



PERMIT
Under the Environmental Conservation Law (ECL)

IDENTIFICATION INFORMATION

Permit Type: Air State Facility
Permit ID: 6-4062-00043/00008
Mod 0 Effective Date: 08/30/2001 Expiration Date: No expiration date.
Mod 1 Effective Date: 06/19/2003 Expiration Date: No expiration date.
Mod 2 Effective Date: 06/27/2007 Expiration Date: No expiration date.
Mod 3 Effective Date: 09/30/2009 Expiration Date: No expiration date.

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

Contact: SYLVAIN GROSS
BARRETT PAVING
26572 ST RTE 37
WATERTOWN, NY 13601
(315) 788-2037

Facility: NORFOLK QUARRY
CO RTE 47 - N SIDE - W OF RAILROAD
NORFOLK, NY 13668

Contact: SCOTT LOCKERBIE
BARRETT PAVING MATERIALS INC
26572 ST RTE 37
WATERTOWN, NY 13601
(315) 353-6611

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

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

Authorized Signature: _____ Date: ____ / ____ / ____



Notification of Other State Permittee Obligations

Item A: Permittee Accepts Legal Responsibility and Agrees to Indemnification

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

Item B: Permittee's Contractors to Comply with Permit

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

Item C: Permittee Responsible for Obtaining Other Required Permits

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

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

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



LIST OF CONDITIONS

DEC GENERAL CONDITIONS

General Provisions

Facility Inspection by the Department
Relationship of this Permit to Other Department Orders and
Determinations
Applications for Permit Renewals and Modifications
Permit Modifications, Suspensions, and Revocations by the Department

Facility Level

Submission of Applications for Permit Modification or Renewal -REGION
6 HEADQUARTERS



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

Condition 1: Facility Inspection by the Department
Applicable State Requirement: ECL 19-0305

Item 1.1:

The permitted site or facility, including relevant records, is subject to inspection at reasonable hours and intervals by an authorized representative of the Department of Environmental Conservation (the Department) to determine whether the permittee is complying with this permit and the ECL. Such representative may order the work suspended pursuant to ECL 71-0301 and SAPA 401(3).

Item 1.2:

The permittee shall provide a person to accompany the Department's representative during an inspection to the permit area when requested by the Department.

Item 1.3:

A copy of this permit, including all referenced maps, drawings and special conditions, must be available for inspection by the Department at all times at the project site or facility. Failure to produce a copy of the permit upon request by a Department representative is a violation of this permit.

Condition 2: Relationship of this Permit to Other Department Orders and Determinations
Applicable State Requirement: ECL 3-0301 (2) (m)

Item 2.1:

Unless expressly provided for by the Department, issuance of this permit does not modify, supersede or rescind any order or determination previously issued by the Department or any of the terms, conditions or requirements contained in such order or determination.

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

Item 3.1:

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

Item 3.2:

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

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

Item 4.1:

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



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

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

Condition 5: Submission of Applications for Permit Modification or Renewal -REGION 6 HEADQUARTERS

Applicable State Requirement: 6 NYCRR 621.5 (a)

Item 5.1:

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



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: NORFOLK QUARRY
CO RTE 47 - N SIDE - W OF RAILROAD
NORFOLK, NY 13668

Authorized Activity By Standard Industrial Classification Code:
1422 - CRUSHED AND BROKEN LIMESTONE

Mod 0 Permit Effective Date: 08/30/2001
date.

Permit Expiration Date: No expiration

Mod 3 Permit Effective Date: 09/30/2009
date.

