration

54 40CFR 60.676, NSPS Subpart OOO: Compliance Demonstration

EU=2-CRUSH,Proc=P03,ES=00CR1

55 40CFR 60.8(b), NSPS Subpart A: Performance test methods.

56 40CFR 60.8(d), NSPS Subpart A: Prior notice.

57 40CFR 60.11, NSPS Subpart A: Opacity standard compliance testing.

58 40CFR 60.12, NSPS Subpart A: Circumvention.

59 40CFR 60.672(c), NSPS Subpart OOO: Compliance Demonstration

60 40CFR 60.675, NSPS Subpart OOO: Test methods and procedures.

EU=2-CRUSH,Proc=P03,ES=00CR2

2-39 6NYCRR 212.6(a): Compliance Demonstration

EU=2-CRUSH,Proc=P03,ES=00CR4



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2-41 6NYCRR 212.6(a): Compliance Demonstration

EU=2-CRUSH,Proc=P03,ES=00CR6

3-1 40CFR 60.672(c), NSPS Subpart OOO: Compliance Demonstration

EU=2-CRUSH,Proc=P10,ES=00CR5

2-42 40CFR 60.672(c), NSPS Subpart OOO: Compliance Demonstration

EU=2-CRUSH,Proc=P10,ES=00SC6

2-43 40CFR 60.672(b), NSPS Subpart OOO: Compliance Demonstration

EU=2-CRUSH,Proc=P10,ES=00SC7

2-44 40CFR 60.672(b), NSPS Subpart OOO: Compliance Demonstration

EU=2-CRUSH,Proc=P10,ES=0CON2

2-45 40CFR 60.672(b), NSPS Subpart OOO: Compliance Demonstration

EU=3-SCREE

2-46 6NYCRR 212.6(a): Compliance Demonstration

70 40CFR 60.676, NSPS Subpart OOO: Compliance Demonstration

71 40CFR 60.676, NSPS Subpart OOO: Compliance Demonstration

72 40CFR 60.676, NSPS Subpart OOO: Compliance Demonstration

EU=4-GENER

73 6NYCRR 227-1.3(a)(2): Compliance Demonstration

STATE ONLY ENFORCEABLE CONDITIONS

Facility Level

2-47 ECL 19-0301: Contaminant List

2-48 6NYCRR 201-1.4: Unavoidable noncompliance and violations

76 6NYCRR 201-5: Emission Unit Definition

77 6NYCRR 201-5.3(b): Equipment Malfunction Provision

2-49 6NYCRR 201-7.2(c): Facility Permissible Emissions

*2-50 6NYCRR 201-7.2(c): Capping Monitoring Condition

*2-51 6NYCRR 201-7.2(c): Capping Monitoring Condition

*2-52 6NYCRR 201-7.2(c): Capping Monitoring Condition

78 6NYCRR 211.2: Air pollution prohibited

79 6NYCRR 211.2: Compliance Demonstration

80 6NYCRR 217-3.2(a): Diesel truck opacity limitation

81 6NYCRR 217-3.2(b): Idling of diesel trucks limited

82 6NYCRR 217-3.3: Exceptions

83 6NYCRR 225-1.2(a)(2): Compliance Demonstration

Emission Unit Level

84 6NYCRR 201-5: Emission Point Definition By Emission Unit

85 6NYCRR 201-5: Process Definition By Emission Unit

NOTE: * preceding the condition number indicates capping. Permit Expiration Date: No

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expiration date.

Mod 2 Permit Effective Date: 06/03/2004

Permit Expiration Date: No expiration date.

Mod 3 Permit Effective Date: 02/17/2005

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

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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



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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



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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.

Item M: Permit Exclusion - ECL 19-0305

The issuance of this permit by the Department and the receipt thereof by the Applicant does not and shall not be construed as barring, diminishing, adjudicating or in any way affecting any legal, administrative or equitable rights or claims, actions, suits, causes of action or demands whatsoever that the Department may have against the Applicant for violations based on facts and circumstances alleged to have occurred or existed prior to the effective date of this permit, including, but not



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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: Definitions Applicable To This Permit
Effective between the dates of 04/02/1999 and Permit Expiration Date**

Applicable Federal Requirement: 6NYCRR 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 5: Contaminant List
Effective between the dates of 04/02/1999 and Permit Expiration Date**

Applicable Federal Requirement: 6NYCRR 201-1.1(a)



Item 5.1:

Emissions of the following contaminants are allowed under this permit.

CAS No: 000050-00-0
Name: FORMALDEHYDE

CAS No: 000071-43-2
Name: BENZENE

CAS No: 000075-07-0
Name: ACETALDEHYDE

CAS No: 000091-20-3
Name: NAPHTHALENE

CAS No: 000100-41-4
Name: ETHYLBENZENE

CAS No: 000106-51-4
Name: QUINONE

CAS No: 000108-88-3
Name: TOLUENE

CAS No: 000630-08-0
Name: CARBON MONOXIDE

CAS No: 001330-20-7
Name: XYLENE, M, O & P MIXT.

CAS No: 007439-92-1
Name: LEAD

CAS No: 007439-96-5
Name: MANGANESE

CAS No: 007439-97-6
Name: MERCURY

CAS No: 007440-22-4
Name: SILVER

CAS No: 007440-38-2
Name: ARSENIC

CAS No: 007440-39-3

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Name: BARIUM

CAS No: 007440-41-7

Name: BERYLLIUM

CAS No: 007440-43-9

Name: CADMIUM

CAS No: 007440-47-3

Name: CHROMIUM

CAS No: 007440-50-8

Name: COPPER

CAS No: 007440-66-6

Name: ZINC

CAS No: 007446-09-5

Name: SULFUR DIOXIDE

CAS No: 007782-49-2

Name: SELENIUM

CAS No: 010294-56-1

Name: PHOSPHOROUS ACID H303P

CAS No: 018540-29-9

Name: CHROMIUM(VI)

CAS No: 0NY059-28-0

Name: NICKEL (NI 059)

CAS No: 0NY075-00-0

Name: PARTICULATES

CAS No: 0NY075-00-5

Name: PM-10

CAS No: 0NY100-00-0

Name: HAP

CAS No: 0NY210-00-0

Name: OXIDES OF NITROGEN

CAS No: 0NY998-00-0

Name: VOC



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Item 5.2:

The Facility is authorized to emit the regulated contaminants cited in Item 5.1 from the emission units specified in this permit.

Condition 12: Exempt and Trivial Activities Applicability
Effective between the dates of 04/02/1999 and Permit Expiration Date

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

Item 12.1:

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 2-1: Notification
Effective between the dates of 06/03/2004 and Permit Expiration Date

Applicable Federal Requirement: 6NYCRR 202-1.2

Replaces Condition(s) 20, 21

Item 2-1.1:

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

Condition 22: Acceptable procedures
Effective between the dates of 04/02/1999 and Permit Expiration Date

Applicable Federal Requirement: 6NYCRR 202-1.3

Item 22.1:

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 23: Acceptable procedures - Stack test report submittal
Effective between the dates of 04/02/1999 and Permit Expiration Date

Applicable Federal Requirement: 6NYCRR 202-1.3

Item 23.1:

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 24: Prohibitions



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Effective between the dates of 04/02/1999 and Permit Expiration Date

Applicable Federal Requirement: 6NYCRR 202-1.5

Item 24.1:

No person shall conceal an emission by the use of air or other gaseous diluents to achieve compliance with an emission standard which is based on the concentration of a contaminant in the gases emitted through a stack.

Condition 27: Compliance Demonstration

Effective between the dates of 04/02/1999 and Permit Expiration Date

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

Item 27.1:

The Compliance Demonstration activity will be performed for the Facility.

Item 27.2:

Compliance Demonstration shall include the following monitoring:

Monitoring Type: RECORD KEEPING/MAINTENANCE PROCEDURES

Monitoring Description:

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

Monitoring Frequency: PER DELIVERY

Reporting Requirements: UPON REQUEST BY REGULATORY AGENCY

Condition 28: Reports, Sampling and Analysis

Effective between the dates of 04/02/1999 and Permit Expiration Date

Applicable Federal Requirement: 6NYCRR 225-1.8(d)

Item 28.1:

Sampling, compositing and analysis of fuel samples must be done in accordance with methods acceptable to the commissioner.

Condition 2-2: Permitting requirements.

Effective between the dates of 06/03/2004 and Permit Expiration Date

Applicable Federal Requirement: 6NYCRR 225-2.5(a)

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Item 2-2.1:

Except as provided in subdivision (b) of this section, no person may initiate construction of a new emission source, or modification, or operate an air contamination source in which waste fuel is to be burned until all applicable provisions of this Subpart have been met and the necessary permits to construct and/or certificates to operate may have been issued in accordance with Part 201 of this Title.

Condition 2-3: Compliance Demonstration

Effective between the dates of 06/03/2004 and Permit Expiration Date

Applicable Federal Requirement: 6NYCRR 225-2.6(a)

Item 2-3.1:

The Compliance Demonstration activity will be performed for the Facility.

Item 2-3.2:

Compliance Demonstration shall include the following monitoring:

Monitoring Type: RECORD KEEPING/MAINTENANCE PROCEDURES

Monitoring Description:

Fuel oil and waste oil, except such fuel containing 50 ppm or more by weight of polychlorinated biphenyls (PCB), may be blended to meet the limitations of Table 2-1 6 NYCRR Part 225-2.4. Blending must be performed prior to delivery of the fuel to a facility burning waste fuel A.

Monitoring Frequency: PER DELIVERY

Reporting Requirements: SEMI-ANNUALLY (ANNIVERSARY)

Initial Report Due: 10/31/2004 for the period 06/03/2004 through 10/01/2004

Condition 2-4: Sale of waste fuel prohibitions.

