

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: 09/14/2005 Expiration Date: 09/13/2010
Mod 1 Effective Date: 05/31/2006 Expiration Date: 09/13/2010

Permit Issued To: SUNOCO PARTNERS MARKETING & TERMINALS LP
1735 MARKET ST
PHILADELPHIA, PA 19103

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

Contact: EDNA ROJAS
SUNOCO PARTNERS MARKETING&TERMINALS
1801 MARKET ST- 3RD FL
PHILADELPHIA, PA 19103

Description:

Department Initiated Modification of the Title V Facility Permit issued September 14, 2005, to revise two Compliance Certification Conditions as directed by EPA. These are:

Condition 45: Applicable Federal Requirement: 40CFR 64 ; and
Condition 46: Applicable Federal Requirement: 6NYCRR 229.3(d)(1)

EPA had determined that revisions to these conditions were needed to adequately demonstrate compliance, and that this permit modification should be subject to public notice and comment.

In addition, Capping Monitoring Conditions 52 through 64 have been replaced by Conditions 1-3 through 1-15, to correct the applicable rule cited to 6NYCRR Part 201-7.2, and Compliance Certification Condition 24 has been replaced by Condition 1-1 to better define changes allowed under the facility's Operational Flexibility Plan. All other conditions in this modified Title V Permit remain unchanged from the Renewed Permit issued September 14, 2005.

Emission Units are:

1-RACKS, venting tank truck loading operations through a vapor combustion emission control unit;
1-TANKS, fugitive emissions from 7 gasoline and distillate internal floating roof storage tanks;
1-MISCT, fugitive emissions from gasoline additive and fuel oil tanks, and an oil-water separator; and
1-TRANS, fugitive emissions from transmix loading operations.



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This permit includes conditions restricting facility throughput to limit HAP emissions to less than the 40 CFR Part 63 Subpart R (and Title V) thresholds of 10 tons per year of any individual HAP and 25 tons per year of all HAP compounds combined. Facility throughput will continue to be limited to 186,513,591 gallons of gasoline, 193,146,042 gallons of distillates (#1 and #2 oil) and 1,310,000 gallons of transmix in any 12 consecutive month period. Records to document facility throughput must be maintained on site for 5 years, and made available to department inspectors on request.

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

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 19-0305

Item 1.1:

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

Item 1.2:

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

Item 1.3:

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

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

Item 2.1:

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

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

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.

Item 3.3:



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

Condition 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 in accordance with 6NYCRR Part 621. The grounds for modification, suspension or revocation include:

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

****** 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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ARTICLE 19: AIR POLLUTION CONTROL - TITLE V PERMIT

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

Authorized Activity By Standard Industrial Classification Code:
5171 - PETROLEUM BULK STATIONS & TERMINALS

Mod 0 Permit Effective Date: 09/14/2005

Permit Expiration Date: 09/13/2010

Mod 1 Permit Effective Date: 05/31/2006

Permit Expiration Date: 09/13/2010



LIST OF CONDITIONS

FEDERALLY ENFORCEABLE CONDITIONS

Facility Level

- 1 6NYCRR 200.6: Acceptable Ambient Air Quality
- 2 6NYCRR 201-6.5(a)(7): Fees
- 3 6NYCRR 201-6.5(c): Recordkeeping and reporting of compliance monitoring
- 4 6NYCRR 201-6.5(c)(2): Monitoring, Related Recordkeeping, and Reporting Requirements.
- 5 6NYCRR 201-6.5(c)(3)(ii): Compliance Certification
- 6 6NYCRR 201-6.5(e): Compliance Certification
- 7 6NYCRR 202-2.1: Compliance Certification
- 8 6NYCRR 202-2.5: Recordkeeping requirements
- 9 6NYCRR 215: Open Fires Prohibited at Industrial and Commercial Sites
- 10 6NYCRR 200.7: Maintenance of Equipment
- 11 6NYCRR 201-1.7: Recycling and Salvage
- 12 6NYCRR 201-1.8: Prohibition of Reintroduction of Collected Contaminants to the air
- 13 6NYCRR 201-3.2(a): Exempt Sources - Proof of Eligibility
- 14 6NYCRR 201-3.3(a): Trivial Sources - Proof of Eligibility
- 15 6NYCRR 201-6.5(a)(4): Standard Requirement - Provide Information
- 16 6NYCRR 201-6.5(a)(8): General Condition - Right to Inspect
- 17 6NYCRR 201-6.5(d)(5): Standard Requirements - Progress Reports
- 18 6NYCRR 201-6.5(f)(6): Off Permit Changes
- 19 6NYCRR 202-1.1: Required Emissions Tests
- 20 6NYCRR 211.3: Visible Emissions Limited
- 21 40CFR 68: Accidental release provisions.
- 22 40CFR 82, Subpart F: Recycling and Emissions Reduction
- 23 6NYCRR 201-6: Emission Unit Definition
- 1-1 6NYCRR 201-6.5(f): Compliance Certification
- 1-2 6NYCRR 201-7.2: Facility Permissible Emissions
- *1-3 6NYCRR 201-7.2: Capping Monitoring Condition
- *1-4 6NYCRR 201-7.2: Capping Monitoring Condition
- *1-5 6NYCRR 201-7.2: Capping Monitoring Condition
- *1-6 6NYCRR 201-7.2: Capping Monitoring Condition
- *1-7 6NYCRR 201-7.2: Capping Monitoring Condition
- *1-8 6NYCRR 201-7.2: Capping Monitoring Condition
- *1-9 6NYCRR 201-7.2: Capping Monitoring Condition
- *1-10 6NYCRR 201-7.2: Capping Monitoring Condition
- *1-11 6NYCRR 201-7.2: Capping Monitoring Condition
- *1-12 6NYCRR 201-7.2: Capping Monitoring Condition
- *1-13 6NYCRR 201-7.2: Capping Monitoring Condition
- *1-14 6NYCRR 201-7.2: Capping Monitoring Condition
- *1-15 6NYCRR 201-7.2: Capping Monitoring Condition
- 25 6NYCRR 225-1.2(a)(2): Compliance Certification



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- 26 6NYCRR 225-1.8(b): Compliance Certification
- 27 6NYCRR 225-1.8(d): Sampling, compositing, and analysis of fuel samples
- 28 6NYCRR 225-3.3(a): Compliance Certification
- 29 6NYCRR 229.3(d): Gasoline terminals - a
- 30 6NYCRR 229.3(d)(2): Vapor collection system requirements at a gasoline loading terminal.
- 31 6NYCRR 229.4(a): Testing and monitoring requirements
- 32 6NYCRR 229.5(c): Compliance Certification

Emission Unit Level

- 33 6NYCRR 201-6: Emission Point Definition By Emission Unit
- 34 6NYCRR 201-6: Process Definition By Emission Unit

EU=1-RACKS

- 35 6NYCRR 230.4(a)(1): Compliance Certification
- 36 6NYCRR 230.4(a)(2): Repairs to gasoline transport vehicles
- 37 6NYCRR 230.4(a)(3): Labelling of gasoline transport vehicles
- 38 6NYCRR 230.4(b): Compliance Certification
- 39 6NYCRR 230.4(e): Leak limit
- 40 6NYCRR 230.4(f): Compliance Certification
- 41 6NYCRR 230.4(g): Dome covers
- 42 6NYCRR 230.6(a): Compliance Certification
- 43 6NYCRR 230.6(b): Compliance Certification
- 44 6NYCRR 230.6(c): Compliance Certification
- 1-16 40CFR 64: Compliance Certification

EU=1-RACKS,EP=00013,Proc=RGS

- 1-17 6NYCRR 229.3(d)(1): Compliance Certification

EU=1-TANKS

- 47 6NYCRR 229.3(a): Compliance Certification

EU=1-TANKS,Proc=GAS

- 48 6NYCRR 229.5(a): Compliance Certification

STATE ONLY ENFORCEABLE CONDITIONS

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- 49 ECL 19-0301: Contaminant List
- 50 6NYCRR 201-1.4: Unavoidable noncompliance and violations
- 65 6NYCRR 211.2: Air pollution prohibited
- 66 6NYCRR 225-3.4(a): Compliance Demonstration
- 67 6NYCRR 225-3.4(b): Compliance Demonstration
- 68 6NYCRR 225-3.4(d): Records Available for Inspection

NOTE: * preceding the condition number indicates capping.



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: Emergency Defense - 6NYCRR Part 201-1.5

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

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

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

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

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

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

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

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

Item B: Public Access to Recordkeeping for Title V Facilities - 6NYCRR Part 201-1.10(b)

The Department will make available to the public any permit application, compliance plan, permit, and monitoring and compliance certification report pursuant to



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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.

Item C: Timely Application for the Renewal of Title V Permits - 6 NYCRR Part 201-6.3(a)(4)

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

Item D: Certification by a Responsible Official - 6 NYCRR Part 201-6.3(d)(12)

Any application, form, report or compliance certification required to be submitted pursuant to the federally enforceable portions of this permit shall contain a certification of truth, accuracy and completeness by a responsible official. This certification shall state that based on information and belief formed after reasonable inquiry, the statements and information in the document are true, accurate, and complete.

Item E: Requirement to Comply With All Conditions - 6 NYCRR Part 201-6.5(a)(2)

The permittee must comply with all conditions of the Title V facility permit. Any permit non-compliance constitutes a violation of the Act and is grounds for enforcement action; for permit termination, revocation and reissuance, or modification; or for denial of a permit renewal application.

Item F: Permit Revocation, Modification, Reopening, Reissuance or Termination, and Associated Information Submission Requirements - 6 NYCRR Part 201-6.5(a)(3)

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 stay any permit condition.

