

New York State Department of Environmental Conservation
Facility DEC ID: 8261400125



PERMIT
Under the Environmental Conservation Law (ECL)

IDENTIFICATION INFORMATION

Permit Type: Air Title V Facility
Permit ID: 8-2614-00125/00012
Mod 0 Effective Date: 04/01/1999 Expiration Date: 04/01/2004
Mod 1 Effective Date: 10/04/2001 Expiration Date: 04/01/2004
Mod 2 Effective Date: 03/15/2002 Expiration Date: 04/01/2004

Permit Issued To: SUNOCO PARTNERS MARKETING & TERMINALS LP
1801 MARKET ST
PHILADELPHIA, PA 19103

Facility: SUNOCO PARTNERS M & T ROCHESTER TERMINAL
1840 LYELL AVE
ROCHESTER, NY 14606

Contact: JEFFREY MCGILL
1801 MARKET ST.
PHILADELPHIA, PA 19103-1699
(215) 246-8267

Description:

Mod 2 - Administrative Amendment reflecting the change in ownership from Sunoco Inc. to Sunoco Partners Marketing & Terminals, L.P.

Mod 1 - Minor Modification of the Title V Permit , including changes made to Emission Unit 1-RACKS. Gasoline tank trucks are submerged filled and vapors will be controlled by a John Zink Vapor Combustion unit with a 35 mg/l VOC emission rate. This unit is being installed to replace the existing refrigeration unit.

Initial Title V Facility Permit for a bulk petroleum storage and terminal facility. The Facility consists of four (4) emission units:

Emission Unit 1-TANKS, consisting of 7 storage tanks of greater than 40,000 gallon capacity.

Emission Unit 1-RACKS , consisting of 1 truck loading rack .

Emission Unit 1-TRANS , consisting of 1 transmix truck loading directly from a storage tank.

Emission Unit 1-MISCT, consisting of 3 storage tanks used for gasoline additives, heating oil and an oil/water separator. This permit contains conditions designed to limit facility emission Hazardous Air Pollutants (HAPs)



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to less than 10 tons of any specific HAP and less than 25 tons of total HAPs by establishing throughput limits during any consecutive 12 month period to 186,513,591 gallons of gasoline, 193,146,042 gallons of distillates and 1,310,400 gallons of transmix. These permit conditions were originally approved in 1996 and result in the facility being considered a minor source of HAPs and therefore not subject to the federal regulations contained in 40 CFR Part 63 Subpart R.

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: DAVID L BIMBER
 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

Facility Inspection by the Department

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 ******

For the purpose of your Title V permit, the following section contains state-only enforceable terms and conditions

GENERAL CONDITIONS - Apply to ALL Authorized Permits.

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

Item 1.1:

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

Item 1.2:

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

Item 1.3:

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

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

Item 2.1:

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

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

Item 1-1.1:

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 1-1.2:

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 1-1.3:

A copy of this permit, including all referenced maps, drawings and special conditions, must be available



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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 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

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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Environmental Conservation Law (ECL)

ROL - TITLE V PERMIT

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Contact: JEFFREY MCGILL
1801 MARKET ST.
PHILADELPHIA, PA 19103-1699
(215) 246-8267

Authorized Activity By Standard Industrial Classification Code:
None Listed On Application

Mod 0 Permit Effective Date: 04/01/1999



LIST OF CONDITIONS

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- Permit Expiration Date: 04/01/2004

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FEDERALLY ENFORCEABLE CONDITIONS

**** Facility Level ****

NOTIFICATION OF GENERAL PERMITTEE OBLIGATIONS

The items listed below are not subject to the annual compliance certification requirements under Title V. Permittees may also have other obligations under regulations of general applicability.

Item A: Sealing - 6NYCRR Part 200.5

any seal an air contamination source to compliance with 6 NYCRR Chapter 1 the time provided by an order of the r issued in the case of the violation. ling or tagging a source to notify any ation of the source is prohibited, and al means of preventing the operation unction source without resulting in ipment associated with such source, is not limited to, bolting, chaining or

wiring shut control panels, apertures or conduits associated with such source.

operate any air contamination source sioner in accordance with this section n has been made which enables such n all requirements applicable to such

modification.

y the Commissioner, no person shall any seal affixed to any contamination

source in accordance with this section.

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

provisions of 6 NYCRR Chapter III,) person shall allow or permit any air

contamination source to emit air contaminants in

ne or in combination with emissions nation sources would contravene any : air quality standard and/or cause air :s where contravention occurs or may ioner shall specify the degree and/or

method of emission control required.

Item C: Maintenance of Equipment - 6NYCRR Part 200.7

owns or operates an air contamination

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ped with an emission control device
h device and keep it in a satisfactory
nance and repair in accordance with

ordinary and necessary practices, standards and
sive 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
of 6NYCRR Part 201 at the time of
r modification, and the owner and/or
apply for a permit for such emission
source then the following provisions apply:

operator must apply for a permit for
such emission source or register the facility in
accordance with the provisions of Part 201.

ion source or facility is subject to all
at 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

nstitutes an affirmative defense to an
action brought for noncompliance with emissions
nit conditions for all facilities in New
York State.

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

emergency occurred and that the facility owner
and/or operator can identify the cause(s) of the
emergency;
equipment at the permitted facility causing the
emergency was at the time being properly operated;

the period of the emergency the facility owner
took all reasonable steps to minimize
that exceeded the emission standards,
or other requirements in the permit; and

The facility owner and/or operator notified the
him two working days after the event
tice must contain a description of the

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steps taken to mitigate emissions, and corrective actions taken.

When an enforcement proceeding, the facility owner or operator is required to establish the occurrence of an emergency has the burden of proof.

Nothing is in addition to any emergency or otherwise contained in any applicable requirement.

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

Any person who owns or operates an air contamination source shall recycle or salvage air pollution control equipment used in an air cleaning device according to the requirements of 6 NYCRR.

Disposition of Collected Contaminants

to the Air - 6NYCRR Part 201-1.8

Facilities shall not necessarily remove, handle, or cause to be removed collected air contaminants from an air cleaning device or recycling, salvage or disposal in a manner that would reintroduce them to the outdoor atmosphere.

Recordkeeping for Title V Facilities -

6NYCRR Part 201-1.10(b)

Facilities shall make available to the public any records maintained in connection with a permit application, compliance plan, permit, and compliance certification report pursuant to the Air Pollution Control Act, except for information entitled to be withheld pursuant to 6NYCRR Part 616 - Records and Section 114(c) of the Act.

Recordkeeping for Sources Defined as Exempt

Activities - 6 NYCRR Part 201-3.2(a)

Facilities that are not operators of an emission source or unit that are exempt, may be required to certify that they meet within the specific criteria described in 6 NYCRR Part 201-3.2(a). The owner or operator of any such facility shall maintain all required records on-site for a minimum of five years and make them available to representatives of the Department upon request. Access to records must be granted to any representatives of the Department upon request. Nothing is in addition to any other state and federal air pollution control requirements.



requirements, regulations, or law.

Eligibility for Sources Defined as Trivial

Activities - 6 NYCRR Part 201-3.3(a)

operator of an emission source or unit that is defined as trivial in 6 NYCRR Part 201 may be eligible for a permit if it operates within the specific requirements of 6 NYCRR Subpart 201-3. The owner or operator of each emission source must maintain all records on-site for a period of five years and must be available to representatives of the Department of Environmental Conservation. Permits for units which contain emission sources or units defined in 6 NYCRR Subpart 201-3, during normal operations for the purpose of determining compliance with applicable state and federal air pollution

control requirements, regulations, or law.

Renewal of Title V Permits - 6 NYCRR Part 201-6.3(a)(4)

NYCRR Part 201-6.3(a)(4)

operators of facilities having an issued permit shall submit a complete application at least 180 days, but not more than eighteen months, prior to the expiration of the permit for permit renewal purposes.

purposes.

Responsible Official - 6 NYCRR Part 201-6.3(d)(12)

201-6.3(d)(12)

Each permit, report or compliance certification submitted pursuant to the federal requirements of this permit shall contain a statement of truth, accuracy and completeness by a responsible official. This certification shall state that the information and belief formed after reasonable investigation and information in the document are true, accurate, and complete.

are true, accurate, and complete.

Compliance with All Conditions - 6 NYCRR Part 201-6.5(a)(2)

201-6.5(a)(2)

Permittees must comply with all conditions of the permit. Any permit non-compliance with the provisions of the Act and is grounds for permit termination, revocation and modification; or for denial of a permit renewal application.

renewal application.

Permit Modification, Reopening, Reissuance or Associated Information Submission

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Requirements - 6 NYCRR Part 201-6.5(a)(3)

be modified, revoked, reopened and
ated for cause. The filing of a request
a permit modification, revocation and
or termination, or of a notification of
icipated noncompliance does not stay
any permit condition.

