

New York State Department of Environmental Conservation
Facility DEC ID: 8243000004



PERMIT
Under the Environmental Conservation Law (ECL)

IDENTIFICATION INFORMATION

Permit Type: Air State Facility
Permit ID: 8-2430-00004/00005
Effective Date: 06/14/2001 Expiration Date: No expiration date

Permit Issued To: SENECA FOODS CORP
3736 S MAIN ST
MARION, NY 14505-9777

Contact: MIKE HANCHETTE
SENECA FOODS CORP
5705 ROUTE 36
LEICESTER, NY 14481
(585) 658-2211

Facility: SENECA FOODS- LEICESTER PLANT
5705 ROUTE 36
LEICESTER, NY 14481

Contact: MIKE HANCHETTE
SENECA FOODS CORP
5705 ROUTE 36
LEICESTER, NY 14481
(585) 658-2211

Description:
Initial State Facility Air Permit for an existing vegetable processing and canning plant. Permit includes the previously permitted boilers, as well as a new boiler relocated from their East Williamson plant. The facility consists of four (4) Emission Units:

EU 1-BOILR 25.8 MBtu dual fuel boiler that can fire natural gas or #2 fuel oil.

EU 2-BOILR 63 MBtu dual fuel boiler that can fire natural gas or #2 fuel oil.

EU 3-BOILR 20.1 MBtu dual fuel boiler that can fire natural gas or #2 fuel oil.

EU 4-PROCS includes cooking kettles, exempt heaters and water treatment unit.

This permit contains "capping" conditions that restrict the facility emissions of Sulfur Dioxide (SO₂) and Oxides of Nitrogen (NO_x) to 198,800 pounds per year each based upon fuel consumption. This facility-wide cap was approved by the Department on March 28, 1995.

FINAL



New York State Department of Environmental Conservation
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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: PETER A LENT
DIVISION OF ENVIRONMENTAL PERMITS
6274 EAST AVON LIMA RD
AVON, NY 14414-9519

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

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 8
HEADQUARTERS



DEC GENERAL CONDITIONS

****** General Provisions ******

GENERAL CONDITIONS - Apply to ALL Authorized Permits.

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

Item 1.1:

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

Item 1.2:

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

Item 1.3:

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

Condition 2: Relationship of this Permit to Other Department Orders and Determinations
Applicable State Requirement: ECL 3-0301.2(m)

Item 2.1:

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

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

Item 3.1:

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

Item 3.2:

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

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

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Item 4.1:

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

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

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

Condition 5: Submission of Applications for Permit Modification or Renewal -REGION 8
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 8 Headquarters
Division of Environmental Permits
6274 Avon-Lima Road
Avon, NY 14414-9519
(716) 226-2466



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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: SENECA FOODS CORP
3736 S MAIN ST
MARION, NY 14505-9777

Facility: SENECA FOODS- LEICESTER PLANT
5705 ROUTE 36
LEICESTER, NY 14481

Authorized Activity By Standard Industrial Classification Code:
2033 - CANNED FRUITS AND VEGETABLES

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LIST OF CONDITIONS

FEDERALLY ENFORCEABLE CONDITIONS

Facility Level

- 17 6NYCRR 215: Open Fires Prohibited at Industrial and Commercial Sites
- 3 6NYCRR 200.7: Maintenance of equipment
- 7 6NYCRR 201-1.7: Recycling and Salvage
- 8 6NYCRR 201-1.8: Prohibition of Reintroduction of Collected Contaminants to the Air
- 10 6NYCRR 201-3.2(a): Proof of Eligibility
- 11 6NYCRR 201-3.3(a): Proof of Eligibility
- 15 6NYCRR 202-1.1: Required emissions tests
- 16 6NYCRR 211.3: Visible emissions limited.
- 19 40CFR 82, Subpart F: Recycling and Emissions Reduction
- 1 6NYCRR 200.5: Sealing
- 2 6NYCRR 200.6: Acceptable ambient air quality
- 4 6NYCRR 201-1.2: Unpermitted Emission Sources
- 5 6NYCRR 201-1.4: Unavoidable Noncompliance and Violations
- 6 6NYCRR 201-1.5: Emergency Defense
- 9 6NYCRR 201-1.10(a): Public Access to Recordkeeping
- 12 6NYCRR 201-7.2(c): Facility Permissible Emissions
- *13 6NYCRR 201-7.2(c): Compliance Demonstration
- *14 6NYCRR 201-7.2(c): Compliance Demonstration
- 18 40CFR 61.145, NESHAP Subpart M: Standard for demolition and renovation

