

New York State Department of Environmental Conservation
Facility DEC ID: 9140200573



PERMIT
Under the Environmental Conservation Law (ECL)

IDENTIFICATION INFORMATION

Permit Type: Air Title V Facility
Permit ID: 9-1402-00573/00007
Effective Date: 10/09/2007 Expiration Date: 10/08/2012

Permit Issued To: STATE UNIVERSITY OF NEW YORK
STATE UNIVERSITY PLAZA
381 BROADWAY
ALBANY, NY 12246

Contact: STATE UNIVERSITY OF NEW YORK
STATE UNIVERSITY PLAZA
381 BROADWAY
ALBANY, NY 12246
(518) 443-5355

Facility: BUFFALO STATE COLLEGE
1300 ELMWOOD AVE
BUFFALO, NY 14222

Contact: DAVID N MILLER
BUFFALO STATE COLLEGE
1300 ELMWOOD AVE
BUFFALO, NY 14222-1095
(716) 878-6113

Description:

PERMIT DESCRIPTION
BUFFALO STATE COLLEGE
DEC I.D. No. 9-1402-00109

Buffalo State College (BSC), located at 1300 Elmwood Avenue in the City of Buffalo, New York, is an institution within the State University of New York (SUNY) system. BSC offers more than 130 undergraduate and more than 40 graduate programs in arts, sciences, and education to more than 11,000 students. The main campus encompasses approximately 115 acres with 37 buildings. The Standard Industrial Classification (SIC) Code for this facility is 8221-Colleges, Universities, & Professional Schools. This application is for the renewal of the existing title V permit for Buffalo State College and the modification of that permit for the construction of emission point BSC02, an individual exhaust stack for Boiler #5 (Emission Source 0001E).

Buffalo State College, located in a marginal nonattainment area for ozone, currently operates a



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power house on campus which supplies steam for the space heating of the buildings and dormitories on campus. The steam is produced by four stationary combustion installations/boilers (Emission Sources 0001A, 0001B, 0001C, and 0001D) that are capable of firing either residual oil (Process 100) or natural gas (Process 200) and one small, natural gas fired boiler (Emission Source 0001E), used predominantly during the summer months. The boilers are collectively identified as Emission Unit U-00001. The small boiler has a maximum design heat input capacity of 33.5 MMBTU/hr and is equipped with a low-NO_x burner. The dual fueled boilers, installed in 1949, were derated in 1999 through a mechanical adjustment from a maximum design heat input capacity of 65 MMBTU/hr each to approximately 53 MMBTU/hr. These boilers are not equipped with any type of emission control equipment. Emissions from the dual fueled boilers are exhausted through a common stack, identified as Emission Point BSC01. The small natural gas fired boiler exhausts to the ambient air through EP BSC02. Buffalo State College also operates a gasoline/diesel dispensing station onsite, consisting of two 8000 gallon fiberglass underground storage tanks for gasoline and diesel fuel, installed in 1979. The gasoline throughput is approximately 3000 gallons per month, therefore this emission unit is exempt from permitting in accordance with 6NYCRR201-3.2 (c) (16). The facility operates other sources throughout the campus which are considered exempt from permitting in accordance with 6NYCRR201-3.2(c), including 15 small natural gas fired furnaces, 2 small steam generators, 30 emergency generators (5 diesel fueled and 25 natural gas fired), six fuel oil (distillate/residual oil) storage tanks with capacities less than 300,000 bbls, two storage tanks with capacities less than 10,000 gallons (not subject to Part 229 or Part 233), numerous laboratory hoods, an exhaust system for paint mixing, transfer, filling or sampling and/or solvent storage and eight (8) non-contact water cooling towers.

The facility-wide emissions for sulfur dioxide (SO₂) and nitrous oxide (NO_x) at Buffalo State College exceed the major source pollutant thresholds listed in 6NYCRR Subpart 201-6 Title V Facility Permits and the major source threshold specified in 6NYCRR227-2, Reasonably Available Control Technology (RACT) for Oxides of Nitrogen. Buffalo State College will continue to avoid the requirements of 6NYCRR227-2 by limiting facility-wide NO_x emissions to 99 tons per year which is below the major source threshold. The facility is subject to the provisions of Title V for SO₂. The small natural gas boiler is subject to the requirements of 40CFR60, Standards of Performance for new stationary sources, Subpart A, General Provisions and Subpart Dc, Standards of Performance for Small Industrial-Commercial-Institutional Steam Generating Units. In accordance with 40CFR60, Subpart Dc, a natural gas fired boiler is only subject to monthly recording of natural gas usage and maintenance of those records onsite. Since the oil fired boilers are mid-size, particulate emissions from Process 200, exhausted through EP BSC01, are subject to the requirements of 6NYCRR227.2(b)(1), which limits particulate emissions to 0.1 lb/MMBTU and requires a stack test prior to permit renewal to verify compliance with the limit. Buffalo State College is also subject to 6NYCRR225-1, Fuel Composition and Use - Sulfur Limitations, which restricts the sulfur content of fuel oil utilized throughout the facility to 1.5 % by weight or less. Emission points BSC01 and BSC02 are subject to the particulate and smoke emission requirements of 6NYCRR227-1 for Stationary Combustion Installations. All exempt and trivial activities are subject to the recordkeeping requirements specified under 6NYCRR 201-3.2 (a) and (b) and 6NYCRR 201-3.3 (a) and (b), respectively.