Item O: Providing Information Upon Request - 6 NYCRR Part 201-6.5(a)(4)

I furnish to the Department, within a
nformation that the Department may
o determine whether cause exists for
ing and reissuing, or terminating the
ine compliance with the permit. The
, on request, furnish the Department
ds required to be kept by the permit.
ion is claimed to be confidential, the
y furnish such records directly to the
along with a claim of confidentiality.

Defense of Permitted Activity Not a

Defense - 6 NYCRR Part 201-6.5(a)(5)

It shall not be a defense for a permittee in an

to claim that a cessation or reduction
ctivity would have been necessary in
ompliance with the conditions of this
permit.

Item Q: Property Rights - 6 NYCRR Part 201-6.5(a)(6)

not convey any property rights of any
sort or any exclusive privilege.

Item R: Fees - 6 NYCRR Part 201-6.5(a)(7)

operator of a stationary source shall
ie department consistent with the fee
schedule authorized by 6 NYCRR Subpart 482-2.

Item S: Right to Inspect - 6 NYCRR Part 201-6.5(a)(8)

credentials and other documents, as
by law, the permittee shall allow the
orized representative to perform the
following:

n the permittee's premises where the permitted

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cated or emissions-related activity is
where records must be kept under the

conditions of the permit;

st be kept under the conditions of the
permit;

monitoring and air pollution control
s, or operations regulated or required
under the permit; and

stances or parameters for the purpose
pliance with the permit or applicable
requirements.

Item T: Severability - 6 NYCRR Part 201-6.5(a)(9)

parts or conditions of this permit are
l or are the subject of a challenge, the
this permit shall continue to be valid.

**Compliance Schedules - 6 NYCRR Part
201-6.5(d)(5)**

nsistent with an applicable schedule
; submitted at least semiannually on a
basis, or at a more frequent period if
specified in the applicable requirement or by the
re in this permit. These reports shall
Department within 30 days after the
; period. Such progress reports shall
contain the following:

ates for achieving the activities, milestones, or
d in the schedule of compliance, and
ities, milestones or compliance were
achieved; and

xplanation of why any dates in the schedule of
r will not be met, and any preventive
or corrective measures adopted.

Item V: Off Permit Changes - 6 NYCRR Part 201-6.5(f)(6)

will be required for operating changes
press permit term, provided that such

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not violate applicable requirements as defined under this Part or contravene federally enforceable monitoring (including test methods),

reporting, or compliance certification conditions. Such changes may be made by a permit revision, if the changes are under any provisions of Title I of the Code of Rules and Regulations shall not exceed the emissions allowable whether expressed therein as a rate of pounds per year (or other units) of total emissions) provided that the permittee shall submit notification to the Administrator and the Department of Environmental Conservation in advance of the proposed revision at least 7 days as required by 6 NYCRR

§201-6.5(f)(6).

Item W: Permit Shield - 6 NYCRR Part 201-6.5(g)

When a Title V facility permit shall be issued, the permit shall include the protection of a permit shield, except as provided in Subpart 201-6. Compliance with the permit shall be deemed compliance with applicable requirements as of the date of permit issuance, provided that such applicable requirements are specifically identified in the permit, or the permittee, in writing, acting on the permit application or otherwise, has stated in writing that other requirements identified are not applicable to the major

stationary source, and the permit includes the

brief summary thereof. Nothing herein shall prevent the Department from revising or revoking the permit pursuant to 6 NYCRR Part 621 or from exercising its enforcement authority. Nothing in this permit

shall alter or affect the following:

the authority of the Department to seek to bring suit on behalf of New York, or the Administrator to bring suit on behalf of the United States, to sue any person causing or contributing to

pollution presenting an imminent and substantial

threat to public health, welfare or the environment

to stop the emission of air pollutants causing or contributing to such pollution;

the retroactive liability of a permittee of the Title V facility for non-compliance with applicable requirements prior to or

at the time of permit issuance;

iii. The applicable requirements of Title IV of the

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Act;

Authority of the Department or the Administrator to
act on from the permittee concerning the
facility, enter, inspect and monitor the facility.

Item X: Reopening for Cause - 6 NYCRR Part 201-6.5(i)

shall be reopened and revised under
any of the following circumstances:

Additional applicable requirements under the Act
where this permit's remaining term is
less than one year, a reopening shall be completed not
later than 90 days after promulgation of the applicable
requirements. No such reopening is required if the
reopening requirement is later than the date
the requirement is due to expire, unless the original
purpose of its terms and conditions has been
determined pursuant to the provisions of
Part 201-6.7 and Part 621.

When the Department or the Administrator determines that
there was a material mistake or that inaccurate
information was made in establishing the emissions
standards or other terms or conditions of the
permit.

When the Department or the Administrator determines that
the permit must be revised or reopened to assure
compliance with applicable requirements.

iv. If the permitted facility is an "affected source"
under the requirements of Title IV of the Act, and
excess emissions (including excess emissions
standards) are applicable. Upon approval by the
Department, excess emissions offset plans shall be
deemed to be incorporated into the permit.

When the Department issues Title V facility permits
under the same procedures as apply to initial
permits, such provisions shall affect only those parts of the
permit for which cause to reopen exists.

Reopening shall not be initiated before a notice of such
reopening is provided to the facility by the Department at
least 30 days in advance of the date that the permit
must be reopened. The Department may provide



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a shorter time period in the case of an emergency.

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

Report of measured emissions shall be required by the Commissioner, to indicate compliance or noncompliance with any air quality rule, or regulation. Failure to submit a report to the Commissioner within the time specified in the permit shall be cause for the Commissioner to suspend the permit. Notification and requirements are specified in 6NYCRR Part 202-1.

Item Z: Visible Emissions Limited - 6 NYCRR Part 211.3

Paragraph 1 by a specific part of this Subchapter for which a restricted burning permit is issued. No person shall cause or allow any air source to emit any material having an opacity greater than 20 percent (six minute average) during any continuous six-minute period per hour of not more than 57 percent opacity.

Item AA: Open Fires - 6 NYCRR Part 215

shall not burn, cause, suffer, allow or permit the burning of garbage, rubbish for salvage, or rubbish generated by industrial or commercial activities.

Item BB: Permit Exclusion - ECL 19-0305

This permit by the Department and the Department shall not be subject to, diminishing, adjudicating or in any way, any legal, administrative or equitable remedies, actions, suits, causes of action or proceedings that the Department may have against the Applicant for violations based on facts and

that have occurred or existed prior to the date of this permit, including, but not limited to, any administrative action authorized pursuant to the provisions of applicable federal law, the

Environmental Conservation Law of the State of New York and Title III of the Official Compilation of the Regulations of the State of New York. The terms and conditions of this permit also shall not in any way limit future enforcement actions under the authority of the United States or any person.

Other Requirements - 40 CFR 70.6(b)

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ditions in this permit required by the

signed to limit a facility's potential to
ole by the Administrator and citizens

The Department has, in this permit,
ted any terms and conditions that are
he Act or under any of its applicable
as being enforceable under only state

Act or any applicable requirement, including any

regulations.

FEDERAL APPLICABLE REQUIREMENTS

**The following conditions are subject to annual compliance certification requirements
for Title V permits only.**

Condition 1: Sealing

ates of 04/01/1999 and 04/01/2004

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.

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

Condition 2: Acceptable ambient air quality

ates of 04/01/1999 and 04/01/2004

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



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commissioner shall specify the degree and/or method of emission control required.

Condition 3: Maintenance of equipment

Effective dates of 04/01/1999 and 04/01/2004

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 5: Unpermitted Emission Sources

Effective dates of 04/01/1999 and 04/01/2004

Applicable Federal Requirement: 6NYCRR 201-1.2

Item 5.1:

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

- (a) The owner and/or operator must apply for a permit for such emission source or register the source 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 6: Unavoidable Noncompliance and Violations

Effective dates of 04/01/1999 and 04/01/2004

Applicable Federal Requirement: 6NYCRR 201-1.4

Item 6.1:

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 shall apply 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 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



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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 7: Emergency Defense

ates of 04/01/1999 and 04/01/2004

Applicable Federal Requirement: 6NYCRR 201-1.5

Item 7.1:

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 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



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mitigate emissions, and corrective actions taken.

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

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

Condition 8: Recycling and Salvage
Effective Dates of 04/01/1999 and 04/01/2004

Applicable Federal Requirement: 6NYCRR 201-1.7

Item 8.1:

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.

Retention of Collected Contaminants to
the Air
Effective Dates of 04/01/1999 and 04/01/2004

Applicable Federal Requirement: 6NYCRR 201-1.8

Item 9.1:

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.

Recordkeeping for Title V facilities
Effective Dates of 04/01/1999 and 04/01/2004

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

Item 10.1:

The Department will make available to the public any permit application, compliance plan, permit, and monitoring and compliance certification report pursuant to Section 503(e) of the Act, except for information entitled to confidential treatment pursuant to 6NYCRR Part 616 - Public Access to records and Section 114(c) of the Act.