Permit Expiration Date: No expiration



LIST OF CONDITIONS

FEDERALLY ENFORCEABLE CONDITIONS

Facility Level

- 3-1 6 NYCRR Subpart 201-7: Facility Permissible Emissions
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- *3-3 6 NYCRR Subpart 201-7: Capping Monitoring Condition
- 17 6 NYCRR 227-1.6 (a): Corrective action.
- 18 6 NYCRR 227-1.6 (b): Corrective action.
- 19 6 NYCRR 227-1.6 (c): Corrective action.
- 20 6 NYCRR 227-1.6 (d): Corrective action.
- 21 6 NYCRR 227-1.7 (b): Emissions data requirements.
- 22 40CFR 60.4, NSPS Subpart A: EPA Region 2 address.
- 23 40CFR 60.7(a), NSPS Subpart A: Date of construction notification.
- 24 40CFR 60.7(b), NSPS Subpart A: Recordkeeping requirements.
- 25 40CFR 60.7(f), NSPS Subpart A: Facility files for subject sources.
- 26 40CFR 60.8(a), NSPS Subpart A: Performance testing timeline.
- 27 40CFR 60.8(b), NSPS Subpart A: Performance test methods.
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- 29 40CFR 60.8(d), NSPS Subpart A: Prior notice.
- 30 40CFR 60.8(f), NSPS Subpart A: Number of required tests.
- 31 40CFR 60.9, NSPS Subpart A: Availability of information.
- 32 40CFR 60.11, NSPS Subpart A: Opacity standard compliance testing.
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- 35 40CFR 60.15, NSPS Subpart A: Reconstruction
- 3-5 40CFR 60.672(b), NSPS Subpart OOO: Compliance Demonstration
- 3-6 40CFR 60.672(c), NSPS Subpart OOO: Compliance Demonstration
- 3-7 40CFR 60.675(c)(1), NSPS Subpart OOO: Opacity Procedures - Method 9
with Following Additions
- 3-8 40CFR 60.675(c)(3), NSPS Subpart OOO: Method 9 Observation Time
Reduction Requirements - Fugitive
- 3-9 40CFR 60.675(c)(4), NSPS Subpart OOO: Method 9 Observation Time
Reduction Requirements - Crushers
- 3-10 40CFR 60.675(e)(1), NSPS Subpart OOO: Alternative Test Procedures
for Two or More Interfering Sources
- 3-11 40CFR 60.675(g), NSPS Subpart OOO: Rescheduling of Performance Test
- 3-4 40CFR 60.676(a), NSPS Subpart OOO: Reporting and Recordkeeping for
Replacement of Equipment

Emission Unit Level

EU=1-KNAPP,Proc=P02,ES=000G1

- 3-12 6 NYCRR 225-1.2 (a) (2): Compliance Demonstration
- 3-13 6 NYCRR 225-1.8 (a): Compliance Demonstration
- 3-14 6 NYCRR 227-1.3 (a): Compliance Demonstration

STATE ONLY ENFORCEABLE CONDITIONS

Facility Level

- 3-15 ECL 19-0301: Contaminant List
- 3-16 6 NYCRR 201-1.4: Unavoidable noncompliance and violations
- 42 6 NYCRR Subpart 201-5: General Provisions



43 6 NYCRR Subpart 201-5: Permit Exclusion Provisions

44 6 NYCRR Subpart 201-5: Emission Unit Definition

46 6 NYCRR 211.2: Air pollution prohibited

3-17 6 NYCRR 211.2: Compliance Demonstration

Emission Unit Level

47 6 NYCRR Subpart 201-5: Process Definition By Emission Unit

NOTE: * preceding the condition number indicates capping.



FEDERALLY ENFORCEABLE CONDITIONS

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

NOTIFICATION OF GENERAL PERMITTEE OBLIGATIONS

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

Item A: Sealing - 6NYCRR Part 200.5

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

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

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

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

Item B: Acceptable Ambient Air Quality - 6NYCRR Part 200.6

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

Item C: Maintenance of Equipment - 6NYCRR Part 200.7

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



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

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

(a) The owner and/or operator must apply for a permit for such emission source or register the facility in accordance with the provisions of Part 201.

(b) The emission source or facility is subject to all regulations that were applicable to it at the time of construction or modification and any subsequent requirements applicable to existing sources or facilities.

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

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

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

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

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

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

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

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

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



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

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

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

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

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

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

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

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

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

An acceptable report of measured emissions shall be submitted, as may be required by the Commissioner, to ascertain compliance or noncompliance with any air



pollution code, rule, or regulation. Failure to submit a report acceptable to the Commissioner within the time stated shall be sufficient reason for the Commissioner to suspend or deny an operating permit. Notification and acceptable procedures are specified in 6NYCRR Part 202-1.

Item K: Visible Emissions Limited - 6 NYCRR Part 211.3

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

Item L: Open Fires - 6 NYCRR Part 215

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

Item M: Permit Exclusion - ECL 19-0305

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

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

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

FEDERAL APPLICABLE REQUIREMENTS



The following conditions are federally enforceable.