The Title V permit contains a complete listing of the applicable federal, state and compliance monitoring requirements for the facility, its emission unit and emission point. Appendix A contains a list of exempt activities as defined by 6NYCRR 201-3.2.



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

Permit Administrator: DOUGLAS E BORSCHER
 270 MICHIGAN AVE
 BUFFALO, NY 14203-2999

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, modifications and transfers

Permit modifications, suspensions or revocations by the Department

Facility Level

Submission of application for permit modification or renewal-REGION 9
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, modifications and transfers
Applicable State Requirement: 6NYCRR 621.11

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 or revocations by the Department
Applicable State Requirement: 6NYCRR 621.13

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 application for permit modification or renewal-REGION 9 HEADQUARTERS
Applicable State Requirement: 6NYCRR 621.6(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 - TITLE V PERMIT

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STATE UNIVERSITY PLAZA
381 BROADWAY
ALBANY, NY 12246

Facility: BUFFALO STATE COLLEGE
1300 ELMWOOD AVE
BUFFALO, NY 14222

Authorized Activity By Standard Industrial Classification Code:
8221 - COLLEGES AND UNIVERSITIES, NEC

Permit Effective Date: 10/09/2007

Permit Expiration Date: 10/08/2012



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 200.3: False statement
 - 24 6NYCRR 201-1: Statement of Applicability to Regulation
 - 25 6NYCRR 201-3.2(c)(6): Compliance Certification
 - 26 6NYCRR 201-6: Emission Unit Definition
 - 27 6NYCRR 201-6.5(g): Non Applicable requirements
 - 28 6NYCRR 201-7.2: Facility Permissible Emissions
 - *29 6NYCRR 201-7.2: Capping Monitoring Condition
 - 30 6NYCRR 225-1.2(a)(2): Compliance Certification
 - 31 6NYCRR 225-1.8(a): Compliance Certification
 - 32 6NYCRR 225-1.8(d): Sampling, compositing, and analysis of fuel samples
 - 33 6NYCRR 227-1.3: Compliance Certification
- Emission Unit Level**
- 34 6NYCRR 201-6: Emission Point Definition By Emission Unit
 - 35 6NYCRR 201-6: Process Definition By Emission Unit

EU=U-00001,EP=BSC01

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36 6NYCRR 227-1.2(b): Multiple combustion sources.

EU=U-00001,EP=BSC01,Proc=100

37 6NYCRR 227.2(b)(1): Compliance Certification

38 6NYCRR 227.2(b)(1): Compliance Certification

EU=U-00001,EP=BSC01,Proc=200,ES=0001E

39 40CFR 60, NSPS Subpart A: Applicability of General Provisions of 40 CFR 60 Subpart A

EU=U-00001,EP=BSC02,Proc=200,ES=0001E

40 40CFR 60.4, NSPS Subpart A: EPA Region 2 address.

41 40CFR 60.7(b), NSPS Subpart A: Recordkeeping requirements.

42 40CFR 60.40c, NSPS Subpart Dc: Applicability of this Subpart to this emission source

43 40CFR 60.48c(g), NSPS Subpart Dc: Compliance Certification

STATE ONLY ENFORCEABLE CONDITIONS

Facility Level

44 ECL 19-0301: Contaminant List

45 6NYCRR 201-1.4: Unavoidable noncompliance and violations

46 6NYCRR 211.2: Air pollution prohibited

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 10/09/2007 and 10/08/2012

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 10/09/2007 and 10/08/2012

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 10/09/2007 and 10/08/2012

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 10/09/2007 and 10/08/2012

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 10/09/2007 and 10/08/2012

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 or a toxic 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 any of the above conditions are met, the source must notify the permitting authority by telephone or facsimile based on the timetable listed in paragraphs (1) through (4) of this section. 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 the occurrence. All deviations reported under paragraph (1) through (4) of this section must also be identified in the 6 month monitoring report required above.

