

New York State Department of Environmental Conservation

Permit Review Report

Permit ID: 9-1462-00001/00013 Modification Number: 2



05/11/2004

Facility Identification Data

Name: CHAFFEE LANDFILL
Address: 10860 OLEAN ROAD
CHAFFEE, NY 14030-9799

Owner/Firm

Name: WASTE MANAGEMENT OF NEW YORK LLC
Address: 123 VARICK AVE
BROOKLYN, NY 11237, USA
Owner Classification: Corporation/Partnership

Permit Contacts

Division of Environmental Permits:
Name: DAVID S DENK
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BUFFALO, NY 14203-2999

Division of Air Resources:
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CHAFFEE, NY 14030
Phone:7164965000

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 permit contains all of the applicable air pollution control requirements and appropriate monitoring and reporting conditions for the operations at the Chaffee Landfill. The Chaffee Landfill is an operating municipal solid waste landfill with an active landfill gas collection system and an enclosed flare used to combust the collected landfill gas. In addition, a maintenance shop is located at the facility to repair

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landfill equipment, refuse trucks and dumpsters.

The purpose for this Title V Permit modification is to modify the existing Title V Permit to include changes per the United States Environmental Protection Agency (USEPA or Agency) Order which was received by the New York State Department of Environmental Conservation (NYSDEC or Department) on July 7, 2003.

During the permit modification process, the Department has also made several modifications to the permit in response to questions and comments received from USEPA, Waste Management and the public subsequent to the issuance of the initial Title V permit. These modifications don't add or change any applicable requirement but are intended to provide additional clarification to the requirements of the permit and to better describe the operations at the Chaffee Landfill.

The following changes are included in this modification in response to the EPA order:

1. The permit now includes all requirements of the National Emissions Standards for Hazardous Air Pollutants: Municipal Solid Waste Landfills (MSW Landfills NESHAP), also known as the Maximum Achievable Control Technology standard (MACT).
2. The permit has been revised to treat the facility as a major source of Volatile Organic Compound (VOC) emissions that must comply with VOC RACT requirements for surface coating operations in the maintenance shop at the facility.
3. The permit has been revised to include a facility wide limit for Carbon Monoxide (CO) emissions and to include requirements for additional testing and monitoring of the landfill gas flare. A specific condition was written to limit the CO emissions from the Chaffee Landfill enclosed flare to less than 240 tons per year. This will be accomplished by monitoring the carbon monoxide emissions on a 12-month rolling total basis and by the enclosed flare continuously operating at the emission rates established by the most recent emission test report.

The Department expired Condition 39 from the Permit due to the fact that Chaffee Landfill does not choose to operate each interior wellhead in the collection system with a nitrogen level in the landfill gas less than 20%. Rather, Chaffee Landfill has chosen to operate each interior wellhead in the collection system with an oxygen level in the landfill gas less than 5%, as required in Condition 40.

The Department expired Condition 77 from the Permit due to the fact that it was properly replaced by Condition 2-19.

Chaffee Landfill has one remote-reservoir degreasing unit that is considered a trivial activity under 6 NYCRR Part 201-3.3(49). Remote reservoir parts cleaners whose use of solvent is contained to the immediate cleaning of the part, after which time the solvent is drained through a drain opening, not to exceed 16 square inches, and is returned to a remote reservoir containing the solvent. The issued Title V Permit, Mod 0, states "C.I.D. has three degreasing tanks for cleaning miscellaneous vehicle parts and tools. Two tanks are remote reservoirs and are considered trivial activities under 6NYCRR Part 201-3.3. The other degreasing tank is a rectangular basin, 30.5"x60"x8.5", and holds approximately 51 gallons of Safety Kleen's 105 solvent." Due to the fact that the Department cannot change the Process Description

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in the Original Title V Permit, Mod 0, the permit has been changed to show that this Process Description has expired and that the degreasing unit is exempt.

