

New York State Department of Environmental Conservation
Facility DEC ID: 9140200600



PERMIT
Under the Environmental Conservation Law (ECL)

IDENTIFICATION INFORMATION

Permit Type: Air Title V Facility
Permit ID: 9-1402-00600/00025
Effective Date: 10/26/1998 Expiration Date: 10/26/2003

Permit Issued To: EXXONMOBIL OIL CORP
3225 GALLOWS ROAD
FAIRFAX, VA 22037

Contact: DON SHELDON
MOBIL OIL CORPORATION BUFFALO TERMINAL
625 ELK STREET
BUFFALO, NY 14210
(716) 827-5127

Facility: MOBIL OIL CORPORATION
625 ELK STREET
BUFFALO, NY 14210

Contact: DON SHELDON
MOBIL OIL CORPORATION BUFFALO TERMINAL
625 ELK STREET
BUFFALO, NY 14210
(716) 827-5127

Description:

This facility is a gasoline and distillate oil storage and distribution terminal consisting of six permitted gasoline storage tanks along with several other storage tanks containing gasoline additives and heating oil/diesel. There is one tank truck loading rack located on site. Gasoline and distillate oil vapor emissions are controlled with a vapor reduction unit.

Emissions from this facility are regulated by several State and Federal regulations. In addition, the facility has accepted throughput limitations for gasoline and distillate oil and will keep records of hazardous air pollutant emissions to prove that facility emissions remain below the applicability level of the National Emission Standards for Gasoline Distribution Facilities.



New York State Department of Environmental Conservation
Facility DEC ID: 9140200600

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: RICHARD P SWEENEY
 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 and Modifications

Permit Modifications, Suspensions, and Revocations by the Department

Facility Level

Submission of Applications 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 3-0301.2(g)

Item 1.1:

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

Item 1.2:

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

Item 1.3:

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

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

Item 2.1:

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

Condition 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

New York State Department of Environmental Conservation
Facility DEC ID: 9140200600



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

New York State Department of Environmental Conservation

Permit ID: 9-1402-00600/00025

Facility DEC ID: 9140200600



Permit Under the Environmental Conservation Law (ECL)

ARTICLE 19: AIR POLLUTION CONTROL - TITLE V PERMIT

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

Permit Effective Date: 10/26/1998

Permit Expiration Date: 10/26/2003



LIST OF CONDITIONS

FEDERALLY ENFORCEABLE CONDITIONS

Facility Level

- 1 Sealing
- 2 Acceptable ambient air quality
- 3 Maintenance of equipment
- 4 Contaminant List
- 5 Unpermitted Emission Sources
- 6 Unavoidable Noncompliance and Violations
- 7 Emergency Defense
- 8 Recycling and Salvage
- 9 Prohibition of Reintroduction of Collected Contaminants to the Air
- 10 Public Access to Recordkeeping for Title V facilities
- 11 Proof of Eligibility
- 12 Proof of Eligibility
- 13 Applicable Criteria, Limits, Terms, Conditions and Standards
- 14 Cessation or Reduction of Permitted Activity Not a Defense
- 15 Compliance Requirements
- 16 Federally-Enforceable Requirements
- 17 Fees
- 18 Monitoring, Related Recordkeeping and Reporting Requirements
- 19 Permit Conditions - 40 CFR Part 82, Subpart F -
Protection of Stratospheric Ozone
- 20 Permit Revocation, Modification, Reopening, Reissuance or
Termination, and Associated Information Submission
Requirements
- 21 Permit Shield
- 22 Property Rights
- 23 Reopening for Cause
- 24 Right to Inspect
- 25 Severability
- 26 Emission Unit Definition
- 27 Required emissions tests
- 28 Compliance Certification
- 29 Recordkeeping requirements
- 30 Visible emissions limited.
- 31 Open Fires Prohibited at Industrial and Commercial Sites
- 32 Compliance Certification
- 33 Reports, Sampling and Analysis
- 34 Compliance Certification
- 35 Compliance Certification
- 36 Compliance Certification
- 37 Compliance Certification
- 38 Compliance Certification
- 39 Facility Permissible Emissions

New York State Department of Environmental Conservation

Permit ID: 9-1402-00600/00025

Facility DEC ID: 9140200600



- 40 Compliance Certification
- 41 Compliance Certification
- 42 Compliance Certification
- 43 Compliance Certification
- 44 Compliance Certification
- Emission Unit Level**
- 45 Emission Point Definition By Emission Unit
- 46 Process Definition By Emission Unit
- 47 Compliance Certification (EU=1-MISCT,Proc=ADD,ES=TK0A1)
- 48 Vapor collection system requirements
- 49 No gasoline transfer allowed at sites without Stage I controls installed, if required at that site.
- 50 Requirements for gasoline transport vehicles delivering to Stage I controlled dispensing sites.
- 51 Compliance Certification (EU=1-RACK1)
- 52 Repairs to gasoline transport vehicles
- 53 Labelling of gasoline transport vehicles
- 54 Compliance Certification (EU=1-RACK1)
- 55 Leak limit
- 56 Compliance Certification (EU=1-RACK1)
- 57 Dome covers
- 58 Compliance Certification (EU=1-RACK1)
- 59 Compliance Certification (EU=1-RACK1)
- 60 EPA Region 2 address.
- 61 Recordkeeping requirements.
- 69 Facility files for subject sources.
- 62 Compliance Certification (EU=1-RACK1)
- 63 Compliance Certification (EU=1-RACK1)
- 64 Truck loading compatibility
- 65 Vapor collection connection required
- 66 Vent pressure limit
- 67 Compliance Certification (EU=1-RACK1)
- 68 Compliance Certification (EU=1-RACK1)
- 70 Compliance Certification (EU=1-RACK1,EP=00001,Proc=RGS,ES=VPORS)
- 71 Compliance Certification (EU=1-RACK1,EP=00001,Proc=RGS,ES=VPORS)
- 72 Internal floating roofs required in fixed roof tanks storing petroleum products
- 73 Compliance Certification (EU=1-TANKS)
- 74 EPA Region 2 address.
- 75 Recordkeeping requirements.
- 99 Facility files for subject sources.
- 76 Standards for VOCs.
- 77 Compliance Certification (EU=1-TANKS,Proc=GAS,ES=TK038)
- 78 Compliance Certification (EU=1-TANKS,Proc=GAS,ES=TK038)
- 79 Compliance Certification (EU=1-TANKS,Proc=GAS,ES=TK038)
- 80 Compliance Certification (EU=1-TANKS,Proc=GAS,ES=TK038)
- 81 Compliance Certification (EU=1-TANKS,Proc=GAS,ES=TK038)
- 82 Compliance Certification (EU=1-TANKS,Proc=GAS,ES=TK038)

New York State Department of Environmental Conservation

Permit ID: 9-1402-00600/00025

Facility DEC ID: 9140200600



- 83 Standards for VOCs.
- 84 Compliance Certification (EU=1-TANKS,Proc=GAS,ES=TK097)
- 85 Compliance Certification (EU=1-TANKS,Proc=GAS,ES=TK097)
- 86 Compliance Certification (EU=1-TANKS,Proc=GAS,ES=TK097)
- 87 Compliance Certification (EU=1-TANKS,Proc=GAS,ES=TK097)
- 88 Compliance Certification (EU=1-TANKS,Proc=GAS,ES=TK097)
- 89 Compliance Certification (EU=1-TANKS,Proc=GAS,ES=TK097)
- 90 Standards for VOCs.
- 91 Compliance Certification (EU=1-TANKS,Proc=GAS,ES=TK099)
- 92 Compliance Certification (EU=1-TANKS,Proc=GAS,ES=TK099)
- 93 Compliance Certification (EU=1-TANKS,Proc=GAS,ES=TK099)
- 94 Compliance Certification (EU=1-TANKS,Proc=GAS,ES=TK099)
- 95 Compliance Certification (EU=1-TANKS,Proc=GAS,ES=TK099)
- 96 Compliance Certification (EU=1-TANKS,Proc=GAS,ES=TK099)
- 97 Standards for VOCs.
- 98 Compliance Certification (EU=1-TANKS,Proc=GAS,ES=TK171)

STATE ONLY ENFORCEABLE CONDITIONS

Facility Level

- 100 Air pollution prohibited
- 101 Diesel truck opacity limitation
- 102 Idling of diesel trucks limited
- 103 Compliance Demonstration
- 104 Compliance Demonstration



FEDERALLY ENFORCEABLE CONDITIONS
****** Facility Level ******

Condition 1: Sealing
Effective between the dates of 10/26/1998 and 10/26/2003

Applicable Federal Requirement: 6NYCRR 200.5

Item 1.1:

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

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

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

Condition 2: Acceptable ambient air quality
Effective between the dates of 10/26/1998 and 10/26/2003

Applicable Federal Requirement: 6NYCRR 200.6

Item 2.1:

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

Condition 3: Maintenance of equipment
Effective between the dates of 10/26/1998 and 10/26/2003

Applicable Federal Requirement: 6NYCRR 200.7

Item 3.1:

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



Condition 4: Contaminant List
Effective between the dates of 10/26/1998 and 10/26/2003

Applicable Federal Requirement: 6NYCRR 201-1.1(a)

Item 4.1:

Emissions of the following contaminants are allowed under this permit.

CAS No: 000071-43-2

Name: BENZENE

CAS No: 000091-20-3

Name: NAPHTHALENE

CAS No: 000092-52-4

Name: 1, 1 BIPHENYL

CAS No: 000095-48-7

Name: 2-METHYL-PHENOL

CAS No: 000098-82-8

Name: BENZENE, (1-METHYLETHYL)

CAS No: 000100-41-4

Name: ETHYLBENZENE

CAS No: 000108-38-3

Name: 1,3 DIMETHYL BENZENE

CAS No: 000108-88-3

Name: TOLUENE

CAS No: 000108-95-2

Name: PHENOL

CAS No: 000110-54-3

Name: HEXANE

CAS No: 000540-84-1

Name: PENTANE, 2,2,4-TRIMETHYL-

CAS No: 001634-04-4

Name: METHYL TERTBUTYL ETHER

CAS No: 0NY100-00-0

Name: HAP

CAS No: 0NY998-00-0

New York State Department of Environmental Conservation

Permit ID: 9-1402-00600/00025

Facility DEC ID: 9140200600



Name: VOC

Item 4.2:

The Facility is authorized to emit the regulated contaminants cited in Item 4.1 from the emission units specified in this permit.

Condition 5: Unpermitted Emission Sources
Effective between the dates of 10/26/1998 and 10/26/2003

Applicable Federal Requirement: 6NYCRR 201-1.2

Item 5.1:

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

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

Condition 6: Unavoidable Noncompliance and Violations
Effective between the dates of 10/26/1998 and 10/26/2003

Applicable Federal Requirement: 6NYCRR 201-1.4

Item 6.1:

At the discretion of the commissioner a violation of any applicable emission standard for necessary scheduled equipment maintenance, start-up/shutdown conditions and malfunctions or upsets may be excused if such violations are unavoidable. The following actions and recordkeeping and reporting requirements 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 or certificate issued for the corresponding air contamination source. Such reports shall describe why the violation was unavoidable and shall include the time, frequency and duration of the maintenance and/or start-up/shutdown activities and the identification of air contaminants, and the estimated emission rates. If a facility owner and/or operator is subject to continuous stack monitoring and quarterly reporting requirements, he need not submit reports for equipment maintenance or start-up/shutdown for the facility to the commissioner's representative.
- (b) In the event that emissions of air contaminants in excess of any emission standard in 6 NYCRR Chapter III Subchapter A occur due to a malfunction, the facility owner and/or operator shall report such malfunction by telephone to the commissioner's representative as soon as possible during normal working



New York State Department of Environmental Conservation

Permit ID: 9-1402-00600/00025

Facility DEC ID: 9140200600

hours, but in any event not later than two working days after becoming aware that the malfunction occurred. Within 30 days thereafter, when requested in writing by the commissioner's representative, the facility owner and/or operator shall submit a written report to the commissioner's representative describing the malfunction, the corrective action taken, identification of air contaminants, and an estimate of the emission rates.

