New York State Department of Environmental Conservation

Permit Review Report

Permit ID: 6-4026-00001/00047 Renewal Number: 1 Modification Number: 2 08/08/2007

Facility Identification Data
Name: NEWTON FALLS PAPER MANUFACTURING PLANT
Address: 875 CO RTE 60
NEWTON FALLS, NY 13666

Owner/Firm
Name: NEWTON FALLS FINE PAPER COMPANY LLC
Address: 875 CO RTE 60
NEWTON FALLS, NY 13666, USA
Owner Classification: Corporation/Partnership

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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
This application for permit modification is necessary in order to incorporate permit limitations based on EPA review of the facility's PSD determination for the proposed operations at this paper mill now under new ownership. Specifically, the modification proposes to establish an emissions cap for sulfur dioxide emissions of 883 tons per year. This emission limit is 38 tons per year above the 24 month baseline emissions used in the PSD determiniation for operating years 1997 - 1998.

The facility is also removing emission sources from operation, including #3 & #6 boilers.

Attainment Status
NEWTON FALLS PAPER MANUFACTURING PLANT is located in the town of CLIFTON in the county of ST LAWRENCE.
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
Particulate Matter (PM)	ATTAINMENT
Particulate Matter < 10µ in diameter (PM10)	ATTAINMENT
Sulfur Dioxide (SO2)	ATTAINMENT
Ozone*	TRANSPORT REGION (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
The Newton Falls Fine Paper Company, LLC facility manufactures uncoated and coated paper. The air emission sources at the facility include: two paper machines (#3 & #4), one off-machine coater, two #6 fuel oil fired boilers (#1 & #2), exhaust from a titanium make up tank, and exhaust from the coating blending room. The facility also has various operations and emission sources that are either exempt or trivial activities per 6 NYCRR Part 201-3.

Permit Structure and Description of Operations
The Title V permit for NEWTON FALLS PAPER MANUFACTURING PLANT

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

NEWTON FALLS PAPER MANUFACTURING PLANT is defined by the following emission unit(s):
Emission unit 1PAPER - This emission unit consists of two paper machines #3 and #4. On paper machine 3, paper is formed and passes through three dryer sections which are exhausted to an economizer and then to atmosphere (EP 00021). After the third dryer section, the paper is passed through a calendar prior to being rolled. The calendar is exhausted directly to atmosphere (EP 00020). On paper machine 4, paper passes through three dryer sections that are each exhausted by a separate economizer and exhaust stack (EP 00022, EP 00030, and EP 00031).
Emission unit 1PAPER is associated with the following emission points (EP):
00020, 00021, 00022, 00030, 00031
It is further defined by the following process(es):
Process: PM3 is located at FLOOR 1, Building MAIN - This process consists of paper machine #3. The paper is formed and passes through three dryer sections which are exhausted to an economizer and then to the atmosphere at emission point 00021. After the third drying section, it proceeds through a calendar prior to being rolled. The calendar is exhausted directly to the atmosphere at emission point 00020.

Process: PM4 is located at FLOOR 1, Building MAIN - This process consists of paper machine #4. The paper is formed and passes through dryer sections. Each dryer section is exhausted by a separate economizer and exhaust stack at emission points 00022, 00030, and 00031.

Emission unit 4COMBU - This emission unit consists of two # 6 oil fired boilers. Boilers 1 & 2, are

both rated at 99 MMBtu/hr and provide steam for facility operations and building heat. The boilers are exhausted directly to the atmosphere through a common stack (EP 00001).
Emission unit 4COMBU is associated with the following emission points (EP):
00001
It is further defined by the following process(es):
Process: CB1 is located at FLOOR 1, Building BOILER - This process consists of two #6 oil fired boilers (Boilers 1 and 2) that provide steam for space heating and daily process use. Boilers 1 and 2 are identical units rated at 99 mmbtu/hr and serve as the primary steam generators.