If the permittee seeks to have a violation excused as provided in 201-1.4, the permittee shall report such violations as required under 201-1.4(b). However, in no case may reports of any deviation be on a less frequent basis than those described in paragraphs (1) through (4) above. 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.

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

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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 Compliance Monitoring and Enforcement (BCME) 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.

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 1/30/2008.

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

Condition 6: Compliance Certification
Effective between the dates of 10/09/2007 and 10/08/2012

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 following:

- i. Compliance certifications shall contain:
 - the identification of each term or condition of the permit that is the basis of the certification;

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- 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, 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 Compliance Monitoring and Enforcement (BCME) 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
Air Compliance Branch
290 Broadway
New York, NY 10007-1866

The address for the RAPCE is as follows:

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270 Michigan Avenue
Buffalo, NY 14203-2999

The address for the BCME is as follows:

NYSDEC
Bureau of Compliance Monitoring
and Enforcement
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 1/30/2008.
Subsequent reports are due on the same day each year

Condition 7: Compliance Certification
Effective between the dates of 10/09/2007 and 10/08/2012

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. Statements are to be mailed to: New York State Department of Environmental Conservation, Division of Air Resources, Bureau of Air Quality Planning, 625 Broadway, Albany NY 12233-3251

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 10/09/2007 and 10/08/2012

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 10/09/2007 and 10/08/2012**

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 10/09/2007 and 10/08/2012**

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 10/09/2007 and 10/08/2012**

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 10/09/2007 and 10/08/2012

Applicable Federal Requirement: 6NYCRR 201-1.8

Item 12.1:

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

Condition 13: Exempt Sources - Proof of Eligibility

Effective between the dates of 10/09/2007 and 10/08/2012

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 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 14: Trivial Sources - Proof of Eligibility

Effective between the dates of 10/09/2007 and 10/08/2012

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 10/09/2007 and 10/08/2012

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



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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 10/09/2007 and 10/08/2012

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 10/09/2007 and 10/08/2012

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 preventive or corrective measures adopted.



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Condition 18: Off Permit Changes
Effective between the dates of 10/09/2007 and 10/08/2012

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 10/09/2007 and 10/08/2012

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 10/09/2007 and 10/08/2012

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 having an opacity equal to or greater than 20 percent (six minute average) except for one continuous six-



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

**Condition 21: Accidental release provisions.
Effective between the dates of 10/09/2007 and 10/08/2012**

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 10/09/2007 and 10/08/2012**

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: False statement
Effective between the dates of 10/09/2007 and 10/08/2012**

Applicable Federal Requirement: 6NYCRR 200.3

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Item 23.1:

No person shall make a false statement in connection with applications, plans, specifications and/or reports submitted pursuant to this Subchapter.

Condition 24: Statement of Applicability to Regulation
Effective between the dates of 10/09/2007 and 10/08/2012

Applicable Federal Requirement: 6NYCRR 201-1

Item 24.1:

The requirements of 6 NYCRR Subpart 201-1 apply to this facility.

Condition 25: Compliance Certification
Effective between the dates of 10/09/2007 and 10/08/2012

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

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:

Buffalo State College operates thirty internal combustion engines, with power output less than 400 brake horsepower (Bhp) each, to generate electricity in emergency situations. These generators are considered exempt sources if operated as a mechanical or electrical power source only when the usual supply of power is unavailable, and are operated for no more than 500 hours per year. The 500 hours of annual operation for the engine include operation during emergency situations, routine maintenance, and routine exercising (e.g., test firing the engine for one hour a week to ensure reliability). As proof of exempt eligibility for the emergency generators, the facility shall maintain monthly records which demonstrate that each engine is operated less than 500 hours per year. An hour counter or similar device shall be utilized to monitor hours of operation. The emergency generators shall be operated and maintained according to manufacturer's specifications to ensure proper performance. Records demonstrating hours of operation, the manufacturer's maintenance requirements and the maintenance performed on



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these sources shall be kept on-site for five years and be readily available to NYSDEC representatives upon request.

Work Practice Type: HOURS PER YEAR OPERATION

Upper Permit Limit: 499 hours

Monitoring Frequency: MONTHLY

Averaging Method: ANNUAL TOTAL

Reporting Requirements: SEMI-ANNUALLY (CALENDAR)

Reports due 30 days after the reporting period.

The initial report is due 1/30/2008.