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

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

Condition 7: Emergency Defense
Effective between the dates of 10/26/1998 and 10/26/2003

Applicable Federal Requirement: 6NYCRR 201-1.5

Item 7.1:

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

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

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

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

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

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



New York State Department of Environmental Conservation

Permit ID: 9-1402-00600/00025

Facility DEC ID: 9140200600

requirement.

Condition 8: Recycling and Salvage
Effective between the dates of 10/26/1998 and 10/26/2003

Applicable Federal Requirement: 6NYCRR 201-1.7

Item 8.1:

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

Condition 9: Prohibition of Reintroduction of Collected Contaminants to the Air
Effective between the dates of 10/26/1998 and 10/26/2003

Applicable Federal Requirement: 6NYCRR 201-1.8

Item 9.1:

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

Condition 10: Public Access to Recordkeeping for Title V facilities
Effective between the dates of 10/26/1998 and 10/26/2003

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

Item 10.1:

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

Condition 11: Proof of Eligibility
Effective between the dates of 10/26/1998 and 10/26/2003

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

Item 11.1:

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

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New York State Department of Environmental Conservation

Permit ID: 9-1402-00600/00025

Facility DEC ID: 9140200600

Condition 12: Proof of Eligibility

Effective between the dates of 10/26/1998 and 10/26/2003

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

Item 12.1:

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

Condition 13: Applicable Criteria, Limits, Terms, Conditions and Standards

Effective between the dates of 10/26/1998 and 10/26/2003

Applicable Federal Requirement: 6NYCRR 201-6.

Item 13.1:

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

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

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

Item 13.2:

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

Condition 14: Cessation or Reduction of Permitted Activity Not a Defense

Effective between the dates of 10/26/1998 and 10/26/2003

Applicable Federal Requirement: 6NYCRR 201-6.

Item 14.1:

It shall not be a defense for a permittee in an enforcement action to claim that a cessation or reduction in the



New York State Department of Environmental Conservation

Permit ID: 9-1402-00600/00025

Facility DEC ID: 9140200600

permitted activity would have been necessary in order to maintain compliance with the conditions of this permit.

Condition 15: Compliance Requirements
Effective between the dates of 10/26/1998 and 10/26/2003

Applicable Federal Requirement: 6NYCRR 201-6.

Item 15.1:

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 the responsible official, consistent with Section 201-6.3 of Part 201.

Item 15.2:

Requirements for compliance certification 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;
 - 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. All compliance certifications shall be submitted to the Administrator as well as to the Department.
- iii. Compliance certifications shall be submitted annually. Certification reports are due 30 days after the anniversary date of the effective date of this permit.

New York State Department of Environmental Conservation

Permit ID: 9-1402-00600/00025

Facility DEC ID: 9140200600



Item 15.3:

The permittee shall comply with the approved compliance schedule for this permit if such a schedule is a part of this permit. Risk management plans must be submitted to the Administrator if required by Section 112(r) of the Clean Air Act for this facility.

Item 15.4:

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

- i. Dates for achieving the activities, milestones, or compliance required in the schedule of compliance, and dates when such activities, milestones or compliance were achieved; and
- ii. An explanation of why any dates in the schedule of compliance were not or will not be met, and any preventive or corrective measures adopted.

**Condition 16: Federally-Enforceable Requirements
Effective between the dates of 10/26/1998 and 10/26/2003**

Applicable Federal Requirement: 6NYCRR 201-6.

Item 16.1:

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

**Condition 17: Fees
Effective between the dates of 10/26/1998 and 10/26/2003**

Applicable Federal Requirement: 6NYCRR 201-6.

Item 17.1:

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

**Condition 18: Monitoring, Related Recordkeeping and Reporting
Requirements
Effective between the dates of 10/26/1998 and 10/26/2003**

Applicable Federal Requirement: 6NYCRR 201-6.

Item 18.1:

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



New York State Department of Environmental Conservation

Permit ID: 9-1402-00600/00025

Facility DEC ID: 9140200600

data and support information shall be retained for a period of at least 5 years from the date of the monitoring sample, measurement, report, or application. Support information includes all calibration and maintenance records and all original strip-chart recordings for continuous monitoring instrumentation, and copies of all reports required by the permit.

Item 18.2:

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

- i. Submit reports of any required monitoring at least every 6 months after the date of permit issuance. 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.
- ii. Report promptly (as prescribed under Section 201-1.4 of Part 201) to the Department:
 - deviations from permit requirements, including those attributable to upset conditions,
 - the probable cause of such deviations, and
 - any corrective actions or preventive measures taken.
- iii. The permittee must, in the event that emissions of air contaminants exceeding any air emission standard under 6 NYCRR Chapter III occur due to an emergency, comply with the reporting requirements of section 201-1.4 and subdivision 201-6.6(c) of 6 NYCRR Part 201 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. Facilities desiring an affirmative defense for non-compliance with any applicable requirement due to an emergency shall follow the requirements established under the general provisions of Part 201.
- iv. Except where the owner and/or operator is subject to continuous stack monitoring and quarterly reporting requirements, reports on equipment maintenance or start-up/shutdown for the facility need not be submitted to the commissioner's representative unless requested by the Department or required elsewhere in this permit.

**Condition 19: Permit Conditions - 40 CFR Part 82, Subpart F -
Protection of Stratospheric Ozone
Effective between the dates of 10/26/1998 and 10/26/2003**

Applicable Federal Requirement: 6NYCRR 201-6.

Item 19.1:

The permittee shall comply with the standards for recycling and emissions reduction pursuant to 40 CFR Part 82, Subpart F:

- (a) Persons opening appliances for maintenance, service, repair, or disposal must comply with the required practices pursuant to § 82.156.
- (b) Equipment used during the maintenance, service, repair, or disposal of appliances must comply with the standards for recycling and recovery equipment pursuant to § 82.158.



New York State Department of Environmental Conservation

Permit ID: 9-1402-00600/00025

Facility DEC ID: 9140200600

(c) Persons performing maintenance, service, repair, or disposal of appliances must be certified by an approved technician certification program pursuant to § 82.161.

Condition 20: Permit Revocation, Modification, Reopening, Reissuance or Termination, and Associated Information Submission Requirements
Effective between the dates of 10/26/1998 and 10/26/2003

Applicable Federal Requirement: 6NYCRR 201-6.

Item 20.1:

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

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

Condition 21: Permit Shield
Effective between the dates of 10/26/1998 and 10/26/2003

Applicable Federal Requirement: 6NYCRR 201-6.

Item 21.1:

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

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



New York State Department of Environmental Conservation

Permit ID: 9-1402-00600/00025

Facility DEC ID: 9140200600

iii. The applicable requirements of Title IV of the Act;

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

Condition 22: Property Rights

Effective between the dates of 10/26/1998 and 10/26/2003

Applicable Federal Requirement: 6NYCRR 201-6.

Item 22.1:

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

Condition 23: Reopening for Cause

Effective between the dates of 10/26/1998 and 10/26/2003

Applicable Federal Requirement: 6NYCRR 201-6.

Item 23.1:

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

i. If additional applicable requirements under the Act become applicable where this permit's remaining term is three or more years, a reopening shall be completed not later than 18 months after promulgation of the applicable requirement. No such reopening is required if the effective date of the requirement is later than the date on which this permit is due to expire, unless the original permit or any of its terms and conditions has been extended by the Department pursuant to the provisions of Part 201-6.7 and Part 621.

ii. The Department or the Administrator determines that the permit contains a material mistake or that inaccurate statements were made in establishing the emissions standards or other terms or conditions of the permit.

iii. The Department or the Administrator determines that the Title V permit must be revised or reopened to assure compliance with applicable requirements.

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

Item 23.2:

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

Item 23.3:

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



New York State Department of Environmental Conservation

Permit ID: 9-1402-00600/00025

Facility DEC ID: 9140200600

Condition 24: Right to Inspect

Effective between the dates of 10/26/1998 and 10/26/2003

Applicable Federal Requirement: 6NYCRR 201-6.

Item 24.1:

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

- i. Enter upon the permittee's premises where the permitted facility is located or emissions-related activity is conducted, or where records must be kept under the conditions of the permit;
- ii. Have access to and copy, at reasonable times, any records that must be kept under the conditions of the permit;
- iii. Inspect, at reasonable times, any facilities, equipment (including monitoring and air pollution control equipment), practices, or operations regulated or required under the permit; and
- iv. As authorized by the Act, sample or monitor, at reasonable times, substances or parameters for the purpose of assuring compliance with the permit or applicable requirements.

Condition 25: Severability

Effective between the dates of 10/26/1998 and 10/26/2003

Applicable Federal Requirement: 6NYCRR 201-6.

Item 25.1:

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

Condition 26: Emission Unit Definition

Effective between the dates of 10/26/1998 and 10/26/2003

Applicable Federal Requirement: 6NYCRR 201-6.

Item 26.1:

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

Emission Unit: 1-MISCT

Emission Unit Description:

(1) HORIZONTAL GASOLINE ADDITIVE STORAGE TANK.

Item 26.2:

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

Emission Unit: 1-RACK1

Emission Unit Description:

TRUCK LOADING RACK WITH 3 BAYS, 2 OF WHICH ARE USED TO LOAD GASOLINE AND 1 OF WHICH IS

New York State Department of Environmental Conservation

Permit ID: 9-1402-00600/00025

Facility DEC ID: 9140200600



USED TO LOAD DISTILLATE.

Item 26.3:

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

Emission Unit: 1-TANKS

Emission Unit Description:

(6) STORAGE TANKS OF DIFFERENT VOLUMES
CONTAIN GASOLINE EXCLUSIVELY. ALL ARE FIXED
ROOF TANKS WITH INTERNAL FLOATING ROOFS.
TK038 IS 93' DIA X 48' H; TK075 IS 90' DIA
X 40' H; TK097 IS 93' DIA X 48' H; TK099 IS
93' DIA X 48' H; TK171 IS 90' DIA X 40' H;
TK176 IS 90' DIA X 40' H.

Condition 27: Required emissions tests
Effective between the dates of 10/26/1998 and 10/26/2003

Applicable Federal Requirement: 6NYCRR 202-1.1

Item 27.1:

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

Condition 28: Compliance Certification
Effective between the dates of 10/26/1998 and 10/26/2003

Applicable Federal Requirement: 6NYCRR 202-2.1

Item 28.1:

The Compliance Certification activity will be performed for the Facility.

Item 28.2:

Compliance Certification shall include the following monitoring:

Monitoring Type: RECORD KEEPING/MAINTENANCE PROCEDURES

Monitoring Description:

Emission statements shall be submitted on or before April
15th each year for emissions of the previous calendar
year.