Condition 3-1: Facility Permissible Emissions
Effective between the dates of 09/30/2009 and Permit Expiration Date

Applicable Federal Requirement:6 NYCRR Subpart 201-7

Item 3-1.1:

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:

per year CAS No: 0NY075-00-5 (From Mod 3) PTE: 98,000 pounds

Name: PM-10

per year CAS No: 0NY210-00-0 (From Mod 3) PTE: 98,000 pounds

Name: OXIDES OF NITROGEN

Condition 3-2: Capping Monitoring Condition
Effective between the dates of 09/30/2009 and Permit Expiration Date

Applicable Federal Requirement:6 NYCRR Subpart 201-7

Item 3-2.1:

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

6 NYCRR Subpart 201-6

6 NYCRR 212.10

6 NYCRR Subpart 227-2

6 NYCRR Subpart 231-2

Item 3-2.2:

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

Item 3-2.3:

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

Item 3-2.4:

On an annual basis, unless otherwise specified below, beginning one year after the granting of an emissions cap, the responsible official shall provide a certification to the Department that the



facility has operated all emission units within the limits imposed by the emission cap. This certification shall include a brief summary of the emissions subject to the cap for that time period and a comparison to the threshold levels that would require compliance with an applicable requirement.

Item 3-2.5:

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

Item 3-2.6:

The Compliance Demonstration activity will be performed for the Facility.

Regulated Contaminant(s):

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

Item 3-2.7:

Compliance Demonstration shall include the following monitoring:

Capping: Yes

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

Monitoring Description:

Facility owner shall ensure that emissions of Oxides of Nitrogen (NO_x), including those from permitted, exempt, and trivial sources, remain less than 49 tons 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 49 tons. 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 occurrence.

Parameter Monitored: OXIDES OF NITROGEN

Upper Permit Limit: 49 tons per year

Monitoring Frequency: MONTHLY

Averaging Method: ANNUAL MAXIMUM ROLLED MONTHLY

Reporting Requirements: ANNUALLY (CALENDAR)



Reports due 30 days after the reporting period.
The initial report is due 1/30/2010.
Subsequent reports are due every 12 calendar month(s).

Condition 3-3: Capping Monitoring Condition
Effective between the dates of 09/30/2009 and Permit Expiration Date

Applicable Federal Requirement:6 NYCRR Subpart 201-7

Item 3-3.1:

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

6 NYCRR Subpart 201-6

Item 3-3.2:

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

Item 3-3.3:

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

Item 3-3.4:

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

Item 3-3.5:

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

Item 3-3.6:

The Compliance Demonstration activity will be performed for the Facility.

Regulated Contaminant(s):

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

Item 3-3.7:

Compliance Demonstration shall include the following monitoring:

Capping: Yes

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



Monitoring Description:

Facility owner shall ensure that emissions of Particulate Matter less than 10 microns in diameter (PM-10), including those from permitted, exempt, and trivial sources, remain less than 49 tons 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 49 tons. 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.

Parameter Monitored: PM-10

Upper Permit Limit: 49 tons per year

Monitoring Frequency: MONTHLY

Averaging Method: ANNUAL MAXIMUM ROLLED MONTHLY

Reporting Requirements: ANNUALLY (CALENDAR)

Reports due 30 days after the reporting period.

The initial report is due 1/30/2010.

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

Condition 17: Corrective action.

Effective between the dates of 08/30/2001 and Permit Expiration Date

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

Item 17.1:

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 18: Corrective action.

Effective between the dates of 08/30/2001 and Permit Expiration Date



Item 25.1:

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 26: Performance testing timeline.

Effective between the dates of 08/30/2001 and Permit Expiration Date

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

Item 26.1:

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

Condition 27: Performance test methods.

Effective between the dates of 08/30/2001 and Permit Expiration Date

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

Item 27.1:

Performance testing shall be conducted in accordance with the methods and procedures prescribed in 40 CFR 60 or by alternative methods and procedures approved by the Administrator.

Condition 28: Required performance test information.

Effective between the dates of 08/30/2001 and Permit Expiration Date

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

Item 28.1:

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

Condition 29: Prior notice.