Attainment Status

CHAFFEE LANDFILL is located in the town of SARDINIA in the county of ERIE. 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*	MARGINAL 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

Chaffee Landfill is primarily engaged in the land disposal of municipal solid waste (MSW) generated by residential, commercial, and light industrial sources. A mining operation provides materials for construction and operation of the landfill. Maintenance activities, including a paint spray booth and two exempt parts cleaning tanks provide support for upkeep of the vehicles and equipment at the facility.

Permit Structure and Description of Operations

The Title V permit for CHAFFEE LANDFILL 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



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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.

CHAFFEE LANDFILL is defined by the following emission unit(s):

Emission unit M00001 - Miscellaneous maintenance activities are performed at the facility for the equipment and vehicles owned by WMNY. These activities include a paint booth and a parts cleaning tank.

Emission unit M00001 is associated with the following emission points (EP): M0001, M0002

It is further defined by the following process(es):

Process: PSB is located at Building MB - Chaffee Landfill operates a paint spray booth to coat miscellaneous equipment, primarily waste receptacles. The booth is approximately 25 feet wide and 60 feet long. A high volume low pressure (HVLP) spray gun is used with a rated capacity of 0.117 gal/min. Emissions are vented through particulate filters, rated at 90% efficiency and then exhausted through two identical stacks.

Emission unit L00001 - The Chaffee landfill began operation 1958 as an unlined municipal landfill. Chaffee Landfill, Inc., acquired the 36 acre landfill and associated properties in October 1977. USA Waste, which later merged with Waste Management Inc., purchased all the properties held by CID Landfill, Inc. north and south of Hand Road in 1998.

Chaffee Landfill, Inc. was issued a NYSDEC 6 NYCRR Part 360 Operation Permit (No. 2629) for a solid waste management facility, in November 1981. The permit included provisions for construction of a leachate collection system in and around the 36 acres "original fill area". The area within the leachate collection system, known as the "original fill area," covered approximately 36 acres, or 70 percent of the permitted area. Subsequent renewals and modifications to this permit increased the area permitted for landfill development from the original 36 acres to 50.93 acres. The additional 15 acres of landfill area was built with a clay liner and a leachate collection system.

A permit modification was issued in 1999 (No. 9-1462-00001/00006) that included a modification to increase the height of the clay berm and support structure on the north, east, south and southwest portions of the landfill. The modification increased the disposal capacity of the landfill by approximately 2 million cubic yards. The modification also increased the waste placement rate of the facility from 100,100 tons



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per quarter to 150,000 tons per quarter. The capacity of the landfill is 10,041,000 tons of municipal solid waste.

Prior to the completion of the updated landfill gas collection system in December 2002, landfill gas from the existing Chaffee Landfill was being collected from fewer than 15 active collection wells. Approximately 45 vertical and several hundred feet of horizontal active landfill gas collectors have been installed across the existing 50.93 acre landfill in order to comply with the Federal New Source Performance Standards (NSPS) that became effective at the facility when the expansion was approved by the Department in 1999.

The original 36 acres of developed landfill are unlined (waste was placed directly on native ground). The remaining 15 acres of landfill was constructed with a 2 foot clay liner and a leachate collection system. Currently, approximately 8 acres of the landfill have received a final cap. The remaining 43 acres will be capped as it reaches final grade.

Collected landfill gas is combusted in an enclosed John Zink Co. flare which has been tested on site and has shown compliance with the requirements of the NSPS standard. Air emissions from the landfill include primarily combustion components from the operation of the flare and emissions from the uncollected landfill gas.

The Department has made previous compliance and applicability determinations in relation to the landfill operations at Chaffee. Two notable instances are:

1. When the landfill was issued a permit for an increase in capacity in 1999, a determination was made by the Department that the facility became subject to the provisions of the Federal New Source Performance Standards (NSPS) for Landfills instead of the New York Emission Guidelines for landfills (6NYCRR Part 208). Chaffee Landfill has subsequently complied with the NSPS requirements.
2. The 1999 expansion was also considered a physical change requiring an applicability determination for both the Federal and State new source review programs. To conduct the applicability determination, a conservative approach was used to maximize potential emission increases at the facility and minimize applicability thresholds. The Department determined that the Federal Prevention of Significant Deterioration (PSD) regulation was not applicable to the emission increases associated with the 1999 expansion because emission increases of 40 tons per year (tpy) of carbon monoxide, 2 tpy of nitrogen oxide, and 0.9 tpy of particulate were less than the PSD applicability thresholds of 100 tpy, 40 tpy, and 15 tpy, respectively. In addition, the State new source review regulation (6 NYCRR Part 231-2) was not applicable because the emission increases of 11.8 tpy of volatile organic compounds and 2 tpy of nitrogen oxide were less than the applicability threshold of 40 tpy and 40 tpy respectively.

