

New York State Department of Environmental Conservation

Permit Review Report

Permit ID: 2-6101-00042/00011 Modification Number: 1



10/19/2005

Facility Identification Data

Name: CON EDISON - HUDSON AVE STATION
Address: 1-11 HUDSON AVE
BROOKLYN, NY 11201

Owner/Firm

Name: CONSOLIDATED EDISON COMPANY OF NEW YORK INC
Address: 4 IRVING PL RM 828
NEW YORK, NY 10003-3502, USA
Owner Classification: Corporation/Partnership

Permit Contacts

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Permit Description

Introduction

The Title V operating air permit is intended to be a document containing only enforceable terms and conditions as well as any additional information, such as the identification of emission units, emission points, emission sources and processes, that makes the terms meaningful. 40 CFR Part 70.7(a)(5) requires that each Title V permit have an accompanying "...statement that sets forth the legal and factual basis for the draft permit conditions". The purpose for this permit review report is to satisfy the above requirement by providing pertinent details regarding the permit/application data and permit conditions in a more easily understandable format. This report will also include background narrative and explanations of regulatory decisions made by the reviewer. It should be emphasized that this permit review report, while based on information contained in the permit, is a separate document and is not itself an enforceable term and condition of the permit.

Summary Description of Proposed Project

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This revised modification serves three purposes;

1.The revised permit modification reflects the changes requested by USEPA in the May 19, 2004 letter objecting the issuance of the Title V permit to this facility. (The original version of the draft modification permit, which was published in ENB on January 7, 2004 was a result of the modifications required by the USEPA in the Order dated September 30, 2003, in response to the NYPIRG's petition dated September 26, 2002 requesting that USEPA object to the issuance of the Title V permit).

(1)In the revised modification, as EPA required, the following conditions identified in the letter are now required to be part of the annual certification requirement;

- 6 NYCRR Part 200.7 Maintenance of Equipment
- 6 NYCRR Part 201-1.7. Recycling and Salvage
- 6 NYCRR Part 201-1.8. Prohibition of Reintroduction of Collected Contaminants to the Air
- 6 NYCRR Part 201-3.2(a). Proof Of Eligibility for Sources Defined as Exempt Activities
- 6 NYCRR Part 211.3 . Visible Emissions Limited
- 6 NYCRR Part 215 . Open Fires

(2) In the revised mod., regarding the excuse provision that is in the NY's SIP, the Department has included a condition cited under 6 NYCRR 201-6.5(c)(3)(ii) which advises Title V permittees that the "excuse" provision in 6 NYCRR §201-1.4 is not available to them for violations of federal regulations unless the federal regulation (e.g. NSPS, NESHAPS, PSD) provides for such an "excuse." The state enforceable condition for 6 NYCRR §201-1.4 reiterates this as well. This explanation is included in the PRR discussion.

2. Also, On October 29, 2004, Con Edison requested the Department to remove all reference to Boiler 100 (Emission Unit H-A0002) and associated conditions as a result of Boiler 100 shut down. Con Edison also requested to remove the references to emission Unit H-A0006 (Annex emergency generator) and emission point VE010 (lube oil vapor extractor vent), since they are not operational after the shut down of Boiler 100. Boiler 100 was shut down on 9/18/04, as per the previous permit requirement.

3. In addition, this modification also incorporates the Con Edison's proposal to add a new process, ROF. In this process, a fuel additive is mixed into the residual oil prior to combustion to improve boiler operation. This process includes four face fired boilers (Boilers 71, 72, 81, 82), in emission unit H-A0001.

Attainment Status

CON EDISON - HUDSON AVE STATION is located in the town of BROOKLYN in the county of KINGS.

The attainment status for this location is provided below. (Areas classified as attainment are those that meet all ambient air quality standards for a designated criteria air pollutant.)

Criteria Pollutant

Attainment Status



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Particulate Matter (PM)	ATTAINMENT
Particulate Matter < 10µ in diameter (PM10)	ATTAINMENT
Sulfur Dioxide (SO2)	ATTAINMENT
Ozone*	SEVERE NON-ATTAINMENT
Oxides of Nitrogen (NOx)**	ATTAINMENT
Carbon Monoxide (CO)	ATTAINMENT

* Ozone is regulated in terms of the emissions of volatile organic compounds (VOC) and/or oxides of nitrogen (NOx) which are ozone precursors.

** NOx has a separate ambient air quality standard in addition to being an ozone precursor

Facility Description

Consolidated Edison Hudson Avenue Station is an electricity and steam generating facility. The facility operates five boilers (one rated at 664 MMBTU/hr, and three rated at 688 MMBTU/hr) and three combustion turbines each rated at 235 MMBTU/hr. The five boilers combust residual oil and the turbines combust distillate oil. One of the combustion turbines is equipped with a diesel starter engine.

Permit Structure and Description of Operations

The Title V permit for CON EDISON - HUDSON AVE STATION is structured in terms of the following hierarchy: facility, emission unit, emission point, emission source and process.

A facility is defined as all emission sources located at one or more adjacent or contiguous properties owned or operated by the same person or persons under common control. The facility is subdivided into one or more emission units (EU). Emission units are defined as any part or activity of a stationary facility that emits or has the potential to emit any federal or state regulated air pollutant. An emission unit is represented as a grouping of processes (defined as any activity involving one or more emission sources (ES) that emits or has the potential to emit any federal or state regulated air pollutant). An emission source is defined as any apparatus, contrivance or machine capable of causing emissions of any air contaminant to the outdoor atmosphere, including any appurtenant exhaust system or air cleaning device. [NOTE: Indirect sources of air contamination as defined in 6 NYCRR Part 203 (i.e. parking lots) are excluded from this definition]. The applicant is required to identify the principal piece of equipment (i.e., emission source) that directly results in or controls the emission of federal or state regulated air pollutants from an activity (i.e., process). Emission sources are categorized by the following types:

- combustion - devices which burn fuel to generate heat, steam or power
- incinerator - devices which burn waste material for disposal



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- control - emission control devices
- process - any device or contrivance which may emit air contaminants that is not included in the above categories.