Item G: Cessation or Reduction of Permitted Activity Not a Defense - 6NYCRR Part 201-6.5(a)(5)

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

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order to maintain compliance with the conditions of this permit.

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

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

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

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.

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

All permittees granted a Title V facility permit shall be covered under the protection of a permit shield, except as provided under 6 NYCRR Subpart 201-6. 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;
- iii. The applicable requirements of Title IV of the

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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.

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

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.

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.

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



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is to be reopened, except that the Department may provide a shorter time period in the case of an emergency.

Item L: Permit Exclusion - ECL 19-0305

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

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

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

MANDATORY FEDERALLY ENFORCEABLE PERMIT CONDITIONS SUBJECT TO ANNUAL CERTIFICATIONS AT ALL TIMES

The following federally enforceable permit conditions are mandatory for all Title V permits and are subject to annual compliance certification requirements at all times.

**Condition 1: Acceptable Ambient Air Quality
Effective between the dates of 09/14/2005 and 09/13/2010**

Applicable Federal Requirement: 6NYCRR 200.6

Item 1.1:

Notwithstanding the provisions of 6 NYCRR Chapter III, Subchapter A, no person shall allow or permit



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any air contamination source to emit air contaminants in quantities which alone or in combination with emissions from other air contamination sources would contravene any applicable ambient air quality standard and/or cause air pollution. In such cases where contravention occurs or may occur, the Commissioner shall specify the degree and/or method of emission control required.

Condition 2: Fees
Effective between the dates of 09/14/2005 and 09/13/2010

Applicable Federal Requirement: 6NYCRR 201-6.5(a)(7)

Item 2.1:

The owner and/or operator of a stationary source shall pay fees to the Department consistent with the fee schedule authorized by ECL 72-0302.

Condition 3: Recordkeeping and reporting of compliance monitoring
Effective between the dates of 09/14/2005 and 09/13/2010

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

Item 3.1:

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

- (i) The date, place, and time of sampling or measurements;
- (ii) The date(s) analyses were performed;
- (iii) The company or entity that performed 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 a responsible official, consistent with Section 201-6.3 of this Part 201.

Condition 4: Monitoring, Related Recordkeeping, and Reporting Requirements.
Effective between the dates of 09/14/2005 and 09/13/2010

Applicable Federal Requirement: 6NYCRR 201-6.5(c)(2)

Item 4.1:

Compliance monitoring and recordkeeping shall be conducted according to the terms and conditions contained in this permit and shall follow all quality assurance requirements found in applicable



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regulations. Records of all monitoring data and support information must be retained for a period of at least 5 years from the date of the monitoring, sampling, 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 5: Compliance Certification
Effective between the dates of 09/14/2005 and 09/13/2010

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

Item 5.1:

The Compliance Certification activity will be performed for the Facility.

Item 5.2:

Compliance Certification shall include the following monitoring:

Monitoring Type: RECORD KEEPING/MAINTENANCE PROCEDURES

Monitoring Description:

To meet the requirements of this facility permit with respect to reporting, the permittee must:

Submit reports of any required monitoring at a minimum frequency of every 6 months, based on a calendar year reporting schedule. These reports shall be submitted to the Department within 30 days after the end of a reporting period. All instances of deviations from permit requirements must be clearly identified in such reports. All required reports must be certified by the responsible official for this facility.

Notify the Department and report permit deviations and incidences of noncompliance stating the probable cause of such deviations, and any corrective actions or preventive measures taken. Where the underlying applicable requirement contains a definition of prompt or otherwise specifies a time frame for reporting deviations, that definition or time frame shall govern. Where the underlying applicable requirement fails to address the time frame for reporting deviations, reports of deviations shall be submitted to the permitting authority based on the following schedule:

(1) For emissions of a hazardous air pollutant (as identified in an applicable regulation) that continue for more than an hour in excess of permit requirements, the report must be made within 24 hours of the occurrence.

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(2) For emissions of any regulated air pollutant, excluding those listed in paragraph (1) of this section, that continue for more than two hours in excess of permit requirements, the report must be made within 48 hours.

(3) For all other deviations from permit requirements, the report shall be contained in the 6 month monitoring report required above.

(4) This permit may contain a more stringent reporting requirement than required by paragraphs (1), (2) or (3) above. If more stringent reporting requirements have been placed in this permit or exist in applicable requirements that apply to this facility, the more stringent reporting requirement shall apply.

If above paragraphs (1) or (2) are met, the source must notify the permitting authority by telephone during normal business hours at the Regional Office of jurisdiction for this permit, attention Regional Air Pollution Control Engineer (RAPCE) according to the timetable listed in paragraphs (1) and (2) of this section. For deviations and incidences that must be reported outside of normal business hours, on weekends, or holidays, the DEC Spill Hotline phone number at 1-800-457-7362 shall be used. A written notice, certified by a responsible official consistent with 6 NYCRR Part 201-6.3(d)(12), must be submitted within 10 working days of an occurrence for deviations reported under (1) and (2). All deviations reported under paragraphs (1) and (2) of this section must also be identified in the 6 month monitoring report required above.

The provisions of 6 NYCRR 201-1.4 shall apply if the permittee seeks to have a violation excused unless otherwise limited by regulation. In order to have a violation of a federal regulation (such as a new source performance standard or national emissions standard for hazardous air pollutants) excused, the specific federal regulation must provide for an affirmative defense during start-up, shutdowns, malfunctions or upsets. Notwithstanding any recordkeeping and reporting requirements in 6 NYCRR 201-1.4, reports of any deviations shall not be on a less frequent basis than the reporting periods described in paragraphs (1) and (4) above.

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In the case of any condition contained in this permit with a reporting requirement of "Upon request by regulatory agency" the permittee shall include in the semiannual report, a statement for each such condition that the monitoring or recordkeeping was performed as required or requested and a listing of all instances of deviations from these requirements.

In the case of any emission testing performed during the previous six month reporting period, either due to a request by the Department, EPA, or a regulatory requirement, the permittee shall include in the semiannual report a summary of the testing results and shall indicate whether or not the Department or EPA has approved the results.

All semiannual reports shall be submitted to the Administrator (or his or her representative) as well as two copies to the Department (one copy to the regional air pollution control engineer (RAPCE) in the regional office and one copy to the Bureau of Quality Assurance (BQA) in the DEC central office). Mailing addresses for the above referenced persons are contained in the monitoring condition for 6 NYCRR Part 201-6.5(e), contained elsewhere in this permit.

Reporting Requirements: SEMI-ANNUALLY (CALENDAR)
Reports due 30 days after the reporting period.
The initial report is due 1/30/2006.
Subsequent reports are due every 6 calendar month(s).

Condition 6: Compliance Certification
Effective between the dates of 09/14/2005 and 09/13/2010

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

Item 6.1:

The Compliance Certification activity will be performed for the Facility.

Item 6.2:

Compliance Certification shall include the following monitoring:

Monitoring Type: RECORD KEEPING/MAINTENANCE PROCEDURES

Monitoring Description:

Requirements for compliance certifications with terms and conditions contained in this facility permit include the

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following:

i. Compliance certifications shall contain:

- the identification of each term or condition of the permit that is the basis of the certification;
 - the compliance status;
 - whether compliance was continuous or intermittent;
 - the method(s) used for determining the compliance status of the facility, currently and over the reporting period consistent with the monitoring and related recordkeeping and reporting requirements of this permit;
 - such other facts as the Department may require to determine the compliance status of the facility as specified in any special permit terms or conditions;
- and
- such additional requirements as may be specified elsewhere in this permit related to compliance certification.

ii. The responsible official must include in the annual certification report all terms and conditions contained in this permit which are identified as being subject to certification, including emission limitations, standards, or work practices. That is, the provisions labeled herein as "Compliance Certification" are not the only provisions of this permit for which an annual certification is required.

iii. Compliance certifications shall be submitted annually. Certification reports are due 30 days after the anniversary date of four consecutive calendar quarters. The first report is due 30 days after the calendar quarter that occurs just prior to the permit anniversary date, unless another quarter has been acceptable by the Department.

iv. All compliance certifications shall be submitted to the Administrator (or his or her representative) as well as two copies to the Department (one copy to the regional air pollution control engineer (RAPCE) in the regional office and one copy to the Bureau of Quality Assurance (BQA) in the DEC central office). Please send annual compliance certifications to Chief of the Stationary Source Compliance Section, the Region 2 EPA representative for the Administrator, at the following address:

USEPA Region 2



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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 BQA is as follows:

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

Monitoring Frequency: ANNUALLY
Reporting Requirements: ANNUALLY (CALENDAR)
Reports due 30 days after the reporting period.
The initial report is due 1/30/2006.
Subsequent reports are due on the same day each year

Condition 7: Compliance Certification
Effective between the dates of 09/14/2005 and 09/13/2010

Applicable Federal Requirement: 6NYCRR 202-2.1

Item 7.1:
The Compliance Certification activity will be performed for the Facility.

Item 7.2:
Compliance Certification shall include the following monitoring:

Monitoring Type: RECORD KEEPING/MAINTENANCE PROCEDURES
Monitoring Description:
Emission statements shall be submitted on or before April
15th each year for emissions of the previous calendar
year.

Monitoring Frequency: ANNUALLY
Reporting Requirements: ANNUALLY (CALENDAR)
Reports due by April 15th for previous calendar year

Condition 8: Recordkeeping requirements
Effective between the dates of 09/14/2005 and 09/13/2010

Applicable Federal Requirement: 6NYCRR 202-2.5



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Item 8.1:

(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 9: Open Fires Prohibited at Industrial and Commercial Sites
Effective between the dates of 09/14/2005 and 09/13/2010**

Applicable Federal Requirement: 6NYCRR 215

Item 9.1:

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

**MANDATORY FEDERALLY ENFORCEABLE PERMIT CONDITIONS SUBJECT
TO ANNUAL CERTIFICATIONS ONLY IF APPLICABLE**

The following federally enforceable permit conditions are mandatory for all Title V permits and are subject to annual compliance certification requirements only if effectuated during the reporting period. [NOTE: The corresponding annual compliance certification for those conditions not effectuated during the reporting period shall be specified as "not applicable".]