Effective between the dates of 06/03/2004 and Permit Expiration Date

Applicable Federal Requirement: 6NYCRR 225-2.6(c)

Item 2-4.1: No person may sell, offer for sale, deliver or exchange in trade any waste fuel except to a facility meeting the applicable requirements of this Subpart and the regulations promulgated pursuant to article 27, titles 7 and 9 and article 23, title 23 of ECL or to a transporter of waste fuel who is permitted under 6 NYCRR Part 364.

Condition 2-5: Purchase of waste fuel prohibitions.

Effective between the dates of 06/03/2004 and Permit Expiration Date

Applicable Federal Requirement: 6NYCRR 225-2.6(d)

Item 2-5.1: No owner or operator of a facility proposing to burn waste fuel or transporter of waste fuel may purchase, accept delivery, pick up or accept in trade any waste fuel unless the facility is receiving or



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proposing to burn waste fuel that that meets the applicable requirements of this Subpart and the regulations promulgated pursuant to article 27, titles 7 and 9 and article 23, title 23 of the ECL and the transporter of the waste fuel is permitted under 6 NYCRR Part 364.

Condition 2-6: Compliance Demonstration

Effective between the dates of 06/03/2004 and Permit Expiration Date

Applicable Federal Requirement: 6NYCRR 225-2.7(a)

Item 2-6.1:

The Compliance Demonstration activity will be performed for the Facility.

Item 2-6.2:

Compliance Demonstration shall include the following monitoring:

Monitoring Type: RECORD KEEPING/MAINTENANCE PROCEDURES

Monitoring Description:

As required the facility shall sample, analyze, and measure all quantities of waste fuel received and/or fired at the facility. Emissions and/or operations monitoring shall be conducted in a manner suitable to the representative of the commissioner. The facility shall maintain records of quantities of waste fuel B received and the names and addresses of waste Fuel B suppliers for three calendar years.

Monitoring Frequency: PER BATCH OF PRODUCT/RAW MATERIAL CHANGE

Reporting Requirements: SEMI-ANNUALLY (ANNIVERSARY)

Initial Report Due: 10/31/2004 for the period 06/03/2004 through 10/01/2004

Condition 2-7: Compliance Demonstration

Effective between the dates of 06/03/2004 and Permit Expiration Date

Applicable Federal Requirement: 6NYCRR 225-2.7(b)

Item 2-7.1:

The Compliance Demonstration activity will be performed for the Facility.

Item 2-7.2:

Compliance Demonstration shall include the following monitoring:

Monitoring Type: RECORD KEEPING/MAINTENANCE PROCEDURES

Monitoring Description:

Any person delivering waste fuel A to a facility burning such waste fuel, must perform analyses or adopt procedures to assure compliance with Table 2-1 of 6 NYCRR Part



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225-2.4 prior to delivery. The attendant records of such assurance and the quantities and the identification (including names and addresses) of all buyers and users of such waste oil must be retained by the supplier for three calendar years.

Monitoring Frequency: PER DELIVERY

Reporting Requirements: SEMI-ANNUALLY (ANNIVERSARY)

Initial Report Due: 10/31/2004 for the period 06/03/2004 through 10/01/2004

Condition 2-8: Compliance Demonstration

Effective between the dates of 06/03/2004 and Permit Expiration Date

Applicable Federal Requirement: 6NYCRR 225-2.7(c)

Item 2-8.1:

The Compliance Demonstration activity will be performed for the Facility.

Item 2-8.2:

Compliance Demonstration shall include the following monitoring:

Monitoring Type: RECORD KEEPING/MAINTENANCE PROCEDURES

Monitoring Description:

Any person delivering waste fuel A and/or B to a facility burning such waste fuel, must maintain records of the identification and quantity of all waste fuel A and/or B delivered to that facility and report such information to the owner of that facility.

Monitoring Frequency: PER DELIVERY

Reporting Requirements: SEMI-ANNUALLY (ANNIVERSARY)

Initial Report Due: 10/31/2004 for the period 06/03/2004 through 10/01/2004

Condition 2-9: Availability of records for Department inspection.

Effective between the dates of 06/03/2004 and Permit Expiration Date

Applicable Federal Requirement: 6NYCRR 225-2.7(d)

Item 2-9.1:

Any person required to maintain and retain records pursuant to this section must make such records available for inspection by the commissioner or his representative during normal business hours. Such person(s) must furnish copies of such records to the commissioner or his representative upon request.

Condition 2-10: Sampling and analysis requirements.

Effective between the dates of 06/03/2004 and Permit Expiration Date

Applicable Federal Requirement: 6NYCRR 225-2.7(e)

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Item 2-10.1:

Sampling and analysis of waste fuel samples must be carried out in accordance with methods acceptable to the commissioner.

Condition 2-11: Compliance Demonstration

Effective between the dates of 06/03/2004 and Permit Expiration Date

Applicable Federal Requirement: 6NYCRR 225-2.7(e)

Item 2-11.1:

The Compliance Demonstration activity will be performed for the Facility.

Regulated Contaminant(s):

CAS No: 0NY035-16-0 SULFUR (S 035)

Item 2-11.2:

Compliance Demonstration shall include the following monitoring:

Monitoring Type: WORK PRACTICE INVOLVING SPECIFIC OPERATIONS

Monitoring Description:

The sulfur in waste fuel must meet the limitations specified in Subpart 225-1

Work Practice Type: PARAMETER OF PROCESS MATERIAL

Process Material: OTHER LIQUID FUELS

Parameter Monitored: SULFUR CONTENT

Upper Permit Limit: 1.5 percent by weight

Reference Test Method: appropriate ASTM

Monitoring Frequency: PER BATCH OF PRODUCT/RAW MATERIAL CHANGE

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

Reporting Requirements: ANNUALLY (ANNIVERSARY)

Initial Report Due: 05/01/2005 for the period 06/03/2004 through 04/01/2005

Condition 2-12: Compliance Demonstration

Effective between the dates of 06/03/2004 and Permit Expiration Date

Applicable Federal Requirement: 6NYCRR 226

Item 2-12.1:

The Compliance Demonstration activity will be performed for the Facility.

Regulated Contaminant(s):

CAS No: 0NY998-00-0 VOC

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Item 2-12.2:

Compliance Demonstration shall include the following monitoring:

Monitoring Type: RECORD KEEPING/MAINTENANCE PROCEDURES

Monitoring Description:

6NYCRR 226. Requirements for Cold Cleaning Degreasers
(Non Title V after 12/31/2003)

A. Equipment Specifications

The following types of control equipment must be used when conducting cold cleaning degreasing, solvent metal cleaning:

- (1) A cover which can be operated easily.
- (2) An internal drainage facility (under cover), if practical.
- (3) A control system that limits VOC emissions to those achievable with equipment having a freeboard ratio greater than or equal to 0.5, or a water cover when the solvent is insoluble in and heavier than water. This does not apply to remote reservoir degreasers.
- (4) Solvent with a vapor pressure of 1.0 mm Hg, or less, at 20 C.

B. Operating Requirements:

When cold cleaning, the clean parts must be drained at least 15 seconds or until dripping ceases.

C. General Requirements:

A Person conducting solvent metal cleaning must:

- (1) Store solvent in covered containers and transfer or dispose of waste solvent in such a manner that less than 20 percent of the waste solvent (by weight) can evaporate into the atmosphere.
- (2) Maintain equipment to minimize leaks and fugitive emissions.
- (3) Display at the equipment location a conspicuous summary of proper operating procedures consistent with minimizing emissions of VOCs.
- (4) Keep the degreaser cover closed except when:
 - (a) parts are being placed into or being removed from the degreaser;
 - (b) adding or removing solvent from the degreaser;

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- (c) no solvent is in the degreaser; or
- (d) when manually cleaning metal parts in the cold cleaning degreaser.
- (5) Create and retain a record of solvent consumption for five years. This record must be made available to the Department upon request.
- (6) Not clean sponges, fabric, wood, leather, paper products and other absorbent materials in a degreaser.
- (7) If using a cold cleaning degreaser that is subject to paragraph 226.3(a)(4), retain a record of the following three items for five years and provide these records to the Department upon request. An invoice, a bill of sale, a certificate covering multiple sales, a Material Safety Data Sheet (MSDS), or other appropriate documentation acceptable to the Department may be used to comply with this requirement.
 - (a) the name and address of the solvent supplier;
 - (b) the type of solvent including the product or vendor identification number; and
 - (c) the vapor pressure of the solvent measured in mm Hg at 20 °C (68 °F).

Monitoring Frequency: AS REQUIRED - SEE PERMIT MONITORING DESCRIPTION

Reporting Requirements: SEMI-ANNUALLY (ANNIVERSARY)

Initial Report Due: 10/31/2004 for the period 06/03/2004 through 10/01/2004

Condition 2-13: Corrective action.

Effective between the dates of 06/03/2004 and Permit Expiration Date

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

Replaces Condition(s) 29

Item 2-13.1:

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 2-14: Corrective action.

Effective between the dates of 06/03/2004 and Permit Expiration Date



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

Replaces Condition(s) 30

Item 2-14.1:

The commissioner may seal the affected stationary combustion installation that does not comply with the provisions in subdivision 6 NYCRR 227-1.6(a) within the time provided.

Condition 2-15: Corrective action.

Effective between the dates of 06/03/2004 and Permit Expiration Date

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

Replaces Condition(s) 31

Item 2-15.1:

No person shall cause, permit, or allow the operation of any affected stationary combustion installation sealed by the commissioner in accordance with this section.

Condition 2-16: Corrective action.

Effective between the dates of 06/03/2004 and Permit Expiration Date

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

Replaces Condition(s) 32

Item 2-16.1:

No person except the commissioner or his representative shall remove, tamper with, or destroy any seal affixed to any affected stationary combustion installation.

Condition 2-17: EPA Region 2 address.