Condition 11: Proof of Eligibility
Effective Dates of 04/01/1999 and 04/01/2004

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

Item 11.1:

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



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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 12: Proof of Eligibility

Effective Dates of 04/01/1999 and 04/01/2004

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

Item 12.1:

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 11: Emission Limits, Terms, Conditions and

Standards

Effective Dates of 10/04/2001 and 04/01/2004

Applicable Federal Requirement: 6NYCRR 201-6.

Item 1-1.1:

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

- i. Any reporting requirements and operations under an accidental release plan, response plan, and compliance plan as approved as of the date of the permit issuance, or
- ii. Any support documents submitted as a part of the permit application for this facility as accepted and approved as of the date of permit issuance.

Any noncompliance with the federally-enforceable portions of this permit constitutes a violation of the federal Clean Air Act and will be grounds for enforcement action, for permit termination, revocation and reissuance, or modification, or for denial of a permit renewal application.

Item 1-1.2:

Any document, including reports, required by the federally-enforceable portions of this permit shall contain a certification by the responsible official for this facility as set forth in Section 201-6.3 that based on information and belief formed after reasonable inquiry, the statements and information in the document are true, accurate and complete.

Condition 10: Permitted Activity Not a Defense

Effective Dates of 04/01/1999 and 04/01/2004

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Applicable Federal Requirement: 6NYCRR 201-6.

Item 14.1:

It shall not be a defense for a permittee in an enforcement action to claim that a cessation or reduction in the permitted activity would have been necessary in order to maintain compliance with the conditions of this permit.

Condition 1-2: Compliance Requirements

Effective Dates of 10/04/2001 and 04/01/2004

Applicable Federal Requirement: 6NYCRR 201-6.

Item 1-2.1:

The following information must be included in any required compliance monitoring records and reports:

i. The date(s) of sampling or measurements;

ii. The date(s) analyses were performed;

iii. The results of the analyses;

iv. The analytical techniques or methods used including quality assurance and quality control procedures if required;

v. The results of such analyses including quality assurance data where required; and

vi. The operating conditions as existing at the time of sampling or measurement;

Any deviation from permit requirements must be clearly identified in all records and reports. Reports must be certified by the responsible official, consistent with Section 201-6.3 of Part 201.

Item 1-2.2:

The permittee shall comply with the approved compliance schedule for this permit if such a schedule is a part of this permit. Risk management plans must be submitted to the Administrator if required by the Administrator for this facility.

Item 1-2.3:

Progress reports consistent with an applicable schedule of compliance must be submitted at least semiannually on a calendar year basis, or at a more frequent period if specified in the applicable requirement or by the Department elsewhere in this permit. These reports shall be submitted to the Department within 30 days after the end of a reporting period. Such progress reports shall contain the following:

i. Dates for achieving the activities, milestones, or compliance required in the schedule of compliance, and dates when such activities, milestones or compliance were achieved; and

ii. An explanation of why any dates in the schedule of compliance were not or will not be met, and any



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preventive or corrective measures adopted.

Condition 16: Federally-Enforceable Requirements

Effective dates of 04/01/1999 and 04/01/2004

Applicable Federal Requirement: 6NYCRR 201-6.

Item 16.1:

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.

Condition 17: Fees

Effective dates of 04/01/1999 and 04/01/2004

Applicable Federal Requirement: 6NYCRR 201-6.

Item 17.1:

The permittee shall pay the required fees associated with this permit.

Condition 1-3: Monitoring, Related Recordkeeping and Reporting Requirements

Effective dates of 10/04/2001 and 04/01/2004

Applicable Federal Requirement: 6NYCRR 201-6.

Item 1-3.1:

Compliance monitoring and recordkeeping shall be conducted according to the terms and conditions contained in this permit and shall follow all quality assurance requirements. Records of all monitoring data and support information shall be retained for a period of at least 5 years from the date of the monitoring sample, measurement, report, or application. Support information includes all calibration and maintenance records and all original strip-chart recordings for continuous monitoring instrumentation, and copies of all reports required by the permit.

Condition 19: Permit Modification, Reopening, Reissuance or Associated Information Submission

Requirements

Effective dates of 04/01/1999 and 04/01/2004

Applicable Federal Requirement: 6NYCRR 201-6.

Item 20.1:

This permit may be modified, revoked, reopened and reissued, or terminated for cause. The filing of a request by the permittee for a permit modification, revocation and reissuance, or termination, or of a notification of planned changes or anticipated noncompliance does not relieve the permittee from the requirement to comply with any condition contained in this permit.



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The permittee shall furnish to the Department, within a reasonable time, any information that the Department may request in writing to determine whether cause exists for modifying, revoking and reissuing, or terminating the permit or to determine compliance with the permit. The permittee shall also, on request, furnish the Department with copies of records required to be kept by the permit. Where information is claimed to be confidential, the permittee may furnish such records directly to the

1 of confidentiality.

Condition 21: Permit Shield

Effective Dates of 04/01/1999 and 04/01/2004

Applicable Federal Requirement: 6NYCRR 201-6.

Item 21.1:

All permittees granted a Title V facility permit shall be covered under the protection of a permit shield. For those facilities for which a permit shield has been granted, compliance with the conditions of the permit shall be deemed compliance with any applicable requirements as of the date of permit issuance, provided that such applicable requirements are included and are specifically identified in the permit, or the Department, in acting on the permit application or revision, determines in writing that other requirements specifically identified are not applicable to the major stationary source, and the permit includes the determination or a concise summary thereof. Nothing herein shall preclude the Department from revising or revoking the permit pursuant to 6 NYCRR Part 621 or from exercising its summary abatement authority. Nothing in this permit shall alter or affect the following:

- i. The ability of the Department to seek to bring suit on behalf of the State of New York, or the Administrator to seek to bring suit on behalf of the United States, to immediately restrain any person causing or contributing to pollution presenting an imminent and substantial endangerment to public health, welfare or the environment to stop the emission of air pollutants causing or contributing to such pollution;
- ii. The liability of a permittee of the Title V facility for any violation of applicable requirements prior to or at the time of permit issuance;

Title IV of the Act;

- iv. The ability of the Department or the Administrator to obtain information from the permittee concerning the ability to enter, inspect and monitor the facility.

Condition 22: Property Rights

Effective Dates of 04/01/1999 and 04/01/2004

Applicable Federal Requirement: 6NYCRR 201-6.

Item 22.1:

This permit does not convey any property rights of any sort or any exclusive privilege.

Condition 23: Reopening for Cause

Effective Dates of 04/01/1999 and 04/01/2004

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Applicable Federal Requirement: 6NYCRR 201-6.

Item 23.1:

This Title V permit shall be reopened and revised under any of the following circumstances:

- i. If additional applicable requirements under the Act become applicable where this permit's remaining term is three or more years, a reopening shall be completed not later than 18 months after promulgation of the applicable requirement. No such reopening is required if the effective date of the requirement is later than the date on which this permit is due to expire, unless the original permit or any of its terms and conditions has been extended by the Department pursuant to the provisions of Part 201-6.7 and Part 621.
- ii. The Department or the Administrator determines that the permit contains a material mistake or that inaccurate statements were made in establishing the emissions standards or other terms or conditions of the permit.
- iii. The Department or the Administrator determines that the Title V permit must be revised or reopened to assure compliance with applicable requirements.
- iv. If the permitted facility is an "affected source" subject to the requirements of Title IV of the Act, and additional requirements (including excess emissions requirements) become applicable. Upon approval by the Administrator, excess emissions offset plans shall be deemed to be incorporated into the permit.

Item 23.2:

Proceedings to reopen and issue Title V facility permits shall follow the same procedures as apply to initial permit issuance but shall affect only those parts of the permit for which cause to reopen exists.

Item 23.3:

Reopenings shall not be initiated before a notice of such intent is provided to the facility by the Department at least thirty days in advance of the date that the permit is to be reopened, except that the Department may provide a shorter time period in the case of an emergency.

Condition 24: Right to Inspect

ates of 04/01/1999 and 04/01/2004

Applicable Federal Requirement: 6NYCRR 201-6.

Item 24.1:

Upon presentation of credentials and other documents, as may be required by law, the permittee shall allow the Department or an authorized representative to perform the following:

- i. Enter upon the permittee's premises where the permitted facility is located or emissions-related activity is conducted, or where records must be kept under the conditions of the permit;
- ii. Have access to and copy, at reasonable times, any records that must be kept under the conditions of the permit;



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iii. Inspect, at reasonable times, any facilities, equipment (including monitoring and air pollution control equipment), practices, or operations regulated or required under the permit; and

iv. As authorized by the Act, sample or monitor, at reasonable times, substances or parameters for the purpose of assuring compliance with the permit or applicable requirements.

Condition 1-4: Severability

Effective Dates of 10/04/2001 and 04/01/2004

Applicable Federal Requirement: 6NYCRR 201-6.

Item 1-4.1:

If any provisions, parts or conditions of this permit are found to be invalid or are the subject of a challenge, the remainder of this permit shall continue to be valid.

Condition 26: Emission Unit Definition

Effective Dates of 04/01/1999 and 04/01/2004

Applicable Federal Requirement: 6NYCRR 201-6.