CON EDISON - HUDSON AVE STATION is defined by the following emission unit(s):
 Emission unit HA0005 - Three (3) simple cycle combustion turbines utilized to generate electricity. The combustion turbines burn distillate fuel only. Combustion turbine No. 3 has a diesel starter engine.
 Emission unit HA0005 is associated with the following emission points (EP):
 GT003, GT004, GT005

It is further defined by the following process(es):
 Process: GTD is located at Floor 1, Building GTFAC - This process includes three combustion turbines rated at 235 MMBtu/hr each. This process covers the combustion of distillate fuel oil.

Emission unit HA0001 - Very large boilers 71, 72, 81, and 82 are face fired. These boilers can combust residual oil and have kerosene ignition capability. These boilers may also have natural gas capability in the future.

Emission unit HA0001 is associated with the following emission points (EP):
 00004

It is further defined by the following process(es):
 Process: ROF is located at Building BOILERHS - This process includes four face fired boilers (Boilers 71, 72, 81, 82). Three boilers (Nos. 71,72,81) are rated at 688 MMBtu/hr. Boiler 82 is rated at 664 MMBtu/hr. This process covers combustion of residual oil in these boilers, and to improve boiler operation a fuel additive may be mixed into the residual oil prior to combustion. These boilers have kerosene ignition.
 Process: ROL is located at Floor 1, Building BOILERHS - This process includes four face fired boilers (Boilers 71, 72, 81, 82). Three boilers (Nos. 71,72,81) are rated at 688 MMBtu/hr. Boiler 82 is rated at 664 MMBtu/hr. This process covers combustion of residual oil in these boilers. Boilers 71, 72, 81, and 82 have kerosene ignition.

Title V/Major Source Status

CON EDISON - HUDSON AVE STATION is subject to Title V requirements. This determination is based on the following information:
 The Consolidated Edison Hudson Avenue Station is a major facility because the potential emissions of carbon monoxide, nitrogen oxides, sulfur dioxide and particulate matter are greater than the major source thresholds (50 tons/year for carbon monoxide, 25 tons per year for nitrogen oxides and 100 tons/year for sulfur dioxide and particulate matter.).

Program Applicability

The following chart summarizes the applicability of CON EDISON - HUDSON AVE STATION with regards to the principal air pollution regulatory programs:

Regulatory Program	Applicability
PSD	YES

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NSR (non-attainment)	YES
NESHAP (40 CFR Part 61)	NO
NESHAP (MACT - 40 CFR Part 63)	NO
NSPS	NO
TITLE IV	NO
TITLE V	YES
TITLE VI	NO
RACT	YES
SIP	YES

NOTES:

PSD Prevention of Significant Deterioration (40 CFR 52) - requirements which pertain to major stationary sources located in areas which are in attainment of National Ambient Air Quality Standards (NAAQS) for specified pollutants.

NSR New Source Review (6 NYCRR Part 231) - requirements which pertain to major stationary sources located in areas which are in non-attainment of National Ambient Air Quality Standards (NAAQS) for specified pollutants.

NESHAP National Emission Standards for Hazardous Air Pollutants (40 CFR 61) - contaminant and source specific emission standards established prior to the Clean Air Act Amendments of 1990 (CAAA) which were developed for 9 air contaminants (inorganic arsenic, radon, benzene, vinyl chloride, asbestos, mercury, beryllium, radionuclides, and volatile HAP's)

MACT Maximum Achievable Control Technology (40 CFR 63) - contaminant and source specific emission standards established by the 1990 CAAA. Under Section 112 of the CAAA, the US EPA is required to develop and promulgate emissions standards for new and existing sources. The standards are to be based on the best demonstrated control technology and practices in the regulated industry, otherwise known as MACT. The corresponding regulations apply to specific source types and contaminants.

NSPS New Source Performance Standards (40 CFR 60) - standards of performance for specific stationary source categories developed by the US EPA under Section 111 of the CAAA. The standards apply only to those stationary sources which have been constructed or modified after the regulations have been proposed by publication in the Federal Register and only to the specific



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contaminant(s) listed in the regulation.

Title IV Acid Rain Control Program (40 CFR 72 thru 78) - regulations which mandate the implementation of the acid rain control program for large stationary combustion facilities.

Title VI Stratospheric Ozone Protection (40 CFR 82, Subparts A thru G) - federal requirements that apply to sources which use a minimum quantity of CFC's (chlorofluorocarbons), HCFC's(hydrofluorocarbons)or other ozone depleting substances or regulated substitute substances in equipment such as air conditioners, refrigeration equipment or motor vehicle air conditioners or appliances.

RACT Reasonably Available Control Technology (6 NYCRR Parts 212.10, 226, 227-2, 228, 229, 230, 232, 233, 234, 235, 236) - the lowest emission limit that a specific source is capable of meeting by application of control technology that is reasonably available, considering technological and economic feasibility. RACT is a control strategy used to limit emissions of VOC's and NOx for the purpose of attaining the air quality standard for ozone. The term as it is used in the above table refers to those state air pollution control regulations which specifically regulate VOC and NOx emissions.