Emission unit 1PREPA - This emission unit consists of one exhaust system servicing the abbe blenders, mixers, and ammonia totes that exhausts through one emission point (00017) and one titanium make-up tank that mixes titanium dioxide, ansilex, and water. The titanium tank exhausts to atmosphere (EP 00018). The exhaust is directly above the tank.

Emission unit 1PREPA is associated with the following emission points (EP):
00017, 00018
It is further defined by the following process(es):
Process: CK1 is located at Building MAIN - Process CK1 consists of the coating preparation area where coating formulations are prepared for both paper machines and the off-machine coater. The exhaust system servicing the abbe blenders, mixers, and ammonia totes exhausts through emission point 00017.
Process: TMR is located at Building MAIN - Process TMR consists of a titanium make-up tank that mixes titanium dioxide, ansilex, and water. Bags of ansilex are opened above the tank and the powder is poured into the titanium dioxide slurry. A general ventilation room exhaust located directly above the tank exhausts particulate emissions to the atmosphere at emission point 00018.

Emission unit 1OFFMC - This emission unit consists of one off-machine coater that coats paper produced on both paper machines #3 and #4. The coater includes four drying oven sections. Three sections are exhausted directly to atmosphere (EP 00032, EP 00033, and EP 00034) and one is exhausted into the room.
Emission unit 1OFFMC is associated with the following emission points (EP):
00032, 00033, 00034
It is further defined by the following process(es):
Process: OMC is located at Building MAIN - This process consists of one off-machine coater that applies coating to paper produced from paper machines #3 and #4 and consists of three emission points.

Title V/Major Source Status
NEWTON FALLS PAPER MANUFACTURING PLANT is subject to Title V requirements. This determination is based on the following information:
Newstech St. Lawrence is major for NOx, VOCs, and SO2.

Program Applicability
The following chart summarizes the applicability of NEWTON FALLS PAPER MANUFACTURING PLANT with regards to the principal air pollution regulatory programs:

Regulatory Program	Applicability
PSD	YES
NSR (non-attainment)	NO
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 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 in compliance with all requirements

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 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
2621	PAPER MILLS EXC BUILDING PAPER

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
3-90-900-05	IN-PROCESS FUEL USE IN-PROCESS FUEL USE - FUEL STORAGE - FIXED ROOF TANKS OIL NO. 6: BREATHING LOSS
3-07-004-07	PULP & PAPER AND WOOD PRODUCTS PULP & PAPER & WOOD - PULPBOARD MANUFACTURE PULP & PAPER BOARD: COATING OPERATIONS
3-07-004-99	PULP & PAPER AND WOOD PRODUCTS PULP & PAPER & WOOD - PULPBOARD MANUFACTURE SEE COMMENT **
3-07-008-05	PULP & PAPER AND WOOD PRODUCTS PULP & PAPER & WOOD - SAWMILL OPERATIONS Planning/Trimming: Cyclone Exhaust
3-07-002-13	PULP & PAPER AND WOOD PRODUCTS PULP & PAPER & WOOD - SULFITE PULPING Digester/Blow Pit/Dump Tank: MgO w/ Process Change
4-02-007-10	SURFACE COATING OPERATIONS SURFACE COATING APPLICATION - GENERAL Adhesive: General
4-02-011-21	SURFACE COATING OPERATIONS SURFACE COATING OPERATIONS - FABRIC COATING/PRINTING ORG SOLV:SURF COAT:FABRIC PRINT:DRYER-STEAM COIL(ALSO SEE 4-02-040-XX)
4-02-040-04	SURFACE COATING OPERATIONS SURFACE COATING OPERATIONS - FABRIC PRINTING FABRIC PRINTING, ROLLER: STEAM CANS/DRYING