Item 26.1(From Mod 0):

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

Emission Unit: 1-MISCT

Emission Unit Description:

SEVERAL ACTIVITIES WITH INSIGNIFICANT EMISSIONS INCLUDING (1) GAS ADDITIVE TANK, (1) HEATING OIL TANK, (1) OIL WATER SEPARATOR.

Item 26.2(From Mod 1):

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

Emission Unit: 1-RACKS

Emission Unit Description:

TRUCK LOADING RACK USED TO LOAD GASOLINE AND DISTILLATES.

Item 26.3(From Mod 0):

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

Emission Unit: 1-TANKS

Emission Unit Description:

(7) STORAGE TANKS OF DIFFERENT VOLUMES CONTAIN GASOLINE OR OTHER LESS VOLATILE PRODUCTS. ALL TANKS HAVE INTERNAL FLOATING ROOFS.

Item 26.4(From Mod 0):

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

Emission Unit: 1-TRANS

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Emission Unit Description:
TRANSMIX TRUCK LOADING.

Condition 1-5: Compliance Certification
Effective Dates of 10/04/2001 and 04/01/2004

Applicable Federal Requirement: 6NYCRR 201-6.5(c)(3)

Item 1-5.1:

The Compliance Certification activity will be performed for the Facility.

Item 1-5.2:

Compliance Certification shall include the following monitoring:

EMERGENCY RESPONSE PROCEDURES

Monitoring Description:

Requirements of this facility permit with

respect to reporting, the permittee must:

Conduct required monitoring at a minimum
frequency of 6 months, based on a calendar year

These reports shall be submitted to
the Department in 30 days after the end of a reporting

period. All instances of deviations from permit

requirements must be clearly identified in such reports.

Reports must be certified by the responsible

official for this facility.

Condition contained in this permit with

reference to "Upon request by regulatory

agency, the permittee shall include in the semiannual

report for each such condition that the

reporting was performed as required or

a listing of all instances of deviations

from these requirements.

Monitoring testing performed during the
reporting period, either due to a

request by the Department, EPA, or a regulatory

agency, the permittee shall include in the semiannual

report the testing results and shall indicate

whether the Department or EPA has approved the

results.

All semiannual reports shall be submitted to the

permittee (or his or her representative) as well as

the Department (one copy to the regional air

pollution control officer (RAPCE) in the regional office

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ureau of Compliance Monitoring and
in the DEC central office). Mailing
ve referenced persons are contained
tion for 6 NYCRR Part 201-6.5(e),

contained elsewhere in this permit.

ED - SEE MONITORING

DESCRIPTION

Reporting Requirements: SEMI-ANNUALLY (CALENDAR)
Reports due 30 days after the reporting period.
The initial report is due 4/30/2002.

every 6 calendar month(s).

Condition 1-6: Compliance Certification
dates of 10/04/2001 and 04/01/2004

Applicable Federal Requirement: 6NYCRR 201-6.5(e)

Item 1-6.1:

The Compliance Certification activity will be performed for the Facility.

Item 1-6.2:

Compliance Certification shall include the following monitoring:

ENHANCE PROCEDURES

Monitoring Description:

ifications shall contain the following

information:

ation of each term or condition of the

permit that is the basis of the certification;
- the compliance status;

iance was continuous or intermittent;

or determining the compliance status

urrently and over the reporting period

onitoring and related recordkeeping

and reporting requirements of this permit;

cts as the Department may require to

re compliance status of the facility as

y special permit terms or conditions;

and

nal requirements as may be specified

elsewhere in this permit related to compliance
certification.

ications shall be submitted annually.

Certification reports are due 30 days after the

four consecutive calendar quarters.

due 30 days after the calendar quarter



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prior to the permit anniversary date,

unless another quarter has been acceptable by the Department.

certifications shall be submitted to the (his or her representative) as well as a copy to the regional air engineer (RAPCE) in the regional office (Bureau of Compliance Monitoring and Enforcement) in the DEC central office). Please submit compliance certifications to Chief of the Compliance Section, the Region 2 EPA Office or the Administrator, at the following

address:

USEPA Region 2
Air Compliance Branch
290 Broadway
New York, NY 10007-1866

The address for the RAPCE is as follows:

6274 East Avon-Lima Road
Avon, NY 14414-9519

The address for the BCME is as follows:

NYSDEC
Bureau of Compliance Monitoring
and Enforcement
625 Broadway
Albany, NY 12233-3258

ED - SEE MONITORING

DESCRIPTION

Reporting Requirements: ANNUALLY (CALENDAR)
Reports due 30 days after the reporting period.
The initial report is due 4/30/2002.

Reports are due on the same day each year

Condition 1-7: Permit Exclusion Provisions
Effective Dates of 10/04/2001 and 04/01/2004

Applicable Federal Requirement: 6NYCRR 201-6.5(g)

Item 1-7.1:

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



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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), and particularly any such enforcement action as may be authorized pursuant to 6 NYCRR 201-1.2 and 6 NYCRR 201-6.5(g).

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 27: Required emissions tests

Effective dates of 04/01/1999 and 04/01/2004

Applicable Federal Requirement: 6NYCRR 202-1.1

Item 27.1:

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 28: Compliance Certification

Effective dates of 04/01/1999 and 04/01/2004

Applicable Federal Requirement: 6NYCRR 202-2.1

Item 28.1:

The Compliance Certification activity will be performed for the Facility.

Item 28.2:

Compliance Certification shall include the following monitoring:

EMERGENCY PROCEDURES

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Monitoring Description:

shall be submitted on or before April
or emissions of the previous calendar
year.

Monitoring Frequency: ANNUALLY

Reporting Requirements: ANNUALLY (CALENDAR)

April 15th for previous calendar year

Condition 29: Recordkeeping requirements

Effective Dates of 04/01/1999 and 04/01/2004

Applicable Federal Requirement: 6NYCRR 202-2.5

Item 29.1:

(a) The following records shall be maintained for at least five years:

- (1) a copy of each emission statement submitted to the department; and
- (2) records indicating how the information submitted in the emission statement was determined, including any calculations, data, measurements, and estimates used.

(b) These records shall be made available at the facility to the representatives of the department upon request during normal business hours.

Condition 30: Visible emissions limited.

Effective Dates of 04/01/1999 and 04/01/2004

Applicable Federal Requirement: 6NYCRR 211.3

Item 30.1:

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

Condition 31: Visible emissions limited at Industrial and Commercial Sites

Effective Dates of 04/01/1999 and 04/01/2004

Applicable Federal Requirement: 6NYCRR 215.

Item 31.1:

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 1-8: Compliance Certification

Effective Dates of 10/04/2001 and 04/01/2004



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

Item 1-8.1:

The Compliance Certification activity will be performed for the Facility.

Item 1-8.2:

Compliance Certification shall include the following monitoring:

Monitoring Type: WORK PRACTICE INVOLVING SPECIFIC OPERATIONS

Monitoring Description:

...ll, offer for sale, purchase or use any
...el which contains sulfur in a quantity
...exceeding the following limitation.

Work Practice Type: PARAMETER OF PROCESS MATERIAL

R 1 AND NUMBER 2 OIL

Parameter Monitored: SULFUR CONTENT

Upper Permit Limit: 1.5 percent by weight

ED - SEE MONITORING

DESCRIPTION

BE EXCEEDED AT ANY

TIME (INSTANTANEOUS/DISCRETE OR GRAB)

REGULATORY AGENCY

Condition 32: Compliance Certification

dates of 04/01/1999 and 04/01/2004

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

Item 32.1:

The Compliance Certification activity will be performed for the Facility.

Item 32.2:

Compliance Certification shall include the following monitoring:

ENANCE PROCEDURES

Monitoring Description:

...ells oil and/or coal must retain, for at
...ars, records containing the following
...information:

...s and data on the quantities of all oil
...and coal received; and

...all purchasers, fuel analyses and data
...on the quantities of all oil and coal sold.

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Such fuel analyses must contain as a minimum:

- sulfur content, ash content, specific gravity and heating value of residual oil;
- sulfur content, specific gravity and heating value of distillate oil; and
- sulfur content, ash content and heating value of coal.

Monitoring Frequency: CONTINUOUS

REGULATORY AGENCY

Condition 1-9: Compliance Certification

Effective Dates of 10/04/2001 and 04/01/2004

Applicable Federal Requirement: 6NYCRR 225-3.3(a)

Item 1-9.1:

The Compliance Certification activity will be performed for the Facility.

Item 1-9.2:

Compliance Certification shall include the following monitoring:

Monitoring Type: WORK PRACTICE INVOLVING SPECIFIC OPERATIONS

Monitoring Description:

sell or supply gasoline having a Reid vapor pressure greater than 9.0 psi during the period between May 1 through September 15 of each year.