Effective between the dates of 06/03/2004 and Permit Expiration Date

Applicable Federal Requirement: 40CFR 60.4, NSPS Subpart A

Replaces Condition(s) 33

Item 2-17.1:

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



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

Condition 2-18: Date of construction notification - If a COM is not used.

Effective between the dates of 06/03/2004 and Permit Expiration Date

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

Item 2-18.1:

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, post marked no later than 30 days after 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.

Condition 34: Date of construction notification.

Effective between the dates of 04/02/1999 and Permit Expiration Date

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

Item 34.1:

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, 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



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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 35: Recordkeeping requirements.

Effective between the dates of 04/02/1999 and Permit Expiration Date

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

Item 35.1:

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 2-19: Excess emissions report.

Effective between the dates of 06/03/2004 and Permit Expiration Date

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

Replaces Condition(s) 36

Item 2-19.1:

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;



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- 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 2-20: Excess emissions report.

Effective between the dates of 06/03/2004 and Permit Expiration Date

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

Replaces Condition(s) 37

Item 2-20.1:

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 2-21: Facility files for subject sources.

Effective between the dates of 06/03/2004 and Permit Expiration Date

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

Replaces Condition(s) 38

Item 2-21.1:

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 2-22: Availability of information.

Effective between the dates of 06/03/2004 and Permit Expiration Date

Applicable Federal Requirement: 40CFR 60.9, NSPS Subpart A

Replaces Condition(s) 39

Item 2-22.1:

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 2-23: Opacity Procedures - Method 9 with Following Additions

Effective between the dates of 06/03/2004 and Permit Expiration Date



Applicable Federal Requirement: 40CFR 60.675(c)(1), NSPS Subpart OOO

Item 2-23.1:

In determining compliance with the particulate matter standards in 40 CFR 60.672 (b) and (c), the owner or operator shall use Method 9 and the procedures in 40CFR 60.11, with the following additions:

(i) The minimum distance between the observer and the emission source shall be 4.57 meters (15 feet).

(ii) The observer shall, when possible, select a position that minimizes interference from other fugitive emission sources (e.g., road dust). The required observer position relative to the sun (Method 9, Section 2.1) must be followed.

(iii) For affected facilities using wet dust suppression for particulate matter control, a visible mist is sometimes generated by the spray. The water mist must not be confused with particulate matter emissions and is not to be considered a visible emission. When a water mist of this nature is present, the observation of emissions is to be made at a point in the plume where the mist is no longer visible.

Condition 2-24: Method 9 Observation Time Reduction Requirements - Fugitive

Effective between the dates of 06/03/2004 and Permit Expiration Date

Applicable Federal Requirement: 40CFR 60.675(c)(3), NSPS Subpart OOO

Item 2-24.1:

When determining compliance with the fugitive emissions standard for any affected facility described under 40 CFR 60.672(b), the duration of the Method 9 observations may be reduced from 3 hours (thirty 6-minute averages) to 1 hour (ten 6-minute averages) only if the following conditions apply:

(i) There are no individual readings greater than 10 percent opacity; and

(ii) There are no more than 3 readings of 10 percent for the 1-hour period.

Condition 2-25: Method 9 Observation Time Reduction Requirements - Crushers

Effective between the dates of 06/03/2004 and Permit Expiration Date

Applicable Federal Requirement: 40CFR 60.675(c)(4), NSPS Subpart OOO

Item 2-25.1:



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When determining compliance with the fugitive emissions standard for any crusher at which a capture system is not used as described under 40 CFR 60.672(c), the duration of the Method 9 observations may be reduced from 3 hours (thirty 6-minute averages) to 1 hour (ten 6-minute averages) only if the following conditions apply:

(i) There are no individual readings greater than 15 percent opacity; and

(ii) There are no more than 3 readings of 15 percent for the 1-hour period.

Condition 2-26: Alternative Test Procedures for Two or More Interfering Sources

Effective between the dates of 06/03/2004 and Permit Expiration Date

Applicable Federal Requirement: 40CFR 60.675(e)(1), NSPS Subpart OOO

Item 2-26.1:

The owner or operator may use the following as alternatives to the reference methods and procedures specified in this 40 CFR 60.675 (c), if emissions from two or more facilities continuously interfere so that the opacity of fugitive emissions from an individual affected facility cannot be read, either of the following procedures may be used:

(i) Use for the combined emission stream the highest fugitive opacity standard applicable to any of the individual affected facilities contributing to the emissions stream.

(ii) Separate the emissions so that the opacity of emissions from each affected facility can be read.

Condition 2-27: Rescheduling of Performance Test

Effective between the dates of 06/03/2004 and Permit Expiration Date

Applicable Federal Requirement: 40CFR 60.675(g), NSPS Subpart OOO

Item 2-27.1:

If, after 30 days notice for an initially scheduled performance test, there is a delay (due to operational problems, etc.) in conducting any rescheduled performance test required in 40 CFR 60.675, the owner or operator of an affected facility shall submit a notice to the Administrator at least 7 days prior to any rescheduled performance test.

**** Emission Unit Level ****

Condition 2-28: Compliance Demonstration

Effective between the dates of 06/03/2004 and Permit Expiration Date

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Applicable Federal Requirement: 6NYCRR 212.6(a)

Replaces Condition(s) 42

Item 2-28.1:

The Compliance Demonstration activity will be performed for:

Emission Unit: 1-PLANT

Item 2-28.2:

Compliance Demonstration shall include the following monitoring:

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

Monitoring Description:

No person shall cause or allow emissions having an average opacity during any six consecutive minutes of 20 percent or greater from any process emission source, except only the emission of uncombined water. Compliance with this requirement shall be determined by the facility owner/operator conducting a daily survey of visible emissions when the process is in operation. If any visible emissions are identified, corrective action is required. The Department reserves the right to perform or require the performance of a Method 9 opacity evaluation

Parameter Monitored: OPACITY

Upper Permit Limit: 20 percent

Reference Test Method: EPA Method 9

Monitoring Frequency: AS REQUIRED - SEE PERMIT MONITORING
DESCRIPTION

Averaging Method: 6-MINUTE AVERAGE (METHOD 9)

Reporting Requirements: SEMI-ANNUALLY (ANNIVERSARY)

Initial Report Due: 10/31/2004 for the period 06/03/2004 through 10/01/2004

Condition 43: Performance test methods.

Effective between the dates of 04/02/1999 and Permit Expiration Date

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

Item 43.1:

This Condition applies to Emission Unit: 1-PLANT

Process: P01

Emission Source: 000D1

Item 43.2:

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



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Condition 44: Prior notice.

Effective between the dates of 04/02/1999 and Permit Expiration Date

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

Item 44.1:

This Condition applies to Emission Unit: 1-PLANT
Process: P01 Emission Source: 000D1

Item 44.2:

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

Condition 45: Opacity standard compliance testing.

Effective between the dates of 04/02/1999 and Permit Expiration Date

Applicable Federal Requirement: 40CFR 60.11, NSPS Subpart A

Item 45.1:

This Condition applies to Emission Unit: 1-PLANT
Process: P01 Emission Source: 000D1

Item 45.2:

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 46: Circumvention.

Effective between the dates of 04/02/1999 and Permit Expiration Date

Applicable Federal Requirement: 40CFR 60.12, NSPS Subpart A

Item 46.1:

This Condition applies to Emission Unit: 1-PLANT
Process: P01 Emission Source: 000D1

Item 46.2:

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



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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 47: Compliance Demonstration

Effective between the dates of 04/02/1999 and Permit Expiration Date

Applicable Federal Requirement: 40CFR 60.90, NSPS Subpart I

Item 47.1:

The Compliance Demonstration activity will be performed for:

Emission Unit: 1-PLANT

Process: P01

Emission Source: 000D1

Regulated Contaminant(s):

CAS No: 0NY075-00-0 PARTICULATES

Item 47.2:

Compliance Demonstration shall include the following monitoring:

Monitoring Type: INTERMITTENT EMISSION TESTING

Monitoring Description:

The particulate matter emissions from an affected hot mix asphalt plant must not exceed 0.04 grains per DSCF.

Manufacturer Name/Model Number: Aztec 300 TPH Drum

Parameter Monitored: PARTICULATES

Upper Permit Limit: 0.04 grains per dscf

Reference Test Method: method 5

Monitoring Frequency: AS REQUIRED - SEE PERMIT MONITORING DESCRIPTION

Averaging Method: 1-HOUR AVERAGE

Reporting Requirements: UPON REQUEST BY REGULATORY AGENCY

Condition 2-29: Compliance Demonstration

Effective between the dates of 06/03/2004 and Permit Expiration Date

Applicable Federal Requirement: 6NYCRR 225-2.3(b)(3)

Item 2-29.1:

The Compliance Demonstration activity will be performed for:

Emission Unit: 1-PLANT

Process: P07

Item 2-29.2:

Compliance Demonstration shall include the following monitoring:

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Monitoring Type: INTERMITTENT EMISSION TESTING

Monitoring Description:

At a minimum, this process must demonstrate to the Department, that it can operate at a combustion efficiency of at least 99 percent while burning waste fuel A.

Parameter Monitored: COMBUSTION EFFICIENCY

Lower Permit Limit: 99 percent

Reference Test Method: EPA Method X

Averaging Method: MINIMUM - NOT TO FALL BELOW STATED VALUE AT ANY TIME

Reporting Requirements: SEMI-ANNUALLY (ANNIVERSARY)

Initial Report Due: 10/31/2004 for the period 06/03/2004 through 10/01/2004

Condition 2-30: Compliance Demonstration

Effective between the dates of 06/03/2004 and Permit Expiration Date

Applicable Federal Requirement: 6NYCRR 225-2.4(b)

Item 2-30.1:

The Compliance Demonstration activity will be performed for:

Emission Unit: 1-PLANT

Process: P07

Regulated Contaminant(s):

CAS No: 001336-36-3 POLYCHLORINATED BIPHENYL

Item 2-30.2:

Compliance Demonstration shall include the following monitoring:

Monitoring Type: WORK PRACTICE INVOLVING SPECIFIC OPERATIONS

Monitoring Description:

Concentration of PCBs not to exceed 49.99ppm by weight excluding water.