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

Cas No.	Contaminant Name	PTE lbs/yr	PTE Range
000079-10-7	2-PROPENOIC ACID(HAP)		> 0 but < 10 tpy
007664-41-7	AMMONIA		>= 10 tpy but < 25 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		>= 10 tpy but < 25 tpy
007440-47-3	CHROMIUM(HAP)		> 0 but < 10 tpy
007440-48-4	COBALT(HAP)		> 0 but < 10 tpy
000100-41-4	ETHYLBENZENE(HAP)		> 0 but < 10 tpy
000050-00-0	FORMALDEHYDE(HAP)		> 0 but < 10 tpy
0NY100-00-0	HAP		>= 2.5 tpy but < 10 tpy
007439-92-1	LEAD(HAP)		> 0 but < 10 tpy
007439-96-5	MANGANESE(HAP)		> 0 but < 2.5 tpy
007439-97-6	MERCURY(HAP)		> 0 but < 10 tpy
000067-56-1	METHYL ALCOHOL(HAP)		> 0 but < 10 tpy
000091-20-3	NAPHTHALENE(HAP)		> 0 but < 10 tpy
0NY059-28-0	NICKEL (NI 059)(HAP)		> 0 but < 10 tpy
0NY210-00-0	OXIDES OF NITROGEN		>= 100 tpy but < 250 tpy
0NY075-00-0	PARTICULATES		>= 50 tpy but < 100 tpy
007664-38-2	PHOSPHORIC ACID		> 0 but < 2.5 tpy
0NY075-00-5	PM-10		>= 50 tpy but < 100 tpy
130498-29-2	POLYCYCLIC AROMATIC HYDROCARBONS(HAP)		> 0 but < 10 tpy
007782-49-2	SELENIUM(HAP)		> 0 but < 10 tpy
000100-42-5	STYRENE(HAP)		> 0 but < 10 tpy
007446-09-5	SULFUR DIOXIDE	1766000	
000108-88-3	TOLUENE(HAP)		> 0 but < 10 tpy
0NY998-00-0	VOC		>= 40 tpy but < 50 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;

(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,

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:

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

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

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	30
FACILITY	40CFR 52-A.21	Prevention of Significant Deterioration	2-16
FACILITY	40CFR 52-A.21(r)(6)	Method for calculating actual emissions.	2-28, 2-29
FACILITY	40CFR 68	Chemical accident prevention provisions	14
FACILITY	40CFR 82-F	Protection of Stratospheric Ozone - recycling and emissions reduction	15
FACILITY	6NYCRR 200.6	Acceptable ambient air quality.	2-1
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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 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 201-6.5(a)(4)
This mandatory requirement applies to all Title V facilities. It requires the permittee to provide 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.

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 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 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 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 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 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.
This Part lists the regulated substances and there 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, NEWTON FALLS PAPER MANUFACTURING PLANT has been determined to be subject to the following regulations:

40CFR 52-A.21
This citation applies to facilities that are subject to Prevention of Significant Deterioration provisions; ie: facilities that are located in an attainment area and that emit pollutants which are listed in 40 CFR 52.21(b)(23)(i) .

40CFR 52-A.21 (r) (6)
This citation applies to facilities that are required to maintain records of emissions to verify that the facility modification has not caused emissions to exceed the major modification thresholds of the federal Prevention of Significant Deterioration regulation.

6NYCRR 201-3.1 (a)
An owner and/or operator of any of the exempt or trivial activities listed in this Subpart is exempt from the requirement to obtain registration or state facility permit. This does not apply to local air pollution control agency requirements.

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 201-7.2
This section of Part 201-7 specifies the criteria that need to be met in order to restrict emissions to avoid Title V or other applicable requirements using federally enforceable permit conditions permit.

6NYCRR 202-1.2
This regulation specifies that the department is to be notified at least 30 days in advance of any required stack test. The notification is to include a list of the procedures to be used that are acceptable to the department. Finally, free access to observe the stack test is to be provided to the department's representative.