Monitoring Frequency: ANNUALLY

Reporting Requirements: ANNUALLY (CALENDAR)

Reports due by April 15th for previous calendar year

Condition 29: Recordkeeping requirements



New York State Department of Environmental Conservation

Permit ID: 9-1402-00600/00025

Facility DEC ID: 9140200600

Effective between the dates of 10/26/1998 and 10/26/2003

Applicable Federal Requirement: 6NYCRR 202-2.5

Item 29.1:

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

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

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

Condition 30: Visible emissions limited.

Effective between the dates of 10/26/1998 and 10/26/2003

Applicable Federal Requirement: 6NYCRR 211.3

Item 30.1:

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

Condition 31: Open Fires Prohibited at Industrial and Commercial Sites

Effective between the dates of 10/26/1998 and 10/26/2003

Applicable Federal Requirement: 6NYCRR 215.

Item 31.1:

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

Condition 32: Compliance Certification

Effective between the dates of 10/26/1998 and 10/26/2003

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

Item 32.1:

The Compliance Certification activity will be performed for the Facility.

Item 32.2:

Compliance Certification shall include the following monitoring:

Monitoring Type: RECORD KEEPING/MAINTENANCE PROCEDURES
Monitoring Description:



New York State Department of Environmental Conservation

Permit ID: 9-1402-00600/00025

Facility DEC ID: 9140200600

Any person who sells oil and/or coal must retain, for at least three years, records containing the following information:

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

Such fuel analyses must contain as a minimum:

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

Monitoring Frequency: CONTINUOUS

Reporting Requirements: UPON REQUEST BY REGULATORY AGENCY

Condition 33: Reports, Sampling and Analysis
Effective between the dates of 10/26/1998 and 10/26/2003

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

Item 33.1:

Sampling, compositing and analysis of fuel samples must be done in accordance with methods acceptable to the commissioner.

Condition 34: Compliance Certification
Effective between the dates of 10/26/1998 and 10/26/2003

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

Item 34.1:

The Compliance Certification activity will be performed for the Facility.

Item 34.2:

Compliance Certification shall include the following monitoring:

Monitoring Type: WORK PRACTICE INVOLVING SPECIFIC OPERATIONS

Monitoring Description:

No person shall sell or supply gasoline having a Reid



New York State Department of Environmental Conservation

Permit ID: 9-1402-00600/00025

Facility DEC ID: 9140200600

vapor pressure greater than 9.0 psi during the period
between May 1 through September 15 of each year.

Work Practice Type: PARAMETER OF PROCESS MATERIAL

Process Material: GASOLINE

Parameter Monitored: REID VAPOR PRESSURE

Upper Permit Limit: 9.0 pounds per square inch absolute

Reporting Requirements: UPON REQUEST BY REGULATORY AGENCY

Condition 35: Compliance Certification
Effective between the dates of 10/26/1998 and 10/26/2003

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

Item 35.1:

The Compliance Certification activity will be performed for the Facility.

Item 35.2:

Compliance Certification shall include the following monitoring:

Monitoring Type: RECORD KEEPING/MAINTENANCE PROCEDURES

Monitoring Description:

The owner or operator of any refinery, terminal, or bulk plant from which gasoline, subject to 6 NYCRR Part 225-3, is distributed must maintain records on the gasoline that is delivered to or distributed from such facilities.

These records shall include:

1. The RVP of the gasoline if subject to section 225-3.3 of 6 NYCRR Part 225-3.
2. A designation of the appropriate time period(s) in which the gasoline is intended to be dispensed to motor vehicles.
3. Written certification that the gasoline:
 - i. conforms with all RVP requirements of 6 NYCRR Part 225-3; and
 - ii. is in compliance with all applicable State and Federal regulations which apply during the time period(s) in which the gasoline is intended to be dispensed to motor vehicles.

Monitoring Frequency: CONTINUOUS

Reporting Requirements: UPON REQUEST BY REGULATORY AGENCY



New York State Department of Environmental Conservation

Permit ID: 9-1402-00600/00025

Facility DEC ID: 9140200600

Condition 36: Compliance Certification

Effective between the dates of 10/26/1998 and 10/26/2003

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

Item 36.1:

The Compliance Certification activity will be performed for the Facility.

Item 36.2:

Compliance Certification shall include the following monitoring:

Monitoring Type: RECORD KEEPING/MAINTENANCE PROCEDURES

Monitoring Description:

The owner or operator of any refinery, terminal, or bulk plant from which gasoline, subject to 6 NYCRR Part 225-3, is distributed shall provide the following records with gasoline which is distributed from facilities:

1. A copy of the written certification provided in accordance with paragraph 225-3.6(a)(5) of 6 NYCRR Part 225-3 that the gasoline:
 - i. conforms with all RVP and oxygen content requirements of 6 NYCRR Part 225-3; and
 - ii. is in compliance with all applicable State and Federal regulations which apply during the time period(s) during which the gasoline is to be dispensed to motor vehicles.
2. Documentation of the maximum RVP of the gasoline if the gasoline was subject to section 225-3.3 of 6 NYCRR Part 225-3.
3. Designation of the appropriate time period(s) in which the gasoline is intended to be dispensed to motor vehicles.
4. Documentation of the shipment quantity and the shipment date of the gasoline being distributed.

Monitoring Frequency: CONTINUOUS

Reporting Requirements: UPON REQUEST BY REGULATORY AGENCY

Condition 37: Compliance Certification

Effective between the dates of 10/26/1998 and 10/26/2003

Applicable Federal Requirement: 06NYCRR 225-3.6(d)

New York State Department of Environmental Conservation

Permit ID: 9-1402-00600/00025

Facility DEC ID: 9140200600



Item 37.1:

The Compliance Certification activity will be performed for the Facility.

Item 37.2:

Compliance Certification shall include the following monitoring:

Monitoring Type: RECORD KEEPING/MAINTENANCE PROCEDURES

Monitoring Description:

The facility shall maintain records pursuant to 6NYCRR Part 225-3.6 and must make the records available for inspection during normal business hours, at the location from which the gasoline was delivered, sold, or dispensed, to the commissioner's representative. The facility must also furnish copies of these records to the commissioner's representative upon request. All records and documentation required to be made or maintained in accordance with 6NYCRR Part 225-3.6, including any calculations performed, shall be maintained for at least two years from the date of delivery.

Monitoring Frequency: AS REQUIRED - SEE MONITORING DESCRIPTION

Reporting Requirements: UPON REQUEST BY REGULATORY AGENCY

Condition 38: Compliance Certification

Effective between the dates of 10/26/1998 and 10/26/2003

Applicable Federal Requirement: 6NYCRR 229.5(c)

Item 38.1:

The Compliance Certification activity will be performed for the Facility.

Item 38.2:

Compliance Certification shall include the following monitoring:

Monitoring Type: RECORD KEEPING/MAINTENANCE PROCEDURES

Monitoring Description:

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

Monitoring Frequency: DAILY

Averaging Method: 24-HOUR AVERAGE

Reporting Requirements: UPON REQUEST BY REGULATORY AGENCY

Condition 39: Facility Permissible Emissions

Effective between the dates of 10/26/1998 and 10/26/2003

New York State Department of Environmental Conservation

Permit ID: 9-1402-00600/00025

Facility DEC ID: 9140200600



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

Item 39.1:

The sum of emissions from the emission units specified in this permit shall not exceed the following Potential To Emit (PTE) rate for each regulated contaminant:

CAS No: 001634-04-4 PTE: 19,990 pounds per year
Name: METHYL TERTBUTYL ETHER

CAS No: 0NY100-00-0 PTE: 49,800 pounds per year
Name: HAP

Condition 40: Compliance Certification
Effective between the dates of 10/26/1998 and 10/26/2003

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

Item 40.1:

The Compliance Certification activity will be performed for the Facility.

Regulated Contaminant(s):
CAS No: 001634-04-4 METHYL TERTBUTYL ETHER

Item 40.2:

Compliance Certification shall include the following monitoring:

Capping: Yes
Monitoring Type: RECORD KEEPING/MAINTENANCE PROCEDURES
Monitoring Description:
DATA GIVING MTBE CONTENT OF GASOLINE
DELIVERED TO THE TERMINAL DURING THE
PREVIOUS 12 MONTHS WILL BE REVIEWED
ANNUALLY. A WEIGHTED AVERAGE OF MTBE
CONTENT FOR THE MOST RECENT YEAR SHALL BE
USED IN ALL SUBSEQUENT MONTHLY HAP
EMISSION CALCULATIONS.

Monitoring Frequency: ANNUALLY
Reporting Requirements: ANNUALLY (ANNIVERSARY)
Initial Report Due: 11/24/1999 for the period 10/26/1998 through 10/25/1999

Condition 41: Compliance Certification
Effective between the dates of 10/26/1998 and 10/26/2003

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



New York State Department of Environmental Conservation

Permit ID: 9-1402-00600/00025

Facility DEC ID: 9140200600

Item 41.1:

The Compliance Certification activity will be performed for the Facility.

Regulated Contaminant(s):

CAS No: 0NY100-00-0 HAP

Item 41.2:

Compliance Certification shall include the following monitoring:

Capping: Yes

Monitoring Type: RECORD KEEPING/MAINTENANCE PROCEDURES

Monitoring Description:

A LETTER CERTIFYING THAT THE FACILITY HAS NOT EXCEEDED THE THROUGHOUT OR HAP EMISSION LIMITS INDICATED IN THIS PERMIT WILL BE SENT TO THE REGION 9 OFFICE BY APRIL 15 OF EACH YEAR.

Monitoring Frequency: AS REQUIRED - SEE MONITORING DESCRIPTION

Reporting Requirements: ANNUALLY (ANNIVERSARY)

Initial Report Due: 11/24/1999 for the period 10/26/1998 through 10/25/1999

Condition 42: Compliance Certification

Effective between the dates of 10/26/1998 and 10/26/2003

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

Item 42.1:

The Compliance Certification activity will be performed for the Facility.

Regulated Contaminant(s):

CAS No: 0NY100-00-0 HAP

Item 42.2:

Compliance Certification shall include the following monitoring:

Capping: Yes

Monitoring Type: RECORD KEEPING/MAINTENANCE PROCEDURES

Monitoring Description:

INDIVIDUAL & TOTAL HAP EMISSIONS WILL NOT EXCEED 10 & 25 TONS RESPECTIVELY IN ANY CONSECUTIVE 12-MONTH PERIOD. VERIFICATION OF MONTHLY HAP EMISSIONS WILL BE DETERMINED VIA EMISSION CALCULATIONS USING EMISSION FACTORS ACCEPTABLE TO THE DEC.

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New York State Department of Environmental Conservation

Permit ID: 9-1402-00600/00025

Facility DEC ID: 9140200600

Monitoring Frequency: MONTHLY

Reporting Requirements: ANNUALLY (ANNIVERSARY)

Initial Report Due: 11/24/1999 for the period 10/26/1998 through 10/25/1999

Condition 43: Compliance Certification

Effective between the dates of 10/26/1998 and 10/26/2003

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

Item 43.1:

The Compliance Certification activity will be performed for the Facility.