Work Practice Type: PARAMETER OF PROCESS MATERIAL

Process Material: WASTE OIL

Parameter Monitored: CONCENTRATION

Upper Permit Limit: 49.99 parts per million 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



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Condition 2-31: Compliance Demonstration

Effective between the dates of 06/03/2004 and Permit Expiration Date

Applicable Federal Requirement: 6NYCRR 225-2.4(b)

Item 2-31.1:

The Compliance Demonstration activity will be performed for:

Emission Unit: 1-PLANT

Process: P07

Item 2-31.2:

Compliance Demonstration shall include the following monitoring:

Monitoring Type: WORK PRACTICE INVOLVING SPECIFIC
OPERATIONS

Monitoring Description:

Fuel contaminant limitations of total halogens in waste
fuels A and B.

Work Practice Type: PARAMETER OF PROCESS MATERIAL

Process Material: WASTE OIL

Parameter Monitored: CONCENTRATION

Upper Permit Limit: 1000.00 parts per million by weight

Monitoring Frequency: PER BATCH OF PRODUCT/RAW MATERIAL
CHANGE

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

Reporting Requirements: UPON REQUEST BY REGULATORY AGENCY

Condition 2-32: Compliance Demonstration

Effective between the dates of 06/03/2004 and Permit Expiration Date

Applicable Federal Requirement: 6NYCRR 225-2.4(b)

Item 2-32.1:

The Compliance Demonstration activity will be performed for:

Emission Unit: 1-PLANT

Process: P07

Item 2-32.2:

Compliance Demonstration shall include the following monitoring:

Monitoring Type: WORK PRACTICE INVOLVING SPECIFIC
OPERATIONS

Monitoring Description:



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Permit ID: 6-4062-00002/00023

Facility DEC ID: 6406200002

Fuel heat content minimum requirement for waste fuels A & B.

Work Practice Type: PARAMETER OF PROCESS MATERIAL

Process Material: WASTE OIL

Parameter Monitored: HEAT CONTENT

Lower Permit Limit: 125000 British thermal units per gallon

Monitoring Frequency: PER BATCH OF PRODUCT/RAW MATERIAL CHANGE

Averaging Method: MINIMUM - NOT TO FALL BELOW STATED VALUE AT ANY TIME

Reporting Requirements: UPON REQUEST BY REGULATORY AGENCY

Condition 2-33: Compliance Demonstration

Effective between the dates of 06/03/2004 and Permit Expiration Date

Applicable Federal Requirement: 6NYCRR 225-2.4(b)

Item 2-33.1:

The Compliance Demonstration activity will be performed for:

Emission Unit: 1-PLANT

Process: P07

Regulated Contaminant(s):

CAS No: 007439-92-1 LEAD

Item 2-33.2:

Compliance Demonstration shall include the following monitoring:

Monitoring Type: WORK PRACTICE INVOLVING SPECIFIC OPERATIONS

Monitoring Description:

Waste Fuel A and B Contaminant Limitations for Lead

Work Practice Type: PARAMETER OF PROCESS MATERIAL

Process Material: WASTE OIL

Parameter Monitored: CONCENTRATION

Upper Permit Limit: 250.0 parts per million by weight

Monitoring Frequency: PER BATCH OF PRODUCT/RAW MATERIAL CHANGE

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

Reporting Requirements: UPON REQUEST BY REGULATORY AGENCY

Condition 2-34: Compliance Demonstration



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Effective between the dates of 06/03/2004 and Permit Expiration Date

Applicable Federal Requirement: 6NYCRR 225-2.3(b)(3)

Item 2-34.1:

The Compliance Demonstration activity will be performed for:

Emission Unit: 1-PLANT

Process: P09

Item 2-34.2:

Compliance Demonstration shall include the following monitoring:

Monitoring Type: INTERMITTENT EMISSION TESTING

Monitoring Description:

At a minimum, this process must demonstrate to the Department, that it can operate at a combustion efficiency of at least 99 percent while burning waste fuel A.

Parameter Monitored: COMBUSTION EFFICIENCY

Lower Permit Limit: 99 percent

Reference Test Method: EPA Method X

Averaging Method: MINIMUM - NOT TO FALL BELOW STATED
VALUE AT ANY TIME

Reporting Requirements: SEMI-ANNUALLY (ANNIVERSARY)

Initial Report Due: 10/31/2004 for the period 06/03/2004 through 10/01/2004

Condition 2-35: Compliance Demonstration

Effective between the dates of 06/03/2004 and Permit Expiration Date

Applicable Federal Requirement: 6NYCRR 225-2.4(b)

Item 2-35.1:

The Compliance Demonstration activity will be performed for:

Emission Unit: 1-PLANT

Process: P09

Regulated Contaminant(s):

CAS No: 001336-36-3 POLYCHLORINATED BIPHENYL

Item 2-35.2:

Compliance Demonstration shall include the following monitoring:

Monitoring Type: WORK PRACTICE INVOLVING SPECIFIC
OPERATIONS

Monitoring Description:



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Permit ID: 6-4062-00002/00023

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Concentration of PCBs not to exceed 49.99ppm by weight
excluding water.

Work Practice Type: PARAMETER OF PROCESS MATERIAL

Process Material: WASTE OIL

Parameter Monitored: CONCENTRATION

Upper Permit Limit: 49.99 parts per million by weight

Monitoring Frequency: PER DELIVERY

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

Reporting Requirements: UPON REQUEST BY REGULATORY AGENCY

Condition 2-36: Compliance Demonstration

Effective between the dates of 06/03/2004 and Permit Expiration Date

Applicable Federal Requirement: 6NYCRR 225-2.4(b)

Item 2-36.1:

The Compliance Demonstration activity will be performed for:

Emission Unit: 1-PLANT

Process: P09

Item 2-36.2:

Compliance Demonstration shall include the following monitoring:

Monitoring Type: WORK PRACTICE INVOLVING SPECIFIC
OPERATIONS

Monitoring Description:

Fuel contaminant limitations of total halogens in waste
fuels A and B.

Work Practice Type: PARAMETER OF PROCESS MATERIAL

Process Material: WASTE OIL

Parameter Monitored: CONCENTRATION

Upper Permit Limit: 1000.00 parts per million by weight

Monitoring Frequency: PER BATCH OF PRODUCT/RAW MATERIAL
CHANGE

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

Reporting Requirements: UPON REQUEST BY REGULATORY AGENCY

Condition 2-37: Compliance Demonstration

Effective between the dates of 06/03/2004 and Permit Expiration Date

Applicable Federal Requirement: 6NYCRR 225-2.4(b)



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Permit ID: 6-4062-00002/00023

Facility DEC ID: 6406200002

Item 2-37.1:

The Compliance Demonstration activity will be performed for:

Emission Unit: 1-PLANT

Process: P09

Item 2-37.2:

Compliance Demonstration shall include the following monitoring:

Monitoring Type: WORK PRACTICE INVOLVING SPECIFIC OPERATIONS

Monitoring Description:

Fuel heat content minimum requirement for waste fuels A & B.

Work Practice Type: PARAMETER OF PROCESS MATERIAL

Process Material: WASTE OIL

Parameter Monitored: HEAT CONTENT

Lower Permit Limit: 125000 British thermal units per gallon

Monitoring Frequency: PER BATCH OF PRODUCT/RAW MATERIAL CHANGE

Averaging Method: MINIMUM - NOT TO FALL BELOW STATED VALUE AT ANY TIME

Reporting Requirements: UPON REQUEST BY REGULATORY AGENCY

Condition 2-38: Compliance Demonstration

Effective between the dates of 06/03/2004 and Permit Expiration Date

Applicable Federal Requirement: 6NYCRR 225-2.4(b)

Item 2-38.1:

The Compliance Demonstration activity will be performed for:

Emission Unit: 1-PLANT

Process: P09

Regulated Contaminant(s):

CAS No: 007439-92-1 LEAD

Item 2-38.2:

Compliance Demonstration shall include the following monitoring:

Monitoring Type: WORK PRACTICE INVOLVING SPECIFIC OPERATIONS

Monitoring Description:

Waste Fuel A and B Contaminant Limitations for Lead



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Work Practice Type: PARAMETER OF PROCESS MATERIAL
Process Material: WASTE OIL
Parameter Monitored: CONCENTRATION
Upper Permit Limit: 250.0 parts per million by weight
Monitoring Frequency: PER BATCH OF PRODUCT/RAW MATERIAL
CHANGE
Averaging Method: MAXIMUM - NOT TO BE EXCEEDED AT ANY
TIME (INSTANTANEOUS/DISCRETE OR GRAB)
Reporting Requirements: UPON REQUEST BY REGULATORY AGENCY

Condition 49: Compliance Demonstration
Effective between the dates of 04/02/1999 and Permit Expiration Date

Applicable Federal Requirement: 40CFR 60.90, NSPS Subpart I

Item 49.1:

The Compliance Demonstration activity will be performed for:

Emission Unit: 1-PLANT Emission Point: 00001
Process: P01 Emission Source: 000D1

Regulated Contaminant(s):
CAS No: 0NY075-00-0 PARTICULATES

Item 49.2:

Compliance Demonstration shall include the following monitoring:

Monitoring Type: INTERMITTENT EMISSION TESTING
Monitoring Description:
The opacity from an affected hot mix asphalt plant must
not exceed 20% based on a 6 minute average.