Effective between the dates of 08/30/2001 and Permit Expiration Date

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

Item 29.1:

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

Condition 30: Number of required tests.

Effective between the dates of 08/30/2001 and Permit Expiration Date

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

Item 30.1:



Each performance test shall consist of three separate runs, at the specified duration required in the applicable test method. Compliance with all applicable standards shall be determined by using the arithmetic means of the results of the three runs.

Condition 31: Availability of information.
Effective between the dates of 08/30/2001 and Permit Expiration Date

Applicable Federal Requirement:40CFR 60.9, NSPS Subpart A

Item 31.1:

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 32: Opacity standard compliance testing.
Effective between the dates of 08/30/2001 and Permit Expiration Date

Applicable Federal Requirement:40CFR 60.11, NSPS Subpart A

Item 32.1:

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 of 40 CFR Part 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 33: Circumvention.
Effective between the dates of 08/30/2001 and Permit Expiration Date

Applicable Federal Requirement:40CFR 60.12, NSPS Subpart A

Item 33.1:

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

Condition 34: Modifications.
Effective between the dates of 08/30/2001 and Permit Expiration Date

Applicable Federal Requirement:40CFR 60.14, NSPS Subpart A

Item 34.1:

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

Condition 35: Reconstruction



Effective between the dates of 08/30/2001 and Permit Expiration Date

Applicable Federal Requirement:40CFR 60.15, NSPS Subpart A

Item 35.1:

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

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

Condition 3-5: Compliance Demonstration

Effective between the dates of 09/30/2009 and Permit Expiration Date

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

Replaces Condition(s) 40, 41

Item 3-5.1:

The Compliance Demonstration activity will be performed for the facility:

The Compliance Demonstration applies to:

- | | |
|--|------------------------|
| Emission Unit: 1-KNAPP
Process: P01 | Emission Source: 000S1 |
| Emission Unit: 1-KNAPP
Process: P01 | Emission Source: 0CON1 |
| Emission Unit: 1-KNAPP
Process: P03 | Emission Source: 0CON2 |
| Emission Unit: 1-KNAPP
Process: P03 | Emission Source: 0SCR1 |
| Emission Unit: 1-KNAPP
Process: P03 | Emission Source: 0SCR2 |
| Emission Unit: 1-KNAPP | |



Process: P03

Emission Source: 0SCR3

Emission Unit: 1-KNAPP

Process: P03

Emission Source: 0SCR4

Item 3-5.2:

Compliance Demonstration shall include the following monitoring:

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

Monitoring Description:

No owner or operator shall cause to be discharged into the atmosphere from any transfer point on belt conveyors or from any other affected facility (as defined in 40 CFR 60.670(a)(1)) any fugitive emissions which exhibit greater than 10 percent opacity, except as provided in 40 CFR 60.672(c), (d), and (e).

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: ONCE / BATCH OR MONITORING OCCURRENCE

Condition 3-6: Compliance Demonstration

Effective between the dates of 09/30/2009 and Permit Expiration Date

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

Replaces Condition(s) 39

Item 3-6.1:

The Compliance Demonstration activity will be performed for the facility:

The Compliance Demonstration applies to:

Emission Unit: 1-KNAPP

Process: P01

Emission Source: 00CR1

Emission Unit: 1-KNAPP

Process: P03

Emission Source: 0CRU1

Emission Unit: 1-KNAPP

Process: P03

Emission Source: 0CRU2

Emission Unit: 1-KNAPP

Process: P03

Emission Source: 0CRU3

Item 3-6.2:

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: AS REQUIRED - SEE PERMIT MONITORING

DESCRIPTION

Averaging Method: 6-MINUTE AVERAGE (METHOD 9)

Reporting Requirements: ONCE / BATCH OR MONITORING OCCURRENCE

**Condition 3-7: Opacity Procedures - Method 9 with Following Additions
Effective between the dates of 09/30/2009 and Permit Expiration Date**

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

OOO

Item 3-7.1:

This Condition applies to:

Emission Unit: 1KNAPP

Process: P01

Emission Source: 00S1

Emission Unit: 1KNAPP

Process: P01

Emission Source: 00CR1

Emission Unit: 1KNAPP

Process: P01

Emission Source: 0CON1

Emission Unit: 1KNAPP

Process: P03

Emission Source: 0CON2

Emission Unit: 1KNAPP

Process: P03

Emission Source: 0CRU1

Emission Unit: 1KNAPP

Process: P03

Emission Source: 0CRU2

Emission Unit: 1KNAPP

Process: P03

Emission Source: 0CRU3

Emission Unit: 1KNAPP

Process: P03

Emission Source: 0SCR1

Emission Unit: 1KNAPP

Process: P03

Emission Source: 0SCR2



Emission Unit: 1KNAPP
Process: P03 Emission Source: 0SCR3

Emission Unit: 1KNAPP
Process: P03 Emission Source: 0SCR4

Item 3-7.2:

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 3-8: Method 9 Observation Time Reduction Requirements - Fugitive

Effective between the dates of 09/30/2009 and Permit Expiration Date

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

OOO

Item 3-8.1:

This Condition applies to:

Emission Unit: 1KNAPP
Process: P01 Emission Source: 000S1

Emission Unit: 1KNAPP
Process: P01 Emission Source: 0CON1

Emission Unit: 1KNAPP
Process: P03 Emission Source: 0CON2

Emission Unit: 1KNAPP
Process: P03 Emission Source: 0SCR1

Emission Unit: 1KNAPP
Process: P03 Emission Source: 0SCR2



Emission Unit: 1KNAPP

Process: P03

Emission Source: 0SCR3

Emission Unit: 1KNAPP

Process: P03

Emission Source: 0SCR4

Item 3-8.2:

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 3-9: Method 9 Observation Time Reduction Requirements -
Crushers**

Effective between the dates of 09/30/2009 and Permit Expiration Date

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

OOO

Item 3-9.1:

This Condition applies to:

Emission Unit: 1KNAPP

Process: P01

Emission Source: 00CR1

Emission Unit: 1KNAPP

Process: P03

Emission Source: 0CRU1

Emission Unit: 1KNAPP

Process: P03

Emission Source: 0CRU2

Emission Unit: 1KNAPP

Process: P03

Emission Source: 0CRU3

Item 3-9.2:

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 3-10: Alternative Test Procedures for Two or More Interfering Sources

Effective between the dates of 09/30/2009 and Permit Expiration Date

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

OOO

Item 3-10.1:

This Condition applies to:

Emission Unit: 1KNAPP Process: P01	Emission Source: 00S1
Emission Unit: 1KNAPP Process: P01	Emission Source: 00CR1
Emission Unit: 1KNAPP Process: P01	Emission Source: 0CON1
Emission Unit: 1KNAPP Process: P03	Emission Source: 0CON2
Emission Unit: 1KNAPP Process: P03	Emission Source: 0CRU1
Emission Unit: 1KNAPP Process: P03	Emission Source: 0CRU2
Emission Unit: 1KNAPP Process: P03	Emission Source: 0CRU3
Emission Unit: 1KNAPP Process: P03	Emission Source: 0SCR1
Emission Unit: 1KNAPP Process: P03	Emission Source: 0SCR2
Emission Unit: 1KNAPP Process: P03	Emission Source: 0SCR3
Emission Unit: 1KNAPP Process: P03	Emission Source: 0SCR4

Item 3-10.2:

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

(2) For a screening operation:

(i) The total surface area of the top screen of the existing screening operation being replaced and

(ii) The total surface area of the top screen of the replacement screening operation.

(3) For a conveyor belt:

(i) The width of the existing belt being replaced and

(ii) The width of the replacement conveyor belt.

(4) For a storage bin:

(i) The rated capacity in megagrams or tons of the existing storage bin being replaced and

(ii) The rated capacity in megagrams or tons of replacement storage bins.

**** Emission Unit Level ****

Condition 3-12: Compliance Demonstration

Effective between the dates of 09/30/2009 and Permit Expiration Date

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

Replaces Condition(s) 15

Item 3-12.1:

The Compliance Demonstration activity will be performed for:

Emission Unit: 1-KNAPP

Process: P02

Emission Source: 000G1

Regulated Contaminant(s):

CAS No: 007446-09-5

SULFUR DIOXIDE

Item 3-12.2:

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.