Emission unit L00001 is associated with the following emission points (EP):
L0001

It is further defined by the following process(es):

Process: FUGLANDFILL OPERATIONS INCLUDE THOSE EMISSIONS THAT ARE NOT COLLECTED AND COMBUSTED IN THE FLARE.

Process: LEALandfill operations produce leachate which is collected in leachate tanks and condensate tanks. As the tanks near their capacity, the leachate is pumped into trucks and shipped off-site.

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Process: LGFChaffee Landfill operates a John Zink enclosed ground flare system for control of landfill gas emissions. The flare has dimensions of 11 feet 4 inches outer diameter by 40 feet 1 inch tall.

Title V/Major Source Status

CHAFFEE LANDFILL is subject to Title V requirements. This determination is based on the following information:

This facility is considered a major source because the facility's potential to emit carbon monoxide is greater than the major facility threshold of 100 tons per year. It is also considered major for VOC emissions because the facility's potential to emit VOC is greater than the major facility threshold of 50 tons per year when the contribution of the uncollected landfill gas is included in the facility total. Uncollected landfill gas emissions were not previously included in facility emission totals due to the Departments belief that uncollected emissions are fugitive in nature and therefore not to be included in emission totals for this type of facility. USEPA has informed the Department through their July 7, 2003 permit reopening order that they do not agree with the Department's interpretation and must include the emission contribution of uncollected VOC emissions. The Department, while currently agreeing to comply with the USEPA reopening order, is researching the appropriateness of not considering uncollected landfill gas as fugitive emissions and may initiate a future permit modification.

Program Applicability

The following chart summarizes the applicability of CHAFFEE LANDFILL with regards to the principal air pollution regulatory programs:

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

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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.

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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
1459	CLAY AND RELATED MINERALS NEC
4953	REFUSE SYSTEMS

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
4-01-002-95	ORGANIC SOLVENT EVAPORATION ORGANIC SOLVENT EVAPORATION - DEGREASING OTHER NOT CLASSIFIED - GENERAL DEGREASING UNITS
5-02-006-02	SOLID WASTE DISPOSAL - COMMERCIAL/INSTITUTIONAL SOLID WASTE DISPOSAL: COMMERCIAL - LANDFILL DUMP MUNICIPAL: FUGITIVE EMISSIONS ** (USE 5-01-004-02)
5-02-006-01	SOLID WASTE DISPOSAL - COMMERCIAL/INSTITUTIONAL SOLID WASTE DISPOSAL: COMMERCIAL - LANDFILL DUMP WASTE GAS FLARES ** (USE 5-01-004-10)
5-03-006-02	SOLID WASTE DISPOSAL - INDUSTRIAL SOLID WASTE DISPOSAL: INDUSTRIAL - LANDFILL DUMP Liquid Waste Disposal
4-02-001-10	SURFACE COATING OPERATIONS SURFACE COATING APPLICATION - GENERAL Paint: Solvent-Base

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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	Range
000630-08-0	CARBON MONOXIDE	480000	
0NY100-00-0	HAP	>= 10	tpy but < 25 tpy
0NY998-00-0	VOC	>= 50	tpy but < 100 tpy

NOTIFICATION OF GENERAL PERMITTEE OBLIGATIONS

Item A: Sealing - 6NYCRR Part 200.5

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

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

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Unless authorized by the Commissioner, no person shall remove or alter any seal affixed to any contamination source in accordance with this section.