Manufacturer Name/Model Number: Aztec 300TPH Drum
Parameter Monitored: OPACITY
Upper Permit Limit: 20 percent
Reference Test Method: method 9
Monitoring Frequency: AS REQUIRED - SEE PERMIT MONITORING
DESCRIPTION
Averaging Method: 6 MINUTE AVERAGE
Reporting Requirements: UPON REQUEST BY REGULATORY AGENCY

Condition 52: Compliance Demonstration
Effective between the dates of 04/02/1999 and Permit Expiration Date

Applicable Federal Requirement: 40CFR 60.676, NSPS Subpart OOO



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Facility DEC ID: 6406200002

Item 52.1:

The Compliance Demonstration activity will be performed for:

Emission Unit: 2-CRUSH

Item 52.2:

Compliance Demonstration shall include the following monitoring:

Monitoring Type: RECORD KEEPING/MAINTENANCE PROCEDURES

Monitoring Description:

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

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

Monitoring Frequency: AS REQUIRED - SEE PERMIT MONITORING DESCRIPTION

Reporting Requirements: ONCE / BATCH OR MONITORING OCCURRENCE

Condition 53: Compliance Demonstration

Effective between the dates of 04/02/1999 and Permit Expiration Date

Applicable Federal Requirement: 40CFR 60.676, NSPS Subpart OOO

Item 53.1:

The Compliance Demonstration activity will be performed for:

Emission Unit: 2-CRUSH

Item 53.2:

Compliance Demonstration shall include the following monitoring:

Monitoring Type: RECORD KEEPING/MAINTENANCE PROCEDURES

Monitoring Description:

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

- 1) the width of the existing belt being replaced, and
- 2) the width of the replacement conveyor belt.



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Monitoring Frequency: AS REQUIRED - SEE PERMIT MONITORING
DESCRIPTION

Reporting Requirements: ONCE / BATCH OR MONITORING OCCURRENCE

Condition 54: Compliance Demonstration

Effective between the dates of 04/02/1999 and Permit Expiration Date

Applicable Federal Requirement: 40CFR 60.676, NSPS Subpart OOO

Item 54.1:

The Compliance Demonstration activity will be performed for:

Emission Unit: 2-CRUSH

Item 54.2:

Compliance Demonstration shall include the following monitoring:

Monitoring Type: RECORD KEEPING/MAINTENANCE PROCEDURES

Monitoring Description:

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

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

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

Monitoring Frequency: AS REQUIRED - SEE PERMIT MONITORING
DESCRIPTION

Reporting Requirements: ONCE / BATCH OR MONITORING OCCURRENCE

Condition 55: Performance test methods.

Effective between the dates of 04/02/1999 and Permit Expiration Date

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

Item 55.1:

This Condition applies to Emission Unit: 2-CRUSH

Process: P03

Emission Source: 00CR1

Item 55.2:

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



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Condition 56: Prior notice.
Effective between the dates of 04/02/1999 and Permit Expiration Date

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

Item 56.1:

This Condition applies to Emission Unit: 2-CRUSH
Process: P03 Emission Source: 00CR1

Item 56.2:

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

Condition 57: Opacity standard compliance testing.
Effective between the dates of 04/02/1999 and Permit Expiration Date

Applicable Federal Requirement: 40CFR 60.11, NSPS Subpart A

Item 57.1:

This Condition applies to Emission Unit: 2-CRUSH
Process: P03 Emission Source: 00CR1

Item 57.2:

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 58: Circumvention.
Effective between the dates of 04/02/1999 and Permit Expiration Date

Applicable Federal Requirement: 40CFR 60.12, NSPS Subpart A

Item 58.1:

This Condition applies to Emission Unit: 2-CRUSH
Process: P03 Emission Source: 00CR1

Item 58.2:

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



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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 59: Compliance Demonstration

Effective between the dates of 04/02/1999 and Permit Expiration Date

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

Item 59.1:

The Compliance Demonstration activity will be performed for:

Emission Unit: 2-CRUSH

Process: P03

Emission Source: 00CR1

Item 59.2:

Compliance Demonstration shall include the following monitoring:

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

Monitoring Description:

Maximum opacity for any uncontrolled crushers. Opacity shall be monitored during inspections by the Department (NYS DEC) by Method 9 certified Department staff.

Parameter Monitored: OPACITY

Upper Permit Limit: 15 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 60: Test methods and procedures.

Effective between the dates of 04/02/1999 and Permit Expiration Date

Applicable Federal Requirement: 40CFR 60.675, NSPS Subpart OOO

Item 60.1:

This Condition applies to Emission Unit: 2-CRUSH

Process: P03

Emission Source: 00CR1

Item 60.2:

The owner or operator shall determine initial compliance using the test methods and procedures as required in section 40 CFR 60-000.675 and 40 CFR 60 Appendix A.

Condition 2-39: Compliance Demonstration



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Effective between the dates of 06/03/2004 and Permit Expiration Date

Applicable Federal Requirement: 6NYCRR 212.6(a)

Replaces Condition(s) 62

Item 2-39.1:

The Compliance Demonstration activity will be performed for:

Emission Unit: 2-CRUSH

Process: P03

Emission Source: 00CR2

Item 2-39.2:

Compliance Demonstration shall include the following monitoring:

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

Monitoring Description:

No person shall cause or allow emissions having an average opacity during any six consecutive minutes of 20 percent or greater from any process emission source, except only the emission of uncombined water. Compliance with this requirement shall be determined by the facility owner/operator conducting a daily survey of visible emissions when the process is in operation. If any visible emissions are identified, corrective action is required. The Department reserves the right to perform or require the performance of a Method 9 opacity evaluation

Parameter Monitored: OPACITY

Upper Permit Limit: 20 percent

Reference Test Method: EPA Method 9

Monitoring Frequency: AS REQUIRED - SEE PERMIT MONITORING
DESCRIPTION

Averaging Method: 6-MINUTE AVERAGE (METHOD 9)

Reporting Requirements: SEMI-ANNUALLY (ANNIVERSARY)

Initial Report Due: 10/31/2004 for the period 06/03/2004 through 10/01/2004

Condition 2-41: Compliance Demonstration

Effective between the dates of 06/03/2004 and Permit Expiration Date

Applicable Federal Requirement: 6NYCRR 212.6(a)

Replaces Condition(s) 66

Item 2-41.1:

The Compliance Demonstration activity will be performed for:

Emission Unit: 2-CRUSH



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Facility DEC ID: 6406200002

Process: P03

Emission Source: 00CR4

Item 2-41.2:

Compliance Demonstration shall include the following monitoring:

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

Monitoring Description:

No person shall cause or allow emissions having an average opacity during any six consecutive minutes of 20 percent or greater from any process emission source, except only the emission of uncombined water. Compliance with this requirement shall be determined by the facility owner/operator conducting a daily survey of visible emissions when the process is in operation. If any visible emissions are identified, corrective action is required. The Department reserves the right to perform or require the performance of a Method 9 opacity evaluation

Parameter Monitored: OPACITY

Upper Permit Limit: 20 percent

Reference Test Method: EPA Method 9

Monitoring Frequency: AS REQUIRED - SEE PERMIT MONITORING
DESCRIPTION

Averaging Method: 6-MINUTE AVERAGE (METHOD 9)

Reporting Requirements: SEMI-ANNUALLY (ANNIVERSARY)

Initial Report Due: 10/31/2004 for the period 06/03/2004 through 10/01/2004

Condition 3-1: Compliance Demonstration

Effective between the dates of 02/17/2005 and Permit Expiration Date

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

Item 3-1.1:

The Compliance Demonstration activity will be performed for:

Emission Unit: 2-CRUSH

Process: P03

Emission Source: 00CR6

Item 3-1.2:

Compliance Demonstration shall include the following monitoring:

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

Monitoring Description:

On and after the sixtieth day after achieving the maximum production rate at which the affected facility will be



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operated, but not later than 180 days after initial startup as required under 40 CFR Part 60.11, no owner or operator shall cause to be discharged into the atmosphere from any crusher, at which a capture system is not used, fugitive emissions which exhibit greater than 15 percent opacity.

Manufacturer Name/Model Number: Telsmith 44 inch SBS cone

Parameter Monitored: OPACITY

Upper Permit Limit: 15 percent

Reference Test Method: Method 9

Monitoring Frequency: SINGLE OCCURRENCE

Averaging Method: 6-MINUTE AVERAGE (METHOD 9)

Reporting Requirements: UPON REQUEST BY REGULATORY AGENCY

Condition 2-42: Compliance Demonstration

Effective between the dates of 06/03/2004 and Permit Expiration Date

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

Item 2-42.1:

The Compliance Demonstration activity will be performed for:

Emission Unit: 2-CRUSH

Process: P10

Emission Source: 00CR5

Item 2-42.2:

Compliance Demonstration shall include the following monitoring:

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

Monitoring Description:

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

Parameter Monitored: OPACITY

Upper Permit Limit: 15 percent

Reference Test Method: Method 9

Monitoring Frequency: SINGLE OCCURRENCE

Averaging Method: 6-MINUTE AVERAGE (METHOD 9)

Reporting Requirements: UPON REQUEST BY REGULATORY AGENCY

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Condition 2-43: Compliance Demonstration

Effective between the dates of 06/03/2004 and Permit Expiration Date

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

Item 2-43.1:

The Compliance Demonstration activity will be performed for:

Emission Unit: 2-CRUSH

Process: P10

Emission Source: 00SC6

Item 2-43.2:

Compliance Demonstration shall include the following monitoring:

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

Monitoring Description:

On and after the sixtieth day after achieving the maximum production rate at which the affected facility will be operated, but not later than 180 days after initial startup as required under 40 CFR Part 60.11, no owner or operator subject to the provisions of this subpart shall cause to be discharged into the atmosphere from any transfer point on belt conveyors or from any other affected facility any fugitive emissions which exhibit greater than 10 percent opacity, except as provided in paragraphs 40 CFR Part 60.672(c), (d), and (e) of this section.