6NYCRR 202-1.3
This regulation requires that any emission testing, sampling and analytical determination used to determine compliance must use methods acceptable to the department. Acceptable test methods may include but are not limited to the reference methods found in 40 CFR Part 60 appendix A and Part 61, appendix B. Alternate methods may be also be used provided they are determined to be acceptable by the department. Finally, unless otherwise specified, all emission test reports must be submitted within 60 days after completion of testing.

6NYCRR 212 .10 (c) (4) (iii)
This rule allows those sources which cannot achieve an overall removal efficiency of 81% or use coatings that don't exceed 3.5 lbs. VOC/gallon as applied for technological or economic reasons to use process specific reasonably available control technology (RACT) demonstrations for sources of volatile organic compounds (VOC) which are acceptable to the department and have been submitted to EPA for approval as a revision to the State Implementation Plan by the department.

6NYCRR 212 .4 (c)
This rule requires existing sources (in operation after July 1, 1973) of solid particulates with environmental rating of B or C which are not subject to Table 5 "Processes for which Permissible Emission Rate is Based on Process Weight, to be limited to an particulate emission rate not to exceed 0.05 grains per dry standard cubic foot.

6NYCRR 212 .6 (a)
This rule specifies an opacity limitation of less than 20% for any six consecutive minute period for all process emission sources.

6NYCRR 225-1.2 (a) (2)
This regulation prohibits any person from selling, offering for sale, purchasing or using any fuel which contains sulfur in a quantity exceeding the limitations set forth in Table 1, Table 2, or Table 3 of this section.

6NYCRR 227 .2 (b) (1)
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 227-1.3 (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 227-2.4 (c) (2)
This regulation requires mid-size boilers (fuel combustion units with a maximum heat input capacity greater than 50 million Btu per hour and equal to or less than 100 million Btu per hour that produce steam or heats water or any other heat transfer medium) to meet the following emission limits (listed in pounds NOx per million Btu) by May 31, 1985:

for Gas fuel -	0.10
for Distillate Oil -	0.12
for Residual Oil -	0.30

Compliance with these emission limits are determined with a 1-hour average in accordance with section 227-2.6(a)(4). If CEMs are used to determine compliance, the requirements of 227-2.6(b) apply, including the use of a 24-hour averaging period.

6NYCRR 228 .4
This citation prohibits any person from emitting (or to allow emissions) to the outdoor atmosphere having an average opacity of 20 percent or greater for any consecutive six-minute period from any emission source subject to this Part.

6NYCRR 228 .7
Table 1 lists the processes and a description of products that are regulated by Part 228 and the maximum permitted pounds of volatile organic compounds per gallon of coating at application.

Compliance Certification

Summary of monitoring activities at NEWTON FALLS PAPER MANUFACTURING PLANT:

Location Facility/EU/EP/Process/ES	Type of Monitoring	Cond No.
FACILITY	record keeping/maintenance procedures	2-28
FACILITY	record keeping/maintenance procedures	2-29
FACILITY	record keeping/maintenance procedures	5
FACILITY	record keeping/maintenance procedures	6
FACILITY	monitoring of process or control device parameters as surrogate	2-16
1-PAPER/-/PM3/PAPM3	work practice involving specific operations	2-31
1-PAPER/-/PM4/PAPM4	work practice involving specific operations	2-32
FACILITY	record keeping/maintenance procedures	10
FACILITY	intermittent emission testing	2-17
FACILITY	monitoring of process or control device parameters as surrogate	2-18
FACILITY	record keeping/maintenance procedures	2-19
FACILITY	work practice involving specific operations	2-20
FACILITY	work practice involving specific operations	2-21
FACILITY	record keeping/maintenance procedures	2-24
FACILITY	intermittent emission testing	2-25
4-COMBU/00001	monitoring of process or control device parameters as surrogate	2-33
FACILITY	record keeping/maintenance procedures	2-22
FACILITY	intermittent emission testing	2-23
FACILITY	monitoring of process or control device parameters as surrogate	2-26
FACILITY	work practice involving specific operations	2-27

Basis for Monitoring

Condition 5

This condition requires Newton Falls Fine Paper Company (NFFP) to submit compliance monitoring reports every 6 months. All facilities holding a Title V permit must make a demonstration of compliance with the permit's monitoring requirements every 6 months.