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

Condition 26: Emission Unit Definition

Effective between the dates of 10/09/2007 and 10/08/2012

Applicable Federal Requirement: 6NYCRR 201-6

Item 26.1:

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

Emission Unit: U-00001

Emission Unit Description:

This emission unit consists of the campus power plant located in Building 45 containing five boilers, which produce steam for space heating throughout the college campus. Boilers 1-4 (Emission Sources 0001A, 0001B, 0001C and 0001D) fire residual oil or natural gas and have a maximum heat input capacity of 53 MMBTU/hr, each. Boiler 5 is equipped with a low-NOx burner, fires only natural gas and has a maximum design heat input capacity of 33.5 MMBTU/hr. The four dual fueled boilers exhaust through a common stack, EP BSC01, with a current potential stack heat input of 212 MMBTU/hr. Boiler No. 5 exhausts through EP BSC02.

Building(s): 45

Condition 27: Non Applicable requirements

Effective between the dates of 10/09/2007 and 10/08/2012

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

Item 27.1:

This section contains a summary of those requirements that have been specifically identified as being not applicable to this facility and/or emission units, emission points, processes and/or emission sources within this facility. The summary also includes a justification for classifying any such requirements as non-applicable.



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Condition 28: Facility Permissible Emissions
Effective between the dates of 10/09/2007 and 10/08/2012

Applicable Federal Requirement: 6NYCRR 201-7.2

Item 28.1:

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

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

CAS No: 0NY210-00-0 PTE: 198,000 pounds per year
Name: OXIDES OF NITROGEN

Condition 29: Capping Monitoring Condition
Effective between the dates of 10/09/2007 and 10/08/2012

Applicable Federal Requirement: 6NYCRR 201-7.2

Item 29.1:

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:

6NYCRR 227-2

Item 29.2:

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

Item 29.3:

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 29.4:

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 29.5:

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 29.6:

The Compliance Certification activity will be performed for the Facility.

Regulated Contaminant(s):

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

Item 29.7:

Compliance Certification shall include the following monitoring:

Capping: Yes

Monitoring Type: WORK PRACTICE INVOLVING SPECIFIC OPERATIONS

Monitoring Description:

The permitted emission sources contributing to the facility NOx emissions include four dual fueled (natural gas/ No. 6 fuel oil) boilers, with a maximum design heat input capacity of approximately 53 MMBTU/hr each (Emission Sources 0001A, 0001B, 0001C, and 0001D) and a 33.5 MMBTU/hr natural gas fired boiler, equipped with a low-NOx burner (Emission Source 0001E). These boilers, contained in Emission Unit U-00001, operate via Process 100 (boilers firing residual oil, excludes ES 0001E) and/or Process 200 (boilers firing natural gas). NOx emissions from the following combustion sources, exempt from permitting in accordance with 6NYCRR Subpart 201-3.2 (c), shall also be included in the determination of facility-wide NOx emissions: fifteen small natural gas fired boilers (less than 10 MMBTU/hr maximum design heat input capacity), 2 small, natural gas-fired steam generators and thirty (5 diesel fired and 25 natural gas fired) internal combustion engines with power output less than 400 brake horsepower (Bhp) each, used to generate electricity in emergency situations.

Buffalo State College (BSC) must prepare monthly NOx emission records. Monthly mass emission rates of NOx shall be determined utilizing monthly fuel usage quantities and the following or similar formulas.

$NOx \text{ (tons/mo)} = A + B + C + D + E + F < \text{ or } = 99 \text{ tons/yr based on a 12-month rolling total}$

where,

A = Actual monthly NOx emissions in tons for Process 100.

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A = (0.075 lbs NO_x*/gallon) x (gallons No. 6 oil burned/mo) x (ton/2000 lb)

B = Actual monthly NO_x emissions in tons for Process 200 (excluding Emission Source 0001E).

B = (140 lbs NO_x**/ 10E+06 cf natural gas burned) x (cf natural gas burned/mo) x (ton/2000 lb)

C = Actual monthly NO_x emissions in tons for Process 200, Emission Source 0001E.

C = (75 lbs NO_x***/ 10E+06 cf natural gas burned) x (cf natural gas burned/mo) x (ton/2000 lb)

D = Actual monthly NO_x emissions in tons for small natural gas fired boilers and small natural gas fired steam generators (less than 10 MMBTU/hr maximum design heat input capacity).

D = (100 lbs NO_x****/ 10E+06 cf natural gas burned) x (cf natural gas burned/mo) x (ton/2000 lb)

E = Actual monthly NO_x emission rate in tons based on No. 2 oil usage for small emergency generators (internal combustion engine rated at 447 kW (600 hp) and below).

E = (0.64 lb NO_x*****/gal diesel burned) x (gal diesel burned/mo) x (ton/2000 lb).

F = Actual monthly NO_x emission rate in tons based on natural gas usage for small emergency generators (internal combustion engine rated at 447 kW (600 hp) and below).