Parameter Monitored: OPACITY

Upper Permit Limit: 10 percent

Reference Test Method: Method 9

Monitoring Frequency: SINGLE OCCURRENCE

Averaging Method: 6-MINUTE AVERAGE (METHOD 9)

Reporting Requirements: UPON REQUEST BY REGULATORY AGENCY

Condition 2-44: Compliance Demonstration

Effective between the dates of 06/03/2004 and Permit Expiration Date

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

Item 2-44.1:

The Compliance Demonstration activity will be performed for:

Emission Unit: 2-CRUSH



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Facility DEC ID: 6406200002

Process: P10

Emission Source: 00SC7

Item 2-44.2:

Compliance Demonstration shall include the following monitoring:

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

Monitoring Description:

On and after the sixtieth day after achieving the maximum production rate at which the affected facility will be operated, but not later than 180 days after initial startup as required under 40 CFR Part 60.11, no owner or operator subject to the provisions of this subpart shall cause to be discharged into the atmosphere from any transfer point on belt conveyors or from any other affected facility any fugitive emissions which exhibit greater than 10 percent opacity, except as provided in paragraphs 40 CFR Part 60.672(c), (d), and (e) of this section.

Parameter Monitored: OPACITY

Upper Permit Limit: 10 percent

Reference Test Method: Method 9

Monitoring Frequency: SINGLE OCCURRENCE

Averaging Method: 6-MINUTE AVERAGE (METHOD 9)

Reporting Requirements: UPON REQUEST BY REGULATORY AGENCY

Condition 2-45: Compliance Demonstration

Effective between the dates of 06/03/2004 and Permit Expiration Date

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

Item 2-45.1:

The Compliance Demonstration activity will be performed for:

Emission Unit: 2-CRUSH

Process: P10

Emission Source: 0CON2

Item 2-45.2:

Compliance Demonstration shall include the following monitoring:

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

Monitoring Description:

On and after the sixtieth day after achieving the maximum production rate at which the affected facility will be



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operated, but not later than 180 days after initial startup as required under 40 CFR Part 60.11, no owner or operator subject to the provisions of this subpart shall cause to be discharged into the atmosphere from any transfer point on belt conveyors or from any other affected facility any fugitive emissions which exhibit greater than 10 percent opacity, except as provided in paragraphs 40 CFR Part 60.672(c), (d), and (e) of this section.

Parameter Monitored: OPACITY

Upper Permit Limit: 10 percent

Reference Test Method: Method 9

Monitoring Frequency: SINGLE OCCURRENCE

Averaging Method: 6-MINUTE AVERAGE (METHOD 9)

Reporting Requirements: UPON REQUEST BY REGULATORY AGENCY

Condition 2-46: Compliance Demonstration

Effective between the dates of 06/03/2004 and Permit Expiration Date

Applicable Federal Requirement: 6NYCRR 212.6(a)

Replaces Condition(s) 69

Item 2-46.1:

The Compliance Demonstration activity will be performed for:

Emission Unit: 3-SCREE

Item 2-46.2:

Compliance Demonstration shall include the following monitoring:

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

Monitoring Description:

No person shall cause or allow emissions having an average opacity during any six consecutive minutes of 20 percent or greater from any process emission source, except only the emission of uncombined water. Compliance with this requirement shall be determined by the facility owner/operator conducting a daily survey of visible emissions when the process is in operation. If any visible emissions are identified, corrective action is required. The Department reserves the right to perform or require the performance of a Method 9 opacity evaluation

Parameter Monitored: OPACITY



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Upper Permit Limit: 20 percent
Reference Test Method: EPA Method 9
Monitoring Frequency: AS REQUIRED - SEE PERMIT MONITORING
DESCRIPTION
Averaging Method: 6-MINUTE AVERAGE (METHOD 9)
Reporting Requirements: SEMI-ANNUALLY (ANNIVERSARY)
Initial Report Due: 10/31/2004 for the period 06/03/2004 through 10/01/2004

Condition 70: Compliance Demonstration
Effective between the dates of 04/02/1999 and Permit Expiration Date

Applicable Federal Requirement: 40CFR 60.676, NSPS Subpart OOO

Item 70.1:

The Compliance Demonstration activity will be performed for:

Emission Unit: 3-SCREE

Item 70.2:

Compliance Demonstration shall include the following monitoring:

Monitoring Type: RECORD KEEPING/MAINTENANCE PROCEDURES
Monitoring Description:

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

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

Monitoring Frequency: AS REQUIRED - SEE PERMIT MONITORING
DESCRIPTION
Reporting Requirements: ONCE / BATCH OR MONITORING OCCURRENCE

Condition 71: Compliance Demonstration
Effective between the dates of 04/02/1999 and Permit Expiration Date

Applicable Federal Requirement: 40CFR 60.676, NSPS Subpart OOO

Item 71.1:

The Compliance Demonstration activity will be performed for:

Emission Unit: 3-SCREE



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Item 71.2:

Compliance Demonstration shall include the following monitoring:

Monitoring Type: RECORD KEEPING/MAINTENANCE PROCEDURES

Monitoring Description:

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

- 1) the width of the existing belt being replaced, and
- 2) the width of the replacement conveyor belt.

Monitoring Frequency: AS REQUIRED - SEE PERMIT MONITORING DESCRIPTION

Reporting Requirements: ONCE / BATCH OR MONITORING OCCURRENCE

Condition 72: Compliance Demonstration

Effective between the dates of 04/02/1999 and Permit Expiration Date

Applicable Federal Requirement: 40CFR 60.676, NSPS Subpart OOO

Item 72.1:

The Compliance Demonstration activity will be performed for:

Emission Unit: 3-SCREE

Item 72.2:

Compliance Demonstration shall include the following monitoring:

Monitoring Type: RECORD KEEPING/MAINTENANCE PROCEDURES

Monitoring Description:

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

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

Monitoring Frequency: AS REQUIRED - SEE PERMIT MONITORING DESCRIPTION

Reporting Requirements: ONCE / BATCH OR MONITORING OCCURRENCE



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Condition 73: Compliance Demonstration

Effective between the dates of 04/02/1999 and Permit Expiration Date

Applicable Federal Requirement: 6NYCRR 227-1.3(a)(2)

Item 73.1:

The Compliance Demonstration activity will be performed for:

Emission Unit: 4-GENER

Regulated Contaminant(s):

CAS No: 0NY075-00-0 PARTICULATES

Item 73.2:

Compliance Demonstration shall include the following monitoring:

Monitoring Type: INTERMITTENT EMISSION TESTING

Monitoring Description:

No person shall operate a stationary combustion installation which emits smoke the shade or appearance of which is equal to or greater than Number 1 on the Ringelmann Chart or 20 percent opacity for a period of three or more minutes during any continuous 60-minute period. Testing shall be conducted at the discretion of the Department.

Parameter Monitored: OPACITY

Upper Permit Limit: 20 percent

Reference Test Method: EPA Method 9

Monitoring Frequency: AS REQUIRED - SEE PERMIT MONITORING DESCRIPTION

Averaging Method: 6 MINUTE AVERAGE

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 - 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

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law.

STATE ONLY APPLICABLE REQUIREMENTS

The following conditions are state only enforceable.

Condition 2-47: Contaminant List

Effective between the dates of 06/03/2004 and Permit Expiration Date

Applicable State Requirement: ECL 19-0301

Item 2-47.1:

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

CAS No: 000630-08-0
Name: CARBON MONOXIDE

CAS No: 007439-92-1
Name: LEAD

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

CAS No: 0NY075-00-0
Name: PARTICULATES

CAS No: 0NY075-00-5
Name: PM-10

CAS No: 001336-36-3
Name: POLYCHLORINATED BIPHENYL

CAS No: 0NY035-16-0
Name: SULFUR (S 035)

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

Condition 2-48: Unavoidable noncompliance and violations

Effective between the dates of 06/03/2004 and Permit Expiration Date

Applicable State Requirement: 6NYCRR 201-1.4

Item 2-48.1:



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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 76: Emission Unit Definition
Effective between the dates of 04/02/1999 and Permit Expiration Date

Applicable State Requirement: 6NYCRR 201-5

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Item 76.1(From Mod 3):

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

Emission Unit: 2-CRUSH

Emission Unit Description:

EMISSION UNIT 2-CRUSH IS COMPOSED OF 4 CRUSHERS ALL OF WHICH ARE EQUIPPED WITH EQUIPMENT TO CONTROL WATER SPRAY FOR CONTROL OF DUST EMISSIONS.

Item 76.2(From Mod 2):

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

Emission Unit: 1-PLANT

Emission Unit Description:

EMISSION UNIT 1PLANT IS COMPOSED OF A BATCH HOT MIX PLANT AND A PORTABLE ASPHALT DRUM PLANT, BOTH OF WHICH HAVE ASSOCIATED CONTROL EQUIPMENT. THE BATCH PLANT CONTROL EQUIPMENT CONSISTS OF A CYCLONE AND A BAGHOUSE. THE DRUM PLANT CONTROL EQUIPMENT CONSISTS OF A BAGHOUSE.

Item 76.3(From Mod 2):

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

Emission Unit: 3-SCREE

Emission Unit Description:

EMISSION UNIT 3SCREE IS COMPOSED OF 5 SCREENS AND 25 CONVEYORS SOME OF WHICH ARE EQUIPPED WITH CONTROL EQUIPMENT TO WATER SPRAY FOR CONTROL OF DUST EMISSIONS.

Item 76.4(From Mod 2):

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

Emission Unit: 4-GENER

Emission Unit Description:

EMISSION UNIT 4-GENER IS COMPOSED OF 1 GENERATOR USED TO SUPPLY POWER TO THE PRIMARY CRUSHER.

Condition 77: Equipment Malfunction Provision

Effective between the dates of 04/02/1999 and Permit Expiration Date

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

Item 77.1:

In the event of an emissions control equipment failure, the associated process equipment must shut down immediately and remain shut down until the emissions control equipment is fully operational.