Emission Unit Level

EU=1-BOILER

- 20 6NYCRR 225-1.2(d): Compliance Demonstration

EU=2-BOILER,EP=00002,Proc=202

- 21 40CFR 60.48c(f)(1), NSPS Subpart Dc: Compliance Demonstration

EU=2-BOILER,EP=00002,Proc=202,ES=00002

- 22 40CFR 60, NSPS Subpart A: Applicability of General Provisions of 40 CFR 60 Subpart A
- 23 40CFR 60.4, NSPS Subpart A: EPA Region 2 address.
- 24 40CFR 60.40c, NSPS Subpart Dc: Applicability of this Subpart to this emission source
- 25 40CFR 60.42c(d), NSPS Subpart Dc: Compliance Demonstration
- 26 40CFR 60.43c(c), NSPS Subpart Dc: Compliance Demonstration
- 27 40CFR 60.45c(a), NSPS Subpart Dc: Compliance Demonstration

EU=3-BOILER,EP=00003,Proc=302

- 28 40CFR 60.48c(f)(1), NSPS Subpart Dc: Compliance Demonstration



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EU=3-BOILR,EP=00003,Proc=302,ES=00003

- 29 40CFR 60, NSPS Subpart A: Applicability of General Provisions of 40 CFR 60 Subpart A
- 30 40CFR 60.4, NSPS Subpart A: EPA Region 2 address.
- 31 40CFR 60.40c, NSPS Subpart Dc: Applicability of this Subpart to this emission source
- 32 40CFR 60.42c(d), NSPS Subpart Dc: Compliance Demonstration

STATE ONLY ENFORCEABLE CONDITIONS

Facility Level

- 33 6NYCRR 201-5: General Provisions
- 34 6NYCRR 201-5: Permit Exclusion Provisions
- 35 6NYCRR 201-5: Emission Unit Definition
- 36 6NYCRR 201-5.1(a)(1): General Conditions - Synthetic Minor Facilities Obtaining State Facility Permits
- 37 6NYCRR 201-5.3(b): Contaminant List
- 38 6NYCRR 211.2: Air pollution prohibited

Emission Unit Level

- 39 6NYCRR 201-5: Emission Point Definition By Emission Unit
- 40 6NYCRR 201-5: Process Definition By Emission Unit

NOTE: * preceding the condition number indicates capping.

Permit Effective Date: 06/14/2001

Permit Expiration Date: No expiration date.

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FEDERALLY ENFORCEABLE CONDITIONS

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

Condition 17: Open Fires Prohibited at Industrial and Commercial Sites
Effective between the dates of 06/14/2001 and Permit Expiration Date

Applicable Federal Requirement: 6NYCRR 215

Item 17.1:

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

Condition 3: Maintenance of equipment
Effective between the dates of 06/14/2001 and Permit Expiration Date

Applicable Federal Requirement: 6NYCRR 200.7

Item 3.1:

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

Condition 7: Recycling and Salvage
Effective between the dates of 06/14/2001 and Permit Expiration Date

Applicable Federal Requirement: 6NYCRR 201-1.7

Item 7.1:

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

Condition 8: Prohibition of Reintroduction of Collected Contaminants to the Air
Effective between the dates of 06/14/2001 and Permit Expiration Date

Applicable Federal Requirement: 6NYCRR 201-1.8

Item 8.1:

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

Condition 10: Proof of Eligibility
Effective between the dates of 06/14/2001 and Permit Expiration Date

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

Item 10.1:

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

Condition 11: Proof of Eligibility

Effective between the dates of 06/14/2001 and Permit Expiration Date

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

Item 11.1:

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

Condition 15: Required emissions tests

Effective between the dates of 06/14/2001 and Permit Expiration Date

Applicable Federal Requirement: 6NYCRR 202-1.1

Item 15.1:

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

Condition 16: Visible emissions limited.

Effective between the dates of 06/14/2001 and Permit Expiration Date

Applicable Federal Requirement: 6NYCRR 211.3

Item 16.1:

Except as permitted by a specific part of this Subchapter and for open fires for which a restricted burning permit has been issued, no person shall cause or allow any air contamination source to emit any material having an opacity equal to or greater than 20 percent (six minute average) except for one continuous six-



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minute period per hour of not more than 57 percent opacity.

