

New York State Department of Environmental Conservation
Facility DEC ID: 9140200280



PERMIT
Under the Environmental Conservation Law (ECL)

IDENTIFICATION INFORMATION

Permit Type: Air State Facility
Permit ID: 9-1402-00280/00002
Effective Date: 04/14/1998 Expiration Date: No expiration date

Permit Issued To: HARBISON BROS INC
32 APPENHEIMER AVE
BUFFALO, NY 14214-2902

ON BROTHERS INCORPORATED
32 APPENHEIMER AVENUE
BUFFALO, NY 14214

Contact: PATRICIA POTTS
32 APPENHEIMER AVENUE
BUFFALO, NY 14214

Description:
Steel Drum Reconditioning Facility

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 S DENK
DIVISION OF ENVIRONMENTAL PERMITS
270 MICHIGAN AVE
BUFFALO, NY 14203-2999

Authorized Signature: _____ Date: ____ / ____ / ____

New York State Department of Environmental Conservation

ID: 9140200280



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

on 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 9
HEADQUARTERS



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

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

Item 1.1:

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

Item 1.2:

The permittee shall provide a person to accompany the Department's representative during an inspection to the permit area when written or verbal notification is provided by the Department at least 24 hours prior to such inspection.

Item 1.3:

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

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

Item 2.1:

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

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

Item 3.1:

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

Item 3.2:

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

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

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Item 4.1:

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

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

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

Condition 5: Submission of Applications for Permit Modification or Renewal -REGION 9 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 9 Headquarters
Division of Environmental Permits
270 Michigan Avenue
Buffalo, NY 14203-2999
(716) 851-7165



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ARTICLE 19: AIR POLLUTION CONTROL - AIR STATE FACILITY PERMIT

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Facility: HARBISON BROTHERS INCORPORATED
32 APPENHEIMER AVENUE
BUFFALO, NY 14214

Authorized Activity By Standard Industrial Classification Code:
7699 - REPAIR SERVICES, NEC

Permit Effective Date: 04/14/1998

Permit Expiration Date: No expiration date.



LIST OF CONDITIONS

FEDERALLY ENFORCEABLE CONDITIONS

Emission Unit Level

EU=0-U0001

- 9 6NYCRR 212: Compliance Demonstration
- 2 6NYCRR 212.4(c): Compliance Demonstration
- 4 6NYCRR 212.6(a): Compliance Demonstration
- *3 6NYCRR 228: Compliance Demonstration

STATE ONLY ENFORCEABLE CONDITIONS

Facility Level

- 5 6NYCRR 201-5: General Provisions
- 6 6NYCRR 201-5: State facility permit capping conditions
- 7 6NYCRR 201-5: Facility Permissible Emissions
- 8 6NYCRR 201-5: Emission Unit Definition
- 1 6NYCRR 211.2: Air pollution prohibited

NOTE: * preceding the condition number indicates capping.

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FEDERALLY ENFORCEABLE CONDITIONS

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

Condition 9: Compliance Demonstration
Effective between the dates of 04/14/1998 and Permit Expiration Date

Applicable Federal Requirement: 6NYCRR 212

Item 9.1:

The Compliance Demonstration activity will be performed for:

Emission Unit: 0-U0001

Regulated Contaminant(s):

CAS No: 0NY075-00-0 PARTICULATES

Item 9.2:

Compliance Demonstration shall include the following monitoring:

Monitoring Type: RECORD KEEPING/MAINTENANCE PROCEDURES

Monitoring Description:

PAINT FILTERS FOR PAINT SPRAY BOOTH WILL
BE INSPECTED REGULARLY AND REPLACED AS
NEEDED.

Monitoring Frequency: AS REQUIRED - SEE PERMIT MONITORING
DESCRIPTION

Reporting Requirements: UPON REQUEST BY REGULATORY AGENCY

Condition 2: Compliance Demonstration
Effective between the dates of 04/14/1998 and Permit Expiration Date

Applicable Federal Requirement: 6NYCRR 212.4(c)

Item 2.1:

The Compliance Demonstration activity will be performed for:

Emission Unit: 0-U0001

Item 2.2:

Compliance Demonstration shall include the following monitoring:

Monitoring Type: INTERMITTENT EMISSION TESTING

Monitoring Description:

Emissions of solid particulates are limited to less than
0.050 grains of particulates per cubic foot of exhaust



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gas, expressed at standard conditions on a dry gas basis.
Compliance testing will be conducted at the discretion of
the Department.