**Condition 10: Maintenance of Equipment
Effective between the dates of 09/14/2005 and 09/13/2010**

Applicable Federal Requirement: 6NYCRR 200.7

Item 10.1:

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 11: Recycling and Salvage
Effective between the dates of 09/14/2005 and 09/13/2010**

Applicable Federal Requirement: 6NYCRR 201-1.7



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Item 11.1:

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 the ECL.

Condition 12: Prohibition of Reintroduction of Collected Contaminants to the air

Effective between the dates of 09/14/2005 and 09/13/2010

Applicable Federal Requirement: 6NYCRR 201-1.8

Item 12.1:

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

Condition 13: Exempt Sources - Proof of Eligibility

Effective between the dates of 09/14/2005 and 09/13/2010

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

Item 13.1:

The owner and/or operator of an emission source or unit that is eligible to be exempt may be required to

or operator of any

such emission source must maintain all required records on-site for a period of five years and make them available to representatives of the department upon request. Department representatives must be granted access to any facility which contains emission sources or units subject to this Subpart, during normal operating hours, for the purpose of determining compliance with this and any other State and Federal air pollution control requirements, regulations, or law.

Condition 14: Trivial Sources - Proof of Eligibility

Effective between the dates of 09/14/2005 and 09/13/2010

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

Item 14.1:

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

Condition 15: Standard Requirement - Provide Information

Effective between the dates of 09/14/2005 and 09/13/2010



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Applicable Federal Requirement: 6NYCRR 201-6.5(a)(4)

Item 15.1:

The owner and/or operator 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. Upon request, the permittee shall also furnish to the department copies of records required to be kept by the permit or, for information claimed to be confidential, the permittee may furnish such records directly to the administrator along with a claim of confidentiality, if the administrator initiated the request for information or otherwise has need of it.

Condition 16: General Condition - Right to Inspect
Effective between the dates of 09/14/2005 and 09/13/2010

Applicable Federal Requirement: 6NYCRR 201-6.5(a)(8)

Item 16.1:

The department or an authorized representative shall be allowed upon presentation of credentials and other documents as may be required by law to:

- (i) enter upon the permittee's premises where a facility subject to the permitting requirements of this Subpart 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;
- (iii) inspect at reasonable times any emission sources, equipment (including monitoring and air pollution control equipment), practices, and operations regulated or required under the permit; and
- (iv) sample or monitor at reasonable times substances or parameters for the purpose of assuring compliance with the permit or applicable requirements.

Condition 17: Standard Requirements - Progress Reports
Effective between the dates of 09/14/2005 and 09/13/2010

Applicable Federal Requirement: 6NYCRR 201-6.5(d)(5)

Item 17.1:

Progress reports consistent with an applicable schedule of compliance are to be submitted at least semiannually, or at a more frequent period if specified in the applicable requirement or by the department. 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 18: Off Permit Changes
Effective between the dates of 09/14/2005 and 09/13/2010

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

Item 18.1:

No permit revision will be required for operating changes that contravene an express permit term, provided that such changes would not violate applicable requirements as defined under this Part or contravene federally enforceable monitoring (including test methods), recordkeeping, reporting, or compliance certification permit terms and conditions. Such changes may be made without requiring a permit revision, if the changes are not modifications under any provision of title I of the act and the changes do not exceed the emissions allowable under the permit (whether expressed therein as a rate of emissions or in terms of total emissions) provided that the facility provides the administrator and the department with written notification as required below in advance of the proposed changes within a minimum of seven days. The facility owner or operator, and the department shall attach each such notice to their copy of the relevant permit.

(i) For each such change, the written notification required above shall include a brief description of the change within the permitted facility, the date on which the change will occur, any change in emissions, and any permit term or condition that is no longer applicable as a result of the change.

(ii) The permit shield described in section 6 NYCRR 201-6.6 shall not apply to any change made pursuant to this paragraph.

Condition 19: Required Emissions Tests
Effective between the dates of 09/14/2005 and 09/13/2010

Applicable Federal Requirement: 6NYCRR 202-1.1

Item 19.1:

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

Condition 20: Visible Emissions Limited
Effective between the dates of 09/14/2005 and 09/13/2010

Applicable Federal Requirement: 6NYCRR 211.3

Item 20.1:

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



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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 21: Accidental release provisions.
Effective between the dates of 09/14/2005 and 09/13/2010

Applicable Federal Requirement: 40CFR 68

Item 21.1:

If a chemical is listed in Tables 1,2,3 or 4 of 40 CFR §68.130 is present in a process in quantities greater than the threshold quantity listed in Tables 1,2,3 or 4, the following requirements will apply:

- a) The owner or operator shall comply with the provisions of 40 CFR Part 68 and;
- b) The owner or operator shall submit at the time of permit issuance (if not previously submitted) one of the following, if such quantities are present:
 - 1) A compliance schedule for meeting the requirements of 40 CFR Part 68 by the date provided in 40 CFR §68.10(a) or,
 - 2) A certification statement that the source is in compliance with all requirements of 40 CFR Part 68, including the registration and submission of the Risk Management Plan. Information should be submitted to:

Risk Management Plan Reporting Center
C/O CSC
8400 Corporate Dr
Carrollton, Md. 20785

Condition 22: Recycling and Emissions Reduction
Effective between the dates of 09/14/2005 and 09/13/2010

Applicable Federal Requirement: 40CFR 82, Subpart F

Item 22.1:

The permittee shall comply with all applicable provisions of 40 CFR Part 82.

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

Condition 23: Emission Unit Definition
Effective between the dates of 09/14/2005 and 09/13/2010

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Applicable Federal Requirement: 6NYCRR 201-6

Item 23.1(From Mod 1):

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 23.2(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 23.3(From Mod 1):

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 23.4(From Mod 1):

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

Emission Unit: 1-TRANS

Emission Unit Description:

TRANSMIX TRUCK LOADING.

Condition 1-1: Compliance Certification

Effective between the dates of 05/31/2006 and 09/13/2010

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

Item 1-1.1:

The Compliance Certification activity will be performed for the Facility.

Item 1-1.2:

Compliance Certification shall include the following monitoring:

Monitoring Type: RECORD KEEPING/MAINTENANCE PROCEDURES

Monitoring Description:

Operational Flexibility Plan



I. Protocol Objective

The objective of this condition is to maximize operational flexibility at the facility by building into the Title V permit the capability to make certain changes using a protocol. As provided under 6 NYCRR Part 201-6.5(f)(2), changes made under an approved protocol are not subject to the Title V permit modification provisions under 6 NYCRR Part 201-6.7.

II. Protocol

A. Criteria

1. Changes reviewed under this protocol shall be evaluated in accordance with the following criteria:

a. All underlying federal and state requirements with which the new or changed emission source must comply must exist in the Title V permit. Existing permit conditions may be amended to reference or include the new or changed emission source and any related information, and/or subject to DEC approval, new conditions proposed, to provide the appropriate monitoring parameters.

b. Any new or changed emission source shall not be part of a source project that results in a significant net emissions increase that exceeds the New Source Review (NSR) thresholds identified in 6 NYCRR Part 231-2 or 40 CFR 52.21.

c. The facility shall not use the protocol to make physical changes or changes in the method of operation of existing emissions sources that would require a new or modified federally enforceable cap either the avoid major NSR requirements or to address and comply with other Clean Air Act requirements, such as RACT. Such changes must be addressed via the significant permit modification provisions.

B. Notification Requirements for Changes Reviewed under the Protocol

1. The facility shall notify the Department in writing of the proposed change.

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2. Notifications made in accordance with this protocol will include the following documentation:

a. Identification of the Title V permit emission unit, process(es), emission sources and emission points affected by the proposed change with applicable revisions to the Emission Unit structure;

b. Description of the proposed change, including operating parameters;

c. Identification and description of emissions control technology;

d. Documentation of the project's, or emission source's, compliance with respect to all state and/or federally applicable requirements, including the following steps:

i. Calculate the emission rate potential and maximum projected actual annual emission rates for all contaminants affected by the change.

ii. Submit documentation of major NSR program non-applicability for NYSDEC review and approval.

iii. Identify and evaluate the applicability of all regulations likely to be triggered by the new or changed emission source.

iv. Propose any operating and record keeping procedures necessary to ensure compliance.

e. Any other relevant information used for the evaluation of the proposed project or emission source under the Protocol.

C. Review and Approval of Changes

1. The Department shall respond to the permittee in writing with a determination within 15 days of receipt of the notification of the permittee.

2. The Department may require a permit modification, in order to impose new applicable requirements or additional



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permit conditions if it determines that changes proposed pursuant to notification do not meet the criteria under II. A above or that the changes may have a significant air quality impact or be otherwise potentially significant under SEQRA (6 NYCRR Part 617).

3. The Department may require that the permittee not undertake the proposed change until it completes a more detailed review of the proposed change, which may include potential air quality impacts and/or applicable requirements. The Department's determination shall include a listing of information required for further review, if necessary.

D. Additional Compliance Obligations for Changes Made Under this Protocol

1. upon commencement of the change, the facility shall comply with all applicable requirements and permit conditions, including any amended or proposed in accordance with II.A.1.a above.

2. The facility shall provide with the semi-annual monitoring report, a summary of the changes made in accordance with this protocol and a statement of the compliance status of each. Changes reported should include all those made during the corresponding period and any earlier changes that have not yet been incorporated into the permit.