F = (0.00284 lb NO_x*****/cf natural gas burned) x (cf natural gas burned/mo) x (ton/2000lb).

*NYSDEC Air Guide 32: Nitrogen in Fuel, Page 4

**Table 1.4-2 Emission factors for SO₂, NO_x, and CO from natural gas combustion, USEPA Compilation of Air Pollutant Emission Factors, AP42, Volume 1, Supplement F, July 1993. Alternatively, based on an approved protocol, BSC may conduct a stack test at high load and maximum allowable % O₂ to determine NO_x emissions from each boiler. The results, if approved by NYSDEC, may be used to develop individual NO_x emission factors for the boilers.

***Cleaver Brooks Boiler Estimated Exhaust/Emission Performance Data for Boiler Model

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CB700-800-200#

****Table 1.4-1 Emission factors for NO_x, and CO from natural gas combustion, USEPA Compilation of Air Pollutant Emission Factors, AP42, Volume 1, Supplement F, July 1998.

*****Compilation of Air Pollutant Emission Factors (AP42), USEPA, 1995 for SCC 2-03-001-01 "Internal Combustion Engines /Commercial /Institutional /Diesel /Reciprocating.

*****Compilation of Air Pollutant Emission Factors (AP42), USEPA, 1995 for SCC 2-03-002-01 "Internal Combustion Engines /Commercial /Institutional /Natural Gas /Reciprocating.

Each calendar month, the facility-wide 12-month rolling total for NO_x emissions shall be computed by adding the current monthly NO_x emissions to the NO_x emissions for the previous 11 months. BSC shall maintain records of the quantity of fuel burned for all sources. Records shall be based on verifiable data such as fuel metering data and/or fuel purchase records to confirm the general accuracy of the monthly fuel usage amounts.

BSC shall submit to the Regional Office of the Department, an annual NO_x emission report which certifies that the facility has been operated within the limits imposed by the emission cap. The report shall list the types and monthly quantity of fuels burned for each source, the monthly NO_x emissions with emission factors used for each source (if different than the factors specified in this condition), the total monthly NO_x emissions, the rolling 12-month total NO_x emissions for each consecutive month of the calendar year and a comparison to the 99 tpy limit. The annual report shall be submitted by January 30th for the previous calendar year.

The operation and maintenance of all combustion sources at the facility shall be conducted in accordance with the manufacturer's specifications. Boiler tune-ups for natural gas firing shall be performed annually and shall include excess air/fuel flowrate checks and adjustments to minimize NO_x emissions and ensure proper combustion of natural gas. If a boiler is not operated with natural gas during a calendar year, verified by Power Plant operating

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and fuel usage records, a boiler tune-up and excess air/natural gas flowrate adjustments will not be required. Annual boiler tune-ups, quarterly inspections and excess air/fuel flowrate adjustments are required under 6NYCRR227.2(b)(1) for residual oil fired boilers. All records of inspections, boiler adjustments, combustion analyzer data collected during adjustments/calibrations, maintenance, tune-ups and repair for each combustion source shall be kept for the most recent five years and shall be made available for review by NYSDEC representatives upon request.

Work Practice Type: PARAMETER OF PROCESS MATERIAL
Process Material: FUEL
Parameter Monitored: OXIDES OF NITROGEN
Upper Permit Limit: 99 tons per year
Monitoring Frequency: AS REQUIRED - SEE PERMIT MONITORING DESCRIPTION
Averaging Method: ANNUAL TOTAL ROLLED MONTHLY
Reporting Requirements: ANNUALLY (CALENDAR)
Reports due 30 days after the reporting period.
The initial report is due 1/30/2008.
Subsequent reports are due every 12 calendar month(s).

Condition 30: Compliance Certification
Effective between the dates of 10/09/2007 and 10/08/2012

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

Item 30.1:

The Compliance Certification activity will be performed for the Facility.

Item 30.2:

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 residual 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: RESIDUAL FUEL (#4, #5 AND/OR #6 FUEL OIL)
Parameter Monitored: SULFUR CONTENT



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Upper Permit Limit: 1.5 percent by weight
Monitoring Frequency: PER DELIVERY
Averaging Method: MAXIMUM - NOT TO BE EXCEEDED AT ANY
TIME (INSTANTANEOUS/DISCRETE OR GRAB)
Reporting Requirements: SEMI-ANNUALLY (CALENDAR)
Reports due 30 days after the reporting period.
The initial report is due 1/30/2008.
Subsequent reports are due every 6 calendar month(s).