Regulated Contaminant(s):

CAS No: 0NY100-00-0 HAP

Item 43.2:

Compliance Certification shall include the following monitoring:

Capping: Yes

Monitoring Type: WORK PRACTICE INVOLVING SPECIFIC
OPERATIONS

Monitoring Description:

THE FACILITY SHALL NOT EXCEED A
DISTILLATES THROUGHPUT OF 60,000,000
GALLONS PER YEAR DURING ANY CONSECUTIVE
12-MONTH PERIOD.

Work Practice Type: PROCESS MATERIAL THRUPUT

Process Material: NUMBER 2 OIL

Upper Permit Limit: 60.0 million gallons

Monitoring Frequency: MONTHLY

Averaging Method: ANNUAL MAXIMUM ROLLED MONTHLY

Reporting Requirements: UPON REQUEST BY REGULATORY AGENCY

Condition 44: Compliance Certification

Effective between the dates of 10/26/1998 and 10/26/2003

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

Item 44.1:

The Compliance Certification activity will be performed for the Facility.

Regulated Contaminant(s):

CAS No: 0NY100-00-0 HAP

Item 44.2:

Compliance Certification shall include the following monitoring:



New York State Department of Environmental Conservation

Permit ID: 9-1402-00600/00025

Facility DEC ID: 9140200600

Capping: Yes

Monitoring Type: WORK PRACTICE INVOLVING SPECIFIC OPERATIONS

Monitoring Description:

THE FACILITY SHALL NOT EXCEED A GASOLINE THROUGHPUT OF 220,000,000 GALLONS PER YEAR DURING ANY CONSECUTIVE 12-MONTH PERIOD.

Work Practice Type: PROCESS MATERIAL THRUPUT

Process Material: GASOLINE

Upper Permit Limit: 220.0 million gallons

Monitoring Frequency: MONTHLY

Averaging Method: ANNUAL MAXIMUM ROLLED MONTHLY

Reporting Requirements: UPON REQUEST BY REGULATORY AGENCY

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

**Condition 45: Emission Point Definition By Emission Unit
Effective between the dates of 10/26/1998 and 10/26/2003**

Applicable Federal Requirement: 6NYCRR 201-6.

Item 45.1:

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

Emission Unit: 1-RACK1

Emission Point: 00001

Height (ft.): 25

Diameter (in.): 10

NYTMN (km.): 4752.72

NYTME (km.): 186.929

**Condition 46: Process Definition By Emission Unit
Effective between the dates of 10/26/1998 and 10/26/2003**

Applicable Federal Requirement: 6NYCRR 201-6.

Item 46.1:

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

Emission Unit: 1-MISCT

Process: ADD

Source Classification Code: 4-04-001-50

Process Description:

ONE HORIZONTAL TANK, CAPACITY ABOUT 12,000 GALLONS, STORES GASOLINE ADDITIVE.



New York State Department of Environmental Conservation

Permit ID: 9-1402-00600/00025

Facility DEC ID: 9140200600

Emission Source/Control: TK0A1 - Process
Design Capacity: 12,000 gallons

Item 46.2:

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

Emission Unit: 1-RACK1
Process: RDS
Source Classification Code: 4-04-002-50
Process Description:
TANK TRUCKS ARE BOTTOM LOADED WITH
DISTILLATE AT 1 BAY. VAPORS ARE SENT TO THE
VAPOR REDUCTION SYSTEM.

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

Emission Source/Control: RACK1 - Process
Design Capacity: 300,000,000 gallons per year

Item 46.3:

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

Emission Unit: 1-RACK1
Process: RGS
Source Classification Code: 4-04-002-50
Process Description:
GASOLINE TANK TRUCKS ARE BOTTOM LOADED AT
2 BAYS. VAPORS ARE COLLECTED AND ARE SENT
TO THE VAPOR REDUCTION SYSTEM.

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

Emission Source/Control: RACK1 - Process
Design Capacity: 300,000,000 gallons per year

Item 46.4:

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

Emission Unit: 1-RACK1
Process: TTV
Source Classification Code: 4-04-001-54
Process Description:
FUGITIVE EMISSIONS FROM LEAKS FROM TANK
TRUCKS DURING LOADING.

Emission Source/Control: VPORS - Control
Control Type: VAPOR RECOVERY SYS(INCL.

New York State Department of Environmental Conservation

Permit ID: 9-1402-00600/00025

Facility DEC ID: 9140200600



CONDENSERS,HOODING, OTHER ENCLOSURES)

Emission Source/Control: RACK1 - Process
Design Capacity: 300,000,000 gallons per year

Item 46.5:

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

Emission Unit: 1-RACK1
Process: VCU
Process Description: FUGITIVE EMISSIONS FROM LOSSES FROM THE VAPOR REDUCTION UNIT.
Source Classification Code: 4-04-001-52

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

Emission Source/Control: RACK1 - Process
Design Capacity: 300,000,000 gallons per year

Item 46.6:

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

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

Emission Source/Control: FVPMP - Process

Item 46.7:

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

Emission Unit: 1-TANKS
Process: GAS
Process Description: 6 STORAGE TANKS, EACH HAVING A CAPACITY OF GREATER THAN 40,000 GALLONS, STORE GASOLINE. EACH TANK HAS A FIXED ROOF WITH AN INTERNAL FLOATING ROOF SYSTEM.
Source Classification Code: 4-04-001-60

Emission Source/Control: TK038 - Process
Design Capacity: 2,352,000 gallons



New York State Department of Environmental Conservation

Permit ID: 9-1402-00600/00025

Facility DEC ID: 9140200600

Emission Source/Control: TK075 - Process
Design Capacity: 1,818,600 gallons

Emission Source/Control: TK097 - Process
Design Capacity: 2,352,000 gallons

Emission Source/Control: TK099 - Process
Design Capacity: 2,352,000 gallons

Emission Source/Control: TK171 - Process
Design Capacity: 1,793,400 gallons

Emission Source/Control: TK176 - Process
Design Capacity: 3,045,000 gallons

Condition 47: Compliance Certification
Effective between the dates of 10/26/1998 and 10/26/2003

Applicable Federal Requirement: 40CFR 60.116b(b), NSPS Subpart Kb

Item 47.1:

The Compliance Certification activity will be performed for:

Emission Unit: 1-MISCT
Process: ADD Emission Source: TK0A1

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

Item 47.2:

Compliance Certification shall include the following monitoring:

Monitoring Type: RECORD KEEPING/MAINTENANCE PROCEDURES

Monitoring Description:

The owner or operator shall keep readily accessible records showing the dimension of the storage vessel and an analysis showing the capacity of the storage vessel. These records shall be kept on site for the life of the storage vessel.

Monitoring Frequency: AS REQUIRED - SEE MONITORING DESCRIPTION

Reporting Requirements: UPON REQUEST BY REGULATORY AGENCY

Condition 48: Vapor collection system requirements
Effective between the dates of 10/26/1998 and 10/26/2003

Applicable Federal Requirement: 6NYCRR 229.3(d)

New York State Department of Environmental Conservation

Permit ID: 9-1402-00600/00025

Facility DEC ID: 9140200600



Item 48.1:

This Condition applies to Emission Unit: 1-RACK1

Item 48.2:

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

- i. hatch loading systems which include a loading arm with a vapor collection system adaptor, a vapor-tight seal between the adaptor and hatch, and a method of preventing drainage of liquid gasoline from the loading arm when it is removed from the hatch or for complete drainage of the loading arm before such removal;
- ii. bottom loading systems which include a connecting pipe or hose equipped with vapor-tight fittings that will automatically and immediately close upon disconnection to prevent release of gasoline vapors;
- iii. a connecting device between the gasoline transport vehicle and the dispensing equipment that interrupts the flow of gasoline to prevent overfilling and spillage; and
- iv. a system that prevents the flow of gasoline into gasoline transport vehicles unless the fuel product line and vapor collection system are both connected so as to prevent liquid product leaks and vapor loss.

**Condition 49: No gasoline transfer allowed at sites without Stage I controls installed, if required at that site.
Effective between the dates of 10/26/1998 and 10/26/2003**

Applicable Federal Requirement: 6NYCRR 230.2(a)(1)

Item 49.1:

This Condition applies to Emission Unit: 1-RACK1

Item 49.2:

No person may transfer or allow the transfer of gasoline into storage tanks at gasoline dispensing sites whose annual throughput exceeds 120,000 gallons, unless the site has been properly registered pursuant to section 230.7 of 6 NYCRR Part 230 and the gasoline storage tank is equipped with:

- i. a stage I vapor collection system consisting of a vapor-tight return line from the storage tank, or its vent, to the gasoline transport vehicle;
- ii. a properly installed on-site vapor control system connected to a vapor collection system; or
- iii. an equivalent control system.

**Condition 50: Requirements for gasoline transport vehicles delivering to Stage I controlled dispensing sites.
Effective between the dates of 10/26/1998 and 10/26/2003**



New York State Department of Environmental Conservation

Permit ID: 9-1402-00600/00025

Facility DEC ID: 9140200600

Applicable Federal Requirement: 6NYCRR 230.2(f)

Item 50.1:

This Condition applies to Emission Unit: 1-RACK1

Item 50.2:

Owners and/or operators of gasoline transport vehicles and gasoline dispensing sites subject to stage I vapor collection or vapor control requirements must:

1. install all necessary stage I vapor collection and control systems, and make any modifications necessary to comply with the requirements;
2. provide adequate training and written instructions to the operator of the affected gasoline transport vehicle;
3. replace, repair, or modify any worn or ineffective component or design element to ensure the vapor-tight integrity of the stage I vapor collection and vapor control systems;
4. connect and ensure proper operation of the stage I vapor collection and control systems whenever gasoline is being loaded, unloaded or dispensed; and
5. connect the Stage I vapor collection hose before connecting the gasoline delivery hose to the gasoline transport vehicle, and disconnect the gasoline delivery hose before disconnecting the Stage I vapor collection hose from the gasoline transport vehicle.

Condition 51: Compliance Certification

Effective between the dates of 10/26/1998 and 10/26/2003

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

Item 51.1:

The Compliance Certification activity will be performed for:

Emission Unit: 1-RACK1

Item 51.2:

Compliance Certification shall include the following monitoring:

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

Monitoring Description:

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

New York State Department of Environmental Conservation

Permit ID: 9-1402-00600/00025

Facility DEC ID: 9140200600



Manufacturer Name/Model Number: Gasoline Transport Vehicle
Parameter Monitored: PRESSURE CHANGE
Upper Permit Limit: 3.0 inches of water
Reporting Requirements: UPON REQUEST BY REGULATORY AGENCY

Condition 52: Repairs to gasoline transport vehicles
Effective between the dates of 10/26/1998 and 10/26/2003

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

Item 52.1:

This Condition applies to Emission Unit: 1-RACK1

Item 52.2:

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

Condition 53: Labelling of gasoline transport vehicles
Effective between the dates of 10/26/1998 and 10/26/2003

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

Item 53.1:

This Condition applies to Emission Unit: 1-RACK1

Item 53.2:

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

Condition 54: Compliance Certification
Effective between the dates of 10/26/1998 and 10/26/2003

Applicable Federal Requirement: 6NYCRR 230.4(b)

Item 54.1:

The Compliance Certification activity will be performed for:

Emission Unit: 1-RACK1

Item 54.2:

Compliance Certification shall include the following monitoring:

Monitoring Type: INTERMITTENT EMISSION TESTING

New York State Department of Environmental Conservation

Permit ID: 9-1402-00600/00025

Facility DEC ID: 9140200600



Monitoring Description:

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

Parameter Monitored: PRESSURE CHANGE

Upper Permit Limit: 3.0 inches of water

Reference Test Method: EPA Method 27

Monitoring Frequency: ANNUALLY

Reporting Requirements: UPON REQUEST BY REGULATORY AGENCY

Condition 55: Leak limit

Effective between the dates of 10/26/1998 and 10/26/2003

Applicable Federal Requirement: 6NYCRR 230.4(e)

Item 55.1:

This Condition applies to Emission Unit: 1-RACK1

Item 55.2:

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

Condition 56: Compliance Certification

Effective between the dates of 10/26/1998 and 10/26/2003

Applicable Federal Requirement: 6NYCRR 230.4(f)

Item 56.1:

The Compliance Certification activity will be performed for:

Emission Unit: 1-RACK1

Item 56.2:

Compliance Certification shall include the following monitoring:

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

Monitoring Description:

No owner or operator of a gasoline transport vehicle will allow a compartment on said vehicle to be loaded under a



New York State Department of Environmental Conservation

Permit ID: 9-1402-00600/00025

Facility DEC ID: 9140200600

pressure exceeding 18 inches of water gauge, to be unloaded under a vacuum exceeding 6 inches of water gauge, or to be unloaded under pressure.