Condition 19: Recycling and Emissions Reduction

Effective between the dates of 06/14/2001 and Permit Expiration Date

Applicable Federal Requirement: 40CFR 82, Subpart F

Item 19.1:

The permittee shall comply with the standards for recycling and emissions reduction pursuant to 40 CFR Part 82, Subpart F, except as provided for MVAC's in Subpart B:

- a. Persons opening appliances for maintenance, service, repair, or disposal must comply with the required practices pursuant to 40 CFR Part 82.156.
- b. Equipment used during the maintenance, service, repair, or disposal of appliances must comply with the standards for recycling and recovery equipment pursuant to 40 CFR Part 82.158.
- c. Persons performing maintenance, service, repair, or disposal of appliances must be certified by an approved technician certification program pursuant to 40 CFR Part 82.161.
- d. Persons disposing of small appliances, MVAC's, and MVAC-like appliances must comply with recordkeeping requirements pursuant to 40 CFR Part 82.166. ("MVAC-like appliance as defined at 40 CFR Part 82.152)
- e. Persons owning commercial or industrial process refrigeration equipment must comply with the leak repair requirements pursuant to 40 CFR Part 82.156.
- f. Owners/operators of appliances normally containing 50 or more pounds of refrigerant must keep records of refrigerant purchased and added to such appliances pursuant to 40 CFR Part 82.166.

Condition 1: Sealing

Effective between the dates of 06/14/2001 and Permit Expiration Date

Applicable Federal Requirement: 6NYCRR 200.5

Item 1.1:

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

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

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

Condition 2: Acceptable ambient air quality
Effective between the dates of 06/14/2001 and Permit Expiration Date

Applicable Federal Requirement: 6NYCRR 200.6

Item 2.1:

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

Condition 4: Unpermitted Emission Sources
Effective between the dates of 06/14/2001 and Permit Expiration Date

Applicable Federal Requirement: 6NYCRR 201-1.2

Item 4.1:

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

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

Condition 5: Unavoidable Noncompliance and Violations
Effective between the dates of 06/14/2001 and Permit Expiration Date

Applicable Federal Requirement: 6NYCRR 201-1.4

Item 5.1:

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

- (a) The facility owner and/or operator shall compile and maintain records of all equipment maintenance or start-up/shutdown activities when they can be expected to result in an exceedance of any applicable emission standard, and shall submit a report of such activities to the commissioner's



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representative when requested to do so in writing or when so required by a condition of a permit or certificate issued for the corresponding air contamination source. Such reports shall describe why the violation was unavoidable and shall include the time, frequency and duration of the maintenance and/or start-up/shutdown activities and the identification of air contaminants, and the estimated emission rates. If a facility owner and/or operator is subject to continuous stack monitoring and quarterly reporting requirements, he need not submit reports for equipment maintenance or start-up/shutdown for the facility to the commissioner's representative.

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

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

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

Condition 6: Emergency Defense
Effective between the dates of 06/14/2001 and Permit Expiration Date

Applicable Federal Requirement: 6NYCRR 201-1.5

Item 6.1:

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

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

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

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

(3) During the period of the emergency the facility owner and/or operator took all



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reasonable steps to minimize levels of emissions that exceeded the emission standards, or other requirements in the permit; and

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

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

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

Condition 9: Public Access to Recordkeeping
Effective between the dates of 06/14/2001 and Permit Expiration Date

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

Item 9.1:

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

Condition 12: Facility Permissible Emissions
Effective between the dates of 06/14/2001 and Permit Expiration Date

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

Item 12.1:

The sum of emissions from the emission units specified in this permit shall not equal or exceed the following

Potential To Emit (PTE) rate for each regulated contaminant:

CAS No: 007446-09-5 PTE: 198,800 pounds per year
Name: SULFUR DIOXIDE

CAS No: 0NY210-00-0 PTE: 198,800 pounds per year
Name: OXIDES OF NITROGEN

Condition 13: Compliance Demonstration
Effective between the dates of 06/14/2001 and Permit Expiration Date

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

Item 13.1:

The Compliance Demonstration activity will be performed for the Facility.

Regulated Contaminant(s):

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

Item 13.2:

Compliance Demonstration shall include the following monitoring:

Capping: Yes

Monitoring Type: RECORD KEEPING/MAINTENANCE PROCEDURES

Monitoring Description:

Total nitrogen oxide emissions are capped at 99 tons per year based upon boiler fuel usage and emission factors. Emission factors are from the "Compilation of Air Pollutant Emission Factor AP-42, Fifth Edition, Volume 1: Stationary Point and Area Sources" (Supplement E (fuel oil) and Supplement D (natural gas)). Boiler fuel use and estimated emissions shall be kept on monthly basis, and a 12-month rolling total shall be used to determine compliance.

Emission factors from AP-42 are listed below:

No. 2 fuel oil:

NOx: 20 lb / 1000 gallon fuel oil

Natural gas:

NOx: 100 lb / million scf gas

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 1/30/2002.

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

Condition 14: Compliance Demonstration

Effective between the dates of 06/14/2001 and Permit Expiration Date

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

Item 14.1:



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The Compliance Demonstration activity will be performed for the Facility.