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Item 77.2:

In the event that emissions of air contaminants in excess of any emission limit occur due to a malfunction, the permittee shall report such malfunction to the Department within two working days after becoming aware that the malfunction occurred, as required in 6NYCRR 201-1.4(b).

Condition 2-49: Facility Permissible Emissions

Effective between the dates of 06/03/2004 and Permit Expiration Date

Applicable State Requirement: 6NYCRR 201-7.2(c)

Item 3-49.1:

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

CAS No: 000630-08-0 (From Mod 3) PTE: 190,000 pounds per year
Name: CARBON MONOXIDE

CAS No: 0NY075-00-5 (From Mod 3) PTE: 190,000 pounds per year
Name: PM-10

CAS No: 0NY210-00-0 (From Mod 3) PTE: 190,000 pounds per year
Name: OXIDES OF NITROGEN

Condition 2-50: Capping Monitoring Condition

Effective between the dates of 06/03/2004 and Permit Expiration Date

Applicable State Requirement: 6NYCRR 201-7.2(c)

Item 2-50.1:

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:

6NYCRR 201-6.1(a)

Item 2-50.2:

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

Item 2-50.3:

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.

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Item 2-50.4:

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 2-50.5:

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 2-50.6:

The Compliance Demonstration activity will be performed for the Facility.

Regulated Contaminant(s):

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

Item 2-50.7:

Compliance Demonstration shall include the following monitoring:

Capping: Yes

Monitoring Type: RECORD KEEPING/MAINTENANCE PROCEDURES

Monitoring Description:

Facility owner shall ensure that emissions Oxides of Nitrogen (NO_x) , including those from permitted, exempt, and trivial sources, remain less than 190,000 pounds during any consecutive 12 month period.

Facility owner must maintain records that verify the facility's monthly NO_x emissions. These records must be maintained at the facility for a period of five years.

Reports will be submitted annually, in a format acceptable to the commissioner's representative, which document that the facility's NO_x emissions over any consecutive 12 month period were below 190,000 pounds. The annual reports must include information that documents the NO_x emissions from each emission source at the facility, including exempt and trivial activities. The report must also include all emission factors and other data used in calculating the monthly NO_x emissions.

Any noncompliance with the NO_x emission limit in this condition must be reported by sending a copy of such record to the NYSDEC, Region 6, within 30 days of the

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occurrence.

Monitoring Frequency: MONTHLY

Averaging Method: ANNUAL MAXIMUM ROLLED MONTHLY

Reporting Requirements: ANNUALLY (ANNIVERSARY)

Initial Report Due: 05/01/2005 for the period 06/03/2004 through 04/01/2005

Condition 2-51: Capping Monitoring Condition

Effective between the dates of 06/03/2004 and Permit Expiration Date

Applicable State Requirement: 6NYCRR 201-7.2(c)

Item 2-51.1:

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:

6NYCRR 201-6.1(a)

Item 2-51.2:

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

Item 2-51.3:

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 2-51.4:

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 2-51.5:

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 2-51.6:

The Compliance Demonstration activity will be performed for the Facility.

Regulated Contaminant(s):

CAS No: 0NY075-00-5 PM-10

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Item 2-51.7:

Compliance Demonstration shall include the following monitoring:

Capping: Yes

Monitoring Type: RECORD KEEPING/MAINTENANCE PROCEDURES

Monitoring Description:

Facility owner shall ensure that emissions of Particulate Matter less than 10 microns in mean aerodynamic diameter (PM-10), including those from permitted, exempt, and trivial sources, remain less than 190,000 pounds during any consecutive 12 month period.

Facility owner must maintain records that verify the facility's monthly PM-10 emissions. These records must be maintained at the facility for a period of five years.

Reports will be submitted annually, in a format acceptable to the commissioner's representative, which document that the facility's PM-10 emissions over any consecutive 12 month period were below 190,000 pounds. The annual reports must include information that documents the PM-10 emissions from each emission source at the facility, including exempt and trivial activities. The report must also include all emission factors and other data used in calculating the monthly PM-10 emissions.

Any noncompliance with the PM-10 emission limit in this condition must be reported by sending a copy of such record to the NYSDEC, Region 6, within 30 days of the occurrence.

Monitoring Frequency: MONTHLY

Averaging Method: ANNUAL MAXIMUM ROLLED MONTHLY

Reporting Requirements: ANNUALLY (ANNIVERSARY)

Initial Report Due: 05/01/2005 for the period 06/03/2004 through 04/01/2005

Condition 2-52: Capping Monitoring Condition

Effective between the dates of 06/03/2004 and Permit Expiration Date

Applicable State Requirement: 6NYCRR 201-7.2(c)

Item 2-52.1:

Under the authority of 6 NYCRR Part 201-7, this condition contains an emission cap for the purpose of



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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:

6NYCRR 201-6.1(a)

Item 2-52.2:

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

Item 2-52.3:

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 2-52.4:

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 2-52.5:

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 2-52.6:

The Compliance Demonstration activity will be performed for the Facility.

Regulated Contaminant(s):

CAS No: 000630-08-0 CARBON MONOXIDE

Item 2-52.7:

Compliance Demonstration shall include the following monitoring:

Capping: Yes

Monitoring Type: RECORD KEEPING/MAINTENANCE PROCEDURES

Monitoring Description:

Facility owner shall ensure that emissions of CO, including those from permitted, exempt, and trivial sources, remain less than 190,000 pounds during any consecutive 12 month period.

Facility owner must maintain records that verify the facility's monthly CO emissions. These records must be maintained at the facility for a period of five

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years.

Reports will be submitted annually, in a format acceptable to the commissioner's representative, which document that the facility's CO emissions over any consecutive 12 month period were below 190,000 pounds. The annual reports must include information that documents the CO emissions from each emission source at the facility, including exempt and trivial activities. The report must also include all emission factors and other data used in calculating the monthly CO emissions.

Any noncompliance with the CO emission limit in this condition must be reported by sending a copy of such record to the NYSDEC, Region 6, within 30 days of the occurrence.

Monitoring Frequency: MONTHLY

Averaging Method: ANNUAL MAXIMUM ROLLED MONTHLY

Reporting Requirements: ANNUALLY (ANNIVERSARY)

Initial Report Due: 05/01/2005 for the period 06/03/2004 through 04/01/2005

Condition 78: Air pollution prohibited
Effective between the dates of 04/02/1999 and Permit Expiration Date

Applicable State Requirement: 6NYCRR 211.2

Item 78.1:

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

Condition 79: Compliance Demonstration
Effective between the dates of 04/02/1999 and Permit Expiration Date

Applicable State Requirement: 6NYCRR 211.2

Item 79.1:

The Compliance Demonstration activity will be performed for the Facility.

Item 79.2:

Compliance Demonstration shall include the following monitoring:



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Monitoring Type: RECORD KEEPING/MAINTENANCE PROCEDURES

Monitoring Description:

Facility shall establish a complaint response procedure designed to ensure that complaints from officials or neighbors are adequately received and documented, and that appropriate response is taken by the facility. The facility shall:

1. Have a complaint phone line available 24 hours a day, 7 days a week.
2. Investigate any possible causes of any complaint received.
3. Take prompt action to abate any circumstance which is found to be the cause of the complaint.
4. Fully document the complaint, results of investigation, and any action taken.
5. Report in a format acceptable to the Department.

Monitoring Frequency: AS REQUIRED - SEE PERMIT MONITORING DESCRIPTION

Reporting Requirements: UPON REQUEST BY REGULATORY AGENCY

Condition 80: Diesel truck opacity limitation
Effective between the dates of 04/02/1999 and Permit Expiration Date

Applicable State Requirement: 6NYCRR 217-3.2(a)

Item 80.1:

No person who owns, operates or leases a vehicle propelled by a diesel engine or who owns, leases or occupies land and has actual or apparent dominion or control over the operation of a vehicle propelled by a diesel engine which is present on said land, shall operate said vehicle or allow or permit it to be operated, in such a manner that exhaust emissions of a shade of blue, black, or gray equal to or greater than No. 1 on the Ringelmann chart (20 percent opacity) or equivalent standard acceptable to the commissioner are produced for a continuous period of more than five seconds when the vehicle is in motion.

Condition 81: Idling of diesel trucks limited
Effective between the dates of 04/02/1999 and Permit Expiration Date

Applicable State Requirement: 6NYCRR 217-3.2(b)

Item 81.1:

No person who owns, operates or leases a bus or truck, the motive power for which is provided by a diesel engine or who owns, leases or occupies land and has the actual or apparent dominion or control over the operation of a bus or truck present on such land, the motive power for which said bus or truck is provided by a diesel engine, shall allow or permit the diesel engine of such bus or truck to idle for more than five consecutive minutes when the bus or truck is not in motion, except as otherwise permitted by 6 NYCRR Subpart 217-3.3.



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Condition 82: Exceptions

Effective between the dates of 04/02/1999 and Permit Expiration Date

Applicable State Requirement: 6NYCRR 217-3.3

Item 82.1:

The prohibitions of section 217-3.2(b) of this subpart shall not apply when:

1) A bus or truck is forced to remain motionless because of the traffic conditions over which the operator thereof has no control.

2) Regulations adopted by Federal, State or local agencies having jurisdiction require the maintenance of a specific temperature for passenger comfort. The idling time specified in section 217-3.2(b) of this Subpart may be increased, but only to the extent necessary to comply with such regulations.

3) A diesel engine is being used to provide power for an auxiliary purpose, such as loading, discharging, mixing or processing cargo; controlling cargo temperature; construction; lumbering; oil or gas well servicing; farming; or when operation of the engine is required for the purpose of maintenance.

4) Fire, police and public utility trucks and other vehicles are performing emergency services.

5) Trucks owned or operated by persons engaged in mining quarrying are used within the confines of such person's property.