Monitoring Frequency: AS REQUIRED - SEE PERMIT MONITORING DESCRIPTION

Reporting Requirements: SEMI-ANNUALLY (CALENDAR)

Reports due 30 days after the reporting period.

The initial report is due 7/30/2006.

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

Condition 1-2: Facility Permissible Emissions

Effective between the dates of 05/31/2006 and 09/13/2010

Applicable Federal Requirement: 6NYCRR 201-7.2

Item 1-2.1:

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

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



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CAS No: 000071-43-2	(From Mod 1)	PTE: 20,000	pounds per year
Name: BENZENE			
CAS No: 000091-20-3	(From Mod 1)	PTE: 20,000	pounds per year
Name: NAPHTHALENE			
CAS No: 000098-82-8	(From Mod 1)	PTE: 20,000	pounds per year
Name: BENZENE, (1-METHYLETHYL)			
CAS No: 000100-41-4	(From Mod 1)	PTE: 20,000	pounds per year
Name: ETHYLBENZENE			
CAS No: 000108-88-3	(From Mod 1)	PTE: 20,000	pounds per year
Name: TOLUENE			
CAS No: 000110-54-3	(From Mod 1)	PTE: 20,000	pounds per year
Name: HEXANE			
CAS No: 001330-20-7	(From Mod 1)	PTE: 20,000	pounds per year
Name: XYLENE, M, O & P MIXT.			
CAS No: 001634-04-4	(From Mod 1)	PTE: 20,000	pounds per year
Name: METHYL TERTBUTYL ETHER			
CAS No: 0NY100-00-0	(From Mod 1)	PTE: 50,000	pounds per year
Name: HAP			

Condition 1-3: Capping Monitoring Condition
Effective between the dates of 05/31/2006 and 09/13/2010

Applicable Federal Requirement: 6NYCRR 201-7.2

Item 1-3.1:

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

40CFR 63-R.420(a)(2)

Item 1-3.2:

emission limits, terms,
conditions and standards in this permit.

Item 1-3.3:

The owner or operator of the permitted facility must maintain all required records on-site for a period of



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five years and make them available to representatives of the Department upon request. Department representatives must be granted access to any facility regulated by this Subpart, during normal operating hours, for the purpose of determining compliance with this and any other state and federal air pollution control requirements, regulations or law.

Item 1-3.4:

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

Item 1-3.5:

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

Item 1-3.6:

The Compliance Certification activity will be performed for the Facility.

Regulated Contaminant(s):
CAS No: 000110-54-3 HEXANE

Item 1-3.7:

Compliance Certification shall include the following monitoring:

Capping: Yes
Monitoring Type: RECORD KEEPING/MAINTENANCE PROCEDURES
Monitoring Description:
In order to remain below the major source thresholds for 40CFR63 Subpart R, the annual emissions of hexane from this facility shall not exceed 10 tons per year (tpy) on a rolling twelve-month basis. Emissions of hexane shall be calculated on a monthly basis and incorporated into a twelve-month rolling total, expressed in tpy. Records shall be maintained on site for five years and made available to the Department upon request.

Monitoring Frequency: MONTHLY
Averaging Method: ANNUAL MAXIMUM ROLLED MONTHLY
Reporting Requirements: SEMI-ANNUALLY (CALENDAR)
Reports due 30 days after the reporting period.
The initial report is due 7/30/2006.
Subsequent reports are due every 6 calendar month(s).

Condition 1-4: Capping Monitoring Condition
Effective between the dates of 05/31/2006 and 09/13/2010

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Applicable Federal Requirement: 6NYCRR 201-7.2

Item 1-4.1:

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

40CFR 63-R.420(a)(2)

Item 1-4.2:

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

Item 1-4.3:

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

Item 1-4.4:

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

Item 1-4.5:

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

Item 1-4.6:

The Compliance Certification activity will be performed for the Facility.

Regulated Contaminant(s):

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

Item 1-4.7:

Compliance Certification shall include the following monitoring:

Capping: Yes

Monitoring Type: RECORD KEEPING/MAINTENANCE PROCEDURES

Monitoring Description:

In order to remain below the major source thresholds for 40CFR63 Subpart R, the annual emissions of xylene, M, O & P mix. from this facility shall not exceed 10 tons per year (tpy) on a rolling twelve-month basis. Emissions of



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xylene, M, O, & P mix shall be calculated on a monthly basis and incorporated into a twelve-month rolling total, expressed in tpy. Records shall be maintained on site for five years and made available to the Department upon request.

Monitoring Frequency: MONTHLY
Averaging Method: ANNUAL MAXIMUM ROLLED MONTHLY
Reporting Requirements: SEMI-ANNUALLY (CALENDAR)
Reports due 30 days after the reporting period.
The initial report is due 7/30/2006.
Subsequent reports are due every 6 calendar month(s).

Condition 1-5: Capping Monitoring Condition
Effective between the dates of 05/31/2006 and 09/13/2010

Applicable Federal Requirement: 6NYCRR 201-7.2

Item 1-5.1:

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

40CFR 63-R.420(a)(2)

Item 1-5.2:

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

Item 1-5.3:

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

Item 1-5.4:

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

Item 1-5.5:

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



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Item 1-5.6:

The Compliance Certification activity will be performed for the Facility.

Regulated Contaminant(s):

CAS No: 0NY100-00-0 HAP

Item 1-5.7:

Compliance Certification shall include the following monitoring:

Capping: Yes

Monitoring Type: WORK PRACTICE INVOLVING SPECIFIC OPERATIONS

Monitoring Description:

In order to remain below the major source thresholds for 40CFR63 Subpart R, the annual distillates throughput at this facility shall not exceed 193,146,042 gallons on a rolling twelve-month basis. Distillates throughput shall be recorded on a monthly basis and incorporated into a twelve-month rolling total. Records shall be maintained on site for five years and made available to the Department upon request.

Work Practice Type: PROCESS MATERIAL THRUPUT

Process Material: DISTILLATES - NUMBER 1 AND NUMBER 2 OIL

Upper Permit Limit: 193146042 gallons

Monitoring Frequency: MONTHLY

Averaging Method: ANNUAL MAXIMUM ROLLED MONTHLY

Reporting Requirements: SEMI-ANNUALLY (CALENDAR)

Reports due 30 days after the reporting period.

The initial report is due 7/30/2006.

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

Condition 1-6: Capping Monitoring Condition

Effective between the dates of 05/31/2006 and 09/13/2010

Applicable Federal Requirement: 6NYCRR 201-7.2

Item 1-6.1:

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

40CFR 63-R.420(a)(2)

Item 1-6.2:

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



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Item 1-6.3:

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

Item 1-6.4:

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

Item 1-6.5:

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

Item 1-6.6:

The Compliance Certification activity will be performed for the Facility.

Regulated Contaminant(s):

CAS No: 001634-04-4 METHYL TERTBUTYL ETHER

Item 1-6.7:

Compliance Certification shall include the following monitoring:

Capping: Yes

Monitoring Type: RECORD KEEPING/MAINTENANCE PROCEDURES

Monitoring Description:

In order to remain below the major source thresholds for 40CFR63 Subpart R, the annual emissions of methyl tertbutyl ether from this facility shall not exceed 10 tons per year (tpy) on a rolling twelve-month basis. Emissions of methyl tertbutyl ether shall be calculated on a monthly basis and incorporated into a twelve-month rolling total, expressed in tpy. Records shall be maintained on site for five years and made available to the Department upon request.

Monitoring Frequency: MONTHLY

Averaging Method: ANNUAL MAXIMUM ROLLED DAILY

Reporting Requirements: SEMI-ANNUALLY (CALENDAR)

Reports due 30 days after the reporting period.

The initial report is due 7/30/2006.

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

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Permit ID: 8-2614-00125/00012

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Condition 1-7: Capping Monitoring Condition

Effective between the dates of 05/31/2006 and 09/13/2010

Applicable Federal Requirement: 6NYCRR 201-7.2

Item 1-7.1:

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

40CFR 63-R.420(a)(2)

Item 1-7.2:

emission limits, terms,

conditions and standards in this permit.

Item 1-7.3:

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

Item 1-7.4:

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

Item 1-7.5:

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

Item 1-7.6:

The Compliance Certification activity will be performed for the Facility.

Regulated Contaminant(s):

CAS No: 000108-88-3 TOLUENE

Item 1-7.7:

Compliance Certification shall include the following monitoring:

Capping: Yes

Monitoring Type: RECORD KEEPING/MAINTENANCE PROCEDURES

Monitoring Description:



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In order to remain below the major source thresholds for 40CFR63 Subpart R, the annual emissions of toluene from this facility shall not exceed 10 tons per year (tpy) on a rolling twelve-month basis. Emissions of toluene shall be calculated on a monthly basis and incorporated into a twelve-month rolling total, expressed in tpy. Records shall be maintained on site for five years and made available to the Department upon request.

Monitoring Frequency: MONTHLY

Averaging Method: ANNUAL MAXIMUM ROLLED MONTHLY

Reporting Requirements: SEMI-ANNUALLY (CALENDAR)

Reports due 30 days after the reporting period.

The initial report is due 7/30/2006.

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

Condition 1-8: Capping Monitoring Condition
Effective between the dates of 05/31/2006 and 09/13/2010

Applicable Federal Requirement: 6NYCRR 201-7.2

Item 1-8.1:

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

40CFR 63-R.420(a)(2)

Item 1-8.2:

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

Item 1-8.3:

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

Item 1-8.4:

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

Item 1-8.5:



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

Item 1-8.6:

The Compliance Certification activity will be performed for the Facility.