Work Practice Type: PARAMETER OF PROCESS MATERIAL

Process Material: GASOLINE

Parameter Monitored: REID VAPOR PRESSURE

lbs per square inch absolute

Reference Test Method: ASTM D323-99a

Monitoring Frequency: PER DELIVERY

REGULATORY AGENCY

Condition 34: Compliance Certification

Effective Dates of 04/01/1999 and 04/01/2004

Applicable Federal Requirement: 6NYCRR 225-3.6(a)

Item 34.1:

The Compliance Certification activity will be performed for the Facility.



Item 34.2:

Compliance Certification shall include the following monitoring:

ENHANCE PROCEDURES

Monitoring Description:

operator of any refinery, terminal, or bulk storage facility, subject to 6 NYCRR Part 225-3, shall maintain records on the gasoline that is received, stored, or distributed from such facilities.

These records shall include:

1. Gasoline if subject to section 225-3.3

of 6 NYCRR Part 225-3.

2. Volume of the appropriate time period(s) in which gasoline is intended to be dispensed to motor

vehicles.

3. Written certification that the gasoline:

a. Meets the RVP requirements of 6 NYCRR Part

225-3; and

b. Complies with all applicable State and Federal regulations which apply during the time period(s)

in which gasoline is intended to be dispensed to motor

vehicles.

Monitoring Frequency: CONTINUOUS

REGULATORY AGENCY

Condition 35: Compliance Certification

Effective Dates of 04/01/1999 and 04/01/2004

Applicable Federal Requirement: 6NYCRR 225-3.6(d)

Item 35.1:

The Compliance Certification activity will be performed for the Facility.

Item 35.2:

Compliance Certification shall include the following monitoring:

ENHANCE PROCEDURES

Monitoring Description:

Facilities must maintain records pursuant to 6NYCRR Part 225-3.6(d) and must make the records available for public review during normal business hours, at the location where the gasoline was delivered, sold, or dispensed,

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er's representative. The facility must
if these records to the commissioner's

representative upon request. All records and
required to be made or maintained in
NYCRR Part 225-3.6, including any
med, shall be maintained for at least
two years from the date of delivery.

ED - SEE MONITORING

DESCRIPTION

REGULATORY AGENCY

Condition 36: Gasoline terminals - a
ates of 04/01/1999 and 04/01/2004

Applicable Federal Requirement: 6NYCRR 229.3(d)

Item 36.1:

The gasoline vapor collection and control systems must capture gasoline vapors during loading and unloading of gasoline transport vehicles and must condense, absorb, adsorb, or combust the gasoline vapors so emissions do not exceed 0.67pounds per 1000 gallons of gasoline loaded or unloaded. Any equivalent control system is acceptable.

requirements at a gasoline loading

terminal.

ates of 04/01/1999 and 04/01/2004

Applicable Federal Requirement: 6NYCRR 229.3(d)(2)

Item 37.1:

No person may load gasoline into a gasoline transport vehicle at a gasoline bulk plant, unless the loading terminal is equipped with gasoline vapor collection and vapor control systems operating in good working system consists of:

- hatch loading systems which include a loading arm with a vapor collection system adaptor, a vapor-tight seal between the adaptor and hatch, and a method of preventing drainage of liquid gasoline from the loading arm when it is removed from the hatch or for complete drainage of the loading arm before such removal;

- bottom loading systems which include a connecting pipe or hose equipped with vapor-tight fittings that will automatically and immediately close upon disconnection to prevent release of gasoline vapors;

- a connecting device between the gasoline transport vehicle and the dispensing equipment that interrupts filling and spillage;

- a system that prevents the flow of gasoline into gasoline transport vehicles unless the fuel product line and vapor collection system are both connected so as to prevent liquid product leaks and vapor loss.

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Condition 38: Testing and monitoring requirements

Effective dates of 04/01/1999 and 04/01/2004

Applicable Federal Requirement: 6NYCRR 229.4(a)

Item 38.1:

The owner and/or operator of a vapor collection and control system must follow notification requirements, protocol requirements, and test procedures of Part 202 of this title for testing and monitoring to determine compliance with the emission limits and control requirements required of this Part.

Condition 1-10: Compliance Certification

Effective dates of 10/04/2001 and 04/01/2004

Applicable Federal Requirement: 6NYCRR 229.5(c)

Item 1-10.1:

The Compliance Certification activity will be performed for the Facility.

Item 1-10.2:

Compliance Certification shall include the following monitoring:

ENHANCE PROCEDURES

Monitoring Description:

Average daily gasoline throughput for
vehicles - Records must be maintained at
the facility for five years.

Throughput is calculated by dividing the
by the number of workdays during the
which begins on January 1st and ends on
December 31st.

Monitoring Frequency: DAILY

REGULATORY AGENCY

Condition 40: Facility Permissible Emissions

Effective dates of 04/01/1999 and 04/01/2004

Applicable Federal Requirement: 40CFR 63.420(a)(2), Subpart R

Application Specific Data

Condition 41: Compliance Certification

Effective dates of 04/01/1999 and 04/01/2004

Applicable Federal Requirement: 40CFR 63.420(a)(2), Subpart R



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Facility DEC ID: 8261400125

Item 41.1:

The Compliance Certification activity will be performed for the Facility.

Regulated Contaminant(s):

CAS No: 000108-88-3 TOLUENE

Item 41.2:

Compliance Certification shall include the following monitoring:

Capping: Yes

ENANCE PROCEDURES

Monitoring Description:

THE FACILITY TOLUENE EMISSION MUST
REMAIN BELOW 10 TONS PER ANY CONSECUTIVE
12 MONTH PERIOD.

Monitoring Frequency: MONTHLY

Reporting Requirements: ANNUALLY (ANNIVERSARY)

Initial Report Due: 04/30/2000 for the period 04/01/1999 through 03/31/2000

Condition 42: Compliance Certification

ates of 04/01/1999 and 04/01/2004

Applicable Federal Requirement: 40CFR 63.420(a)(2), Subpart R

Item 42.1:

The Compliance Certification activity will be performed for the Facility.

Regulated Contaminant(s):

CAS No: 0NY100-00-0 HAP

Item 42.2:

Compliance Certification shall include the following monitoring:

Capping: Yes

ENANCE PROCEDURES

Monitoring Description:

THE FACILITY MUST MAINTAIN RECORDS THAT
VERIFY THE FACILITY HAP EMISSIONS DURING
ANY CONSECUTIVE 12 MONTH PERIOD. ALL
EMISSION CALCULATIONS SHALL UTILIZE
EMISSION FACTORS ACCEPTABLE TO THE
DEPARTMENT.

Monitoring Frequency: MONTHLY

REGULATORY AGENCY

Condition 43: Compliance Certification

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Permit ID: 8-2614-00125/00012

Facility DEC ID: 8261400125



ates of 04/01/1999 and 04/01/2004

Applicable Federal Requirement: 40CFR 63.420(a)(2), Subpart R

Item 43.1:

The Compliance Certification activity will be performed for the Facility.

Regulated Contaminant(s):

CAS No: 000110-54-3 HEXANE

Item 43.2:

Compliance Certification shall include the following monitoring:

Capping: Yes

ENANCE PROCEDURES

Monitoring Description:

THE FACILITY HEXANE EMISSION MUST REMAIN
BELOW 10 TONS PER ANY CONSECUTIVE 12
MONTH PERIOD.

Monitoring Frequency: MONTHLY

Reporting Requirements: ANNUALLY (ANNIVERSARY)

Initial Report Due: 04/30/2000 for the period 04/01/1999 through 03/31/2000

Condition 44: Compliance Certification

ates of 04/01/1999 and 04/01/2004

Applicable Federal Requirement: 40CFR 63.420(a)(2), Subpart R

Item 44.1:

The Compliance Certification activity will be performed for the Facility.

Regulated Contaminant(s):

CAS No: 000100-41-4 ETHYLBENZENE

Item 44.2:

Compliance Certification shall include the following monitoring:

Capping: Yes

ENANCE PROCEDURES

Monitoring Description:

THE FACILITY ETHYL BENZENE EMISSION MUST
REMAIN BELOW 10 TONS PER ANY CONSECUTIVE
12 MONTH PERIOD.

Monitoring Frequency: MONTHLY

Reporting Requirements: ANNUALLY (ANNIVERSARY)

Initial Report Due: 04/30/2000 for the period 04/01/1999 through 03/31/2000

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Condition 45: Compliance Certification

Effective Dates of 04/01/1999 and 04/01/2004

Applicable Federal Requirement: 40CFR 63.420(a)(2), Subpart R

Item 45.1:

The Compliance Certification activity will be performed for the Facility.

Regulated Contaminant(s):

CAS No: 000098-82-8 BENZENE, (1-METHYLETHYL)

Item 45.2:

Compliance Certification shall include the following monitoring:

Capping: Yes

ENANCE PROCEDURES

Monitoring Description:

THE FACILITY BENZENE, (1-METHYLETHYL)
EMISSION MUST REMAIN BELOW 10 TONS PER
ANY CONSECUTIVE 12 MONTH PERIOD.