Parameter Monitored: PRESSURE

Lower Permit Limit: 6.0 inches of water

Upper Permit Limit: 18.0 inches of water

Monitoring Frequency: AS REQUIRED - SEE MONITORING

DESCRIPTION

Reporting Requirements: UPON REQUEST BY REGULATORY AGENCY

Condition 57: Dome covers
Effective between the dates of 10/26/1998 and 10/26/2003

Applicable Federal Requirement: 6NYCRR 230.4(g)

Item 57.1:

This Condition applies to Emission Unit: 1-RACK1

Item 57.2:

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

Condition 58: Compliance Certification
Effective between the dates of 10/26/1998 and 10/26/2003

Applicable Federal Requirement: 6NYCRR 230.6(a)

Item 58.1:

The Compliance Certification activity will be performed for:

Emission Unit: 1-RACK1

Item 58.2:

Compliance Certification shall include the following monitoring:

Monitoring Type: RECORD KEEPING/MAINTENANCE PROCEDURES

Monitoring Description:

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

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



New York State Department of Environmental Conservation

Permit ID: 9-1402-00600/00025

Facility DEC ID: 9140200600

reasonable time.

Monitoring Frequency: AS REQUIRED - SEE MONITORING
DESCRIPTION

Reporting Requirements: UPON REQUEST BY REGULATORY AGENCY

Condition 59: Compliance Certification
Effective between the dates of 10/26/1998 and 10/26/2003

Applicable Federal Requirement: 6NYCRR 230.6(b)

Item 59.1:

The Compliance Certification activity will be performed for:

Emission Unit: 1-RACK1

Item 59.2:

Compliance Certification shall include the following monitoring:

Monitoring Type: RECORD KEEPING/MAINTENANCE PROCEDURES

Monitoring Description:

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

Monitoring Frequency: AS REQUIRED - SEE MONITORING
DESCRIPTION

Reporting Requirements: UPON REQUEST BY REGULATORY AGENCY

Condition 60: EPA Region 2 address.
Effective between the dates of 10/26/1998 and 10/26/2003

Applicable Federal Requirement: 40CFR 60.4, NSPS Subpart A

Item 60.1:

This Condition applies to Emission Unit: 1-RACK1

Item 60.2:

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

New York State Department of Environmental Conservation

Permit ID: 9-1402-00600/00025

Facility DEC ID: 9140200600



following address:

NYSDEC
Bureau of Enforcement and Compliance Assurance
50 Wolf Road
Albany, NY 12233-3254

Condition 61: Recordkeeping requirements.
Effective between the dates of 10/26/1998 and 10/26/2003

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

Item 61.1:

This Condition applies to Emission Unit: 1-RACK1

Item 61.2:

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 69: Facility files for subject sources.
Effective between the dates of 10/26/1998 and 10/26/2003

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

Item 69.1:

This Condition applies to Emission Unit: 1-RACK1

Item 69.2:

The following files shall be maintained at the facility for all affected sources: all measurements, including continuous monitoring systems, monitoring device, and performance testing measurements; all continuous monitoring system evaluations; all continuous monitoring system or monitoring device calibration checks; adjustments and maintenance performed on these systems or devices; and all other information required by this part, recorded in permanent form suitable for inspection. The file shall be maintained for at least two years following the date of such measurements, reports, and records.

Condition 62: Compliance Certification
Effective between the dates of 10/26/1998 and 10/26/2003

Applicable Federal Requirement: 40CFR 60.502(b), NSPS Subpart XX

Item 62.1:

The Compliance Certification activity will be performed for:

Emission Unit: 1-RACK1



Item 62.2:

Compliance Certification shall include the following monitoring:

Monitoring Type: INTERMITTENT EMISSION TESTING

Monitoring Description:

Emissions to the atmosphere from the vapor collection system due to the loading of liquid product into gasoline tank trucks are not to exceed 35 milligrams of total organic compounds per liter loaded. An initial performance test is required to demonstrate compliance with the emission limit for the vapor processing system.

Parameter Monitored: VOC

Upper Permit Limit: 35.0 milligrams per liter

Reference Test Method: 25A or 25B

Monitoring Frequency: AS REQUIRED - SEE MONITORING DESCRIPTION

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

Reporting Requirements: UPON REQUEST BY REGULATORY AGENCY

Condition 63: Compliance Certification
Effective between the dates of 10/26/1998 and 10/26/2003

Applicable Federal Requirement: 40CFR 60.502(e), NSPS Subpart XX

Item 63.1:

The Compliance Certification activity will be performed for:

Emission Unit: 1-RACK1

Item 63.2:

Compliance Certification shall include the following monitoring:

Monitoring Type: RECORD KEEPING/MAINTENANCE PROCEDURES

Monitoring Description:

Loadings of liquid product into gasoline tank trucks shall be limited to vapor-tight gasoline tank trucks using to following procedures:

1. The owner or operator shall obtain the vapor tightness documentation described in paragraph 60.505(b) of 40 CFR 60.500 Subpart XX for each gasoline tank truck which is to be loaded at the facility.
2. The owner or operator shall require the tank identification number to be recorded as each gasoline tank



truck is loaded at the facility.

3. The owner or operator shall cross-check each tank identification number recorded per item 2 above with the file of tank vapor tightness documentation within 2 weeks after the corresponding tank is loaded.

4. The terminal owner or operator shall notify the owner or operator of each nonvapor-tight gasoline tank truck loaded at the facility within 3 weeks after the loading has occurred.

5. The terminal owner or operator shall take steps assuring that the nonvapor-tight gasoline tank truck will not be reloaded at the facility until vapor tightness documentation for that tank is obtained.

In addition, the terminal owner or operator shall keep documentation of all notifications required under item 4 above on file at the terminal for at least 2 years.

Monitoring Frequency: PER BATCH OF PRODUCT/RAW MATERIAL
CHANGE

Reporting Requirements: UPON REQUEST BY REGULATORY AGENCY

Condition 64: Truck loading compatibility
Effective between the dates of 10/26/1998 and 10/26/2003

Applicable Federal Requirement: 40CFR 60.502(f), NSPS Subpart XX

Item 64.1:

This Condition applies to Emission Unit: 1-RACK1

Item 64.2:

Gasoline loading limited to trucks with vapor collection equipment which is compatible with the terminal vapor collection system.

Condition 65: Vapor collection connection required
Effective between the dates of 10/26/1998 and 10/26/2003

Applicable Federal Requirement: 40CFR 60.502(g), NSPS Subpart XX

Item 65.1:

This Condition applies to Emission Unit: 1-RACK1

Item 65.2:

The terminal and tank truck vapor collection systems must be connected during gasoline loading.

New York State Department of Environmental Conservation

Permit ID: 9-1402-00600/00025

Facility DEC ID: 9140200600



Condition 66: Vent pressure limit
Effective between the dates of 10/26/1998 and 10/26/2003

Applicable Federal Requirement: 40CFR 60.502(i), NSPS Subpart XX

Item 66.1:

This Condition applies to Emission Unit: 1-RACK1

Item 66.2:

No pressure-vacuum vent in the terminal vapor collection system shall begin to open at a pressure less than 4,500 pascals.

Condition 67: Compliance Certification
Effective between the dates of 10/26/1998 and 10/26/2003

Applicable Federal Requirement: 40CFR 60.502(j), NSPS Subpart XX

Item 67.1:

The Compliance Certification activity will be performed for:

Emission Unit: 1-RACK1

Regulated Contaminant(s):

CAS No: 0NY998-00-0 VOC

Item 67.2:

Compliance Certification shall include the following monitoring:

Monitoring Type: RECORD KEEPING/MAINTENANCE PROCEDURES

Monitoring Description:

Each calendar month, the vapor collection system, the vapor processing system, and each loading rack handling gasoline shall be inspected during the loading of gasoline tank trucks for total organic compound liquid or vapor leaks. Detection methods incorporating sight, sound, or smell are acceptable. Each detection of a leak shall be recorded and the source of the leak repaired within 15 calendar days after it is detected.

Monthly terminal leak inspection records must be retained at the terminal for at least 2 years. Inspection records shall include, as a minimum, the following:

1. Inspection date
2. Findings (may indicate no leaks discovered; or

New York State Department of Environmental Conservation

Permit ID: 9-1402-00600/00025

Facility DEC ID: 9140200600



location, nature, and severity of each leak).

3. Leak determination method

4. Corrective action (date each leak repaired; reasons for any repair interval in excess of 15 days).

5. Inspector name and signature.

Monitoring Frequency: MONTHLY

Reporting Requirements: UPON REQUEST BY REGULATORY AGENCY

Condition 68: Compliance Certification

Effective between the dates of 10/26/1998 and 10/26/2003

Applicable Federal Requirement: 40CFR 60.505(b), NSPS Subpart XX

Item 68.1:

The Compliance Certification activity will be performed for:

Emission Unit: 1-RACK1

Item 68.2:

Compliance Certification shall include the following monitoring:

Monitoring Type: RECORD KEEPING/MAINTENANCE PROCEDURES

Monitoring Description:

All tank truck vapor tightness documentation required under this section shall be kept on file at the terminal in a permanent form available for inspection.

Tank truck testing records must be updated annually to reflect current test results as determined by EPA Method 27. This documentation shall include, as a minimum, the following information:

1. Test title: Gasoline Delivery Tank Pressure Test - EPA Reference Method 27
2. tank owner name and address
3. truck identification number
4. testing location
5. test date
6. tester name and signature

New York State Department of Environmental Conservation

Permit ID: 9-1402-00600/00025

Facility DEC ID: 9140200600



7. average (of two runs) of actual pressure change observed during the 5 minute test periods

8. witnessing inspector's (if any): name, signature and affiliation.