SIP State Implementation Plan (40 CFR 52, Subpart HH) - as per the CAAA, all states are empowered and required to devise the specific combination of controls that, when implemented, will bring about attainment of ambient air quality standards established by the federal government and the individual state. This specific combination of measures is referred to as the SIP. The term here refers to those state regulations that are approved to be included in the SIP and thus are considered federally enforceable.

Compliance Status

Facility is out of compliance with specific requirements (see attached compliance schedule)
Compliance Schedule:

Location	Short Description	Regulation
Facility/EU/EP/Process/ES H-A0001	Smoke Emission Limitations.	6NYCRR 227-1.3

Compliance Discussion:

CON EDISON - HUDSON AVE STATION is in violations of the following requirement(s): This facility was in non-compliance with the opacity standard contained in 6 NYCRR Part 227-1.3. Consolidated Edison signed a consent order with the Department in 1997 and must submit progress reports every 6 months certifying that they are in compliance with this regulation. The facility is in compliance with the terms of the consent order.

SIC Codes

SIC or Standard Industrial Classification code is an industrial code developed by the federal Office of Management and Budget for use, among other things, in the classification



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of establishments by the type of activity in which they are engaged. Each operating establishment is assigned an industry code on the basis of its primary activity, which is determined by its principal product or group of products produced or distributed, or services rendered. Larger facilities typically have more than one SIC code.

SIC Code	Description
4911	ELECTRIC SERVICES
4961	STEAM SUPPLY

SCC Codes

SCC or Source Classification Code is a code developed and used by the USEPA to categorize processes which result in air emissions for the purpose of assessing emission factor information. Each SCC represents a unique process or function within a source category logically associated with a point of air pollution emissions. Any operation that causes air pollution can be represented by one or more SCC's.

SCC Code	Description
1-01-006-01	EXTERNAL COMBUSTION BOILERS - ELECTRIC GENERATION ELECTRIC UTILITY BOILER - NATURAL GAS Boilers > 100 MBtu/Hr except Tangential
1-01-004-01	EXTERNAL COMBUSTION BOILERS - ELECTRIC GENERATION ELECTRIC UTILITY BOILER - RESIDUAL OIL Grade 6 Oil: Normal Firing
2-01-001-01	INTERNAL COMBUSTION ENGINES - ELECTRIC GENERATION ELECTRIC UTILITY INTERNAL COMBUSTION ENGINE - DISTILLATE OIL (DIESEL) Turbine

Facility Emissions Summary

In the following table, the CAS No. or Chemical Abstract Series code is an identifier assigned to every chemical compound. [NOTE: Certain CAS No.'s contain a 'NY' designation within them. These are not true CAS No.'s but rather an identification which has been developed by the department to identify groups of contaminants which ordinary CAS No.'s do not do. As an example, volatile organic compounds or VOC's are identified collectively by the NY CAS No. 0NY998-00-0.] The PTE refers to the Potential to Emit. This is defined as the maximum capacity of a facility or air contaminant source to emit any air contaminant under its physical and operational design. Any physical or operational limitation on the capacity of the facility or air contamination source to emit any air contaminant, including air pollution control equipment and/or restrictions on the hours of operation, or on the type or amount or material combusted, stored, or processed, shall be treated as part of the design only if the limitation is contained in federally enforceable permit conditions. The PTE Range represents an emission range for a contaminant. Any PTE quantity that is displayed represents a facility-wide emission cap or limitation for that contaminant. If no PTE quantity is displayed, the PTE Range is provided to indicate the approximate magnitude of facility-wide emissions for the specified contaminant in terms of tons per year (tpy). The term 'HAP' refers to any of the hazardous air pollutants listed in section 112(b) of the Clean Air Act Amendments of 1990. Total emissions of all hazardous air pollutants are listed under the special NY CAS No. 0NY100-00-0. In addition, each individual hazardous air pollutant is also listed under its own

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specific CAS No. and is identified in the list below by the (HAP) designation.

Cas No.	Contaminant Name	PTE	
		lbs/yr	Range
000106-99-0	1,3-BUTADIENE (HAP)	> 0	but < 10 tpy
000075-07-0	ACETALDEHYDE (HAP)	> 0	but < 10 tpy
000107-02-8	ACROLEIN (HAP)	> 0	but < 10 tpy
007440-36-0	ANTIMONY (HAP)	> 0	but < 10 tpy
007440-38-2	ARSENIC (HAP)	> 0	but < 10 tpy
000071-43-2	BENZENE (HAP)	> 0	but < 10 tpy
007440-41-7	BERYLLIUM (HAP)	> 0	but < 10 tpy
007440-43-9	CADMIUM (HAP)	> 0	but < 10 tpy
000630-08-0	CARBON MONOXIDE	>= 100 tpy	but < 250 tpy
016065-83-1	CHROMIUM (III) (HAP)	> 0	but < 10 tpy
007440-48-4	COBALT (HAP)	> 0	but < 10 tpy
016984-48-8	FLUORIDE	> 0	but < 2.5 tpy
000050-00-0	FORMALDEHYDE (HAP)	> 0	but < 10 tpy
0NY100-00-0	HAP	>= 100 tpy	but < 250 tpy
007647-01-0	HYDROGEN CHLORIDE (HAP)	>= 10	tpy
007439-92-1	LEAD (HAP)	> 0	but < 10 tpy
007439-96-5	MANGANESE (HAP)	> 0	but < 10 tpy
007439-97-6	MERCURY (HAP)	> 0	but < 10 tpy
000091-20-3	NAPHTHALENE (HAP)	> 0	but < 10 tpy
007440-02-0	NICKEL METAL AND INSOLUBLE COMPOUNDS (HAP)	>= 10	tpy
0NY210-00-0	OXIDES OF NITROGEN	>= 250	tpy
0NY075-00-0	PARTICULATES	>= 100 tpy	but < 250 tpy
007723-14-0	PHOSPHORUS (YELLOW) (HAP)	> 0	but < 10 tpy
0NY075-00-5	PM-10	>= 100 tpy	but < 250 tpy
130498-29-2	POLYCYCLIC AROMATIC HYDROCARBONS (HAP)	> 0	but < 10 tpy
007782-49-2	SELENIUM (HAP)	> 0	but < 10 tpy
007446-09-5	SULFUR DIOXIDE	>= 250	tpy
007664-93-9	SULFURIC ACID	>= 100 tpy	but < 250 tpy
000108-88-3	TOLUENE (HAP)	> 0	but < 10 tpy
0NY998-00-0	VOC	>= 10	tpy but < 25 tpy
001330-20-7	XYLENE, M, O & P MIXT. (HAP)	> 0	but < 10 tpy