Monitoring Frequency: MONTHLY

Reporting Requirements: ANNUALLY (ANNIVERSARY)

Initial Report Due: 04/30/2000 for the period 04/01/1999 through 03/31/2000

Condition 46: Compliance Certification

Effective Dates of 04/01/1999 and 04/01/2004

Applicable Federal Requirement: 40CFR 63.420(a)(2), Subpart R

Item 46.1:

The Compliance Certification activity will be performed for the Facility.

Regulated Contaminant(s):

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

Item 46.2:

Compliance Certification shall include the following monitoring:

Capping: Yes

ENANCE PROCEDURES

Monitoring Description:

THE FACILITY XYLENE, M, O & P MIXT.
EMISSION MUST REMAIN BELOW 10 TONS PER
ANY CONSECUTIVE 12 MONTH PERIOD.

Monitoring Frequency: MONTHLY



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Reporting Requirements: ANNUALLY (ANNIVERSARY)

Initial Report Due: 04/30/2000 for the period 04/01/1999 through 03/31/2000

Condition 47: Compliance Certification

Effective Dates of 04/01/1999 and 04/01/2004

Applicable Federal Requirement: 40CFR 63.420(a)(2), Subpart R

Item 47.1:

The Compliance Certification activity will be performed for the Facility.

Regulated Contaminant(s):

CAS No: 000071-43-2 BENZENE

Item 47.2:

Compliance Certification shall include the following monitoring:

Capping: Yes

ENANCE PROCEDURES

Monitoring Description:

THE FACILITY BENZENE EMISSION MUST
REMAIN BELOW 10 TONS PER ANY CONSECUTIVE
12 MONTH PERIOD.

Monitoring Frequency: MONTHLY

Reporting Requirements: ANNUALLY (ANNIVERSARY)

Initial Report Due: 04/30/2000 for the period 04/01/1999 through 03/31/2000

Condition 49: Compliance Certification

Effective Dates of 04/01/1999 and 04/01/2004

Applicable Federal Requirement: 40CFR 63.420(a)(2), Subpart R

Item 49.1:

The Compliance Certification activity will be performed for the Facility.

Regulated Contaminant(s):

CAS No: 001634-04-4 METHYL TERTBUTYL ETHER

Item 49.2:

Compliance Certification shall include the following monitoring:

Capping: Yes

ENANCE PROCEDURES

Monitoring Description:

THE FACILITY METHYL TERTBUTYL ETHER
EMISSION MUST REMAIN BELOW 10 TONS PER
ANY CONSECUTIVE 12 MONTH PERIOD.



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Permit ID: 8-2614-00125/00012

Facility DEC ID: 8261400125

Monitoring Frequency: MONTHLY

Reporting Requirements: ANNUALLY (ANNIVERSARY)

Initial Report Due: 04/30/2000 for the period 04/01/1999 through 03/31/2000

Condition 50: Compliance Certification

Effective Dates of 04/01/1999 and 04/01/2004

Applicable Federal Requirement: 40CFR 63.420(a)(2), Subpart R

Item 50.1:

The Compliance Certification activity will be performed for the Facility.

Regulated Contaminant(s):

CAS No: 0NY100-00-0 HAP

Item 50.2:

Compliance Certification shall include the following monitoring:

Capping: Yes

EMERGENCY PROCEDURES

Monitoring Description:

GASOLINE DELIVERED TO THE FACILITY SHALL BE TESTED FOR PERCENTAGE OF HAPS ON A QUARTERLY BASIS. THE RESULTS OF THE MOST RECENT QUARTER SHALL BE USED IN MONTHLY HAP EMISSION CALCULATIONS.

Monitoring Frequency: QUARTERLY

REGULATORY AGENCY

Condition 51: Compliance Certification

Effective Dates of 04/01/1999 and 04/01/2004

Applicable Federal Requirement: 40CFR 63.420(a)(2), Subpart R

Item 51.1:

The Compliance Certification activity will be performed for the Facility.

Regulated Contaminant(s):

CAS No: 0NY100-00-0 HAP

Item 51.2:

Compliance Certification shall include the following monitoring:

Capping: Yes

Monitoring Type: WORK PRACTICE INVOLVING SPECIFIC OPERATIONS



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Permit ID: 8-2614-00125/00012

Facility DEC ID: 8261400125

Monitoring Description:

THE FACILITY SHALL NOT EXCEED A
DISTILLATES THROUGHPUT OF 193,146,042
GALLONS DURING ANY CONSECUTIVE 12-MONTH
PERIOD.

Work Practice Type: PROCESS MATERIAL THRUPUT

R 1 AND NUMBER 2 OIL

Upper Permit Limit: 193146042 gallons

Monitoring Frequency: MONTHLY

Averaging Method: ANNUAL MAXIMUM ROLLED MONTHLY

Reporting Requirements: ANNUALLY (ANNIVERSARY)

Initial Report Due: 04/30/2000 for the period 04/01/1999 through 03/31/2000

Condition 52: Compliance Certification

Effective Dates of 04/01/1999 and 04/01/2004

Applicable Federal Requirement: 40CFR 63.420(a)(2), Subpart R

Item 52.1:

The Compliance Certification activity will be performed for the Facility.

Regulated Contaminant(s):

CAS No: 000091-20-3 NAPHTHALENE

Item 52.2:

Compliance Certification shall include the following monitoring:

Capping: Yes

EMERGENCY RESPONSE PROCEDURES

Monitoring Description:

THE FACILITY NAPHTHALENE EMISSIONS MUST
REMAIN BELOW 10 TONS PER ANY CONSECUTIVE
12 MONTH PERIOD.

Monitoring Frequency: MONTHLY

Reporting Requirements: ANNUALLY (ANNIVERSARY)

Initial Report Due: 04/30/2000 for the period 04/01/1999 through 03/31/2000

Condition 53: Compliance Certification

Effective Dates of 04/01/1999 and 04/01/2004

Applicable Federal Requirement: 40CFR 63.420(a)(2), Subpart R

Item 53.1:

The Compliance Certification activity will be performed for the Facility.

Regulated Contaminant(s):



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Permit ID: 8-2614-00125/00012

Facility DEC ID: 8261400125

CAS No: 0NY100-00-0 HAP

Item 53.2:

Compliance Certification shall include the following monitoring:

Capping: Yes

Monitoring Type: WORK PRACTICE INVOLVING SPECIFIC OPERATIONS

Monitoring Description:

THE FACILITY SHALL NOT EXCEED A TRANSMIX THROUGHPUT OF 1,310,000 GALLONS DURING ANY CONSECUTIVE 12-MONTH PERIOD.

Work Practice Type: PROCESS MATERIAL THRUPUT

Process Material: OTHER LIQUID FUELS

Upper Permit Limit: 1310000 gallons

Monitoring Frequency: MONTHLY

Averaging Method: ANNUAL MAXIMUM ROLLED MONTHLY

Reporting Requirements: ANNUALLY (ANNIVERSARY)

Initial Report Due: 04/30/2000 for the period 04/01/1999 through 03/31/2000

Condition 54: Compliance Certification

Effective Dates of 04/01/1999 and 04/01/2004

Applicable Federal Requirement: 40CFR 63.420(a)(2), Subpart R

Item 54.1:

The Compliance Certification activity will be performed for the Facility.

Regulated Contaminant(s):

CAS No: 0NY100-00-0 HAP

Item 54.2:

Compliance Certification shall include the following monitoring:

Capping: Yes

EMERGENCY RESPONSE PROCEDURES

Monitoring Description:

THE FACILITY TOTAL HAP EMISSIONS MUST REMAIN BELOW 25 TONS PER ANY CONSECUTIVE 12 MONTH PERIOD.

Monitoring Frequency: MONTHLY

Reporting Requirements: ANNUALLY (ANNIVERSARY)

Initial Report Due: 04/30/2000 for the period 04/01/1999 through 03/31/2000

Condition 55: Compliance Certification

Effective Dates of 04/01/1999 and 04/01/2004



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Permit ID: 8-2614-00125/00012

Facility DEC ID: 8261400125

Applicable Federal Requirement: 40CFR 63.420(a)(2), Subpart R

Item 55.1:

The Compliance Certification activity will be performed for the Facility.

Regulated Contaminant(s):

CAS No: 0NY100-00-0 HAP

Item 55.2:

Compliance Certification shall include the following monitoring:

Capping: Yes

Monitoring Type: WORK PRACTICE INVOLVING SPECIFIC OPERATIONS

Monitoring Description:

THE FACILITY SHALL NOT EXCEED A GASOLINE THROUGHPUT OF 186,513,591 GALLONS DURING ANY CONSECUTIVE 12-MONTH PERIOD.