Reference Test Method: EPA Method 27

Monitoring Frequency: AS REQUIRED - SEE MONITORING DESCRIPTION

Reporting Requirements: UPON REQUEST BY REGULATORY AGENCY

Condition 70: Compliance Certification
Effective between the dates of 10/26/1998 and 10/26/2003

Applicable Federal Requirement: 40CFR 60.502(b), NSPS Subpart XX

Item 70.1:

The Compliance Certification activity will be performed for:

Emission Unit: 1-RACK1 Emission Point: 00001

Process: RGS Emission Source: VPORS

Regulated Contaminant(s):

CAS No: 0NY998-00-0 VOC

Item 70.2:

Compliance Certification shall include the following monitoring:

Monitoring Type: RECORD KEEPING/MAINTENANCE PROCEDURES

Monitoring Description:

AS PER THE STACK TEST IN 1992, THE VRU IS OPERATING AT LESS THAN 35 MG/L UNDER WORST CASE CONDITIONS. ANY PROBLEMS WITH THE UNIT WILL BE DOCUMENTED AND FIXED IMMEDIATELY TO ENSURE THAT IT OPERATES AT NO HIGHER THAN THIS MAXIMUM LEVEL.

Monitoring Frequency: AS REQUIRED - SEE MONITORING DESCRIPTION

Reporting Requirements: UPON REQUEST BY REGULATORY AGENCY

Condition 71: Compliance Certification
Effective between the dates of 10/26/1998 and 10/26/2003

Applicable Federal Requirement: 40CFR 60.502(b), NSPS Subpart XX

Item 71.1:



New York State Department of Environmental Conservation

Permit ID: 9-1402-00600/00025

Facility DEC ID: 9140200600

The Compliance Certification activity will be performed for:

Emission Unit: 1-RACK1 Emission Point: 00001
Process: RGS Emission Source: VPORS

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

Item 71.2:

Compliance Certification shall include the following monitoring:

Monitoring Type: RECORD KEEPING/MAINTENANCE PROCEDURES

Monitoring Description:

WITHIN 60 DAYS OF ISSUANCE OF THIS PERMIT, PERMITTEE SHALL PROVIDE TO DEC A WRITTEN DESCRIPTION OF THE OPERATING, MAINTENANCE, AND RECORDKEEPING PROCEDURES FOR THE VAPOR RECOVERY UNIT, INCLUDING BOTH NORMAL OPERATION AND MALFUNCTIONS.

Monitoring Frequency: AS REQUIRED - SEE MONITORING DESCRIPTION

Reporting Requirements: UPON REQUEST BY REGULATORY AGENCY

Condition 72: Internal floating roofs required in fixed roof tanks storing petroleum products Effective between the dates of 10/26/1998 and 10/26/2003

Applicable Federal Requirement: 6NYCRR 229.3(a)

Item 72.1:

This Condition applies to Emission Unit: 1-TANKS

Item 72.2:

No person may store petroleum liquid in a fixed roof tank subject to 6 NYCRR Part 229 unless:

1. the tank has been retrofitted with an internal floating roof or equivalent control; and
2. the vapor collection and vapor control systems are maintained and operated in such a way as to ensure the integrity and efficiency of the system.

Condition 73: Compliance Certification Effective between the dates of 10/26/1998 and 10/26/2003

Applicable Federal Requirement: 6NYCRR 229.5(a)

Item 73.1:

The Compliance Certification activity will be performed for:

New York State Department of Environmental Conservation

Permit ID: 9-1402-00600/00025

Facility DEC ID: 9140200600



Emission Unit: 1-TANKS

Item 73.2:

Compliance Certification shall include the following monitoring:

Monitoring Type: RECORD KEEPING/MAINTENANCE PROCEDURES

Monitoring Description:

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

Monitoring Frequency: ANNUALLY

Reporting Requirements: UPON REQUEST BY REGULATORY AGENCY

**Condition 74: EPA Region 2 address.
Effective between the dates of 10/26/1998 and 10/26/2003**

Applicable Federal Requirement: 40CFR 60.4, NSPS Subpart A

Item 74.1:

This Condition applies to Emission Unit: 1-TANKS

Item 74.2:

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

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

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

NYSDEC
Bureau of Enforcement and Compliance Assurance
50 Wolf Road
Albany, NY 12233-3254

**Condition 75: Recordkeeping requirements.
Effective between the dates of 10/26/1998 and 10/26/2003**

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



New York State Department of Environmental Conservation

Permit ID: 9-1402-00600/00025

Facility DEC ID: 9140200600

Item 75.1:

This Condition applies to Emission Unit: 1-TANKS

Item 75.2:

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 99: Facility files for subject sources.
Effective between the dates of 10/26/1998 and 10/26/2003**

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

Item 99.1:

This Condition applies to Emission Unit: 1-TANKS

Item 99.2:

The following files shall be maintained at the facility for all affected sources: all measurements, including continuous monitoring systems, monitoring device, and performance testing measurements; all continuous monitoring system evaluations; all continuous monitoring system or monitoring device calibration checks; adjustments and maintenance performed on these systems or devices; and all other information required by this part, recorded in permanent form suitable for inspection. The file shall be maintained for at least two years following the date of such measurements, reports, and records.

**Condition 76: Standards for VOCs.
Effective between the dates of 10/26/1998 and 10/26/2003**

Applicable Federal Requirement: 40CFR 60.112b(a), NSPS Subpart Kb

Item 76.1:

This Condition applies to Emission Unit: 1-TANKS
Process: GAS Emission Source: TK038

Item 76.2:

Petroleum liquids stored at vapor pressures of greater than or equal to 5.2 kPa and less than 76.6 kPa shall be stored in a vessel with a fixed roof in combination with an internal floating roof which meets the design criteria of section 40 CFR 60-Kb.112b.

**Condition 77: Compliance Certification
Effective between the dates of 10/26/1998 and 10/26/2003**

Applicable Federal Requirement: 40CFR 60.113b(a)(2), NSPS Subpart Kb

Item 77.1:

The Compliance Certification activity will be performed for:

Emission Unit: 1-TANKS



New York State Department of Environmental Conservation

Permit ID: 9-1402-00600/00025

Facility DEC ID: 9140200600

Process: GAS

Emission Source: TK038

Regulated Contaminant(s):

CAS No: 0NY998-00-0 VOC

Item 77.2:

Compliance Certification shall include the following monitoring:

Monitoring Type: RECORD KEEPING/MAINTENANCE PROCEDURES

Monitoring Description:

For vessels equipped with a liquid-mounted or mechanical shoe primary seal, the owner or operator shall visually inspect the internal floating roof and the primary seal (or the secondary seal if one exists) through manholes and roof hatches on the fixed roof at least once every 12 months after initial fill.

If the internal floating roof is not resting on the surface of the Volatile Organic Liquid inside the storage vessel, or there is liquid accumulated on the roof, or the seal is detached, or there are holes or tears in the seal fabric, the owner or operator shall repair the items or empty and remove the storage vessel from service within 45 days.

Monitoring Frequency: ANNUALLY

Reporting Requirements: UPON REQUEST BY REGULATORY AGENCY

Condition 78: Compliance Certification

Effective between the dates of 10/26/1998 and 10/26/2003

Applicable Federal Requirement: 40CFR 60.113b(a)(4), NSPS Subpart Kb

Item 78.1:

The Compliance Certification activity will be performed for:

Emission Unit: 1-TANKS

Process: GAS

Emission Source: TK038

Regulated Contaminant(s):

CAS No: 0NY998-00-0 VOC

Item 78.2:

Compliance Certification shall include the following monitoring:

Monitoring Type: RECORD KEEPING/MAINTENANCE PROCEDURES

Monitoring Description:

The owner or operator shall visually inspect the internal

New York State Department of Environmental Conservation

Permit ID: 9-1402-00600/00025

Facility DEC ID: 9140200600



floating roof, the primary seal, the secondary seal (if one is in service), gaskets, slotted membranes and sleeve seals (if any) each time the storage vessel is emptied and degassed.

If the internal floating roof has defects, either seal has holes, tears, or other openings in the seal or the seal fabric, or the gaskets no longer close off the liquid surfaces from the atmosphere, or the slotted membrane has more than 10 percent open area, the owner or operator shall repair the items as necessary so that none of these conditions exist before refilling the storage vessel with Volatile Organic Liquid.

In no event shall inspections conducted in accordance with this provision occur at intervals greater than 10 years in the case of vessels conducting the annual visual inspections as specified in 40 CFR 60.113b(a)(2) and at intervals of no greater than 5 years in the case of vessels equipped with double seals that do not choose to perform the annual visual inspection option.

Monitoring Frequency: AS REQUIRED - SEE MONITORING DESCRIPTION

Reporting Requirements: UPON REQUEST BY REGULATORY AGENCY

Condition 79: Compliance Certification
Effective between the dates of 10/26/1998 and 10/26/2003

Applicable Federal Requirement: 40CFR 60.113b(a)(5), NSPS Subpart Kb

Item 79.1:

The Compliance Certification activity will be performed for:

Emission Unit: 1-TANKS

Process: GAS

Emission Source: TK038

Regulated Contaminant(s):

CAS No: 0NY998-00-0 VOC

Item 79.2:

Compliance Certification shall include the following monitoring:

Monitoring Type: RECORD KEEPING/MAINTENANCE PROCEDURES

Monitoring Description:

The owner or operator shall notify the Administrator in writing at least 30 days prior to the filling or refilling of each storage vessel for which an inspection is

New York State Department of Environmental Conservation

Permit ID: 9-1402-00600/00025

Facility DEC ID: 9140200600



required.

Monitoring Frequency: AS REQUIRED - SEE MONITORING
DESCRIPTION

Reporting Requirements: SEMI-ANNUALLY (CALENDAR)

Reports due 30 days after the reporting period.

The initial report is due 1/30/99.

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

Condition 80: Compliance Certification

Effective between the dates of 10/26/1998 and 10/26/2003

Applicable Federal Requirement: 40CFR 60.115b(a), NSPS Subpart Kb

Item 80.1:

The Compliance Certification activity will be performed for:

Emission Unit: 1-TANKS

Process: GAS Emission Source: TK038

Regulated Contaminant(s):

CAS No: 0NY998-00-0 VOC

Item 80.2:

Compliance Certification shall include the following monitoring:

Monitoring Type: RECORD KEEPING/MAINTENANCE PROCEDURES

Monitoring Description:

The owner or operator shall keep a record of each inspection performed to monitor the condition of the internal floating roof. Each record shall identify the storage vessel on which the inspection was performed and shall contain the date the vessel was inspected and the observed condition of each component of the control equipment (seals, internal floating roof, and fittings).

After each inspection that finds holes or tears in the seal or seal fabric, defects in the internal floating roof, or other control equipment defects, a report shall be furnished to the Administrator within 30 days of the inspection. The report shall identify the storage vessel, the nature of the defects, and the type and date of each repair made.

Monitoring Frequency: AS REQUIRED - SEE MONITORING
DESCRIPTION

Reporting Requirements: UPON REQUEST BY REGULATORY AGENCY

New York State Department of Environmental Conservation

Permit ID: 9-1402-00600/00025

Facility DEC ID: 9140200600



Condition 81: Compliance Certification

Effective between the dates of 10/26/1998 and 10/26/2003

Applicable Federal Requirement: 40CFR 60.116(b), NSPS Subpart Kb

Item 81.1:

The Compliance Certification activity will be performed for:

Emission Unit: 1-TANKS

Process: GAS Emission Source: TK038

Regulated Contaminant(s):

CAS No: 0NY998-00-0 VOC

Item 81.2:

Compliance Certification shall include the following monitoring:

Monitoring Type: RECORD KEEPING/MAINTENANCE PROCEDURES

Monitoring Description:

The owner or operator shall keep readily accessible records showing the dimension of the storage vessel and an analysis showing the capacity of the storage vessel. These records shall be kept on site for the life of the storage vessel.