Condition 31: Compliance Certification
Effective between the dates of 10/09/2007 and 10/08/2012

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

Item 31.1:

The Compliance Certification activity will be performed for the Facility.

Item 31.2:

Compliance Certification shall include the following monitoring:

Monitoring Type: RECORD KEEPING/MAINTENANCE PROCEDURES

Monitoring Description:

The permittee shall retain fuel oil supplier certifications for each shipment of oil received. Such certifications shall contain, as a minimum: supplier name, date of shipment, quantity shipped, heating value of the oil, oil sulfur content, and the method used to determine the sulfur content. Such certifications shall be available for inspection by, or submittal to, NYSDEC upon request.

Monitoring Frequency: PER DELIVERY
Reporting Requirements: SEMI-ANNUALLY (CALENDAR)
Reports due 30 days after the reporting period.
The initial report is due 1/30/2008.
Subsequent reports are due every 6 calendar month(s).

Condition 32: Sampling, compositing, and analysis of fuel samples
Effective between the dates of 10/09/2007 and 10/08/2012

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

Item 32.1:

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 33: Compliance Certification



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Effective between the dates of 10/09/2007 and 10/08/2012

Applicable Federal Requirement: 6NYCRR 227-1.3

Item 33.1:

The Compliance Certification activity will be performed for the Facility.

Regulated Contaminant(s):

CAS No: 0NY075-00-0 PARTICULATES

Item 33.2:

Compliance Certification shall include the following monitoring:

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

Monitoring Description:

Operators of oil-fired boilers which are not exempt from permitting and where a continuous opacity monitor is not utilized for measuring smoke emissions, shall be required to perform the following:

1) Observe the stack for each boiler which is operating on oil once per day for visible emissions. This observation(s) must be conducted during daylight hours except during adverse weather conditions (fog, rain, or snow).

2) The results of each observation must be recorded in a bound logbook or other format acceptable to the Department. The following data must be recorded for each stack:

- date and time of day
- observer's name
- identity of emission point
- weather condition
- was a plume observed?
- cause/corrective action taken

Inclement weather conditions shall be recorded for those days when observations are prohibited. This logbook must be retained at the facility for five (5) years after the date of the last entry.

3) If the operator observes any visible emissions (other than steam**) two consecutive days firing oil (the firing of other fuels in between days of firing oil does not count as an interruption in the consecutive days of firing oil), then a Method 9 analysis (based upon a 6-minute



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mean) of the affected emission point(s) must be conducted within two (2) business days of such occurrence. The results of the Method 9 analysis must be recorded in the logbook. The operator must contact the Regional Air Pollution Control Engineer within one (1) business day of performing the Method 9 analysis if the opacity standard is contravened. Upon notification, any corrective actions or future compliance schedules shall be presented to the Department for acceptance. However, any time that the opacity observed seems excessive and/or unusual, immediate attention is required to correct the problem causing the opacity. The cause and corrective action taken shall be documented in the daily logbook.

At all times stationary combustion installations shall be operated and maintained according to manufacturer's specifications to ensure proper performance and compliance with the regulatory limit for opacity. Records demonstrating hours of operation, fuel usage, the manufacturer's maintenance requirements and procedures and maintenance performed for these sources shall be maintained on-site for five years and be readily available to NYSDEC representatives upon request.

Compliance with these monitoring, recordkeeping and reporting requirements may be used to verify compliance with 6NYCRR211.3.

** Steam plumes generally form after leaving the top of the stack (this is known as a detached plume). The distance between the stack and the beginning of the detached plume may vary, however, there is (normally) a distinctive distance between the plume and stack. Steam plumes are white in color and have a billowy consistency. Steam plumes dissipate within a short distance of the stack (the colder the air the longer the steam plume will last) and leave no dispersion trail downwind of the stack.

Parameter Monitored: OPACITY

Upper Permit Limit: 20 percent

Reference Test Method: Method 9

Monitoring Frequency: DAILY

Averaging Method: AVERAGING METHOD AS PER REFERENCE TEST
METHOD INDICATED

Reporting Requirements: SEMI-ANNUALLY (CALENDAR)

Reports due 30 days after the reporting period.



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The initial report is due 1/30/2008.
Subsequent reports are due every 6 calendar month(s).