Work Practice Type: PROCESS MATERIAL THRUPUT

Process Material: GASOLINE

Upper Permit Limit: 186513591 gallons

Monitoring Frequency: MONTHLY

Averaging Method: ANNUAL MAXIMUM ROLLED MONTHLY

Reporting Requirements: ANNUALLY (ANNIVERSARY)

Initial Report Due: 04/30/2000 for the period 04/01/1999 through 03/31/2000

Condition 1-11: Recycling and Emissions Reduction

Effective Dates of 10/04/2001 and 04/01/2004

Applicable Federal Requirement: 40CFR 82, Subpart F

Item 1-11.1:

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



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CFR Part 82.152)

e. Persons owning commercial or industrial process refrigeration equipment must comply with the leak 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.

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

Condition 56: Emission Point Definition By Emission Unit
ates of 04/01/1999 and 04/01/2004

Applicable Federal Requirement: 6NYCRR 201-6.

Item 56.1(From Mod 0):

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

Emission Unit: 1-RACKS

Emission Point: 00010

Height (ft.): 10

Diameter (in.): 18

NYTMN (km.): 4782.921 NYTME (km.): 282.529

Emission Point: 00013

Height (ft.): 50

Diameter (in.): 9

Item 56.2(From Mod 0):

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

Emission Unit: 1-TRANS

Emission Point: 00011

Height (ft.): 10

Diameter (in.): 12

NYTMN (km.): 4782.921 NYTME (km.): 282.529

Condition 57: Process Definition By Emission Unit
ates of 04/01/1999 and 04/01/2004

Applicable Federal Requirement: 6NYCRR 201-6.

Item 57.1(From Mod 0):

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

Emission Unit: 1-MISCT

Process: MIS

Source Classification Code: 4-06-888-01

Process Description:



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Facility DEC ID: 8261400125

GASOLINE ADDITIVE IS STORED IN A HORIZONTAL STORAGE TANK. HEATING OIL IS STORED IN A HORIZONTAL STORAGE TANK. THE OIL/WATER SEPARATER IS AN UNDERGROUND TANK.

Emission Source/Control: MSSTT - Process

Item 57.2(From Mod 1):

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

Emission Unit: 1-RACKS

Process: RDS

Source Classification Code: 4-04-002-50

Process Description: TANK TRUCKS ARE SUBMERGED FILLED WITH DISTILLATES.

Emission Source/Control: 00DLR - Process

Item 57.3(From Mod 1):

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

Emission Unit: 1-RACKS

Process: RGS

Source Classification Code: 4-04-002-50

Process Description:

GASOLINE TANK TRUCKS ARE SUBMERGED FILLED. VAPORS ARE TO BE CONTROLLED BY THE PROPOSED JOHN ZINK VAPOR COMBUSTION UNIT.

Emission Source/Control: VPORI - Control

Control Type: VAPOR RECOVERY SYS(INCL. CONDENSERS,HOODING, OTHER ENCLOSURES)

Emission Source/Control: GSRKL - Process

Item 57.4(From Mod 1):

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

Emission Unit: 1-RACKS

Process: TTV

Source Classification Code: 4-04-001-54

Process Description: FUGITIVE EMISSIONS FROM TRUCKS DURING LOADING.

Emission Source/Control: GSRKL - Process

Item 57.5(From Mod 1):

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

Emission Unit: 1-RACKS

Process: VCL

Source Classification Code: 4-04-001-52

Process Description: FUGITIVE EMISSIONS FROM VAPOR CONTROL UNIT.

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Facility DEC ID: 8261400125



Emission Source/Control: VPORI - Control
Control Type: VAPOR RECOVERY SYS(INCL.
CONDENSERS,HOODING, OTHER ENCLOSURES)

Emission Source/Control: GSRKL - Process

Item 57.6(From Mod 0):

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

Emission Unit: 1-TANKS
Process: FG1
Source Classification Code: 4-04-001-51
Process Description:
MISCELLANEOUS FUGITIVE HAP AND VOC
EMISSIONS FROM PUMPS, VALVES AND FLANGES.
ALL EMISSIONS ARE AT INSIGNIFICANT LEVEL.

Emission Source/Control: 00001 - Process
Design Capacity: 800,000 gallons

Emission Source/Control: 00002 - Process
Design Capacity: 780,000 gallons

Emission Source/Control: 00003 - Process
Design Capacity: 7,700,000 gallons

Emission Source/Control: 00004 - Process
Design Capacity: 459,000 gallons

Emission Source/Control: 00005 - Process
Design Capacity: 423,000 gallons

Emission Source/Control: 00006 - Process
Design Capacity: 418,000 gallons

Emission Source/Control: 00009 - Process
Design Capacity: 2,800,000 gallons

Item 57.7(From Mod 0):

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

Emission Unit: 1-TANKS
Process: GAS
Source Classification Code: 4-04-001-60
Process Description:
(7) STORAGE TANKS, EACH HAVING A CAPACITY
EXCEEDING 40,000 GALLONS. EACH TANK HAS AN
INTERNAL FLOATING ROOF.



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Permit ID: 8-2614-00125/00012

Facility DEC ID: 8261400125

Emission Source/Control: 00001 - Process
Design Capacity: 800,000 gallons

Emission Source/Control: 00002 - Process
Design Capacity: 780,000 gallons

Emission Source/Control: 00003 - Process
Design Capacity: 7,700,000 gallons

Emission Source/Control: 00004 - Process
Design Capacity: 459,000 gallons

Emission Source/Control: 00005 - Process
Design Capacity: 423,000 gallons

Emission Source/Control: 00006 - Process
Design Capacity: 418,000 gallons

Emission Source/Control: 00009 - Process
Design Capacity: 2,800,000 gallons

Item 57.8(From Mod 0):

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

Emission Unit: 1-TRANS

Process: TRN

Source Classification Code: 4-06-001-31

Process Description:

TRANSMIX IS LOADED INTO A TRUCK DIRECTLY
FROM A STORAGE TANK.

Emission Source/Control: 00011 - Process

Condition 58: Compliance Certification

Effective Dates of 04/01/1999 and 04/01/2004

Applicable Federal Requirement: 6NYCRR 201-1.4

Item 58.1:

The Compliance Certification activity will be performed for:

Emission Unit: 1-RACKS

Regulated Contaminant(s):

CAS No: 0NY998-00-0 VOC

Item 58.2:

Compliance Certification shall include the following monitoring:

New York State Department of Environmental Conservation

Permit ID: 8-2614-00125/00012

Facility DEC ID: 8261400125



ENANCE PROCEDURES

Monitoring Description:

THE FACILITY SHALL NOT LOAD GASOLINE DURING THE ROUTINE MAINTENANCE OF THE VAPOR RECOVERY UNIT UNLESS THE LOADING ACTIVITY IS UNAVOIDABLE. IN THE EVENT THAT GASOLINE LOADING OCCURS DURING THE MAINTENANCE PERIOD, THE FACILITY SHALL NOTIFY THE DEPARTMENT IN WRITING WITHIN 30 DAYS OF THE OCCURRENCE. THE WRITTEN REPORT SHALL INCLUDE THE TIME AND DURATION OF THE MAINTENANCE, THE AMOUNT OF GASOLINE LOADED DURING THE MAINTENANCE PERIOD AND A DESCRIPTION OF WHY THE LOADING WAS UNAVOIDABLE.

ED - SEE MONITORING

DESCRIPTION

REGULATORY AGENCY

Condition 59: Table 2 - rating A.
ates of 04/01/1999 and 04/01/2004

Applicable Federal Requirement: 6NYCRR 212.9

Item 59.1:

This Condition applies to Emission Unit: 1-RACKS

Item 59.2:

Either 99% (or greater) air cleaning or the BACT is required for particulate matter emissions state wide and VOC emissions state wide emitting one pound per hour or greater ,as defined by emission rate potential , except for the New York City Metropolitan Area.

Condition 60: Compliance Certification

ates of 04/01/1999 and 04/01/2004

Applicable Federal Requirement: 6NYCRR 230.4(a)(1)

Item 60.1:

The Compliance Certification activity will be performed for:

Emission Unit: 1-RACKS

Item 60.2:

Compliance Certification shall include the following monitoring:

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

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Monitoring Description:

erator of a gasoline transport vehicle
rt will allow said vehicle to be filled
e gasoline transport vehicle sustains
f not more than three inches of water
pressurized to a gauge pressure of 18
evacuated to a gauge pressure of six
inches of water.

Gasoline Transport Vehicle

Parameter Monitored: PRESSURE CHANGE

Upper Permit Limit: 3.0 inches of water

REGULATORY AGENCY

Condition 61: Compliance Certification

ates of 04/01/1999 and 04/01/2004

Applicable Federal Requirement: 6NYCRR 230.4(b)

Item 61.1:

The Compliance Certification activity will be performed for:

Emission Unit: 1-RACKS

Item 61.2:

Compliance Certification shall include the following monitoring:

Monitoring Type: INTERMITTENT EMISSION TESTING

Monitoring Description:

port vehicles subject to this Part must
by the owner or his agent, using test
methods acceptable to the commissioner. If the
t does not show compliance with the
ndard, the gasoline transport vehicle
ed to make the tank vapor-tight, and
retested.