Condition 6

This condition requires NFFP to submit annual compliance certifications. All facilities holding a Title V permit must certify to the compliance status of the facility on an annual basis.

Condition 10

This condition requires NFFP to submit annual emission statements by April 15th every year. All facilities holding a Title V permit must submit an annual statement of air pollutant emissions from the facility.

Condition 2-15

This condition requires NFFP to limit facility emissions of sulfur dioxide (SO_2) to less than 883 tons

during any 12 month period. The condition includes an equation used by NFFP for calculating the monthly and 12 month rolling SO_2 emissions from the facility. The 883 ton limit was derived from the facilities average past actual annual emissions plus 38 tons to ensure that NFFP, as the new owners of the facility, does not operate the facility in a manner that SO_2 emissions would exceed the significant source project threshold of 40 tons contained in the federal Prevention of Significant Deterioration (PSD) regulation, 40 CFR Part 52.21.

Condition 2-17
This condition requires NFFP to limit particulate emissions from Emission Unit 1-PAPER, Emission Points 00020, 00021, 00022, 00030 & 00031 and Emission Unit 1-PREPA, Emission Points 00017 & 00018 to less than 0.050 grains per cubic foot of exhaust gas. This is a requirement contained in 6 NYCRR Part 212 for exhausts from process emission sources not limited elsehwere by state air pollution control regulation.

Condition 2-18
This condition requires NFFP to limit visible emissions from Emission Unit 1-PAPER, Emission Points 00020, 00021, 00022, 00030 & 00031 and Emission Unit 1-PREPA, Emission Points 00017 & 00018 to less than 20% opacity. This is a requirement contained in 6 NYCRR Part 212 for exhausts from process emission sources not limited elsehwere by state air pollution control regulation.

Condition 2-19
This condition requires NFFP to conduct observations of visible emissions from Emission Unit 1-PAPER, Emission Points 00020, 00021, 00022, 00030 & 00031 and Emission Unit 1-PREPA, Emission Points 00017 & 00018 on a daily basis. NFFP must log the results of all observations made and investigate and resolve the cause of any visible emissions from these emission points. These monitoring, record keeping and reporting requirements will be used by NFFP to demonstrate the compliance status with the limits in conditions 2-17 & 2-18, unless further emissions testing is requested by the Department.

Condition 2-20
This condition requires NFFP to use distillate fuel oil with a sulfur content of less than 1.5 percent by weight. NFFP must maintain a log of the sulfur content for every delivery of distillate fuel oil. The sulfur content of fuel oil is limited by 6 NYCRR Part 225-1 for any facility combusting fuel oil in New York State.

Condition 2-21
This condition requires NFFP to use residual fuel oil with a sulfur content of less than 1.5 percent by weight. NFFP must maintain a log of the sulfur content for every delivery of residual fuel oil. The sulfur content of fuel oil is limited by 6 NYCRR Part 225-1 for any facility combusting fuel oil in New York State.

Condition 2-22
This condition requires NFFP to perform manufacturer recommended preventative maintenance on the burner tips of boilers #1 & #2 (Emission Sources BCU01 & BCU02). This requirement is being included in the permit as a method of monitoring and demonstrating compliance with the oxides of nitrogen (NOx) emission limit contained in condition 2-23 during the time between required emission tests.

Condition 2-23

This condition requires NFFP to limit the oxides of nitrogen (NOx) emissions from Emission Unit 4-COMBU, Emission Sources BCU01 & BCU02 to less than 0.30 pounds per million BTUs. NFFP must perform a stack emissions test to demonstrate the compliance status with this limit once during the term of the permit. NOx emissions from mid-size boilers must meet the reasonably available control technology (RACT) limits contained in 6 NYCRR Part 227-2.