Regulated Contaminant(s):

CAS No: 000091-20-3 NAPHTHALENE

Item 1-8.7:

Compliance Certification shall include the following monitoring:

Capping: Yes

Monitoring Type: RECORD KEEPING/MAINTENANCE PROCEDURES

Monitoring Description:

In order to remain below the major source thresholds for 40CFR63 Subpart R, the annual emissions of naphthalene from this facility shall not exceed 10 tons per year (tpy) on a rolling twelve-month basis. Emissions of naphthalene shall be calculated on a monthly basis and incorporated into a twelve-month rolling total, expressed in tpy. Records shall be maintained on site for five years and made available to the Department upon request.

Monitoring Frequency: MONTHLY

Averaging Method: ANNUAL MAXIMUM ROLLED MONTHLY

Reporting Requirements: SEMI-ANNUALLY (CALENDAR)

Reports due 30 days after the reporting period.

The initial report is due 7/30/2006.

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

Condition 1-9: Capping Monitoring Condition

Effective between the dates of 05/31/2006 and 09/13/2010

Applicable Federal Requirement: 6NYCRR 201-7.2

Item 1-9.1:

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

40CFR 63-R.420(a)(2)

Item 1-9.2:

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



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Item 1-9.3:

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

Item 1-9.4:

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

Item 1-9.5:

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

Item 1-9.6:

The Compliance Certification activity will be performed for the Facility.

Regulated Contaminant(s):

CAS No: 0NY100-00-0 HAP

Item 1-9.7:

Compliance Certification shall include the following monitoring:

Capping: Yes

Monitoring Type: RECORD KEEPING/MAINTENANCE PROCEDURES

Monitoring Description:

In order to remain below the major source thresholds for 40CFR63 Subpart R, the annual emissions of total HAPs from this facility shall not exceed 25 tons per year (tpy) on a rolling twelve-month basis. Emissions of total HAPs shall be calculated on a monthly basis and incorporated into a twelve-month rolling total, expressed in tpy. Records shall be maintained on site for five years and made available to the Department upon request.

Monitoring Frequency: MONTHLY

Averaging Method: ANNUAL MAXIMUM ROLLED MONTHLY

Reporting Requirements: SEMI-ANNUALLY (CALENDAR)

Reports due 30 days after the reporting period.

The initial report is due 7/30/2006.

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

Condition 1-10: Capping Monitoring Condition



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Permit ID: 8-2614-00125/00012

Facility DEC ID: 8261400125

Effective between the dates of 05/31/2006 and 09/13/2010

Applicable Federal Requirement: 6NYCRR 201-7.2

Item 1-10.1:

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

40CFR 63-R.420(a)(2)

Item 1-10.2:

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

Item 1-10.3:

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

Item 1-10.4:

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

Item 1-10.5:

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

Item 1-10.6:

The Compliance Certification activity will be performed for the Facility.

Regulated Contaminant(s):
CAS No: 0NY100-00-0 HAP

Item 1-10.7:

Compliance Certification shall include the following monitoring:

Capping: Yes
Monitoring Type: WORK PRACTICE INVOLVING SPECIFIC OPERATIONS
Monitoring Description:
In order to remain below the major source thresholds for



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40CFR63 Subpart R, the annual transmix throughput at this facility shall not exceed 1,310,000 gallons on a rolling twelve-month basis. Transmix throughput shall be recorded on a monthly basis and incorporated into a twelve-month rolling total. Records shall be maintained on site for five years and made available to the Department upon request.

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: SEMI-ANNUALLY (CALENDAR)
Reports due 30 days after the reporting period.
The initial report is due 7/30/2006.
Subsequent reports are due every 6 calendar month(s).

Condition 1-11: Capping Monitoring Condition
Effective between the dates of 05/31/2006 and 09/13/2010

Applicable Federal Requirement: 6NYCRR 201-7.2

Item 1-11.1:

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

40CFR 63-R.420(a)(2)

Item 1-11.2:

emission limits, terms,

conditions and standards in this permit.

Item 1-11.3:

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

Item 1-11.4:

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

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Item 1-11.5:

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

Item 1-11.6:

The Compliance Certification activity will be performed for the Facility.

Regulated Contaminant(s):

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

Item 1-11.7:

Compliance Certification shall include the following monitoring:

Capping: Yes

Monitoring Type: RECORD KEEPING/MAINTENANCE PROCEDURES

Monitoring Description:

In order to remain below the major source thresholds for 40CFR63 Subpart R, the annual emissions of benzene, (1-methylethyl) from this facility shall not exceed 10 tons per year (tpy) on a rolling twelve-month basis.

Emissions of benzene, (1-methylethyl) shall be calculated on a monthly basis and incorporated into a twelve-month rolling total, expressed in tpy. Records shall be maintained on site for five years and made available to the Department upon request.

Monitoring Frequency: MONTHLY

Averaging Method: ANNUAL MAXIMUM ROLLED MONTHLY

Reporting Requirements: SEMI-ANNUALLY (CALENDAR)

Reports due 30 days after the reporting period.

The initial report is due 7/30/2006.

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

Condition 1-12: Capping Monitoring Condition

Effective between the dates of 05/31/2006 and 09/13/2010

Applicable Federal Requirement: 6NYCRR 201-7.2

Item 1-12.1:

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

40CFR 63-R.420(a)(2)

Item 1-12.2:



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

Item 1-12.3:

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

Item 1-12.4:

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

Item 1-12.5:

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

Item 1-12.6:

The Compliance Certification activity will be performed for the Facility.

Regulated Contaminant(s):

CAS No: 0NY100-00-0 HAP

Item 1-12.7:

Compliance Certification shall include the following monitoring:

Capping: Yes

Monitoring Type: WORK PRACTICE INVOLVING SPECIFIC OPERATIONS

Monitoring Description:

In order to remain below the major source thresholds for 40CFR63 Subpart R, the annual gasoline throughput at this facility shall not exceed 186,513,591 gallons on a rolling twelve-month basis. Gasoline throughput shall be recorded on a monthly basis and incorporated into a twelve-month rolling total. Records shall be maintained on site for five years and made available to the Department upon request.

Work Practice Type: PROCESS MATERIAL THRUPUT

Process Material: GASOLINE

Upper Permit Limit: 186513591 gallons

Monitoring Frequency: MONTHLY



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Averaging Method: ANNUAL MAXIMUM ROLLED MONTHLY
Reporting Requirements: SEMI-ANNUALLY (CALENDAR)
Reports due 30 days after the reporting period.
The initial report is due 7/30/2006.
Subsequent reports are due every 6 calendar month(s).

Condition 1-13: Capping Monitoring Condition

Effective between the dates of 05/31/2006 and 09/13/2010

Applicable Federal Requirement: 6NYCRR 201-7.2

Item 1-13.1:

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

40CFR 63-R.420(a)(2)

Item 1-13.2:

emission limits, terms,

conditions and standards in this permit.

Item 1-13.3:

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

Item 1-13.4:

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

Item 1-13.5:

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

Item 1-13.6:

The Compliance Certification activity will be performed for the Facility.

Regulated Contaminant(s):
CAS No: 000071-43-2 BENZENE

Item 1-13.7:



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Permit ID: 8-2614-00125/00012

Facility DEC ID: 8261400125

Compliance Certification shall include the following monitoring:

Capping: Yes

Monitoring Type: RECORD KEEPING/MAINTENANCE PROCEDURES

Monitoring Description:

In order to remain below the major source thresholds for 40CFR63 Subpart R, the annual emissions of benzene from this facility shall not exceed 10 tons per year (tpy) on a rolling twelve-month basis. Emissions of benzene shall be calculated on a monthly basis and incorporated into a twelve-month rolling total, expressed in tpy. Records shall be maintained on site for five years and made available to the Department upon request.

Monitoring Frequency: MONTHLY

Averaging Method: ANNUAL MAXIMUM ROLLED MONTHLY

Reporting Requirements: ANNUALLY (CALENDAR)

Reports due 30 days after the reporting period.

The initial report is due 1/30/2007.

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

Condition 1-14: Capping Monitoring Condition

Effective between the dates of 05/31/2006 and 09/13/2010

Applicable Federal Requirement: 6NYCRR 201-7.2

Item 1-14.1:

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

40CFR 63-R.420(a)(2)

Item 1-14.2:

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

Item 1-14.3:

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

Item 1-14.4:

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



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

Item 1-14.5:

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

Item 1-14.6:

The Compliance Certification activity will be performed for the Facility.

Regulated Contaminant(s):

CAS No: 0NY100-00-0 HAP

Item 1-14.7:

Compliance Certification shall include the following monitoring:

Capping: Yes

Monitoring Type: RECORD KEEPING/MAINTENANCE PROCEDURES

Monitoring Description:

Gasoline delivered to the facility shall be tested for percentage of HAPs on a quarterly basis. The results of most recent quarter shall be used in monthly HAP emission calculations.

Monitoring Frequency: AS REQUIRED - SEE PERMIT MONITORING DESCRIPTION

Reporting Requirements: SEMI-ANNUALLY (CALENDAR)

Reports due 30 days after the reporting period.

The initial report is due 7/30/2006.

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

Condition 1-15: Capping Monitoring Condition

Effective between the dates of 05/31/2006 and 09/13/2010

Applicable Federal Requirement: 6NYCRR 201-7.2

Item 1-15.1:

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

40CFR 63-R.420(a)(2)

Item 1-15.2:

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

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Item 1-15.3:

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

Item 1-15.4:

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

Item 1-15.5:

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

Item 1-15.6:

The Compliance Certification activity will be performed for the Facility.