Work Practice Type: PARAMETER OF PROCESS MATERIAL
Process Material: NUMBER 6 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: ANNUALLY (CALENDAR)
Reports due 30 days after the reporting period.
The initial report is due 1/30/2010.
Subsequent reports are due every 12 calendar month(s).

Condition 3-13: Compliance Demonstration
Effective between the dates of 09/30/2009 and Permit Expiration Date

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

Item 3-13.1:

The Compliance Demonstration activity will be performed for:

Emission Unit: 1-KNAPP

Process: P02

Emission Source: 000G1

Item 3-13.2:

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, 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: ANNUALLY (CALENDAR)

Reports due 30 days after the reporting period.

The initial report is due 1/30/2010.

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

Condition 3-14: Compliance Demonstration
Effective between the dates of 09/30/2009 and Permit Expiration Date

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

Replaces Condition(s) 16

Item 3-14.1:

The Compliance Demonstration activity will be performed for:

Emission Unit: 1-KNAPP

Process: P02

Emission Source: 000G1



Item 3-14.2:

Compliance Demonstration shall include the following monitoring:

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

Monitoring Description:

No owner or operator of a combustion installation shall operate the installation in such a way to emit greater than 20 percent opacity except for one six minute period per hour, not to exceed 27 percent, based upon the six minute average in reference test Method 9 in Appendix A of 40 CFR 60. Visible emissions observations from the emission source listed above shall be performed at the request of the Department.

Parameter Monitored: OPACITY

Upper Permit Limit: 20 percent

Reference Test Method: EPA RM 9

Monitoring Frequency: AS REQUIRED - SEE PERMIT MONITORING
DESCRIPTION

Averaging Method: 6 MINUTE AVERAGE

Reporting Requirements: ONCE / BATCH OR MONITORING OCCURRENCE



STATE ONLY ENFORCEABLE CONDITIONS

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

NOTIFICATION OF GENERAL PERMITTEE OBLIGATIONS

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

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

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

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

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

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

STATE ONLY APPLICABLE REQUIREMENTS

The following conditions are state only enforceable.



Condition 3-15: Contaminant List
Effective between the dates of 09/30/2009 and Permit Expiration Date

Applicable State Requirement:ECL 19-0301

Item 3-15.1:

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

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

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

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

Condition 3-16: Unavoidable noncompliance and violations
Effective between the dates of 09/30/2009 and Permit Expiration Date

Applicable State Requirement:6 NYCRR 201-1.4

Item 3-16.1:

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

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

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



reporting and notification provisions for applicable requirements more stringent than those above.

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

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

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

Condition 42: General Provisions
Effective between the dates of 08/30/2001 and Permit Expiration Date

Applicable State Requirement:6 NYCRR Subpart 201-5

Item 42.1:

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

Item 42.2:

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

Item 42.3:

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

Condition 43: Permit Exclusion Provisions
Effective between the dates of 08/30/2001 and Permit Expiration Date

Applicable State Requirement:6 NYCRR Subpart 201-5

Item 43.1:

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



currently pending or future legal, administrative or equitable rights or claims, actions, suits, causes of action or demands whatsoever that the Department may have against the Applicant including, but not limited to, any enforcement action authorized pursuant to the provisions of applicable federal law, the Environmental Conservation Law of the State of New York (ECL) and Chapter III of the Official Compilation of the Codes, Rules and Regulations of the State of New York (NYCRR).

The issuance of this permit by the Department and the receipt thereof by the Applicant does not supercede, revoke or rescind an order or modification thereof on consent or determination by the Commissioner issued heretofore by the Department or any of the terms, conditions or requirements contained in such order or modification thereof unless specifically intended by this permit.

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 the right of the Department to bring any future action, or pursue any pending action, either administrative or judicial, to required remediation, contribution for costs incurred or funds expended, for any violations, past, present or future, known or unknown, of applicable federal law, the ECL, or the rules and regulations promulgated thereunder, or conditions contained in any other licenses or permits issued to the Applicant and not addressed in this permit.

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 the right of the Department to pursue any claims for natural resource damages against the Applicant.