Regulated Contaminant(s):

CAS No: 007446-09-5 SULFUR DIOXIDE

Item 14.2:

Compliance Demonstration shall include the following monitoring:

Capping: Yes

Monitoring Type: RECORD KEEPING/MAINTENANCE PROCEDURES

Monitoring Description:

Total sulfur dioxide emissions are capped at 99 tons per year based upon boiler fuel usage and emission factors. Emission factors are from the "Compilation of Air Pollutant Emission Factor AP-42, Fifth Edition, Volume 1: Stationary Point and Area Sources" (Supplement E (fuel oil) and Supplement D (natural gas)). Boiler fuel use and estimated emissions shall be kept on monthly basis, and a 12-month rolling total shall be used to determine compliance.

Emission factors from AP-42 are listed below:

No. 2 fuel oil:

SO₂: 142 * (S) lb / 1000 gallon fuel oil,
where S = weight % sulfur in
fuel

Natural gas:

SO₂: 0.6 lb / million scf natural gas

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 1/30/2002.

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

Condition 18: Standard for demolition and renovation

Effective between the dates of 06/14/2001 and Permit Expiration Date

Applicable Federal Requirement: 40CFR 61.145, NESHAP Subpart M

Item 18.1: General: The demolition and renovation provisions of 40 CFR 61, Subpart M, section 145, have not been delegated to the New York State Department of Environmental Conservation. The United



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States Environmental Protection Agency is responsible for implementation of the regulation and has a Memorandum of Understanding with the New York State Department of Labor which inspects demolition and renovation projects involving regulated asbestos containing material (RACM). The permittee shall comply with the demolition and renovation standards in 40 CFR §61.145, as applicable.

a) All of the requirements of 40 CFR §61.145(b), Notifications, and §61.145(c), Procedures for asbestos emission control, apply for demolition of a facility (as defined in §61.141) where the combined amount of RACM to be removed is:

- i) at least 80 linear meters on pipes or at least 15 square meters on other facility components, or
- ii) at least 1 cubic meter off facility components where the length or area could not be measured previously.

b) In a facility being demolished where the amount of RACM is less than the quantities above, only the notification requirements of paragraphs 61.145(b)(1), (2), (3)(i) and (iv), 4(i) through (vii), 4(ix), and 4(xvi) apply.

c) In a facility being renovated, all of the requirements of 40 CFR §61.145(b), Notifications, and §61.145(c), Procedures for asbestos emission control, apply if the combined amount of RACM to be stripped, removed, dislodged, cut, drilled, or similarly disturbed is:

- i) at least 80 linear meters on pipes or at least 15 square meters on other facility components, or
- ii) at least 1 cubic meter off facility components where the length or area could not be measured previously.
- iii) to determine whether this applies to planned renovation operations including individual nonscheduled operations, the permittee shall predict the combined additive amount of RACM to be removed or stripped during each calendar year.

Item 18.2: Notification requirements: The permittee shall provide the USEPA Administrator with written notice of the intention to demolish or renovate as outlined in 40 CFR §61.145(b). The notice must be postmarked or delivered at least 10 working days before asbestos stripping, removal, or demolition begins. For planned renovation as described in Item 18.1(c)(ii) above, the permittee shall submit the notice at least 10 working days before the end of the calendar year preceding the year for which notice is being given.

Item 18.3: Procedures for asbestos emission control: The permittee shall comply with all applicable procedures for removal of RACM in 40 CFR §61.145(c). The procedures require, among other things that:

- a) All RACM shall be removed before demolition or renovation, except under certain cases specified in §61.145(c)(i) through (iv).
- b) All RACM being removed or stripped shall be adequately wetted and shall remain wetted until collected and contained or treated in preparation for disposal in accordance with 61.150, except as allowed in §61.145(c).

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



New York State Department of Environmental Conservation

Permit ID: 8-2430-00004/00005

Facility DEC ID: 8243000004

Condition 20: Compliance Demonstration

Effective between the dates of 06/14/2001 and Permit Expiration Date

Applicable Federal Requirement: 6NYCRR 225-1.2(d)

Item 20.1:

The Compliance Demonstration activity will be performed for:

Emission Unit: 1-BOILR

Item 20.2:

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 fuel which contains sulfur in a quantity exceeding the following limitation. This limitation applies in all areas of New York with the exception of the Suffolk County towns of Babylon, Brookhaven, Huntington, Islip and Smithtown and the Erie County areas of the City of Lackawanna and South Buffalo.

Annual certifications of fuel sulfur content for deliveries January through December shall be submitted to the Department by January 30 of the following year.

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: ANNUALLY (CALENDAR)

Reports due 30 days after the reporting period.

The initial report is due 1/30/2002.