Regulated Contaminant(s):

CAS No: 000100-41-4 ETHYLBENZENE

Item 1-15.7:

Compliance Certification shall include the following monitoring:

Capping: Yes

Monitoring Type: RECORD KEEPING/MAINTENANCE PROCEDURES

Monitoring Description:

In order to remain below the major source thresholds for 40CFR63 Subpart R, the annual emissions of ethyl benzene from this facility shall not exceed 10 tons per year (tpy) on a rolling twelve-month basis. Emissions of ethyl benzene shall be calculated on a monthly basis and incorporated into a twelve-month rolling total, expressed in tpy. Records shall be maintained on site for five years and made available to the Department upon request.

Monitoring Frequency: MONTHLY

Averaging Method: ANNUAL MAXIMUM ROLLED MONTHLY

Reporting Requirements: SEMI-ANNUALLY (CALENDAR)

Reports due 30 days after the reporting period.

The initial report is due 7/30/2006.

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



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Permit ID: 8-2614-00125/00012

Facility DEC ID: 8261400125

Condition 25: Compliance Certification

Effective between the dates of 09/14/2005 and 09/13/2010

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

Item 25.1:

The Compliance Certification activity will be performed for the Facility.

Item 25.2:

Compliance Certification shall include the following monitoring:

Monitoring Type: WORK PRACTICE INVOLVING SPECIFIC OPERATIONS

Monitoring Description:

No person shall use, purchase, sell, or offer for sale any distillate fuel oil which has a sulfur content greater than the limit presented below. A log of the sulfur content in oil per delivery must be maintained on site for a minimum of five years after the date of the last entry.

Work Practice Type: PARAMETER OF PROCESS MATERIAL

Process Material: DISTILLATES - NUMBER 1 AND NUMBER 2 OIL

Parameter Monitored: SULFUR CONTENT

Upper Permit Limit: 1.5 percent by weight

Monitoring Frequency: AS REQUIRED - SEE PERMIT MONITORING DESCRIPTION

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

Reporting Requirements: SEMI-ANNUALLY (CALENDAR)

Reports due 30 days after the reporting period.

The initial report is due 1/30/2006.

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

Condition 26: Compliance Certification

Effective between the dates of 09/14/2005 and 09/13/2010

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

Item 26.1:

The Compliance Certification activity will be performed for the Facility.

Item 26.2:

Compliance Certification shall include the following monitoring:

Monitoring Type: RECORD KEEPING/MAINTENANCE PROCEDURES

Monitoring Description:

Any person who sells oil and/or coal must retain, for at



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least three years, records containing the following information:

- i. fuel analyses and data on the quantities of all oil and coal received; and
- ii. the names of all purchasers, fuel analyses and data on the quantities of all oil and coal sold.

Such fuel analyses must contain as a minimum:

- i. data on the sulfur content, ash content, specific gravity and heating value of residual oil;
- ii. data on the sulfur content, specific gravity and heating value of distillate oil; and
- iii. data on the sulfur content, ash content and heating value of coal.

Reporting Requirements: SEMI-ANNUALLY (CALENDAR)

Reports due 30 days after the reporting period.

The initial report is due 1/30/2006.

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

**Condition 27: Sampling, compositing, and analysis of fuel samples
Effective between the dates of 09/14/2005 and 09/13/2010**

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

Item 27.1:

All sampling, compositing, and analysis of fuel samples, taken to determine compliance with 6 NYCRR Part 225-1, must be done in accordance with methods acceptable to the commissioner.

**Condition 28: Compliance Certification
Effective between the dates of 09/14/2005 and 09/13/2010**

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

Item 28.1:

The Compliance Certification activity will be performed for the Facility.

Item 28.2:

Compliance Certification shall include the following monitoring:

Monitoring Type: WORK PRACTICE INVOLVING SPECIFIC OPERATIONS



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Permit ID: 8-2614-00125/00012

Facility DEC ID: 8261400125

Monitoring Description:

Any gasoline sold or supplied to a retailer or wholesale purchaser-consumer, shall have a Reid vapor pressure (RVP) no greater than 9.0 pounds per square inch (psi), during the period May 1st through September 15th of each year. Sampling and testing will be done according to a protocol approved by the Department.

Work Practice Type: PARAMETER OF PROCESS MATERIAL

Process Material: GASOLINE

Parameter Monitored: REID VAPOR PRESSURE

Upper Permit Limit: 9.0 pounds per square inch absolute

Monitoring Frequency: PER BATCH OF PRODUCT/RAW MATERIAL CHANGE

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

Reporting Requirements: SEMI-ANNUALLY (CALENDAR)

Reports due 30 days after the reporting period.

The initial report is due 1/30/2006.

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

Condition 29: Gasoline terminals - a
Effective between the dates of 09/14/2005 and 09/13/2010

Applicable Federal Requirement: 6NYCRR 229.3(d)

Item 29.1:

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.

Condition 30: Vapor collection system requirements at a gasoline loading terminal.
Effective between the dates of 09/14/2005 and 09/13/2010

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

Item 30.1:

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 order. The required vapor collection 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;



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- 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 the flow of gasoline to prevent overfilling 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.

Condition 31: Testing and monitoring requirements
Effective between the dates of 09/14/2005 and 09/13/2010

Applicable Federal Requirement: 6NYCRR 229.4(a)

Item 31.1:

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 32: Compliance Certification
Effective between the dates of 09/14/2005 and 09/13/2010

Applicable Federal Requirement: 6NYCRR 229.5(c)

Item 32.1:

The Compliance Certification activity will be performed for the Facility.

Item 32.2:

Compliance Certification shall include the following monitoring:

Monitoring Type: RECORD KEEPING/MAINTENANCE PROCEDURES

Monitoring Description:

Recordkeeping of average daily gasoline throughput for gasoline loading terminals - Records must be maintained at the facility for five years.

The average daily throughput is calculated by dividing the annual throughput by the number of workdays during the 12-month period, which begins on January 1st and ends on December 31st.

Monitoring Frequency: DAILY

Reporting Requirements: UPON REQUEST BY REGULATORY AGENCY

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

Condition 33: Emission Point Definition By Emission Unit
Effective between the dates of 09/14/2005 and 09/13/2010

Applicable Federal Requirement: 6NYCRR 201-6

Item 33.1(From Mod 1):

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 33.2(From Mod 1):

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

Emission Unit: 1-TANKS

Emission Point: 00002

Height (ft.): 48

Diameter (in.): 56

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

Emission Point: 00003

Height (ft.): 48

Diameter (in.): 56

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

Emission Point: 00004

Height (ft.): 48

Diameter (in.): 42

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

Emission Point: 00005

Height (ft.): 48

Diameter (in.): 42

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

Emission Point: 00006

Height (ft.): 48

Diameter (in.): 42

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

Emission Point: 00009

Height (ft.): 48

Diameter (in.): 110



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

Item 33.3(From Mod 1):

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 34: Process Definition By Emission Unit

Effective between the dates of 09/14/2005 and 09/13/2010

Applicable Federal Requirement: 6NYCRR 201-6

Item 34.1(From Mod 1):

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:

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 34.2(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 34.3(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

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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 34.4(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 34.5(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.

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

Emission Source/Control: GSRKL - Process

Item 34.6(From Mod 1):

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



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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 34.7(From Mod 1):

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.

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 34.8(From Mod 1):

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



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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 35: Compliance Certification
Effective between the dates of 09/14/2005 and 09/13/2010

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

Item 35.1:

The Compliance Certification activity will be performed for:

Emission Unit: 1-RACKS

Item 35.2:

Compliance Certification shall include the following monitoring:

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

Monitoring Description:

No owner or operator of a gasoline transport vehicle
subject to this Part will allow said vehicle to be filled
or emptied unless the gasoline transport vehicle sustains
a pressure change of not more than three inches of water
in five minutes when pressurized to a gauge pressure of 18
inches of water and evacuated to a gauge pressure of six
inches of water.

Manufacturer Name/Model Number: Gasoline Transport Vehicle

Parameter Monitored: PRESSURE CHANGE

Upper Permit Limit: 3.0 inches of water

Reporting Requirements: SEMI-ANNUALLY (CALENDAR)

Reports due 30 days after the reporting period.

The initial report is due 1/30/2006.

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

Condition 36: Repairs to gasoline transport vehicles
Effective between the dates of 09/14/2005 and 09/13/2010

Applicable Federal Requirement: 6NYCRR 230.4(a)(2)

Item 36.1:



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This Condition applies to Emission Unit: 1-RACKS

Item 36.2:

No owner or operator of a gasoline transport vehicle subject to 6 NYCRR Part 230 will allow said vehicle to be filled or emptied unless the gasoline transport vehicle is repaired by the owner or operator within 15 days after failing to meet the pressure change standard in paragraph 230.4(a)(1) of 6 NYCRR Part 230.

Condition 37: Labelling of gasoline transport vehicles
Effective between the dates of 09/14/2005 and 09/13/2010

Applicable Federal Requirement: 6NYCRR 230.4(a)(3)

Item 37.1:

This Condition applies to Emission Unit: 1-RACKS

Item 37.2:

No owner or operator of a gasoline transport vehicle subject to 6 NYCRR Part 230 will allow said vehicle to be filled or emptied unless the gasoline transport vehicle displays a marking, near the U.S. Department of Transportation certificate plate, in letters and numerals at least two inches high, which reads: NYS DEC and the date on which the gasoline transport vehicle was last tested.

Condition 38: Compliance Certification
Effective between the dates of 09/14/2005 and 09/13/2010

Applicable Federal Requirement: 6NYCRR 230.4(b)

Item 38.1:

The Compliance Certification activity will be performed for:

Emission Unit: 1-RACKS

Item 38.2:

Compliance Certification shall include the following monitoring:

Monitoring Type: INTERMITTENT EMISSION TESTING

Monitoring Description:

All gasoline transport vehicles subject to this Part must be tested annually by the owner or his agent, using test methods acceptable to the commissioner. If the pressure-vacuum test does not show compliance with the pressure change standard, the gasoline transport vehicle must be repaired to make the tank vapor-tight, and retested.