NOTIFICATION OF GENERAL PERMITTEE OBLIGATIONS

Item A: Emergency Defense - 6NYCRR Part 201-1.5

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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revocation and reissuance, or modification; or for denial of a permit renewal application.

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

This permit may be modified, revoked, reopened and reissued, or terminated for cause. The filing of a request by the permittee for a permit modification, revocation and reissuance, or termination, or of a notification of planned changes or anticipated noncompliance does not stay any permit condition.

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

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

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

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

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

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

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

All permittees granted a Title V facility permit shall be covered under the protection of a permit shield, except as provided under 6 NYCRR Subpart 201-6. Compliance with the conditions of the permit shall be deemed compliance with any applicable requirements as of the date of permit issuance, provided that such applicable requirements are included and are specifically identified in the permit, or the Department, in acting on the permit application or revision, determines in writing that other requirements specifically identified are not applicable to the major stationary source, and the permit includes the determination or a concise summary thereof. Nothing herein shall preclude the Department from revising or revoking the permit pursuant to 6 NYCRR Part 621 or from exercising its summary abatement authority. Nothing in this permit shall alter or affect the following:

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

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

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

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

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deemed to be incorporated into the permit.

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

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

Item L: Permit Exclusion - ECL 19-0305

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

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

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

NOTIFICATION OF GENERAL PERMITTEE OBLIGATIONS

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

Any person who owns and/or operates stationary sources shall operate and maintain all emission units and any required emission control devices in compliance with all applicable Parts of this Chapter and existing laws, and shall operate the facility in accordance with all

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criteria, emission limits, terms, conditions, and standards in this permit. Failure of such person to properly operate and maintain the effectiveness of such emission units and emission control devices may be sufficient reason for the Department to revoke or deny a permit.

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

Regulatory Analysis

Location Facility/EU/EP/Process/ES	Regulation	Short Description	Condition
FACILITY	ECL 19-0301	Powers and Duties of the Department with respect to air pollution control	67
FACILITY	40CFR 68	Chemical accident prevention provisions	1-16
FACILITY	40CFR 82-F	Protection of Stratospheric Ozone - recycling and emissions reduction	41
FACILITY	6NYCRR 200.3	False Statement.	1
FACILITY	6NYCRR 200.6	Acceptable ambient air quality.	1-1
FACILITY	6NYCRR 200.7	Maintenance of equipment.	1-5
FACILITY	6NYCRR 201-1.4	Unavoidable noncompliance and violations	68
FACILITY	6NYCRR 201-1.7	Recycling and Salvage	1-6
FACILITY	6NYCRR 201-1.8	Prohibition of reintroduction of collected contaminants to the air	1-7
FACILITY	6NYCRR 201-3.2(a)	Exempt Activities - Proof of eligibility	1-8
FACILITY	6NYCRR 201-3.3(a)	Trivial Activities - proof of eligibility	1-9
FACILITY	6NYCRR 201-6	Title V Permits and the Associated Permit Conditions	2, 42, 43
FACILITY	6NYCRR 201-6.5(a)(4)	General conditions	1-10
FACILITY	6NYCRR 201-6.5(a)(7)	General conditions	1-10
Fees 1-2			
FACILITY	6NYCRR 201-6.5(a)(8)	General conditions	1-11
FACILITY	6NYCRR 201-6.5(c)	Permit conditions for Recordkeeping and Reporting of Compliance Monitoring	3

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Applicability Discussion:

Mandatory Requirements: The following facility-wide regulations are included in all Title V permits:

ECL 19-301.

This section of the Environmental Conservation Law establishes the powers and duties assigned to the Department with regard to administering the air pollution control program for New York State.

6NYCRR Part 200-.6

Acceptable ambient air quality - prohibits contravention of ambient air quality standards without mitigating measures

6NYCRR Part 200-.7

Anyone owning or operating an air contamination source which is equipped with an emission control device must operate the control consistent with ordinary and necessary practices, standards and procedures, as per manufacturer's specifications and keep it in a satisfactory state of maintenance and repair so that it operates effectively

6NYCRR Part 201-1.4

This regulation specifies the actions and recordkeeping and reporting requirements for any violation of an applicable state enforceable emission standard that results from a necessary scheduled equipment maintenance, start-up, shutdown, malfunction or upset in the event that these are unavoidable.

6NYCRR Part 201-1.7

Requires the recycle and salvage of collected air contaminants where practical

6NYCRR Part 201-1.8

Prohibits the reintroduction of collected air contaminants to the outside air

6NYCRR Part 201-3.2(a)

An owner and/or operator of an exempt emission source or unit may be required to



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certify that it operates within the specific criteria described in this Subpart. All required records must be maintained on-site for a period of 5 years and made available to department representatives upon request. In addition, department representatives must be granted access to any facility which contains exempt emission sources or units, 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.