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

Condition 21: Compliance Demonstration

Effective between the dates of 06/14/2001 and Permit Expiration Date

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

Item 21.1:

The Compliance Demonstration activity will be performed for:

New York State Department of Environmental Conservation

Permit ID: 8-2430-00004/00005

Facility DEC ID: 8243000004

Emission Unit: 2-BOILR Emission Point: 00002
Process: 202

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

Item 21.2:

Compliance Demonstration shall include the following monitoring:

Monitoring Type: RECORD KEEPING/MAINTENANCE PROCEDURES

Monitoring Description:

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

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

Monitoring Frequency: AS REQUIRED - SEE PERMIT MONITORING DESCRIPTION

Reporting Requirements: SEMI-ANNUALLY (CALENDAR)

Reports due 30 days after the reporting period.

The initial report is due 7/30/2001.

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

Condition 22: Applicability of General Provisions of 40 CFR 60 Subpart A
Effective between the dates of 06/14/2001 and Permit Expiration Date

Applicable Federal Requirement: 40CFR 60, NSPS Subpart A

Item 22.1:

This Condition applies to Emission Unit: 2-BOILR Emission Point: 00002
Process: 202 Emission Source: 00002

Item 22.2:

This emission source is subject to the applicable General Provisions of 40 CFR 60. The facility owner is responsible for reviewing these general provisions in detail and complying with all applicable technical, administrative and reporting requirements.

Condition 23: EPA Region 2 address.
Effective between the dates of 06/14/2001 and Permit Expiration Date

New York State Department of Environmental Conservation

Permit ID: 8-2430-00004/00005

Facility DEC ID: 8243000004



Applicable Federal Requirement: 40CFR 60.4, NSPS Subpart A

Item 23.1:

This Condition applies to Emission Unit: 2-BOILER Emission Point: 00002
 Process: 202 Emission Source: 00002

Item 23.2:

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

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

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

NYSDEC
Bureau of Enforcement and Compliance Assurance
625 Broadway
Albany, NY 12233-3254

Condition 24: Applicability of this Subpart to this emission source
Effective between the dates of 06/14/2001 and Permit Expiration Date

Applicable Federal Requirement: 40CFR 60.40c, NSPS Subpart Dc

Item 24.1:

This Condition applies to Emission Unit: 2-BOILER Emission Point: 00002
 Process: 202 Emission Source: 00002

Item 24.2:

This emission source is subject to the applicable General Provisions of 40 CFR 60 Subpart Dc. The facility owner is responsible for reviewing these general provisions in detail and complying with all applicable technical, administrative and reporting requirements.

Condition 25: Compliance Demonstration
Effective between the dates of 06/14/2001 and Permit Expiration Date

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

Item 25.1:



New York State Department of Environmental Conservation

Permit ID: 8-2430-00004/00005

Facility DEC ID: 8243000004

The Compliance Demonstration activity will be performed for:

Emission Unit: 2-BOILER Emission Point: 00002
Process: 202 Emission Source: 00002

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

Item 25.2:

Compliance Demonstration shall include the following monitoring:

Monitoring Type: WORK PRACTICE INVOLVING SPECIFIC
OPERATIONS

Monitoring Description:

Boiler 2 will only burn natural gas and No. 2 fuel oil with sulfur content of 0.5 or less. A fuel supplier certification must accompany every delivery per 40CFR60Dc.48c(f). In addition, facility semi-annual reports shall include a certified statement by the facility per 40CFR60Dc.48c(e)(11), that the records of the fuel supplier certification submitted represent all of the fuel combusted in EU 2-BOILER during the reporting period.

Work Practice Type: PARAMETER OF PROCESS MATERIAL

Process Material: NUMBER 2 OIL

Parameter Monitored: SULFUR CONTENT

Upper Permit Limit: 0.5 percent by weight

Monitoring Frequency: PER DELIVERY

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

Reporting Requirements: SEMI-ANNUALLY (CALENDAR)

Reports due 30 days after the reporting period.

The initial report is due 7/30/2001.

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

Condition 26: Compliance Demonstration

Effective between the dates of 06/14/2001 and Permit Expiration Date

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

Item 26.1:

The Compliance Demonstration activity will be performed for:

Emission Unit: 2-BOILER Emission Point: 00002
Process: 202 Emission Source: 00002

Regulated Contaminant(s):

New York State Department of Environmental Conservation

Permit ID: 8-2430-00004/00005

Facility DEC ID: 8243000004



CAS No: 0NY075-00-0 PARTICULATES

Item 26.2:

Compliance Demonstration shall include the following monitoring:

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

Monitoring Description:

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

Parameter Monitored: OPACITY

Upper Permit Limit: 20.0 percent

Reference Test Method: Method 9

Monitoring Frequency: CONTINUOUS

Averaging Method: 6 MINUTE AVERAGE

Reporting Requirements: SEMI-ANNUALLY (CALENDAR)

Reports due 30 days after the reporting period.