Condition 44: Emission Unit Definition
Effective between the dates of 08/30/2001 and Permit Expiration Date

Applicable State Requirement:6 NYCRR Subpart 201-5

Item 44.1(From Mod 3):

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

Emission Unit: 1-KNAPP

Emission Unit Description:

This emission unit includes all activities within the stone crushing operation. The portable aggregate operation includes 1 crusher, 1 screen and multiple conveyors, powered by 1diesel engine. The stationary main aggregate plant includes 3 crushers, 3 dry screens, 1 wash screen and multiple conveyors. The stationary plant will be powered by line power. Water will be used for dust suppression.

Condition 46: Air pollution prohibited
Effective between the dates of 08/30/2001 and Permit Expiration Date

Applicable State Requirement:6 NYCRR 211.2

Item 46.1:

No person shall cause or allow emissions of air contaminants to the outdoor atmosphere of such quantity, characteristic or duration which are injurious to human, plant or animal life or to property, or which unreasonably interfere with the comfortable enjoyment of life or property. Notwithstanding the existence of specific air quality standards or emission limits, this



prohibition applies, but is not limited to, any particulate, fume, gas, mist, odor, smoke, vapor, pollen, toxic or deleterious emission, either alone or in combination with others.

Condition 3-17: Compliance Demonstration
Effective between the dates of 09/30/2009 and Permit Expiration Date

Applicable State Requirement:6 NYCRR 211.2

Item 3-17.1:

The Compliance Demonstration activity will be performed for the Facility.

Item 3-17.2:

Compliance Demonstration shall include the following monitoring:

Monitoring Type: RECORD KEEPING/MAINTENANCE PROCEDURES

Monitoring Description:

No waste oil is to be used for fugitive dust control.
Plant roadways and stockpiles must be watered and/or treated with an approved dust suppressant, as appropriate, and speed limited to preclude emissions of dust which is determined to be in violation of 6 NYCRR 211.2 which states:

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.

If complaints of current excess dust are received, then the facility must immediately apply corrective measure, as necessary to comply with the requirements of 6 NYCRR 211.2 as noted above. A log of any complaints received must be kept in a bound logbook or other format acceptable to the Department.

The following data must be recorded for each observation:

The date and time of the complaint,
The name, address and phone # of the complainant (if given),
The complainants description of the complaint,
The facility's evaluation of the complaint, and
The corrective measures taken.

This logbook must be retained at the facility for five (5) years after the date of the last entry.

If complaints are received on more than one day per seven day period, then the owner or facility representative



shall notify the Department by the next business day
(Monday thru Friday) of these complaints.

Monitoring Frequency: AS REQUIRED - SEE PERMIT MONITORING
DESCRIPTION

Reporting Requirements: AS REQUIRED - SEE MONITORING DESCRIPTION

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

Condition 47: Process Definition By Emission Unit
Effective between the dates of 08/30/2001 and Permit Expiration Date

Applicable State Requirement:6 NYCRR Subpart 201-5

Item 47.1(From Mod 3):

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

Emission Unit: 1-KNAPP

Process: P01

Source Classification Code: 3-05-020-01

Process Description:

This process is the portable crushing and screening plant. Shot rock is sent through 1 crusher, 1 screen and multiple conveyers to size aggregate product for sale off site.

Emission Source/Control: 000S1 - Process

Emission Source/Control: 00CR1 - Process

Emission Source/Control: 0CON1 - Process

Item 47.2(From Mod 3):

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

Emission Unit: 1-KNAPP

Process: P02

Source Classification Code: 2-01-001-02

Process Description:

One diesel engine greater than 400 horsepower supplies power to the portable crushing operation.

Emission Source/Control: 000G1 - Combustion

Item 47.3(From Mod 3):

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

Emission Unit: 1-KNAPP

Process: P03

Source Classification Code: 3-05-020-01

Process Description:

This process is the main stationary plant. Shot rock is sent through 3 crushers, 4 screens and multiple conveyers to size aggregate product for sale off site.



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

Emission Source/Control: 0CON2 - Process

Emission Source/Control: 0CRU1 - Process

Emission Source/Control: 0CRU2 - Process

Emission Source/Control: 0CRU3 - Process

Emission Source/Control: 0SCR1 - Process

Emission Source/Control: 0SCR2 - Process

Emission Source/Control: 0SCR3 - Process

Emission Source/Control: 0SCR4 - Process

New York State Department of Environmental Conservation

Permit ID: 6-4062-00043/00008

Facility DEC ID: 6406200043