6NYCRR Part 201-3.3(a)

The owner and/or operator of a trivial emission source or unit may be required to certify that it operates within the specific criteria described in this Subpart. All required records must be maintained on-site for a period of 5 years and made available to department representatives upon request. In addition, department representatives must be granted access to any facility which contains trivial emission sources or units subject to this Subpart, during normal operating hours, for the purpose of determining compliance with this and any other state and federal air pollution control requirements, regulations, or law.

6NYCRR Part 201-6

This regulation applies to those terms and conditions which are subject to Title V permitting. It establishes the applicability criteria for Title V permits, the information to be included in all Title V permit applications as well as the permit content and terms of permit issuance. This rule also specifies the compliance, monitoring, recordkeeping, reporting, fee, and procedural requirements that need to be met to obtain a Title V permit, modify the permit and demonstrate conformity with applicable requirements as listed in the Title V permit. For permitting purposes, this rule specifies the need to identify and describe all emission units, processes and products in the permit application as well as providing the Department the authority to include this and any other information that it deems necessary to determine the compliance status of the facility.

6NYCRR Part 201-6.5(c)

This requirement specifies, in general terms, what information must be contained in any required compliance monitoring records and reports. This includes the date, time and place of any sampling, measurements and analyses; who performed the analyses; analytical techniques and methods used as well as any required QA/QC procedures; results of the analyses; the operating conditions at the time of sampling or measurement and the identification of any permit deviations. All such reports must also be certified by the designated responsible official of the facility.

6NYCRR Part 201-6.5(c)(2)

This requirement specifies that all compliance monitoring and recordkeeping is to be conducted according to the terms and conditions of the permit and follow all QA requirements found in applicable regulations. It also requires monitoring records and supporting information to be retained for at least 5 years from the time of sampling, measurement, report or application. Support information is defined as

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including all calibration and maintenance records and all original strip-chart recordings for continuous monitoring instrumentation, and copies of all reports required by the permit.

6NYCRR Part 201-6.5(c)(3)(ii)

This regulation specifies any reporting requirements incorporated into the permit must include provisions regarding the notification and reporting of permit deviations and incidences of noncompliance stating the probable cause of such deviations, and any corrective actions or preventive measures taken.

6NYCRR Part 201-6.5(e)

Sets forth the general requirements for compliance certification content; specifies an annual submittal frequency; and identifies the EPA and appropriate regional office address where the reports are to be sent.

6NYCRR Part 202-1.1

This regulation allows the department the discretion to require an emission test for the purpose of determining compliance. Furthermore, the cost of the test, including the preparation of the report are to be borne by the owner/operator of the source.

6NYCRR Part 202-2.1

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

6NYCRR Part 202-2.5

This rule specifies that each facility required to submit an emission statement must retain a copy of the statement and supporting documentation for at least 5 years and must make the information available to department representatives.

6NYCRR Part 211-.2

This regulation prohibits any emissions of air contaminants to the outdoor atmosphere which may be detrimental to human, plant or animal life or to property, or which unreasonably interferes with the comfortable enjoyment of life or property regardless of the existence of any specific air quality standard or emission limit.

6 NYCRR Part 211.3

This condition requires that the opacity (i.e., the degree to which emissions other than water reduce the transmission of light) of the emissions from any air contamination source be less than 20 percent (six minute average) except for one continuous six-minute period per hour of not more than 57 percent.

6 NYCRR Part 215

Prohibits open fires at industrial and commercial sites.

40 CFR Part 68.

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This Part lists the regulated substances and their applicability thresholds and sets the requirements for stationary sources concerning the prevention of accidental releases of these substances.

40 CFR Part 82, Subpart F

Subpart F requires the reduction of emissions of class I and class II refrigerants to the lowest achievable level during the service, maintenance, repair, and disposal of appliances in accordance with section 608 of the Clean Air Act Amendments of 1990. This subpart applies to any person servicing, maintaining, or repairing appliances except for motor vehicle air conditioners. It also applies to persons disposing of appliances, including motor vehicle air conditioners, refrigerant reclaimers, appliance owners, and manufacturers of appliances and recycling and recovery equipment. Those individuals, operations, or activities affected by this rule, may be required to comply with specified disposal, recycling, or recovery practices, leak repair practices, recordkeeping and/or technician certification requirements.

Facility Specific Requirements

In addition to Title V, CON EDISON - HUDSON AVE STATION has been determined to be subject to the following regulations:

6NYCRR 200.3

No person shall make a false statement in connection with applications, plans, specifications and/or reports pertaining to the Title V Permit.

6NYCRR 201-1.4

This regulation specifies the actions and recordkeeping and reporting requirements for any violation of an applicable state enforceable emission standard that results from a necessary scheduled equipment maintenance, startup, shutdown, malfunction or upset in the event that these are unavoidable.

6NYCRR 201-6.5 (a) (4)

This mandatory requirement applies to all Title V facilities. It requires the permittee to provide any information that the Department may request in writing, within a reasonable time, in order to determine whether cause exists for modifying, revoking and reissuing, or terminating the permit or to determine compliance with the permit. The request may include copies of records required to be kept by the permit.

6NYCRR 201-6.5 (a) (7)

This is a mandatory condition that requires the owner or operator of a facility subject to Title V requirements to pay all applicable fees associated with the emissions from their facility.