Monitoring Frequency: AS REQUIRED - SEE MONITORING DESCRIPTION

Reporting Requirements: UPON REQUEST BY REGULATORY AGENCY

Condition 82: Compliance Certification

Effective between the dates of 10/26/1998 and 10/26/2003

Applicable Federal Requirement: 40CFR 60.116(c), NSPS Subpart Kb

Item 82.1:

The Compliance Certification activity will be performed for:

Emission Unit: 1-TANKS

Process: GAS Emission Source: TK038

Regulated Contaminant(s):

CAS No: 0NY998-00-0 VOC

Item 82.2:

Compliance Certification shall include the following monitoring:

Monitoring Type: RECORD KEEPING/MAINTENANCE PROCEDURES



New York State Department of Environmental Conservation

Permit ID: 9-1402-00600/00025

Facility DEC ID: 9140200600

Monitoring Description:

The owner or operator shall maintain a record of the Volatile Organic Liquid (VOL) stored, the period of storage, and the maximum true vapor pressure of that VOL during the respective storage period. These records shall be kept on site for a minimum of 2 years.

Monitoring Frequency: AS REQUIRED - SEE MONITORING DESCRIPTION

Reporting Requirements: UPON REQUEST BY REGULATORY AGENCY

Condition 83: Standards for VOCs.
Effective between the dates of 10/26/1998 and 10/26/2003

Applicable Federal Requirement: 40CFR 60.112b(a), NSPS Subpart Kb

Item 83.1:

This Condition applies to Emission Unit: 1-TANKS
Process: GAS Emission Source: TK097

Item 83.2:

Petroleum liquids stored at vapor pressures of greater than or equal to 5.2 kPa and less than 76.6 kPa shall be stored in a vessel with a fixed roof in combination with an internal floating roof which meets the design criteria of section 40 CFR 60-Kb.112b.

Condition 84: Compliance Certification
Effective between the dates of 10/26/1998 and 10/26/2003

Applicable Federal Requirement: 40CFR 60.113b(a)(2), NSPS Subpart Kb

Item 84.1:

The Compliance Certification activity will be performed for:

Emission Unit: 1-TANKS
Process: GAS Emission Source: TK097

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

Item 84.2:

Compliance Certification shall include the following monitoring:

Monitoring Type: RECORD KEEPING/MAINTENANCE PROCEDURES

Monitoring Description:

For vessels equipped with a liquid-mounted or mechanical shoe primary seal, the owner or operator shall visually inspect the internal floating roof and the primary seal (or the secondary seal if one exists) through manholes and

New York State Department of Environmental Conservation

Permit ID: 9-1402-00600/00025

Facility DEC ID: 9140200600



roof hatches on the fixed roof at least once every 12 months after initial fill.

If the internal floating roof is not resting on the surface of the Volatile Organic Liquid inside the storage vessel, or there is liquid accumulated on the roof, or the seal is detached, or there are holes or tears in the seal fabric, the owner or operator shall repair the items or empty and remove the storage vessel from service within 45 days.

Monitoring Frequency: ANNUALLY

Reporting Requirements: UPON REQUEST BY REGULATORY AGENCY

Condition 85: Compliance Certification
Effective between the dates of 10/26/1998 and 10/26/2003

Applicable Federal Requirement: 40CFR 60.113b(a)(4), NSPS Subpart Kb

Item 85.1:

The Compliance Certification activity will be performed for:

Emission Unit: 1-TANKS

Process: GAS Emission Source: TK097

Regulated Contaminant(s):

CAS No: 0NY998-00-0 VOC

Item 85.2:

Compliance Certification shall include the following monitoring:

Monitoring Type: RECORD KEEPING/MAINTENANCE PROCEDURES

Monitoring Description:

The owner or operator shall visually inspect the internal floating roof, the primary seal, the secondary seal (if one is in service), gaskets, slotted membranes and sleeve seals (if any) each time the storage vessel is emptied and degassed.

If the internal floating roof has defects, either seal has holes, tears, or other openings in the seal or the seal fabric, or the gaskets no longer close off the liquid surfaces from the atmosphere, or the slotted membrane has more than 10 percent open area, the owner or operator shall repair the items as necessary so that none of these conditions exist before refilling the storage vessel with Volatile Organic Liquid.

New York State Department of Environmental Conservation

Permit ID: 9-1402-00600/00025

Facility DEC ID: 9140200600



In no event shall inspections conducted in accordance with this provision occur at intervals greater than 10 years in the case of vessels conducting the annual visual inspections as specified in 40 CFR 60.113b(a)(2) and at intervals of no greater than 5 years in the case of vessels equipped with double seals that do not choose to perform the annual visual inspection option.

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Monitoring Frequency: AS REQUIRED - SEE MONITORING DESCRIPTION

Reporting Requirements: UPON REQUEST BY REGULATORY AGENCY

Condition 86: Compliance Certification
Effective between the dates of 10/26/1998 and 10/26/2003

Applicable Federal Requirement: 40CFR 60.113b(a)(5), NSPS Subpart Kb

Item 86.1:

The Compliance Certification activity will be performed for:

Emission Unit: 1-TANKS

Process: GAS Emission Source: TK097

Regulated Contaminant(s):

CAS No: 0NY998-00-0 VOC

Item 86.2:

Compliance Certification shall include the following monitoring:

Monitoring Type: RECORD KEEPING/MAINTENANCE PROCEDURES

Monitoring Description:

The owner or operator shall notify the Administrator in writing at least 30 days prior to the filling or refilling of each storage vessel for which an inspection is required.

Monitoring Frequency: AS REQUIRED - SEE MONITORING DESCRIPTION

Reporting Requirements: SEMI-ANNUALLY (CALENDAR)

Reports due 30 days after the reporting period.

The initial report is due 1/30/99.

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

Condition 87: Compliance Certification
Effective between the dates of 10/26/1998 and 10/26/2003

Applicable Federal Requirement: 40CFR 60.115b(a), NSPS Subpart Kb



New York State Department of Environmental Conservation

Permit ID: 9-1402-00600/00025

Facility DEC ID: 9140200600

Item 87.1:

The Compliance Certification activity will be performed for:

Emission Unit: 1-TANKS

Process: GAS

Emission Source: TK097

Regulated Contaminant(s):

CAS No: 0NY998-00-0 VOC

Item 87.2:

Compliance Certification shall include the following monitoring:

Monitoring Type: RECORD KEEPING/MAINTENANCE PROCEDURES

Monitoring Description:

The owner or operator shall keep a record of each inspection performed to monitor the condition of the internal floating roof. Each record shall identify the storage vessel on which the inspection was performed and shall contain the date the vessel was inspected and the observed condition of each component of the control equipment (seals, internal floating roof, and fittings).

After each inspection that finds holes or tears in the seal or seal fabric, defects in the internal floating roof, or other control equipment defects, a report shall be furnished to the Administrator within 30 days of the inspection. The report shall identify the storage vessel, the nature of the defects, and the type and date of each repair made.

Monitoring Frequency: AS REQUIRED - SEE MONITORING DESCRIPTION

Reporting Requirements: UPON REQUEST BY REGULATORY AGENCY

Condition 88: Compliance Certification

Effective between the dates of 10/26/1998 and 10/26/2003

Applicable Federal Requirement: 40CFR 60.116b(b), NSPS Subpart Kb

Item 88.1:

The Compliance Certification activity will be performed for:

Emission Unit: 1-TANKS

Process: GAS

Emission Source: TK097

Regulated Contaminant(s):

CAS No: 0NY998-00-0 VOC

New York State Department of Environmental Conservation

Permit ID: 9-1402-00600/00025

Facility DEC ID: 9140200600



Item 88.2:

Compliance Certification shall include the following monitoring:

Monitoring Type: RECORD KEEPING/MAINTENANCE PROCEDURES

Monitoring Description:

The owner or operator shall keep readily accessible records showing the dimension of the storage vessel and an analysis showing the capacity of the storage vessel. These records shall be kept on site for the life of the storage vessel.

Monitoring Frequency: AS REQUIRED - SEE MONITORING DESCRIPTION

Reporting Requirements: UPON REQUEST BY REGULATORY AGENCY

Condition 89: Compliance Certification

Effective between the dates of 10/26/1998 and 10/26/2003

Applicable Federal Requirement: 40CFR 60.116b(c), NSPS Subpart Kb

Item 89.1:

The Compliance Certification activity will be performed for:

Emission Unit: 1-TANKS

Process: GAS Emission Source: TK097

Regulated Contaminant(s):

CAS No: 0NY998-00-0 VOC

Item 89.2:

Compliance Certification shall include the following monitoring:

Monitoring Type: RECORD KEEPING/MAINTENANCE PROCEDURES

Monitoring Description:

The owner or operator shall maintain a record of the Volatile Organic Liquid (VOL) stored, the period of storage, and the maximum true vapor pressure of that VOL during the respective storage period. These records shall be kept on site for a minimum of 2 years.

Monitoring Frequency: AS REQUIRED - SEE MONITORING DESCRIPTION

Reporting Requirements: UPON REQUEST BY REGULATORY AGENCY

Condition 90: Standards for VOCs.

Effective between the dates of 10/26/1998 and 10/26/2003



New York State Department of Environmental Conservation

Permit ID: 9-1402-00600/00025

Facility DEC ID: 9140200600

Applicable Federal Requirement: 40CFR 60.112b(a), NSPS Subpart Kb

Item 90.1:

n0 This Condition applies to Emission Unit: 1-TANKS
Process: GAS Emission Source: TK099

Item 90.2:

Petroleum liquids stored at vapor pressures of greater than or equal to 5.2 kPa and less than 76.6 kPa shall be stored in a vessel with a fixed roof in combination with an internal floating roof which meets the design criteria of section 40 CFR 60-Kb.112b.

Condition 91: Compliance Certification
Effective between the dates of 10/26/1998 and 10/26/2003

Applicable Federal Requirement: 40CFR 60.113b(a)(2), NSPS Subpart Kb

Item 91.1:

The Compliance Certification activity will be performed for:

Emission Unit: 1-TANKS
Process: GAS Emission Source: TK099

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

Item 91.2:

Compliance Certification shall include the following monitoring:

Monitoring Type: RECORD KEEPING/MAINTENANCE PROCEDURES

Monitoring Description:

For vessels equipped with a liquid-mounted or mechanical shoe primary seal, the owner or operator shall visually inspect the internal floating roof and the primary seal (or the secondary seal if one exists) through manholes and roof hatches on the fixed roof at least once every 12 months after initial fill.

If the internal floating roof is not resting on the surface of the Volatile Organic Liquid inside the storage vessel, or there is liquid accumulated on the roof, or the seal is detached, or there are holes or tears in the seal fabric, the owner or operator shall repair the items or empty and remove the storage vessel from service within 45 days.