Parameter Monitored: PRESSURE CHANGE

Upper Permit Limit: 3.0 inches of water

Reference Test Method: EPA Method 27

Monitoring Frequency: ANNUALLY

REGULATORY AGENCY

Condition 62: Leak limit

ates of 04/01/1999 and 04/01/2004

Applicable Federal Requirement: 6NYCRR 230.4(e)



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Item 62.1:

This Condition applies to Emission Unit: 1-RACKS

Item 62.2:

Leakage of vapors from any component of the gasoline transport vehicle or the vapor collection and control system must not equal or exceed 100 percent of the lower explosive limit measured as propane during the loading of a gasoline transport vehicle. No avoidable visible liquid leak from such components is allowed, including all piping, seals, hoses, connections, pressure-vacuum seals, and other possible leak sources.

Condition 63: Compliance Certification

Effective Dates of 04/01/1999 and 04/01/2004

Applicable Federal Requirement: 6NYCRR 230.4(f)

Item 63.1:

The Compliance Certification activity will be performed for:

Emission Unit: 1-RACKS

Item 63.2:

Compliance Certification shall include the following monitoring:

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

Monitoring Description:

Leakage of vapors from any component of a gasoline transport vehicle will be monitored on said vehicle to be loaded under a vacuum of 18 inches of water gauge, to be maintained for a period not exceeding 6 inches of water gauge, or to be unloaded under pressure.

Parameter Monitored: PRESSURE
Lower Permit Limit: 6.0 inches of water
Upper Permit Limit: 18.0 inches of water

REGULATORY AGENCY - SEE MONITORING

DESCRIPTION

REGULATORY AGENCY

Condition 64: Dome covers

Effective Dates of 04/01/1999 and 04/01/2004

Applicable Federal Requirement: 6NYCRR 230.4(g)

Item 64.1:

This Condition applies to Emission Unit: 1-RACKS

Item 64.2:



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Dome covers on gasoline transport vehicles must be closed while the transport vehicle is being loaded.

Condition 65: Compliance Certification

Effective Dates of 04/01/1999 and 04/01/2004

Applicable Federal Requirement: 6NYCRR 230.6(a)

Item 65.1:

The Compliance Certification activity will be performed for:

Emission Unit: 1-RACKS

Item 65.2:

Compliance Certification shall include the following monitoring:

MAINTENANCE PROCEDURES

Monitoring Description:

gasoline transport vehicle subject to maintain records of pressure-vacuum repairs. The records must include the gasoline transport vehicle, the results of the date that the testing and repairs, as well as the nature of needed repairs and the date of retests where appropriate.

Records shall be retained for two years and must be submitted to the Department on request at any reasonable time.

TESTING - SEE MONITORING

DESCRIPTION

REGULATORY AGENCY

Condition 66: Compliance Certification

Effective Dates of 04/01/1999 and 04/01/2004

Applicable Federal Requirement: 6NYCRR 230.6(b)

Item 66.1:

The Compliance Certification activity will be performed for:

Emission Unit: 1-RACKS

Item 66.2:

Compliance Certification shall include the following monitoring:

MAINTENANCE PROCEDURES

Monitoring Description:

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recent pressure-vacuum test results,
le to the commissioner, must be kept
with the gasoline transport vehicle.

ED - SEE MONITORING

DESCRIPTION

REGULATORY AGENCY

Condition 67: Compliance Certification
ates of 04/01/1999 and 04/01/2004

Applicable Federal Requirement: 6NYCRR 230.6(c)

Item 67.1:

The Compliance Certification activity will be performed for:

Emission Unit: 1-RACKS

Regulated Contaminant(s):
CAS No: 008006-61-9 GASOLINE

Item 67.2:

Compliance Certification shall include the following monitoring:

ENANCE PROCEDURES

Monitoring Description:

o the commissioner must be retained
e testing occurred, and must be made
ommissioner or his representative on
request at any reasonable time.

ED - SEE MONITORING

DESCRIPTION

REGULATORY AGENCY

Condition 1-12: Compliance Certification
ates of 10/04/2001 and 04/01/2004

Applicable Federal Requirement: 6NYCRR 229.3(d)(1)

Replaces Condition(s) 68

Item 1-12.1:

The Compliance Certification activity will be performed for:

Emission Unit: 1-RACKS Emission Point: 00013
Process: RGS

Regulated Contaminant(s):



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CAS No: 0NY998-00-0 VOC

Item 1-12.2:

Compliance Certification shall include the following monitoring:

Monitoring Type: INTERMITTENT EMISSION TESTING

Monitoring Description:

Within 90 days of the installation of the vapor

emission Source VPOR1), the facility shall conduct a stack test of the unit to demonstrate compliance with Part 229. During the stack test, the emissions of the vapor combustion unit shall be monitored and recorded. Within 60 days of the completion of the test, the facility shall submit a report with the stack test report, along with the temperature range that will be used to ensure compliance of the system, the rationale for the monitoring frequency, and the averaging period as determined by the Department, the monitoring for the vapor combustion unit will be added as required. The Department may grant an extension of the above-mentioned timeframe if a request is submitted and approved by the Department.

Upper Permit Limit: 80 milligrams per liter

Reference Test Method: 40CFR60 Methods

Monitoring Frequency: SINGLE OCCURRENCE

3 PER REFERENCE TEST

METHOD INDICATED

Reporting Requirements: ONCE / BATCH OR MONITORING OCCURRENCE

Condition 69: Table 2 - rating A.

Effective Dates of 04/01/1999 and 04/01/2004

Applicable Federal Requirement: 6NYCRR 212.9

Item 69.1:

This Condition applies to Emission Unit: 1-TANKS

Item 69.2:

Either 99% (or greater) air cleaning or the BACT is required for particulate matter emissions state wide and VOC emissions state wide emitting one pound per hour or greater ,as defined by emission rate potential , except for the New York City Metropolitan Area.

Condition 70: Petroleum fixed roof tanks - a

Effective Dates of 04/01/1999 and 04/01/2004

Applicable Federal Requirement: 6NYCRR 229.3(a)



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Item 70.1:

This Condition applies to Emission Unit: 1-TANKS
Process: GAS

Item 70.2:

The tank must be retrofitted with an internal floating roof or equivalent control.

Condition 71: Petroleum fixed roof tanks - b

Effective Dates of 04/01/1999 and 04/01/2004

Applicable Federal Requirement: 6NYCRR 229.3(a)

Item 71.1:

This Condition applies to Emission Unit: 1-TANKS
Process: GAS

Item 71.2:

The vapor collection and vapor control systems are maintained and operated in such a way as to insure the integrity and efficiency of the system.

Condition 72: Compliance Certification

Effective Dates of 04/01/1999 and 04/01/2004

Applicable Federal Requirement: 6NYCRR 229.5(a)

Item 72.1:

The Compliance Certification activity will be performed for:

Emission Unit: 1-TANKS
Process: GAS

Item 72.2:

Compliance Certification shall include the following monitoring:

MAINTENANCE PROCEDURES

Monitoring Description:

Capacities of petroleum liquid storage
must be maintained at the facility for

five years

Monitoring Frequency: ANNUALLY

REGULATORY AGENCY

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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

State Enforceable Permit Terms and

Condition - 6 NYCRR Part 201-5

owns and/or operates stationary sources shall maintain all emission units and any control devices in compliance with all provisions of this Chapter and existing laws, and

shall operate the facility in accordance with all applicable criteria, emission limits, terms, conditions, and

requirements of this permit. Failure of such person to maintain the effectiveness of such control devices and emission control devices may be cause for the Department to revoke or deny a

permit.

The operator of the permitted facility must maintain accurate records on-site for a period of five years, which shall be available to representatives of the Department. Department representatives must have access to any facility regulated by this permit during normal operating hours, for the purpose of conducting inspections in accordance with this and any other state and federal air pollution control requirements, regulations or

applicable law.

STATE ONLY APPLICABLE REQUIREMENTS

The following conditions are state only enforceable and are not subject to annual compliance certification requirements for Title V permits.

Condition 1-13: Permit Exclusion Provisions

Effective Dates of 10/04/2001 and 04/01/2004

Applicable State Requirement: 6 NYCRR 201-5.

Item 1-13.1:

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



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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 1-14: Contaminant List

ates of 10/04/2001 and 04/01/2004

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

Item 1-14.1:

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

CAS No: 000071-43-2

Name: BENZENE

CAS No: 000098-82-8

Name: BENZENE, (1-METHYLETHYL)

CAS No: 000100-41-4

Name: ETHYLBENZENE

CAS No: 008006-61-9

Name: GASOLINE

CAS No: 0NY100-00-0

Name: HAP

CAS No: 000110-54-3

Name: HEXANE

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CAS No: 001634-04-4
Name: METHYL TERTBUTYL ETHER

CAS No: 000091-20-3
Name: NAPHTHALENE

CAS No: 000108-88-3
Name: TOLUENE

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

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

Condition 74: Air pollution prohibited
dates of 04/01/1999 and 04/01/2004

Applicable State Requirement: 6NYCRR 211.2

Item 74.1:

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.