6NYCRR 201-6.5 (a) (8)

This is a mandatory condition for all facilities subject to Title V requirements. It allows the Department to inspect the facility to determine compliance with this permit, including copying records, sampling and monitoring, as necessary.

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6NYCRR 201-6.5 (c) (3) (ii)

This regulation specifies any reporting requirements incorporated into the permit must include provisions regarding the notification and reporting of permit deviations and incidences of noncompliance stating the probable cause of such deviations, and any corrective actions or preventive measures taken.

6NYCRR 201-6.5 (d) (5)

This condition applies to every Title V facility subject to a compliance schedule. It requires that reports, detailing the status of progress on achieving compliance with emission standards, be submitted semiannually.

6NYCRR 201-6.5 (f) (6)

This condition allows changes to be made at the facility, without modifying the permit, provided the changes do not cause an emission limit contained in this permit to be exceeded. The owner or operator of the facility must notify the Department of the change. It is applicable to all Title V permits which may be subject to an off permit change.

6NYCRR 204-1.6

Part 204 is the New York State component of the NOx Budget Trading Program. The purpose of the Program is to mitigate the interstate transport of ozone and NOx. The NOx emissions from the facility during the period of May 1 through September 30 of each year are subject to Part 204 beginning in 2003.

The facility is subject to the NOx Budget Trading Program. The facility must submit a complete NOx Budget permit application to the Department by May 1, 2002.

6NYCRR 204-2.1

The facility is required to designate an authorized account representative who is responsible for representing the source in all matters pertaining to the NOx Budget Trading Program.

6NYCRR 204-4.1

The facility is required to submit a compliance certification report to the EPA and the Department by November 30 of each year (beginning in 2003). The requirements for this report are set forth in Subpart 204-4.

6NYCRR 204-7.1

NOx allowances under the NOx Budget Trading Program may be transferred from one facility to another. The process for transferring allowances is set forth in Section 204-7.1.

6NYCRR 204-8.1

The monitoring and reporting requirements for the NOx Budget Trading Program are set forth in Subpart 204-8. The compliance deadlines and the requirements for installing monitoring equipment and conducting certification tests are set forth in Section 204-8.1.

6NYCRR 204-8.2

The procedures for initially certifying and recertifying the monitoring systems required by the NOx Budget Trading Program are set forth in Section 204-8.2.

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6NYCRR 204-8.3

The requirements for data substitution during times when the monitoring systems do not meet applicable quality assurance requirements are set forth in Section 204-8.3.

6NYCRR 204-8.4

All reports generated by the facility with respect to the NOx Budget Trading Program must be submitted to the Department and to the EPA.

6NYCRR 204-8.7

The facility is required per Section 204-8.7 to monitor the heat input into all units in addition to monitoring the NOx emissions with continuous emission monitors.

6NYCRR 207.3 (d)

This condition requires that the facilities with an approved episode action plan, shall take the actions described by the episode action plan, when an air pollution episode is in effect. The most recent episode action plan dated October 28, 1997 is available at the regional office.

6NYCRR 225.7 (a)

The commissioner may require an owner of an air contamination source to retain for up to three years, and to submit to him, fuel analyses, information on the quantity of fuel received, burned or sold, and results of stack sampling, stack monitoring and other procedures to ensure compliance with the provisions of the Part. **NOTE: This citation has been replaced by requirements cited under 225-1.8(a) and is no longer a part of current State regulations, however, it remains as part of New York State's approved State Implementation Plan (SIP).**

6NYCRR 225-1.2 (a) (2)

The facility uses distillate oil to fire the combustion turbines and residual oil to fire the boilers. The sulfur content of these fuels is regulated pursuant to Subpart 225-1.

6NYCRR 225-1.4

This regulation allows the Commissioner of the NYSDEC to issue an order granting a temporary variance from the sulfur-in-fuel limitations in 6 NYCRR Part 225-1 where it can be shown, to the commissioner's satisfaction, that there is an insufficient supply of conforming fuel, either of the proper type required for use in a particular air contamination source or generally throughout an area of the State.

6NYCRR 225-1.7 (c)

This regulation requires that measurements be made daily of the rate of each fuel burned, the gross heat content and ash content of each fuel burned (determined at least once per week), and the average electrical output (daily) and hourly generation rate.

6NYCRR 225-1.8 (d)

This requires that sampling, compositing and analysis of fuel samples must be done in accordance with methods acceptable to the commissioner.

6NYCRR 227.2 (b) (1)



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This regulation is from the 1972 version of Part 227 and still remains as part of New York's SIP. The rule establishes a particulate limit of 0.10 lbs/MMBtu based on a 2 hour average emission for any oil fired stationary combustion installation.

6NYCRR 227-1.2 (a) (1)

This regulation establishes a particulate emission limit in terms of lbs per mmBtu of heat input for stationary combustion units of greater than 250 mmBtu/hr heat input capacity which fire coal, oil, or coal derived fuels.

6NYCRR 227-1.3

This regulation requires a limitation and compliance monitoring for opacity from a stationary combustion installation.

6NYCRR 227-1.3 (a)

This regulation prohibits any person from operating a stationary combustion installation which emits smoke equal to or greater than 20% opacity except for one six-minute period per hour of not more than 27% opacity.

6NYCRR 227-2.1

This facility is subject to the reasonably available control technology (RACT) for oxides of nitrogen (NOx) requirements set forth in Subpart 227-2.4.

6NYCRR 227-2.5 (b)

The system-wide averaging of NOx emissions, done by Consolidated Edison from its facilities in the New York City metropolitan area must comply with the NOx RACT Compliance and Operating Plan approved by the Department. Basically, the system-wide average of NOx emissions considers the weighted average allowable emission rate based upon the weighted average of actual emissions from units that are operating.