6) A truck is to remain motionless for a period exceeding two hours, and during which period the ambient temperature is continuously below 25 degrees F.

Condition 83: Compliance Demonstration

Effective between the dates of 04/02/1999 and Permit Expiration Date

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

Item 83.1:

The Compliance Demonstration activity will be performed for the Facility.

Item 83.2:

Compliance Demonstration shall include the following monitoring:

Monitoring Type: WORK PRACTICE INVOLVING SPECIFIC OPERATIONS

Monitoring Description:

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

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of Lackawanna and South Buffalo.

Work Practice Type: PARAMETER OF PROCESS MATERIAL

Process Material: DISTILLATES - NUMBER 1 AND NUMBER 2 OIL

Parameter Monitored: SULFUR CONTENT

Upper Permit Limit: 1.5 percent by weight

Monitoring Frequency: PER DELIVERY

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

Reporting Requirements: UPON REQUEST BY REGULATORY AGENCY

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

Condition 84: Emission Point Definition By Emission Unit
Effective between the dates of 04/02/1999 and Permit Expiration Date

Applicable State Requirement: 6NYCRR 201-5

Item 84.1(From Mod 0):

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

Emission Unit: 1-PLANT

Emission Point: 00001

Height (ft.): 20

Diameter (in.): 45

NYTMN (km.): 4958.723 NYTME (km.): 500.728

Emission Point: 0002A

Height (ft.): 33

Diameter (in.): 48

NYTMN (km.): 4958.723 NYTME (km.): 500.728

Item 84.2(From Mod 0):

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

Emission Unit: 4-GENER

Emission Point: GEN01

Height (ft.): 12

Diameter (in.): 6

NYTMN (km.): 4958.723 NYTME (km.): 500.728

Condition 85: Process Definition By Emission Unit
Effective between the dates of 04/02/1999 and Permit Expiration Date

Applicable State Requirement: 6NYCRR 201-5

New York State Department of Environmental Conservation

Permit ID: 6-4062-00002/00023

Facility DEC ID: 6406200002



Item 85.1(From Mod 3):

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

Emission Unit: 2-CRUSH

Process: P03

Source Classification Code: 3-05-020-01

Process Description:

BROKEN ROCK IS SENT THROUGH CRUSHERS AS PART OF THE STONE PROCESSING OPERATION. THE ROCK MAY BE CRUSHED BY AS MANY AS FOUR DIFFERENT CRUSHERS TO GET THE RIGHT SIZE AND SHAPE REQUIRED FOR PRODUCT SALE.

Emission Source/Control: 00WS1 - Control

Control Type: DUST SUPPRESSION BY WATER SPRAY

Emission Source/Control: 00CR1 - Process

Design Capacity: 350 tons per hour

Emission Source/Control: 00CR2 - Process

Design Capacity: 310 tons per hour

Emission Source/Control: 00CR4 - Process

Design Capacity: 175 tons per hour

Emission Source/Control: 00CR6 - Process

Design Capacity: 270 tons per hour

Item 85.2(From Mod 2):

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

Emission Unit: 1-PLANT

Process: P01

Source Classification Code: 3-05-002-04

Process Description:

AGGREGATE IS DRIED IN A NATURAL GAS FIRED ROTARY DRYER. THE DRIED AGGREGATE IS MIXED WITH HOT LIQUID ASPHALT IN THE DRYER AND IS DISCHARGED INTO A SLAT CONVEYOR. THE SLAT CONVEYOR CARRIES THE ASPHALT UP TO A STORAGE SILO FOR LATER DISCHARGE INTO HAUL TRUCKS.

Emission Source/Control: 00BH1 - Control

Control Type: FABRIC FILTER

Emission Source/Control: 000D1 - Process

Item 85.3(From Mod 2):



New York State Department of Environmental Conservation

Permit ID: 6-4062-00002/00023

Facility DEC ID: 6406200002

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

Emission Unit: 1-PLANT

Process: P02

Source Classification Code: 3-05-002-04

Process Description:

AGGREGATE IS DRIED IN A NATURAL GAS ROTARY DRYER. THE DRIED AGGREGATE IS MIXED WITH HOT LIQUID ASPHALT IN A PUG MILL AND IS EITHER LOADED INTO HAUL TRUCKS OR INTO A STORAGE SILO FOR LATER SALE.

Emission Source/Control: 00BH2 - Control

Control Type: FABRIC FILTER

Emission Source/Control: 0CYC2 - Control

Control Type: SINGLE CYCLONE

Emission Source/Control: 000D2 - Process

Item 85.4(From Mod 2):

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

Emission Unit: 1-PLANT

Process: P06

Source Classification Code: 3-05-025-02

Process Description:

AGGREGATE IS DRIED IN A FUEL OIL FIRED ROTARY DRYER. THE DRIED AGGREGATE IS MIXED WITH HOT LIQUID IN A PUG MILL AND IS EITHER LOADED INTO HAUL TRUCKS OR INTO A STORAGE SILO FOR LATER SALE.

Emission Source/Control: 00BH2 - Control

Control Type: FABRIC FILTER

Emission Source/Control: 0CYC2 - Control

Control Type: SINGLE CYCLONE

Emission Source/Control: 000D2 - Process

Design Capacity: 300 tons per hour

Item 85.5(From Mod 2):

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

Emission Unit: 1-PLANT

Process: P07

Source Classification Code: 3-05-025-02

Process Description:

AGGREGATE IS DRIED IN A WASTE FUEL A FIRED



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Facility DEC ID: 6406200002

ROTARY DRYER. THE DRIED AGGREGATE IS MIXED WITH HOT LIQUID IN A PUG MILL AND IS EITHER LOADED INTO HAUL TRUCKS OR INTO A STORAGE SILO FOR LATER SALE.

Emission Source/Control: 00BH2 - Control
Control Type: FABRIC FILTER

Emission Source/Control: 0CYC2 - Control
Control Type: SINGLE CYCLONE

Emission Source/Control: 000D2 - Process
Design Capacity: 300 tons per hour

Item 85.6(From Mod 2):

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

Emission Unit: 1-PLANT

Process: P08

Source Classification Code: 3-05-025-02

Process Description:

AGGREGATE IS DRIED IN A FUEL OIL FIRED ROTARY DRYER. THE DRIED AGGREGATE IS MIXED WITH HOT LIQUID ASPHALT IN THE DRYER AND IS DISCHARGED INTO A SLAT CONVEYOR. THE SLAT CONVEYOR CARRIES THE ASPHALT UP TO A STORAGE SILO FOR LATER DISCHARGE INTO HAUL TRUCKS.

Emission Source/Control: 00BH1 - Control
Control Type: FABRIC FILTER

Emission Source/Control: 000D1 - Process
Design Capacity: 300 tons per hour

Item 85.7(From Mod 2):

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

Emission Unit: 1-PLANT

Process: P09

Source Classification Code: 3-05-025-02

Process Description:

AGGREGATE IS DRIED IN A WASTE FUEL A FIRED ROTARY DRYER. THE DRIED AGGREGATE IS MIXED WITH HOT LIQUID ASPHALT IN THE DRYER AND IS DISCHARGED INTO A SLAT CONVEYOR. THE SLAT CONVEYOR CARRIES THE ASPHALT UP TO A STORAGE SILO FOR LATER DISCHARGE INTO HAUL TRUCKS.

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Permit ID: 6-4062-00002/00023

Facility DEC ID: 6406200002



Emission Source/Control: 00BH1 - Control
Control Type: FABRIC FILTER

Emission Source/Control: 000D1 - Process
Design Capacity: 300 tons per hour

Item 85.8(From Mod 2):

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

Emission Unit: 2-CRUSH

Process: P10

Process Description:

Broken rock is sent through crushers, screens, and conveyors to size and separate aggregate for sale off site. P09 consists of a portable plant that will be used on a temporary basis as needed at the quarry. The portable plant will consist of 1 crusher, 1 screen and 4 conveyers. The portable plant is subject to 40 CFR 60 Subpart OOO.

Emission Source/Control: 00CR5 - Process
Design Capacity: 330 tons per hour

Emission Source/Control: 00SC6 - Process
Design Capacity: 55 square feet

Emission Source/Control: 00SC7 - Process
Design Capacity: 55 square feet

Emission Source/Control: 0CON2 - Process

Item 85.9(From Mod 2):

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

Emission Unit: 3-SCREE

Process: P04

Source Classification Code: 3-05-320-06

Process Description:

CRUSHED ROCK IS SENT THROUGH A SERIES OF SCREENS AND CONVEYORS WHERE IT IS SIZED AND SEPARATED. THE AGGREGATE IS SENT TO STOCKPILES FOR LATER LOADING INTO TRUCKS FOR SALE AND REMOVAL OFF-SITE.

Emission Source/Control: 00WS2 - Control
Control Type: DUST SUPPRESSION BY WATER SPRAY



New York State Department of Environmental Conservation

Permit ID: 6-4062-00002/00023

Facility DEC ID: 6406200002

Emission Source/Control: 00SC1 - Process
Design Capacity: 50 square feet

Emission Source/Control: 00SC2 - Process
Design Capacity: 60 square feet

Emission Source/Control: 00SC3 - Process
Design Capacity: 160 square feet

Emission Source/Control: 00SC4 - Process
Design Capacity: 160 square feet

Emission Source/Control: 00SC5 - Process
Design Capacity: 160 square feet

Emission Source/Control: 0CON1 - Process

Item 85.10(From Mod 2):

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

Emission Unit: 4-GENER

Process: P05

Source Classification Code: 3-05-010-60

Process Description:

ONE DIESEL POWERED GENERATOR SUPPLIES
POWER TO THE PRIMARY CRUSHER AT THE STONE
PLANT.

Emission Source/Control: 000G1 - Combustion

Design Capacity: 675 horsepower (mechanical)