Condition 2-24
This condition requires NFFP to perform tune-ups on boilers #1 & #2 (Emission Sources BCU01 & BCU02). This requirement is being included in the permit as a method of monitoring and demonstrating compliance with the particulate matter (PM) emission limit contained in condition 2-25 during the time between required emission tests.

Condition 2-25
This condition requires NFFP to limit particulate matter (PM) emissions from Emission Unit 4-COMBU, Emission Sources BCU01 & BCU02 to less than 0.10 pounds per million BTUs. NFFP must perform a stack emissions test to demonstrate the compliance status with this limit once during the term of the permit. Emissions from all boilers combusting fuel oil must meet the PM limits contained in 6 NYCRR Part 227.

Condition 2-26
This condition requires NFFP to limit the visible emissions from Emission Unit 1-OFFMC, Emission Points 00032, 00033 & 00034 to less than 20 percent opacity. NFFP will perform daily observations from these emission points to demonstrate the compliance status with regard to the opacity limit. Visible emissions from all surface coating sources in New York State are limited by 6 NYCRR Part 228.

Condition 2-27
This condition requires NFFP to limit the volatile organic compound (VOC) content of all surface coatings applied at paper coating lines (Emission Unit 1-OFFMC, Emission Source OMC01 and Emission Unit 1-PAPER, Emission Sources PAPM3 & PAPM4) to less than 2.9 pounds per gallon. VOC emissions from paper coating lines must meet the reasonably available control technology (RACT) limits contained in 6 NYCRR Part 228.

Condition 2-28
This condition requires NFFP to verify annual emissions of particulate matter less than 10 microns in diameter (PM-10). The condition contains an equation to be used to calculate the monthly PM-10 emissions and the PM-10 emissions during any 12 month period. In order to demonstrate compliance with the requirements of the federal Prevention of Significant Deterioration (PSD) regulation NFFP must verify its actual annual emissions of pollutants that could be expected to increase, in this case PM-10, along with those are known to increase under new ownership by NFFP such as sulfur dioxide.

Condition 2-29
This condition requires NFFP to verify annual emissions of oxides of nitrogen (NOx). The condition contains an equation to be used to calculate the monthly NOx emissions and the NOx emissions during any 12 month period. In order to demonstrate compliance with the requirements of the federal Prevention of Significant Deterioration (PSD) regulation NFFP must verify its actual annual emissions of pollutants that could be expected to increase, in this case NOx, along with those are known to increase under new ownership by NFFP such as sulfur dioxide.

Condition 2-31

This condition requires NFFP to limit volatile organic compound (VOC) emissions from Emission Unit 1-PAPER, Emission Source PAPM3 to 28.7 tons per year. This limit represents a variance for reason of economic infeasibility for the reasonably available control technology (RACT) requirements for process emissions sources regulated under 6 NYCRR Part 212. NFFP will determine VOC emissions by using mass balance calculations on raw materials used in the paper making process and assume that all raw material VOC utilized is emitted. NFFP must reevaluate RACT as part of its Title V renewal application.

Condition 2-32

This condition requires NFFP to limit volatile organic compound (VOC) emissions from Emission Unit 1-PAPER, Emission Source PAPM4 to 28.2 tons per year. This limit represents a variance for reason of economic infeasibility for the reasonably available control technology (RACT) requirements for process emissions sources regulated under 6 NYCRR Part 212. NFFP will determine VOC emissions by using mass balance calculations on raw materials used in the paper making process and assume that all raw material VOC utilized is emitted. NFFP must reevaluate RACT as part of its Title V renewal application.

Condition 2-33

This condition requires NFFP to limit visible emissions from Emission Unit 4-COMBU, Emission Point 00001 to less than 20 percent opacity. NFFP will perform daily observations from this emission point to demonstrate the compliance status with regard to the opacity limit. Emissions from all boilers must meet the opacity limits contained in 6 NYCRR Part 227-1.