6NYCRR 227-2.6 (c)

The stack testing requirements for facilities subject to Subpart 227-2 are set forth at 6 NYCRR 227-2.6.

6NYCRR 231-2.4

This citation has been incorporated into the Title V Permit because it was incorporated into the State Facility Permit that was issued by the Department on July 5, 2001 for the reactivation of Boiler 100.

Compliance Certification

Summary of monitoring activities at CON EDISON - HUDSON AVE STATION:

Location Facility/EU/EP/Process/ES	Type of Monitoring	Cond No.
FACILITY	record keeping/maintenance procedures	1-3
FACILITY	record keeping/maintenance procedures	6
H-A0001	record keeping/maintenance procedures	1-20
FACILITY	record keeping/maintenance procedures	8
FACILITY	record keeping/maintenance procedures	14
FACILITY	record keeping/maintenance procedures	20
FACILITY	record keeping/maintenance procedures	22



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FACILITY	record keeping/maintenance procedures	1-19
FACILITY	work practice involving specific operations	25
FACILITY	work practice involving specific operations	26
FACILITY	record keeping/maintenance procedures	1-18
H-A0005/-/GTD/GT003	intermittent emission testing	61
H-A0005/-/GTD/GT004	intermittent emission testing	62
H-A0005/-/GTD/GT005	intermittent emission testing	63
H-A0001/-/ROL	monitoring of process or control device parameters as surrogate	49
H-A0001	continuous emission monitoring (cem)	46
H-A0005/GT003	monitoring of process or control device parameters as surrogate	64
H-A0005/GT004	monitoring of process or control device parameters as surrogate	65
H-A0005/GT005	monitoring of process or control device parameters as surrogate	66
FACILITY	record keeping/maintenance procedures	32
H-A0005	record keeping/maintenance procedures	59

Basis for Monitoring

6 NYCRR 201-6.5(c)(3)(ii) is a condition that applies to monitoring conditions in all Title V Permits. All facilities that are subject to the Title V requirements must submit reports of any required monitoring to the NYSDEC every six months. These reports are due on January 30th and July 30th of each year.

The currently applicable 'excuse' provision that is approved into the SIP under 6 NYCRR § 201.5(e) no longer exists under the New York state code. It is the Department's position that it is inappropriate for the state to enforce a rule which is no longer active, consequently, this rule will not be inserted into the permit. As per EPA's previous recommendations, the current non-SIP approved 'excuse' provision at 6 NYCRR § 201-1.4 has been moved to the state-only applicable section of the permit. With regard to the excuse issue, the Commissioner, may not exercise more discretion than what is allowed by federal requirements. To clarify this, the Department has included a condition cited under 6 NYCRR 201-6.5(c)(3)(ii) which advises Title V permittees that the "excuse" provision in 6 NYCRR §201-1.4 is not available to them for violations of federal regulations unless the federal regulation (e.g. NSPS, NESHAPS, PSD) provides for such an "excuse." The state enforceable condition for 6 NYCRR §201-1.4 reiterates this as well. The Department believes this language sufficiently clarifies what may be legally excused.

6 NYCRR Part 207.3(d) -This condition requires that the facilities subject to this regulation shall take the actions described by the most recently approved episode action plan when an air pollution episode is in effect. The commissioner designates by order when an episode exists. The most recent approved episode action plan, dated October 28, 1997, is available at the regional office. The episode action plan has procedures for responding to an episode action, and requirements for maintaining an air pollution episode log.

6 NYCRR 201-6.5(e) is a record keeping condition that applies to all Title V facilities. These facilities must submit an annual compliance certification to the NYSDEC and the USEPA. This certification is due on July 30th of each year. Annual tune ups requirements have been added under 201-6.5(e) to assure proper operation of boilers 71, 72, 81 & 82.

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6 NYCRR 202-2.1 is a requirement for all Title V facilities. These facilities must submit an annual emission statement to the DEC by April 15th of each year. The data incorporated into the emission statement are used to determine the annual Title V fee paid by the facility.

6 NYCRR 204-4.1 is a requirement that the facility submit a compliance certification report in which the emission units subject to the NOx Budget Trading Program requirements are identified and the compliance status of each unit with respect to the NOx Budget Trading Program is presented.

6 NYCRR 204-8.2 is a requirement for the facility to collect certain data via a certification test which are then used to determine the quantity of NOx Allowances that are required for each unit each year. These data include heat input and NOx emissions during the duration of the certification test.

6 NYCRR 204-8.4) is a requirement setting forth the agencies where reports generated pursuant the NOx Budget Trading Program must be submitted.

6 NYCRR 204-8.7 is a requirement that the facility monitor the heat input for all emission units subject to the NOx Budget Trading Program on a hourly basis as required per Section 204-8.7.6

6 NYCRR 225-1.2(a)(2)) is a requirement that the facility purchase distillate fuel oil (Number 2 fuel oil) with sulfur content less than or equal to 0.20 percent by weight. The sulfur content must be determined on a per delivery basis. The requisite analyses may be conducted by the oil supplier or by the facility.

6 NYCRR 225-1.2(a)(2) is a requirement that the facility purchase residual fuel oil (Number 6 fuel oil) with sulfur content less than or equal to 0.30 percent by weight. The sulfur content must be determined on a per delivery basis. The requisite analyses may be conducted by the oil supplier or by the facility.

6 NYCRR 225-1.7 The facility must record the following data on a daily basis: fuel usage, electrical output, heat content and ash and sulfur content of the fuel.