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

Condition 34: Emission Point Definition By Emission Unit
Effective between the dates of 10/09/2007 and 10/08/2012

Applicable Federal Requirement: 6NYCRR 201-6

Item 34.1:

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

Emission Unit: U-00001

Emission Point: BSC01

Height (ft.): 154 Diameter (in.): 120
NYTMN (km.): 4760.72 NYTME (km.): 183.029 Building: 45

Emission Point: BSC02

Height (ft.): 45 Diameter (in.): 36
NYTMN (km.): 4760.72 NYTME (km.): 183.029 Building: 45

Condition 35: Process Definition By Emission Unit
Effective between the dates of 10/09/2007 and 10/08/2012

Applicable Federal Requirement: 6NYCRR 201-6

Item 35.1:

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

Emission Unit: U-00001

Process: 100

Source Classification Code: 1-03-004-02

Process Description:

Process 100 is the combustion of residual oil in any of
the four 53 mmBTU/hr power plant boilers to produce steam
for space heating.

Emission Source/Control: 0001A - Combustion

Design Capacity: 53 million Btu per hour

Emission Source/Control: 0001B - Combustion

Design Capacity: 53 million Btu per hour

Emission Source/Control: 0001C - Combustion



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Design Capacity: 53 million Btu per hour

Emission Source/Control: 0001D - Combustion

Design Capacity: 53 million Btu per hour

Item 35.2:

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

Emission Unit: U-00001

Process: 200

Source Classification Code: 1-03-006-02

Process Description:

Process 200 is the combustion of natural gas in any of the five power plant boilers to produce steam for space heating.

Emission Source/Control: 0001A - Combustion

Design Capacity: 53 million Btu per hour

Emission Source/Control: 0001B - Combustion

Design Capacity: 53 million Btu per hour

Emission Source/Control: 0001C - Combustion

Design Capacity: 53 million Btu per hour

Emission Source/Control: 0001D - Combustion

Design Capacity: 53 million Btu per hour

Emission Source/Control: 0001E - Combustion

Design Capacity: 33.5 million Btu per hour

Emission Source/Control: CTL1E - Control

Control Type: LOW NOx BURNER

Condition 36: Multiple combustion sources.

Effective between the dates of 10/09/2007 and 10/08/2012

Applicable Federal Requirement: 6NYCRR 227-1.2(b)

Item 36.1:

This Condition applies to Emission Unit: U-00001 Emission Point: BSC01

Item 36.2:

The total heat input of all furnaces connected to the same stack or pollution control device shall be used to calculate the permissible particulate emission rate.

Condition 37: Compliance Certification

Effective between the dates of 10/09/2007 and 10/08/2012

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Applicable Federal Requirement: 6NYCRR 227.2(b)(1)

Item 37.1:

The Compliance Certification activity will be performed for:

Emission Unit: U-00001 Emission Point: BSC01
Process: 100

Regulated Contaminant(s):
CAS No: 0NY075-00-0 PARTICULATES

Item 37.2:

Compliance Certification shall include the following monitoring:

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

Monitoring Description:

To ensure that particulate emissions are in compliance with the specified limit, the operation and maintenance of all oil fired combustion sources at the facility shall be conducted in accordance with the manufacturer's specifications. To ensure proper combustion of fuel, each calendar quarter the boilers shall be inspected and excess air/fuel flowrates checked and adjusted for the combustion of residual oil. If in a calendar quarter residual oil is not combusted in a boiler, verified by Power Plant operating and fuel usage records, inspections and excess air/fuel flowrate adjustments will not be required for that boiler. The boilers shall be operated with excess oxygen between 5% and 15% to minimize particulate and NOx emissions. Tune-ups shall be performed annually to ensure the proper performance of the boilers. Records of inspections, boiler adjustments, combustion analyzer data collected during adjustments/calibrations, maintenance, tune-ups and repair for each boiler shall be kept for the most recent five years and shall be made available for review by NYSDEC representatives upon request.

Parameter Monitored: OXYGEN CONTENT

Lower Permit Limit: 5 percent

Upper Permit Limit: 15 percent

Monitoring Frequency: AS REQUIRED - SEE PERMIT MONITORING
DESCRIPTION

Averaging Method: MAXIMUM - NOT TO EXCEED STATED VALUE -
SEE MONITORING DESCRIPTION

Reporting Requirements: SEMI-ANNUALLY (CALENDAR)



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Reports due 30 days after the reporting period.
The initial report is due 1/30/2008.
Subsequent reports are due every 6 calendar month(s).

Condition 38: Compliance Certification
Effective between the dates of 10/09/2007 and 10/08/2012

Applicable Federal Requirement: 6NYCRR 227.2(b)(1)

Item 38.1:

The Compliance Certification activity will be performed for:

Emission Unit: U-00001 Emission Point: BSC01
Process: 100

Regulated Contaminant(s):
CAS No: 0NY075-00-0 PARTICULATES

Item 38.2:

Compliance Certification shall include the following monitoring:

Monitoring Type: INTERMITTENT EMISSION TESTING
Monitoring Description:

The two hour average emission of particulates from this stationary combustion installation shall not exceed 0.10 pounds per million Btu of heat input.