The initial report is due 7/30/2001.

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

Condition 27: Compliance Demonstration

Effective between the dates of 06/14/2001 and Permit Expiration Date

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

Item 27.1:

The Compliance Demonstration activity will be performed for:

Emission Unit: 2-BOILER Emission Point: 00002

Process: 202 Emission Source: 00002

Regulated Contaminant(s):

CAS No: 0NY075-00-0 PARTICULATES

Item 27.2:

Compliance Demonstration shall include the following monitoring:

Monitoring Type: INTERMITTENT EMISSION TESTING



New York State Department of Environmental Conservation

Permit ID: 8-2430-00004/00005

Facility DEC ID: 8243000004

Monitoring Description:

initial performance test required by 40CFR60.8

Parameter Monitored: OPACITY

Upper Permit Limit: 20 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 28: Compliance Demonstration

Effective between the dates of 06/14/2001 and Permit Expiration Date

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

Item 28.1:

The Compliance Demonstration activity will be performed for:

Emission Unit: 3-BOILER Emission Point: 00003

Process: 302

Regulated Contaminant(s):

CAS No: 007446-09-5 SULFUR DIOXIDE

Item 28.2:

Compliance Demonstration shall include the following monitoring:

Monitoring Type: RECORD KEEPING/MAINTENANCE PROCEDURES

Monitoring Description:

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

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

Monitoring Frequency: AS REQUIRED - SEE PERMIT MONITORING DESCRIPTION

Reporting Requirements: SEMI-ANNUALLY (CALENDAR)

Reports due 30 days after the reporting period.

The initial report is due 7/30/2001.



New York State Department of Environmental Conservation

Permit ID: 8-2430-00004/00005

Facility DEC ID: 8243000004

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

Condition 29: Applicability of General Provisions of 40 CFR 60 Subpart A
Effective between the dates of 06/14/2001 and Permit Expiration Date

Applicable Federal Requirement: 40CFR 60, NSPS Subpart A

Item 29.1:

This Condition applies to Emission Unit: 3-BOILR Emission Point: 00003
Process: 302 Emission Source: 00003

Item 29.2:

This emission source is subject to the applicable General Provisions of 40 CFR 60. The facility owner is responsible for reviewing these general provisions in detail and complying with all applicable technical, administrative and reporting requirements.

Condition 30: EPA Region 2 address.
Effective between the dates of 06/14/2001 and Permit Expiration Date

Applicable Federal Requirement: 40CFR 60.4, NSPS Subpart A

Item 30.1:

This Condition applies to Emission Unit: 3-BOILR Emission Point: 00003
Process: 302 Emission Source: 00003

Item 30.2:

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

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

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

NYSDEC
Bureau of Enforcement and Compliance Assurance
625 Broadway
Albany, NY 12233-3254

Condition 31: Applicability of this Subpart to this emission source
Effective between the dates of 06/14/2001 and Permit Expiration Date

New York State Department of Environmental Conservation

Permit ID: 8-2430-00004/00005

Facility DEC ID: 8243000004



Applicable Federal Requirement: 40CFR 60.40c, NSPS Subpart Dc

Item 31.1:

This Condition applies to Emission Unit: 3-BOILER Emission Point: 00003
Process: 302 Emission Source: 00003

Item 31.2:

This emission source is subject to the applicable General Provisions of 40 CFR 60 Subpart Dc. The facility owner is responsible for reviewing these general provisions in detail and complying with all applicable technical, administrative and reporting requirements.

Condition 32: Compliance Demonstration

Effective between the dates of 06/14/2001 and Permit Expiration Date

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

Item 32.1:

The Compliance Demonstration activity will be performed for:

Emission Unit: 3-BOILER Emission Point: 00003
Process: 302 Emission Source: 00003

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

Item 32.2:

Compliance Demonstration shall include the following monitoring:

Monitoring Type: WORK PRACTICE INVOLVING SPECIFIC
OPERATIONS

Monitoring Description:

Boiler 3 will only burn natural gas and No. 2 fuel oil with sulfur content of 0.5 or less. A fuel supplier certification must accompany every delivery per 40CFR60Dc.48c(f). In addition, facility semi-annual reports shall include a certified statement by the facility per 40CFRDc.48c(e)(11), that the records of the fuel supplier certification submitted represent all of the fuel combusted in EU 3-BOILER during the reporting period.