Item B: Acceptable Ambient Air Quality - 6NYCRR Part 200.6

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

Item C: Maintenance of Equipment - 6NYCRR Part 200.7

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

Item D: Unpermitted Emission Sources - 6NYCRR Part 201-1.2

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

(a) The owner and/or operator must apply for a permit for such emission source or register the facility in accordance with the provisions of Part 201.

(b) The emission source or facility is subject to all regulations that were applicable to it at the time of construction or modification and any subsequent requirements applicable to existing sources or facilities.

Item E: 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.

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(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 F: Recycling and Salvage - 6NYCRR Part 201-1.7

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

Item G: Prohibition of Reintroduction of Collected Contaminants to the Air - 6NYCRR Part 201-1.8

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

Item H: 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 I: Proof of Eligibility for Sources Defined as Exempt Activities - 6

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NYCRR Part 201-3.2(a)

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

Item J: Proof of Eligibility for Sources Defined as Trivial Activities - 6 NYCRR Part 201-3.3(a)

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

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

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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 N: 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 O: Providing Information Upon Request - 6 NYCRR Part 201-6.5(a)(4)

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

Item P: Cessation or Reduction of Permitted Activity Not a Defense - 6 NYCRR 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 Q: 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 R: Fees - 6 NYCRR Part 201-6.5(a)(7)

The owner and/or operator of a stationary source shall pay fees to the department consistent with the fee schedule authorized by 6 NYCRR Subpart 482-2.

Item S: Right to Inspect - 6 NYCRR Part 201-6.5(a)(8)

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

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

Item T: 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 U: Progress Reports and Compliance Schedules - 6 NYCRR Part 201-6.5(d)(5)

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

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

Item V: Off Permit Changes - 6 NYCRR Part 201-6.5(f)(6)

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No permit revision will be required for operating changes that contravene an express permit term, provided that such changes would not violate applicable requirements as defined under this Part or contravene federally enforceable monitoring (including test methods), recordkeeping, reporting, or compliance certification permit terms and conditions. Such changes may be made without requiring a permit revision, if the changes are not modifications under any provisions of Title I of the Act and the changes do not exceed the emissions allowable under the permit (whether expressed therein as a rate of emissions or in terms of total emissions) provided that the facility provides the Administrator and the Department with written notification in advance of the proposed changes within a minimum of 7 days as required by 6 NYCRR §201-6.5(f)(6).

Item W: 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

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information from the permittee concerning the ability to enter, inspect and monitor the facility.

Item X: 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 Y: Required Emission Tests - 6 NYCRR Part 202-1.1

An acceptable report of measured emissions shall be submitted, as may

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

Item Z: Visible Emissions Limited - 6 NYCRR Part 211.3

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

Item AA: Open Fires - 6 NYCRR Part 215

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

Item BB: 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 CC: 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.

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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	2-20
FACILITY	40CFR 60-A.12	General provisions - Circumvention	34
FACILITY	40CFR 60-A.4	General provisions - Address	25
FACILITY	40CFR 60-A.7(c)	Notification and Recordkeeping	26
FACILITY	40CFR 60-A.7(d)	Notification and Recordkeeping	27
FACILITY	40CFR 60-A.7(f)	Notification and Recordkeeping	28
FACILITY	40CFR 60-A.8(b)	Performance Tests	29
FACILITY	40CFR 60-A.8(d)	Performance Tests	30
FACILITY	40CFR 60-A.8(e)	Performance Tests	31
FACILITY	40CFR 60-A.8(f)	Performance Tests	32
FACILITY	40CFR 60-A.9	General provisions - Availability of information	33
FACILITY	40CFR 60-WWW.752(b)(2)	Standards for air emissions from MSW landfills	36