At the monitoring frequency stated below the facility shall perform the following:

- 1) Submit to the Department an acceptable protocol for the testing of particulate emissions in a manner that will determine compliance with the limit cited in this condition.
- 2) Perform a stack test, based upon the approved test protocol, to determine compliance with the particulate emission limit cited in this condition.
- 3) Submit an acceptable stack test report that outlines the results obtained from the testing done to meet the requirement of #2 above.
- 4) Facility shall keep records of all testing done at this stationary combustion installation for a period of 5 years.



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Manufacturer Name/Model Number: BABCOCK & WILCOX
Parameter Monitored: PARTICULATES
Upper Permit Limit: 0.10 pounds per million Btus
Reference Test Method: EPA RM 5
Monitoring Frequency: ONCE DURING THE TERM OF THE PERMIT
Averaging Method: AVERAGING METHOD - SEE MONITORING
DESCRIPTION
Reporting Requirements: SEMI-ANNUALLY (CALENDAR)
Reports due 30 days after the reporting period.
The initial report is due 1/30/2008.
Subsequent reports are due every 6 calendar month(s).

**Condition 39: Applicability of General Provisions of 40 CFR 60 Subpart A
Effective between the dates of 10/09/2007 and 10/08/2012**

Applicable Federal Requirement: 40CFR 60, NSPS Subpart A

Item 39.1:

This Condition applies to Emission Unit: U-00001 Emission Point: BSC01
Process: 200 Emission Source: 0001E

Item 39.2:

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

**Condition 40: EPA Region 2 address.
Effective between the dates of 10/09/2007 and 10/08/2012**

Applicable Federal Requirement: 40CFR 60.4, NSPS Subpart A

Item 40.1:

This Condition applies to Emission Unit: U-00001 Emission Point: BSC02
Process: 200 Emission Source: 0001E

Item 40.2:

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

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

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

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

Condition 41: Recordkeeping requirements.
Effective between the dates of 10/09/2007 and 10/08/2012

Applicable Federal Requirement: 40CFR 60.7(b), NSPS Subpart A

Item 41.1:

This Condition applies to Emission Unit: U-00001 Emission Point: BSC02
Process: 200 Emission Source: 0001E

Item 41.2:

Affected owners or operators shall maintain records of occurrence and duration of any startup, shutdown, or malfunction in the operation of an affected facility; any malfunction of the air pollution control equipment; or any periods during which a continuous monitoring system or monitoring device is inoperative.

Condition 42: Applicability of this Subpart to this emission source
Effective between the dates of 10/09/2007 and 10/08/2012

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

Item 42.1:

This Condition applies to Emission Unit: U-00001 Emission Point: BSC02
Process: 200 Emission Source: 0001E

Item 42.2:

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

Condition 43: Compliance Certification
Effective between the dates of 10/09/2007 and 10/08/2012

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

Item 43.1:

The Compliance Certification activity will be performed for:

Emission Unit: U-00001 Emission Point: BSC02
Process: 200 Emission Source: 0001E

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Item 43.2:

Compliance Certification shall include the following monitoring:

Monitoring Type: RECORD KEEPING/MAINTENANCE PROCEDURES

Monitoring Description:

(2) As an alternative to meeting the requirements of paragraph (g)(1) of this section, the owner or operator of an affected facility that combusts only natural gas, wood, fuels using fuel certification in §60.48c(f) to demonstrate compliance with the SO₂ standard, fuels not subject to an emissions standard (excluding opacity), or a mixture of these fuels may elect to record and maintain records of the amount of each fuel combusted during each calendar month. Records shall be maintained onsite for at least five years and shall be made available to NYSDEC representatives upon request.

Monitoring Frequency: MONTHLY

Reporting Requirements: SEMI-ANNUALLY (CALENDAR)

Reports due 30 days after the reporting period.

The initial report is due 1/30/2008.

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



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 44: Contaminant List
Effective between the dates of 10/09/2007 and 10/08/2012

Applicable State Requirement: ECL 19-0301

Item 44.1:

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: 0NY210-00-0

Name: OXIDES OF NITROGEN

CAS No: 0NY075-00-0

Name: PARTICULATES

Condition 45: Unavoidable noncompliance and violations
Effective between the dates of 10/09/2007 and 10/08/2012

Applicable State Requirement: 6NYCRR 201-1.4

Item 45.1:

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

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

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

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



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(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 46: Air pollution prohibited
Effective between the dates of 10/09/2007 and 10/08/2012

Applicable State Requirement: 6NYCRR 211.2

Item 46.1:

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