Work Practice Type: PARAMETER OF PROCESS MATERIAL

Process Material: NUMBER 2 OIL

Parameter Monitored: SULFUR CONTENT

Upper Permit Limit: 0.5 percent by weight

Monitoring Frequency: PER DELIVERY

Averaging Method: MAXIMUM - NOT TO BE EXCEEDED AT ANY

New York State Department of Environmental Conservation

Permit ID: 8-2430-00004/00005

Facility DEC ID: 8243000004



TIME (INSTANTANEOUS/DISCRETE OR GRAB)

Reporting Requirements: SEMI-ANNUALLY (CALENDAR)

Reports due 30 days after the reporting period.

The initial report is due 7/30/2001.

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

New York State Department of Environmental Conservation

Permit ID: 8-2430-00004/00005

Facility DEC ID: 8243000004



STATE ONLY ENFORCEABLE CONDITIONS

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

Condition 33: General Provisions

Effective between the dates of 06/14/2001 and Permit Expiration Date

Applicable State Requirement: 6NYCRR 201-5

Item 33.1:

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 33.2:

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 33.3:

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 34: Permit Exclusion Provisions

Effective between the dates of 06/14/2001 and Permit Expiration Date

Applicable State Requirement: 6NYCRR 201-5

Item 34.1:

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 supersede, 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

New York State Department of Environmental Conservation

Permit ID: 8-2430-00004/00005

Facility DEC ID: 8243000004



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 35: Emission Unit Definition

Effective between the dates of 06/14/2001 and Permit Expiration Date

Applicable State Requirement: 6NYCRR 201-5

Item 35.1:

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

Emission Unit: 1-BOILR

Emission Unit Description:

ORR + SEMBLOWER POWER MASTER 3H BOILER
RATED AT 25.8 MMBTU/HR MAXIMUM HEAT INPUT.
THE BOILER IS CAPABLE OF FIRING NATURAL GAS
OR NO.2 OIL, IDENTIFIED AS PROCESSES 101
AND 102, RESPECTIVELY.

Building(s): 01
02

Item 35.2:

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

Emission Unit: 2-BOILR

Emission Unit Description:

CLEAVER-BROOKS BOILER RATED AT 72 MMBTU/HR
MAXIMUM HEAT INPUT(rebuilt from 63 MMBtu/hr
in June, 2001). THE BOILER IS CAPABLE OF
FIRING NATURAL GAS OR NO.2 FUEL OIL,
IDENTIFIED AS PROCESS 201 AND PROCESS 202,
RESPECTIVELY.

Building(s): 01

Item 35.3:

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



New York State Department of Environmental Conservation

Permit ID: 8-2430-00004/00005

Facility DEC ID: 8243000004

Emission Unit: 3-BOILR

Emission Unit Description:

CLEAVER-BROOKS BLR MODEL # CB400-600 RATED AT 20.1 MMBTU/HR MAXIMUM HEAT INPUT. THE BOILER IS CAPABLE OF FIRING NATURAL GAS OR NO.2 FUEL OIL, IDENTIFIED AS PROCESS 301 AND PROCESS 302, RESPECTIVELY. THIS BOILER WILL BE MOVED IN 2001 FROM THE EAST WILLIAMSON PLANT.

Building(s): 01

Item 35.4:

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

Emission Unit: 4-PROCS

Emission Unit Description:

EMISSION UNIT COMPRISES OF VARIOUS VEGETABLE COOKING KETTLES (STEAM HEATED). STEAM IS RELEASED DURING THE PROCESSING OF THE VEGETABLES. PROCESSES ARE TRIVIAL PER 6 NYCRR 201-3.3(18). ALSO INCLUDES SEVERAL EXEMPT HEATERS AND FACILITY BOILER WATER TREATMENT UNIT.

Condition 36: General Conditions - Synthetic Minor Facilities Obtaining State Facility Permits
Effective between the dates of 06/14/2001 and Permit Expiration Date

Applicable State Requirement: 6NYCRR 201-5.1(a)(1)

Item 36.1:

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

Item 36.2:

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

Item 36.3:

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

New York State Department of Environmental Conservation

Permit ID: 8-2430-00004/00005

Facility DEC ID: 8243000004



Item 36.4:

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

Condition 37: Contaminant List

Effective between the dates of 06/14/2001 and Permit Expiration Date

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

Item 37.1:

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

CAS No: 0NY210-00-0

Name: OXIDES OF NITROGEN

CAS No: 0NY075-00-0

Name: PARTICULATES

CAS No: 007446-09-5

Name: SULFUR DIOXIDE

Condition 38: Air pollution prohibited

Effective between the dates of 06/14/2001 and Permit Expiration Date

Applicable State Requirement: 6NYCRR 211.2

Item 38.1:

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

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

Condition 39: Emission Point Definition By Emission Unit

Effective between the dates of 06/14/2001 and Permit Expiration Date

Applicable State Requirement: 6NYCRR 201-5

Item 39.1:

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



New York State Department of Environmental Conservation

Permit ID: 8-2430-00004/00005

Facility DEC ID: 8243000004

Emission Unit: 1-BOILR

Emission Point: 00001

Height (ft.): 35

Diameter (in.): 30

NYTMN (km.): 4736.5

NYTME (km.): 264.1

Building: 01

Item 39.2:

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

Emission Unit: 2-BOILR

Emission Point: 00002

Height (ft.): 35

Diameter (in.): 48

NYTMN (km.): 4736.5

NYTME (km.): 264.1

Building: 01

Item 39.3:

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

Emission Unit: 3-BOILR

Emission Point: 00003

Height (ft.): 35

Diameter (in.): 24

NYTMN (km.): 4736.5

NYTME (km.): 264.1

Building: 01

Condition 40: Process Definition By Emission Unit

Effective between the dates of 06/14/2001 and Permit Expiration Date

Applicable State Requirement: 6NYCRR 201-5

Item 40.1:

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

Emission Unit: 1-BOILR

Process: 101

Source Classification Code: 1-02-006-02

Process Description:

25.8 MMBTU/HR BOILER FOR THE PRODUCTION OF
STEAM FOR USE IN PROCESSING CANNED
VEGETABLES. THE BOILER IS FIRED WITH
NATURAL GAS. ONLY PROCESS 101 OR PROCESS
102 WILL BE OPERATED AT ANY TIME.

Emission Source/Control: 00001 - Combustion

Design Capacity: 25.8 million Btu per hour

Item 40.2:

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



New York State Department of Environmental Conservation

Permit ID: 8-2430-00004/00005

Facility DEC ID: 8243000004

Emission Unit: 1-BOILR

Process: 102

Source Classification Code: 1-02-005-02

Process Description:

25.8 MMBTU/HR BOILER FOR THE PRODUCTION OF
STEAM FOR USE IN PROCESSING CANNED
VEGETABLES. THE BOILER IS FIRED WITH NO.2
FUEL OIL. ONLY PROCESS 101 OR PROCESS 102
WILL BE OPERATED AT ANY TIME.

Emission Source/Control: 00001 - Combustion

Design Capacity: 25.8 million Btu per hour

Item 40.3:

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

Emission Unit: 2-BOILR

Process: 201

Source Classification Code: 1-02-006-02

Process Description:

CLEAVER-BROOKS BOILER, RATE AT 72
MMBTU/HR, USED FOR STEAM PRODUCTION. STEAM
IS USED IN THE PROCESSING OF CANNED
VEGETABLES. THE BOILER IS FIRED WITH
NATURAL GAS. ONLY PROCESS 201 OR PROCESS
202 WILL BE OPERATED AT ANY TIME.

Emission Source/Control: 00002 - Combustion

Design Capacity: 72 million Btu per hour

Item 40.4:

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

Emission Unit: 2-BOILR

Process: 202

Source Classification Code: 1-02-005-02

Process Description:

CLEAVER-BROOKS BOILER, RATE AT 72
MMBTU/HR, USED FOR STEAM PRODUCTION. STEAM
IS USED IN THE PROCESSING OF CANNED
VEGETABLES. THE BOILER IS FIRED WITH NO.2
FUEL OIL. ONLY PROCESS 201 OR PROCESS 202
WILL BE OPERATED AT ANY TIME.

Emission Source/Control: 00002 - Combustion

Design Capacity: 72 million Btu per hour

Item 40.5:

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



New York State Department of Environmental Conservation

Permit ID: 8-2430-00004/00005

Facility DEC ID: 8243000004

Emission Unit: 3-BOILR

Process: 301

Source Classification Code: 1-02-006-02

Process Description:

CLEAVER-BROOKS BOILER, RATE AT 20.1
MMBTU/HR, USED FOR STEAM PRODUCTION. STEAM
IS USED IN THE PROCESSING OF CANNED
VEGETABLES. THE BOILER IS FIRED WITH
NATURAL GAS. ONLY PROCESS 301 OR PROCESS
302 WILL BE OPERATED AT ANY TIME.

Emission Source/Control: 00003 - Combustion

Design Capacity: 20.1 million Btu per hour

Item 40.6:

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

Emission Unit: 3-BOILR

Process: 302

Source Classification Code: 1-02-005-02

Process Description:

CLEAVER-BROOKS BOILER, RATE AT 20.1
MMBTU/HR, USED FOR STEAM PRODUCTION. STEAM
IS USED IN THE PROCESSING OF CANNED
VEGETABLES. THE BOILER IS FIRED WITH NO.2
FUEL OIL. ONLY PROCESS 301 OR PROCESS 302
WILL BE OPERATED AT ANY TIME.

Emission Source/Control: 00003 - Combustion

Design Capacity: 20.1 million Btu per hour