Parameter Monitored: PRESSURE CHANGE

Upper Permit Limit: 3.0 inches of water



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Monitoring Frequency: AS REQUIRED - SEE PERMIT MONITORING DESCRIPTION

Reporting Requirements: SEMI-ANNUALLY (CALENDAR)

Reports due 30 days after the reporting period.

The initial report is due 1/30/2006.

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

Condition 39: Leak limit

Effective between the dates of 09/14/2005 and 09/13/2010

Applicable Federal Requirement: 6NYCRR 230.4(e)

Item 39.1:

This Condition applies to Emission Unit: 1-RACKS

Item 39.2:

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 40: Compliance Certification

Effective between the dates of 09/14/2005 and 09/13/2010

Applicable Federal Requirement: 6NYCRR 230.4(f)

Item 40.1:

The Compliance Certification activity will be performed for:

Emission Unit: 1-RACKS

Item 40.2:

Compliance Certification shall include the following monitoring:

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

Monitoring Description:

No owner or operator of a gasoline transport vehicle will allow a compartment on said vehicle to be loaded under a pressure exceeding 18 inches of water gauge, to be unloaded under a vacuum 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



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Reporting Requirements: SEMI-ANNUALLY (CALENDAR)
Reports due 30 days after the reporting period.
The initial report is due 1/30/2006.
Subsequent reports are due every 6 calendar month(s).

Condition 41: Dome covers
Effective between the dates of 09/14/2005 and 09/13/2010

Applicable Federal Requirement: 6NYCRR 230.4(g)

Item 41.1:

This Condition applies to Emission Unit: 1-RACKS

Item 41.2:

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

Condition 42: Compliance Certification
Effective between the dates of 09/14/2005 and 09/13/2010

Applicable Federal Requirement: 6NYCRR 230.6(a)

Item 42.1:

The Compliance Certification activity will be performed for:

Emission Unit: 1-RACKS

Item 42.2:

Compliance Certification shall include the following monitoring:

Monitoring Type: RECORD KEEPING/MAINTENANCE PROCEDURES

Monitoring Description:

The owner of any gasoline transport vehicle subject to this Part must maintain records of pressure-vacuum testings and repairs. The records must include the identity of the gasoline transport vehicle, the results of the testing, the date that the testing and repairs, as needed, were done, the nature of needed repairs and the date of retests where appropriate.

Testing records must be retained for two years and must be made available to the Department on request at any reasonable time.

Monitoring Frequency: AS REQUIRED - SEE PERMIT MONITORING DESCRIPTION

Reporting Requirements: SEMI-ANNUALLY (CALENDAR)
Reports due 30 days after the reporting period.



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The initial report is due 1/30/2006.
Subsequent reports are due every 6 calendar month(s).

Condition 43: Compliance Certification
Effective between the dates of 09/14/2005 and 09/13/2010

Applicable Federal Requirement: 6NYCRR 230.6(b)

Item 43.1:

The Compliance Certification activity will be performed for:

Emission Unit: 1-RACKS

Item 43.2:

Compliance Certification shall include the following monitoring:

Monitoring Type: RECORD KEEPING/MAINTENANCE PROCEDURES

Monitoring Description:

A copy of the most recent pressure-vacuum test results, in a form acceptable to the commissioner, must be kept with the gasoline transport vehicle.

Reporting Requirements: SEMI-ANNUALLY (CALENDAR)

Reports due 30 days after the reporting period.

The initial report is due 1/30/2006.

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

Condition 44: Compliance Certification
Effective between the dates of 09/14/2005 and 09/13/2010

Applicable Federal Requirement: 6NYCRR 230.6(c)

Item 44.1:

The Compliance Certification activity will be performed for:

Emission Unit: 1-RACKS

Item 44.2:

Compliance Certification shall include the following monitoring:

Monitoring Type: RECORD KEEPING/MAINTENANCE PROCEDURES

Monitoring Description:

Records acceptable to the commissioner must be retained for two years after the testing occurred, and must be made available to the commissioner or his representative on request at any reasonable time.



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Reporting Requirements: SEMI-ANNUALLY (CALENDAR)

Reports due 30 days after the reporting period.

The initial report is due 1/30/2006.

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

Condition 1-16: Compliance Certification

Effective between the dates of 05/31/2006 and 09/13/2010

Applicable Federal Requirement: 40CFR 64

Item 1-16.1:

The Compliance Certification activity will be performed for:

Emission Unit: 1-RACKS

Regulated Contaminant(s):

CAS No: 0NY998-00-0 VOC

Item 1-16.2:

Compliance Certification shall include the following monitoring:

Monitoring Type: RECORD KEEPING/MAINTENANCE PROCEDURES

Monitoring Description:

In order to satisfy the Compliance Assurance Monitoring (CAM) requirements of 40CFRPart64, the facility shall assure compliance with the permitted emission limit for the loading rack as follows:

Compliance Testing

A compliance test for the loading rack and the Vapor Combustion Unit (VCU) shall be performed using the prescribed 40CFR60 method every five years. The first performance test was conducted in May 2002. The facility shall follow the notification requirements, reporting requirements and test procedures of 6NYCRR Part 202. A test protocol shall be submitted to the Department for approval at least 60 days prior to the test.

Daily Inspection

On manned work days, the facility shall conduct a daily inspection of the loading rack and the VCU to ensure they are operating properly. Daily inspection shall include the tasks described in the Zink Combustor Daily Inspection Log provided to the Department on August 15, 2005. The facility shall document the inspection through daily manual log entries using the Zink Combustor Daily Inspection Log. The following shall be checked as part of the daily



inspection:

Normal Operation of the Loading Rack

Only gasoline tank trucks meeting the Part 230.4 annual pressure-vacuum test requirements should be allowed to load. Tank truck fill sensor should be connected to automatic shutoff before loading started. The VCU pilot should be properly ignited prior to allowing the initiation of loading. Vapor collection line should be connected to truck during loading. The loading rack pressure relief valve should be closed. The rack back-pressure, measured by a pressure switch type device, should not exceed 18" W.C. at all times. Unconnected vapor lines at other loading bays not in service should be closed. There should be no visible, odorous, or audible vapor leaks or spills.

Normal Operation of the VCU

The automatic startup and shutdown of the VCU should work properly. The VCU exhaust should be clear. The temperature of the exhaust portion of the combustion chamber should be continuously monitored and recorded at one-minute intervals whenever a truck is under the rack and has connected its ground. The maximum stack temperature, measured by a thermocouple type device, should not exceed 2000 Fahrenheit at all times. The graphical temperature data (Trend Page) should be reviewed to verify that there are routing trends in data that indicate an increase in operating temperature during gasoline truck loading. Individual tabular minute temperature data shall be reviewed should unusual data be detected from the graph review.

QA/QC Practices and Periodic Maintenance

The thermocouple for the VCU exhaust temperature and the pressure gauge for the rack back-pressure shall be calibrated semiannually by using a thermocouple calibrator and a digital test gauge, respectively. Preventive maintenance of the VCU should be performed semiannually by a technician or qualified contractor.

Recordkeeping

Records on compliance tests, VCU parametric monitoring, daily inspection, preventive maintenance, and malfunction shall be kept on site for five years and made available to the Department upon request.

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Exceedance

- (1) Loading of gasoline tank trucks not meeting the Part 230.4 annual pressure-vacuum test requirements.
- (2) Average opacity of the VCU exhaust exceeding 20 percent during any six consecutive minutes.
- (3) Loading of gasoline tank trucks during malfunction of the VCU that require rack shutdown as described in the Shut Down Function in the Sunoco Logistics F&D Vapor Recovery/Combustion Manual. Some causes of the malfunction may include, but are not limited to, the following: VCU pilot flame failure and VCU exhaust stack temperature exceeding 2000 Fahrenheit.
- (4) Loading of gasoline tank trucks during malfunction of the vapor collection system that result in gasoline vapor bypassing the system. Some causes of the malfunction may include, but are not limited to, the following: loading rack back-pressure exceeding 18" W.C. and vapor collection line not connecting to truck during loading,

Corrective action shall be taken immediately when the above exceedances occur.

Reporting

Should any abnormal operation of the loading rack and VCU be detected which could cause off-property impacts (i.e., odors, uncontrolled emissions, visible emissions), the Department shall be notified upon discovery. A semiannual monitoring report shall be submitted to the Department with summary information on the number, duration and cause of exceedances, and the corrective actions taken.

Monitoring Frequency: AS REQUIRED - SEE PERMIT MONITORING DESCRIPTION

Reporting Requirements: SEMI-ANNUALLY (CALENDAR)

Reports due 30 days after the reporting period.

The initial report is due 7/30/2006.

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

Condition 1-17: Compliance Certification

Effective between the dates of 05/31/2006 and 09/13/2010

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

Item 1-17.1:

The Compliance Certification activity will be performed for:



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

Regulated Contaminant(s):
CAS No: 0NY998-00-0 VOC

Item 1-17.2:

Compliance Certification shall include the following monitoring:

Monitoring Type: RECORD KEEPING/MAINTENANCE PROCEDURES

Monitoring Description:

The facility shall assure compliance with the Part 229.3(d)(1) emission limit for the loading rack as follows:

Compliance Testing

A compliance test for the loading rack and the Vapor Combustion Unit (VCU) shall be performed using the prescribed 40CFR60 method every five years. The first performance test was conducted in May 2002. The facility shall follow the notification requirements, reporting requirements and test procedures of 6NYCRR Part 202. A test protocol shall be submitted to the Department for approval at least 60 days prior to the test.