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FACILITY	40CFR 60-WWW.753(e)	Operational Standards for Collection and Control Systems - Collected Gases to Control System 43
FACILITY	40CFR 60-WWW.753(f)	Operational Standards for Collection and Control Systems - Control 44
FACILITY	40CFR 60-WWW.753(g)	Operational Standards for Collection and Control Systems - Corrective Action 2-13
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FACILITY	40CFR 60-WWW.755(a)	Compliance Provisions - collection system 49
FACILITY	40CFR 60-WWW.755(c)	Compliance Provisions - surface methane 51
FACILITY	40CFR 60-WWW.755(d)	Compliance Provisions - instrumentation specifications 52
FACILITY	40CFR 60-WWW.755(e)	Compliance Provisions - Start-up, shutdown, or malfunction 53
FACILITY	40CFR 60-WWW.756(a)	Monitoring of Operations 54
FACILITY	40CFR 60-WWW.756(b)	Monitoring of Operations - Enclosed Combustor 55
FACILITY	40CFR 60-WWW.756(f)	Monitoring of Operations - Surface Methane 56
FACILITY	40CFR 60-WWW.757(d)	Reporting Requirements - Closure Report 57
FACILITY	40CFR 60-WWW.757(e)	Reporting Requirements - Control Equipment Removal 58
FACILITY	40CFR 60-WWW.757(f)	Reporting requirements - Annual Reports 59
FACILITY	40CFR 60-WWW.757(g)	Reporting requirements - Collection and control system 60
FACILITY	40CFR 60-WWW.758(a)	Recordkeeping requirements - waste 61
FACILITY	40CFR 60-WWW.758(b)	Recordkeeping requirements - control equipment 62
FACILITY	40CFR 60-WWW.758(c)	Recordkeeping requirements - operating parameters 63
FACILITY	40CFR 60-WWW.758(d)	Recordkeeping requirements - collectors 64

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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 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 201-6

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

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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(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 201-6.5(g)

Permit Exclusion Provisions - specifies those actions, such as administrative orders, suits, claims for natural resource damages, etc that are not affected by the federally enforceable portion of the permit, unless they are specifically addressed by it.

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.

40 CFR Part 68.

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

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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, CHAFFEE LANDFILL has been determined to be subject to the following regulations:

40CFR 60-A.12

This regulation prohibits an owner or operator from concealing emissions in violation of applicable standards by any means.

40CFR 60-A.4

This condition lists the USEPA Region 2 address for the submittal of all communications to the "Administrator". In addition, all such communications must be copied to NYSDEC Bureau of Enforcement and Compliance Assurance.

40CFR 60-A.7 (c)

This requirement details the information to be submitted in excess emissions and monitoring systems performance reports which must be submitted at least semi-annually for sources with compliance monitoring systems.

40CFR 60-A.7 (d)

This condition specifies the required information and format for a summary report form and details when either a summary form and/or excess emissions reports are required.

40CFR 60-A.7 (f)

This condition specifies requirements for maintenance of files of all measurements, including continuous monitoring system (CMS), monitoring device, and performance testing measurements; all CMS performance evaluations; all CMS or monitoring device calibration checks; adjustments and maintenance performed on these systems or devices for at least two years.

40CFR 60-A.8 (b)

This regulation contains the requirements for Performance test methods and procedures, to be used by the owner or operator, of the affected facility.

40CFR 60-A.8 (d)

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This regulation contains the requirements for advance notification of Performance (stack) testing.

40CFR 60-A.8 (e)

This regulation requires the facility to provide appropriate sampling ports, safe platforms and utilities as necessary for Performance (stack) testing.

40CFR 60-A.8 (f)

This regulation requires that Performance (stack) tests consist of three runs unless otherwise specified. The rule also designates the allowable averaging methods for the analysis of the results.

40CFR 60-A.9

This rule citation allows the public access to any information submitted to the EPA Administrator (or state contact), in conjunction with a project subject to this section of the regulation.

40CFR 60-WWW.752 (b) (2)

This condition outlines the compliance requirements and timeframes for landfills with a calculated NMOC emission rate equal to or greater than 50 megagrams per year.

40CFR 60-WWW.752 (b) (2) (iii) ('B')

This condition requires the owner or operator of the landfill to reduce the emissions of NMOC by 98% after the control device. A lower temperature limit for the combustion flare is established after a compliance test is completed and approved.

40CFR 60-WWW.753 (b)

This condition requires that the collection system be operated under negative pressure.