Parameter Monitored: PARTICULATES
Upper Permit Limit: 0.05 grains per dscf
Reference Test Method: EPA Method 5
Monitoring Frequency: AS REQUIRED - SEE PERMIT MONITORING
DESCRIPTION
Averaging Method: AVERAGING METHOD AS PER REFERENCE TEST
METHOD INDICATED
Reporting Requirements: UPON REQUEST BY REGULATORY AGENCY

Condition 4: Compliance Demonstration
Effective between the dates of 04/14/1998 and Permit Expiration Date

Applicable Federal Requirement: 6NYCRR 212.6(a)

Item 4.1:

The Compliance Demonstration activity will be performed for:

Emission Unit: 0-U0001

Item 4.2:

Compliance Demonstration shall include the following monitoring:

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

Monitoring Description:

The average opacity during any six consecutive minutes
shall not equal or exceed 20%. This limitation applies to
every emission point at the emission unit.

Parameter Monitored: OPACITY
Upper Permit Limit: 20.0 percent
Reference Test Method: EPA Method 9
Monitoring Frequency: SINGLE OCCURRENCE
Averaging Method: 6-MINUTE AVERAGE (METHOD 9)
Reporting Requirements: UPON REQUEST BY REGULATORY AGENCY

Condition 3: Compliance Demonstration
Effective between the dates of 04/14/1998 and Permit Expiration Date

Applicable Federal Requirement: 6NYCRR 228

Item 3.1:

The Compliance Demonstration activity will be performed for:

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Emission Unit: 0-U0001

Regulated Contaminant(s):

CAS No: 0NY998-00-0 VOC

Item 3.2:

Compliance Demonstration shall include the following monitoring:

Capping: Yes

Monitoring Type: WORK PRACTICE INVOLVING SPECIFIC
OPERATIONS

Monitoring Description:

THIS FACILITY IS LIMITING VOC EMISSIONS
TO <10 TPY

Work Practice Type: PARAMETER OF PROCESS MATERIAL

Process Material: VOC's

Parameter Monitored: VOC

Upper Permit Limit: 10.0 tons per year

Monitoring Frequency: MONTHLY

Averaging Method: ANNUAL MAXIMUM ROLLED MONTHLY

Reporting Requirements: ANNUALLY (ANNIVERSARY)

Initial Report Due: 05/13/1999 for the period 04/14/1998 through 04/13/1999



STATE ONLY ENFORCEABLE CONDITIONS

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

Condition 5: General Provisions
Effective between the dates of 04/14/1998 and Permit Expiration Date

Applicable State Requirement: 6NYCRR 201-5

Item 5.1:

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

Item 5.2:

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

Item 5.3:

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

Item 5.4:

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 5.5:

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

Condition 6: State facility permit capping conditions
Effective between the dates of 04/14/1998 and Permit Expiration Date

Applicable State Requirement: 6NYCRR 201-5

Item 6.1:

On an annual basis, beginning one year after the granting of an emissions cap, the responsible official shall provide a certification to the Department that the facility has operated all emission units within the limits imposed by the emission cap. This certification shall include a brief summary of the emissions



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subject to the cap for that time period and a comparison to those threshold levels that would require the submission of an application for a Title V facility permit, or compliance with an applicable requirement.

Condition 7: Facility Permissible Emissions
Effective between the dates of 04/14/1998 and Permit Expiration Date

Applicable State Requirement: 6NYCRR 201-5

Applicaton Specific Data

Condition 8: Emission Unit Definition
Effective between the dates of 04/14/1998 and Permit Expiration Date

Applicable State Requirement: 6NYCRR 201-5

Item 8.1:

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

Emission Unit: 0-U0001

Emission Unit Description:

PAINT SPRAY BOOTH FOR DRUM RECONDITIONING

Building(s): 1

Condition 1: Air pollution prohibited
Effective between the dates of 04/14/1998 and Permit Expiration Date

Applicable State Requirement: 6NYCRR 211.2

Item 1.1:

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.