Monitoring Frequency: ANNUALLY

Reporting Requirements: UPON REQUEST BY REGULATORY AGENCY



New York State Department of Environmental Conservation

Permit ID: 9-1402-00600/00025

Facility DEC ID: 9140200600

Condition 92: Compliance Certification

Effective between the dates of 10/26/1998 and 10/26/2003

Applicable Federal Requirement: 40CFR 60.113b(a)(4), NSPS Subpart Kb

Item 92.1:

The Compliance Certification activity will be performed for:

Emission Unit: 1-TANKS

Process: GAS Emission Source: TK099

Regulated Contaminant(s):

CAS No: 0NY998-00-0 VOC

Item 92.2:

Compliance Certification shall include the following monitoring:

Monitoring Type: RECORD KEEPING/MAINTENANCE PROCEDURES

Monitoring Description:

The owner or operator shall visually inspect the internal floating roof, the primary seal, the secondary seal (if one is in service), gaskets, slotted membranes and sleeve seals (if any) each time the storage vessel is emptied and degassed.

If the internal floating roof has defects, either seal has holes, tears, or other openings in the seal or the seal fabric, or the gaskets no longer close off the liquid surfaces from the atmosphere, or the slotted membrane has more than 10 percent open area, the owner or operator shall repair the items as necessary so that none of these conditions exist before refilling the storage vessel with Volatile Organic Liquid.

In no event shall inspections conducted in accordance with this provision occur at intervals greater than 10 years in the case of vessels conducting the annual visual inspections as specified in 40 CFR 60.113b(a)(2) and at intervals of no greater than 5 years in the case of vessels equipped with double seals that do not choose to perform the annual visual inspection option.

Monitoring Frequency: AS REQUIRED - SEE MONITORING DESCRIPTION

Reporting Requirements: UPON REQUEST BY REGULATORY AGENCY

Condition 93: Compliance Certification

Effective between the dates of 10/26/1998 and 10/26/2003

New York State Department of Environmental Conservation

Permit ID: 9-1402-00600/00025

Facility DEC ID: 9140200600



Applicable Federal Requirement: 40CFR 60.113b(a)(5), NSPS Subpart Kb

Item 93.1:

The Compliance Certification activity will be performed for:

Emission Unit: 1-TANKS

Process: GAS Emission Source: TK099

Regulated Contaminant(s):

CAS No: 0NY998-00-0 VOC

Item 93.2:

Compliance Certification shall include the following monitoring:

Monitoring Type: RECORD KEEPING/MAINTENANCE PROCEDURES

Monitoring Description:

The owner or operator shall notify the Administrator in writing at least 30 days prior to the filling or refilling of each storage vessel for which an inspection is required.

Monitoring Frequency: AS REQUIRED - SEE MONITORING DESCRIPTION

Reporting Requirements: SEMI-ANNUALLY (CALENDAR)

Reports due 30 days after the reporting period.

The initial report is due 1/30/99.

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

Condition 94: Compliance Certification

Effective between the dates of 10/26/1998 and 10/26/2003

Applicable Federal Requirement: 40CFR 60.115b(a), NSPS Subpart Kb

Item 94.1:

The Compliance Certification activity will be performed for:

Emission Unit: 1-TANKS

Process: GAS Emission Source: TK099

Regulated Contaminant(s):

CAS No: 0NY998-00-0 VOC

Item 94.2:

Compliance Certification shall include the following monitoring:

Monitoring Type: RECORD KEEPING/MAINTENANCE PROCEDURES

Monitoring Description:

New York State Department of Environmental Conservation

Permit ID: 9-1402-00600/00025

Facility DEC ID: 9140200600



The owner or operator shall keep a record of each inspection performed to monitor the condition of the internal floating roof. Each record shall identify the storage vessel on which the inspection was performed and shall contain the date the vessel was inspected and the observed condition of each component of the control equipment (seals, internal floating roof, and fittings).

After each inspection that finds holes or tears in the seal or seal fabric, defects in the internal floating roof, or other control equipment defects, a report shall be furnished to the Administrator within 30 days of the inspection. The report shall identify the storage vessel, the nature of the defects, and the type and date of each repair made.

Monitoring Frequency: AS REQUIRED - SEE MONITORING DESCRIPTION

Reporting Requirements: UPON REQUEST BY REGULATORY AGENCY

Condition 95: Compliance Certification
Effective between the dates of 10/26/1998 and 10/26/2003

Applicable Federal Requirement: 40CFR 60.116b(b), NSPS Subpart Kb

Item 95.1:

The Compliance Certification activity will be performed for:

Emission Unit: 1-TANKS

Process: GAS Emission Source: TK099

Regulated Contaminant(s):

CAS No: 0NY998-00-0 VOC

Item 95.2:

Compliance Certification shall include the following monitoring:

Monitoring Type: RECORD KEEPING/MAINTENANCE PROCEDURES

Monitoring Description:

The owner or operator shall keep readily accessible records showing the dimension of the storage vessel and an analysis showing the capacity of the storage vessel. These records shall be kept on site for the life of the storage vessel.

Monitoring Frequency: AS REQUIRED - SEE MONITORING DESCRIPTION



New York State Department of Environmental Conservation

Permit ID: 9-1402-00600/00025

Facility DEC ID: 9140200600

Reporting Requirements: UPON REQUEST BY REGULATORY AGENCY

Condition 96: Compliance Certification
Effective between the dates of 10/26/1998 and 10/26/2003

Applicable Federal Requirement: 40CFR 60.116b(c), NSPS Subpart Kb

Item 96.1:

The Compliance Certification activity will be performed for:

Emission Unit: 1-TANKS

Process: GAS Emission Source: TK099

Regulated Contaminant(s):

CAS No: 0NY998-00-0 VOC

Item 96.2:

Compliance Certification shall include the following monitoring:

Monitoring Type: RECORD KEEPING/MAINTENANCE PROCEDURES

Monitoring Description:

The owner or operator shall maintain a record of the Volatile Organic Liquid (VOL) stored, the period of storage, and the maximum true vapor pressure of that VOL during the respective storage period. These records shall be kept on site for a minimum of 2 years.

Monitoring Frequency: AS REQUIRED - SEE MONITORING DESCRIPTION

Reporting Requirements: UPON REQUEST BY REGULATORY AGENCY

Condition 97: Standards for VOCs.
Effective between the dates of 10/26/1998 and 10/26/2003

Applicable Federal Requirement: 40CFR 60.112(a), NSPS Subpart K

Item 97.1:

This Condition applies to Emission Unit: 1-TANKS
Process: GAS Emission Source: TK171

Item 97.2:

Petroleum liquids stored at vapor pressures of greater than or equal to 1.5 psia and less than 11.1 psia shall be stored in a vessel with a floating roof and a vapor recovery system.

Condition 98: Compliance Certification
Effective between the dates of 10/26/1998 and 10/26/2003

Applicable Federal Requirement: 40CFR 60.113(a), NSPS Subpart K



Item 98.1:

The Compliance Certification activity will be performed for:

Emission Unit: 1-TANKS
Process: GAS Emission Source: TK171

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

Item 98.2:

Compliance Certification shall include the following monitoring:

Monitoring Type: RECORD KEEPING/MAINTENANCE PROCEDURES

Monitoring Description:

The owner or operator shall maintain a record of the petroleum liquid stored, the period of storage, and the maximum true vapor pressure of that liquid during the respective storage period.

Monitoring Frequency: PER BATCH OF PRODUCT/RAW MATERIAL
CHANGE

Reporting Requirements: UPON REQUEST BY REGULATORY AGENCY

New York State Department of Environmental Conservation

Permit ID: 9-1402-00600/00025

Facility DEC ID: 9140200600



STATE ONLY ENFORCEABLE CONDITIONS

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

Condition 100: Air pollution prohibited
Effective between the dates of 10/26/1998 and 10/26/2003

Applicable State Requirement: 6NYCRR 211.2

Item 100.1:

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.

Condition 101: Diesel truck opacity limitation
Effective between the dates of 10/26/1998 and 10/26/2003

Applicable State Requirement: 6NYCRR 217-3.2(a)

Item 101.1:

No person who owns, operates or leases a vehicle propelled by a diesel engine or who owns, leases or occupies land and has actual or apparent dominion or control over the operation of a vehicle propelled by a diesel engine which is present on said land, shall operate said vehicle or allow or permit it to be operated, in such a manner that exhaust emissions of a shade of blue, black, or gray equal to or greater than No. 1 on the Ringelmann chart (20 percent opacity) or equivalent standard acceptable to the commissioner are produced for a continuous period of more than five seconds when the vehicle is in motion.

Condition 102: Idling of diesel trucks limited
Effective between the dates of 10/26/1998 and 10/26/2003

Applicable State Requirement: 6NYCRR 217-3.2(b)

Item 102.1:

No person who owns, operates or leases a bus or truck, the motive power for which is provided by a diesel engine or who owns, leases or occupies land and has the actual or apparent dominion or control over the operation of a bus or truck present on such land, the motive power for which said bus or truck is provided by a diesel engine, shall allow or permit the diesel engine of such bus or truck to idle for more than five consecutive minutes when the bus or truck is not in motion, except as otherwise permitted by 6 NYCRR Subpart 217-3.3.

Condition 103: Compliance Demonstration
Effective between the dates of 10/26/1998 and 10/26/2003

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

New York State Department of Environmental Conservation

Permit ID: 9-1402-00600/00025

Facility DEC ID: 9140200600



Item 103.1:

The Compliance Demonstration activity will be performed for the Facility.

Item 103.2:

Compliance Demonstration shall include the following monitoring:

Monitoring Type: WORK PRACTICE INVOLVING SPECIFIC OPERATIONS

Monitoring Description:

No person will sell, offer for sale, purchase or use any distillate oil fuel which contains sulfur in a quantity exceeding the following limitation. This limitation applies in all areas of New York with the exception of the Suffolk County Towns of Babylon, Brookhaven, Huntington, Islip and Smithtown and the Erie County areas of the City of Lackawanna and South Buffalo.

Work Practice Type: PARAMETER OF PROCESS MATERIAL

Process Material: DISTILLATES - NUMBER 1 AND NUMBER 2 OIL

Parameter Monitored: SULFUR CONTENT

Upper Permit Limit: 1.5 percent by weight

Monitoring Frequency: PER BATCH OF PRODUCT/RAW MATERIAL CHANGE

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

Reporting Requirements: UPON REQUEST BY REGULATORY AGENCY

Condition 104: Compliance Demonstration

Effective between the dates of 10/26/1998 and 10/26/2003

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

Item 104.1:

The Compliance Demonstration activity will be performed for the Facility.

Item 104.2:

Compliance Demonstration shall include the following monitoring:

Monitoring Type: WORK PRACTICE INVOLVING SPECIFIC OPERATIONS

Monitoring Description:

No person will sell, offer for sale, purchase or use any distillate oil fuel which contains sulfur in a quantity exceeding the following limitation. This limitation applies in the Erie County areas of the City of Lackawanna and South Buffalo.



New York State Department of Environmental Conservation

Permit ID: 9-1402-00600/00025

Facility DEC ID: 9140200600

Work Practice Type: PARAMETER OF PROCESS MATERIAL

Process Material: DISTILLATES - NUMBER 1 AND NUMBER 2 OIL

Parameter Monitored: SULFUR CONTENT

Upper Permit Limit: 1.1 percent by weight

Monitoring Frequency: PER BATCH OF PRODUCT/RAW MATERIAL
CHANGE

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

Reporting Requirements: UPON REQUEST BY REGULATORY AGENCY