6 NYCRR 225-7(a): The facility is required to submit monthly reports containing the following information to the Department: Fuel analyses, quantity of each type of fuel received and consumed, and the results of any stack test conducted at the facility.

6 NYCRR 227-1.2(a)(1): The facility must conduct a stack test every three years to measure particulate emissions from Boilers 71, 72, 81 and 82 in order to demonstrate compliance with the particulate emission limit of 0.10 lb/MMBTU heat input. Conditions requiring annual tune ups have been added under 201-6.5(e) to assure proper operation of boilers during the interim period between tests.

6 NYCRR 227-1.3: The facility shall operate a Continuous Opacity Monitoring System (COMS) to monitor the opacity of the emissions from the stack for Boilers 71, 72, 81 and 82. The facility is required to submit quarterly reports to the Department in which all cases where the opacity was in excess of 20% (over a six-minute period) are documented. In addition, the facility must also identify all periods of time when the COMS was not operating.

Also, the opacity of the combustion sources at this facility is restricted under Consent Order D2-0003-97 by condition 1-21. Appendix A of the consent order specifies the elements of Con Edison's ongoing

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opacity reduction program is attached to this permit, which constitutes an enforceable part of the permit. The consent order referenced in the permit is available for review at the regional office upon request.

6 NYCRR 227-1.3(a): The opacity limit for the stacks for the three combustion turbines is 20% over a six-minute period with no more than one six-minute period per hour of more than 27% opacity. In order to demonstrate compliance with this requirement, the stacks will be visually checked once per day for visible emissions. If visible emissions are observed on two consecutive days, then the facility must have a Method 9 analysis conducted within two business days for the stack(s) where visual emissions were observed. The purpose of the Method 9 analysis is to quantify the opacity.

6 NYCRR 227-2.6(c): This condition pertains to the three combustion turbines. In order to determine the NO_x emission rates for each turbine, the facility must conduct a stack test for each turbine every three years.

6 NYCRR 227.2(b)(1): The facility must conduct a stack test every three years to measure the particulate emissions from the three (3) combustion turbines in order to demonstrate compliance with the particulate emission limit of 0.10 lb/MMBTU heat input.

6 NYCRR Part 227-2.5(b), The NO_x RACT Compliance plan : The type of combustion units at the Hudson Avenue Station are subject to the NO_x RACT standards set forth at 6 NYCRR 227-2.4. Con Edison has a number of such units in the New York City metropolitan area. Some of these units have NO_x emission rates that exceed the NO_x RACT standards, while others have emission rates below the standard. However, pursuant to 6 NYCRR 227-2.5(b), Con Edison is allowed to average emissions from the various units to demonstrate overall compliance with the NO_x RACT standards. The most recent approved averaging plan is appended to the Title V Permit for the Hudson Avenue Station.

The Con Edison system wide averaging plan includes 11 Very Large boilers, 25 Large boilers, 6 peaking simple cycle combustion turbines and two simple cycle combustion turbine compressors. Since the turbines are operated on a limited as-needed basis, they qualify as peaking combustion turbines per the definition of 6 NYCRR Part 227-2.2(b)(9). All the boilers and simple cycle combustion turbines (SCCTs) are included in the system-wide averaging during the ozone season (May 1 through September 30). The peaking simple cycle combustion turbines that operate less than 500 hours during the non-ozone season (October 1 through April 30) are excluded from the system-wide averaging for the non-ozone season.

System-wide heat input weighted average actual NO_x emission rates in lbs/mmbtu for the compliance period (24-hour or 30 day rolling) are calculated by dividing the sum of all source mass emissions (in pounds of NO_x) by the heat input (in million Btus) of fuel burned by all the sources. During the ozone season the system wide heat input weighted average actual emissions are determined on a 24 hour basis. During the non- ozone season system-wide heat input weighted average actual NO_x emission rates are calculated on a 30 day rolling average basis.

If Con Edison Hudson Ave was not part of a system wide averaging plan, the NO_x RACT emission limits for boilers 71, 72, 81, and 82, would be 0.25 lbs/mmbtu when burning gas or oil, and for the turbines, the limit would be 100 ppmvd, corrected to 15 percent oxygen when burning oil. Since these units are part of a system wide averaging plan, these limits do not apply to these units. Boilers 71, 72, 81

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& 82 use low NOx burners and low excess air operation, as RACT. Boiler annual tune ups are required under 201-6.5(e). The boilers have continuous monitoring systems for NOx installed in the stacks. The actual NOx emission rate of the turbines is determined by stack tests conducted once every three years. Condition cited under 6 NYCRR 227-2.6(c)) pertains to the three combustion turbines.

The following eight Con Edison facilities are included in the current approved system wide averaging plan;

59th Street Station,
850 Twelfth Ave.,
New York, NY 10019

East 60th Street Station
514 East 60th Street
New York, NY 10022

74th Street Station
506 East 75th Street
New York, NY 10021

Astoria LNG Facility
31-01 20th Ave
Queens, NY 11101

East River Station
801 East 14th Street
New York, NY 10009

Hudson Avenue Station
1-11 Hudson Avenue
Brooklyn, NY 11201

Hunt's Point Compressor Station
332 Hunts Point Ave
Bronx, NY 10474

The NOX RACT Compliance plan, revised on June 7, 2005, is available for review at the regional office, upon request.

6 NYCRR Part 227-3 conditions have been removed from the Permit and replaced by Part 204 conditions.

Boiler 100 was shut down on September 18, 2004, and the Annex emergency generator is not operational after the shut down of Boiler 100. All the conditions pertaining to Boiler 100 and the emergency generator have been removed from the permit.