Daily Inspection

On manned work days, the facility shall conduct a daily inspection of the loading rack and the VCU to ensure they are operating properly. Daily inspection shall include the tasks described in the Zink Combustor Daily Inspection Log provided to the Department on August 15, 2005. The facility shall document the inspection through daily manual log entries using the Zink Combustor Daily Inspection Log. The following shall be checked as part of the daily inspection:

Normal Operation of the Loading Rack

Only gasoline tank trucks meeting the Part 230.4 annual pressure-vacuum test requirements should be allowed to load. Tank truck fill sensor should be connected to automatic shutoff before loading started. The VCU pilot should be properly ignited prior to allowing the initiation of loading. Vapor collection line should be connected to truck during loading. The loading rack pressure relief valve should be closed. The rack back-pressure, measured by a pressure switch type device,

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should not exceed 18" W.C. at all times. Unconnected vapor lines at other loading bays not in service should be closed. There should be no visible, odorous, or audible vapor leaks or spills.

Normal Operation of the VCU

The automatic startup and shutdown of the VCU should work properly. The VCU exhaust should be clear. The temperature of the exhaust portion of the combustion chamber should be continuously monitored and recorded at one-minute intervals whenever a truck is under the rack and has connected its ground. The maximum stack temperature, measured by a thermocouple type device, should not exceed 2000 Fahrenheit at all times. The graphical temperature data (Trend Page) should be reviewed to verify that there are routing trends in data that indicate an increase in operating temperature during gasoline truck loading. Individual tabular minute temperature data shall be reviewed should unusual data be detected from the graph review.

QA/QC Practices and Periodic Maintenance

The thermocouple for the VCU exhaust temperature and the pressure gauge for the rack back-pressure shall be calibrated semiannually by using a thermocouple calibrator and a digital test gauge, respectively. Preventive maintenance of the VCU should be performed semiannually by a technician or qualified contractor.

Recordkeeping

Records on compliance tests, VCU parametric monitoring, daily inspection, preventive maintenance, and malfunction shall be kept on site for five years and made available to the Department upon request.

Exceedance

- (1) Loading of gasoline tank trucks not meeting the Part 230.4 annual pressure-vacuum test requirements.
- (2) Average opacity of the VCU exhaust exceeding 20 percent during any six consecutive minutes.
- (3) Loading of gasoline tank trucks during malfunction of the VCU that require rack shutdown as described in the Shut Down Function in the Sunoco Logistics F&D Vapor Recovery/Combustion Manual. Some causes of the malfunction may include, but are not limited to, the following: VCU pilot flame failure and VCU exhaust stack



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temperature exceeding 2000 Fahrenheit.

(4) Loading of gasoline tank trucks during malfunction of the vapor collection system that result in gasoline vapor bypassing the system. Some causes of the malfunction may include, but are not limited to, the following: loading rack back-pressure exceeding 18" W.C. and vapor collection line not connecting to truck during loading,

Corrective action shall be taken immediately when the above exceedances occur.

Reporting

Should any abnormal operation of the loading rack and VCU be detected which could cause off-property impacts (i.e., odors, uncontrolled emissions, visible emissions), the Department shall be notified upon discovery. A semiannual monitoring report shall be submitted to the Department with summary information on the number, duration and cause of exceedances, and the corrective actions taken.

Monitoring Frequency: AS REQUIRED - SEE PERMIT MONITORING DESCRIPTION

Reporting Requirements: SEMI-ANNUALLY (CALENDAR)

Reports due 30 days after the reporting period.

The initial report is due 7/30/2006.

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

Condition 47: Compliance Certification

Effective between the dates of 09/14/2005 and 09/13/2010

Applicable Federal Requirement: 6NYCRR 229.3(a)

Item 47.1:

The Compliance Certification activity will be performed for:

Emission Unit: 1-TANKS

Item 47.2:

Compliance Certification shall include the following monitoring:

Monitoring Type: RECORD KEEPING/MAINTENANCE PROCEDURES

Monitoring Description:

No person may store petroleum liquid in a fixed roof tank subject to Part 229 unless:

1. the tank has been retrofitted with an internal



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floating roof or equivalent control; and

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

The permittee must visually inspect the vapor collection and control systems every calendar quarter to ensure compliance with the above.

The permittee must visually inspect the floating roof and secondary seals from the tank roof hatch on an annual basis.

Records of all inspections must be maintained on site for a period of five years. Inspection records shall contain the date(s) of all inspections, inspection findings and a listing of all equipment repairs or replacements.

Reference Test Method: Visual

Monitoring Frequency: AS REQUIRED - SEE PERMIT MONITORING DESCRIPTION

Reporting Requirements: UPON REQUEST BY REGULATORY AGENCY

Condition 48: Compliance Certification
Effective between the dates of 09/14/2005 and 09/13/2010

Applicable Federal Requirement: 6NYCRR 229.5(a)

Item 48.1:

The Compliance Certification activity will be performed for:

Emission Unit: 1-TANKS

Process: GAS

Item 48.2:

Compliance Certification shall include the following monitoring:

Monitoring Type: RECORD KEEPING/MAINTENANCE PROCEDURES

Monitoring Description:

Recordkeeping of capacities of petroleum liquid storage tanks - Records must be maintained at the facility for five years

Monitoring Frequency: ANNUALLY

Reporting Requirements: UPON REQUEST BY REGULATORY AGENCY



STATE ONLY ENFORCEABLE CONDITIONS

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

NOTIFICATION OF GENERAL PERMITTEE OBLIGATIONS

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

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

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

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

STATE ONLY APPLICABLE REQUIREMENTS

The following conditions are state applicable requirements and are not subject to compliance certification requirements unless otherwise noted or required under 6 NYCRR Part 201.

Condition 49: Contaminant List
Effective between the dates of 09/14/2005 and 09/13/2010

Applicable State Requirement: ECL 19-0301

Item 49.1:

Emissions of the following contaminants are subject to contaminant specific requirements in this

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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: 0NY100-00-0

Name: HAP

CAS No: 000110-54-3

Name: HEXANE

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 50: Unavoidable noncompliance and violations
Effective between the dates of 09/14/2005 and 09/13/2010

Applicable State Requirement: 6NYCRR 201-1.4

Item 50.1:

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

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



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for the corresponding air contamination source except where conditions elsewhere in this permit which contain more stringent reporting and notification provisions for an applicable requirement, in which case they supercede those stated here. Such reports shall describe why the violation was unavoidable and shall include the time, frequency and duration of the maintenance and/or start-up/shutdown activities and the identification of air contaminants, and the estimated emission rates. If a facility owner and/or operator is subject to continuous stack monitoring and quarterly reporting requirements, he need not submit reports for equipment maintenance or start-up/shutdown for the facility to the commissioner's representative.

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

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

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

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

Condition 65: Air pollution prohibited

Effective between the dates of 09/14/2005 and 09/13/2010

Applicable State Requirement: 6NYCRR 211.2

Item 65.1:

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.



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Condition 66: Compliance Demonstration
Effective between the dates of 09/14/2005 and 09/13/2010

Applicable State Requirement: 6NYCRR 225-3.4(a)

Item 66.1:

The Compliance Demonstration activity will be performed for the Facility.

Item 66.2:

Compliance Demonstration shall include the following monitoring:

Monitoring Type: RECORD KEEPING/MAINTENANCE PROCEDURES

Monitoring Description:

The owner or operator of any refinery, terminal, or bulk plant from which gasoline, subject to this Subpart, is distributed must maintain records on the gasoline that is delivered to or distributed from such facilities. These records shall include:

(1) The RVP of the gasoline if subject to section 225-3.3 of this Subpart.

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

(3) Written certification that the gasoline:

(i) conforms with all RVP and oxygen content requirements of this Subpart; and

(ii) is in compliance with all applicable State and Federal regulations which apply during the time period(s) specified pursuant to paragraph (3) of this subdivision.

Monitoring Frequency: AS REQUIRED - SEE PERMIT MONITORING DESCRIPTION

Reporting Requirements: SEMI-ANNUALLY (CALENDAR)

Reports due 30 days after the reporting period.

The initial report is due 1/30/2006.

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

Condition 67: Compliance Demonstration
Effective between the dates of 09/14/2005 and 09/13/2010

Applicable State Requirement: 6NYCRR 225-3.4(b)

Item 67.1:

The Compliance Demonstration activity will be performed for the Facility.

Item 67.2:

Compliance Demonstration shall include the following monitoring:



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Monitoring Type: RECORD KEEPING/MAINTENANCE PROCEDURES

Monitoring Description:

The following records shall be provided with gasoline which is distributed from this facility:

- (1) A copy of the certification produced for paragraph (a)(3) of 6 NYCRR Part 225-3.4.
- (2) Documentation of the maximum RVP of the gasoline if the gasoline was subject to section 225-3.3 of this Subpart.
- (3) Designation of the appropriate time period(s) in which the gasoline is intended to be dispensed to motor vehicles.
- (4) Documentation of the shipment quantity and the shipment date of the gasoline being distributed.

Monitoring Frequency: AS REQUIRED - SEE PERMIT MONITORING DESCRIPTION

Reporting Requirements: SEMI-ANNUALLY (CALENDAR)

Reports due 30 days after the reporting period.

The initial report is due 1/30/2006.

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

Condition 68: Records Available for Inspection
Effective between the dates of 09/14/2005 and 09/13/2010

Applicable State Requirement: 6NYCRR 225-3.4(d)

Item 68.1:

Persons required to maintain records pursuant to subdivisions (a), (b) and (c) of 6 NYCRR Part 225-3.4 must make the records available for inspection during normal business hours, at the location from which the gasoline was delivered, sold, or dispensed, to the commissioner or his or her representative and must furnish copies of these records to the commissioner or his or her representative upon request. Such persons shall maintain all records and documentation required to be made or maintained in accordance with this section, including any calculations performed, for at least two years from date of delivery.