40CFR 60-WWW.753 (c)

This condition requires that each interior wellhead in the collection system be operated such that the landfill gas temperature is less than 55 °C and with a nitrogen content less than 20% or an oxygen content less than 5%.

40CFR 60-WWW.753 (d)

This condition requires that the collection system be operated such that the concentration of methane on the surface of the landfill is less than 500 parts per million (by volume).

40CFR 60-WWW.753 (e)

This condition requires that all collected gases be sent to a control system when the collection system is operating.

40CFR 60-WWW.753 (f)

This condition requires that the control or treatment system be operated at all times when the collected gas is sent to the system.

40CFR 60-WWW.753 (g)

This condition requires that any problems at the landfill, found as a result of the monitoring of operation of the collection or control system be repaired or fixed within 15 days.

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40CFR 60-WWW.754 (b)

After the installation of a collection and control system in compliance with 40 CFR Part 60.755, the owner or operator shall calculate the NMOC emission rate for purposes of determining when the system can be removed as provided in 40 CFR Part 60.752(b)(2)(v).

40CFR 60-WWW.754 (d)

This condition requires that Method 18 or 25C be used to determine the destruction efficiency of the control system. An efficiency of 98% must be achieved, or the outlet NMOC concentration must be less than 20 ppm.

40CFR 60-WWW.755 (a)

This condition sets forth the compliance provisions for the collection system at an MSW landfill.

40CFR 60-WWW.755 (c)

This condition sets forth the procedures to be used to determine compliance with the surface methane operational standard. The perimeter and surface area of the landfill are monitored for methane concentrations. If the concentration is 500 parts per million above background, corrective action must be taken.

40CFR 60-WWW.755 (d)

This condition sets forth the instrumentation specifications and procedures for determining the surface methane concentration.

40CFR 60-WWW.755 (e)

This condition requires that the provisions of this subpart apply at all times, except during periods of start-up, shutdown, or malfunction, provided that the duration of start-up, shutdown, or malfunction shall not exceed 5 days for collection systems and shall not exceed 1 hour for treatment or control devices

40CFR 60-WWW.756 (a)

This condition sets forth the monitoring requirements for an active gas collection system. Landfill gas temperature, pressure and oxygen or nitrogen content must be monitored.

40CFR 60-WWW.756 (b)

This condition sets forth the monitoring requirements for an enclosed combustor used to control landfill gas. Flow rate and temperature must be monitored.

40CFR 60-WWW.756 (f)

This condition requires that monitoring of surface methane concentrations be done according to the requirements of 40 CFR 60.755(d).

40CFR 60-WWW.757 (d)

This condition requires that each owner or operator of a controlled landfill shall submit a closure report to the Administrator 30 days after the landfill stops accepting waste.

40CFR 60-WWW.757 (e)

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This condition requires that each owner or operator of a controlled landfill submit an equipment removal report to the EPA Administrator 30 days prior to removal or cessation of operation of the control equipment

40CFR 60-WWW.757 (f)

This condition sets forth the requirements for the annual report from the MSW landfill.

40CFR 60-WWW.757 (g)

This condition sets forth the required information to be included in the initial performance test report (i.e., stack test) for the control system at an MSW landfill.

40CFR 60-WWW.758 (a)

This condition requires that 5 years if up-to-date records be kept of the current amount of waste in place at the landfill.

40CFR 60-WWW.758 (b)

This condition specifies the records to be kept regarding the control equipment at the landfill.

40CFR 60-WWW.758 (c)

This condition requires each owner or operator of a controlled landfill to keep for 5 years up-to-date, readily accessible continuous records of the equipment operating parameters specified to be monitored in 40 CFR Part 60.756 as well as up-to-date, readily accessible records for periods of operation during which the parameter boundaries established during the most recent performance test are exceeded.

40CFR 60-WWW.758 (d)

This condition requires each owner or operator to keep, for the life of the collection system, an up-to-date, readily accessible plot map showing each existing and planned collector (eg. well) in the system and providing a unique identification location label for each collector.

40CFR 60-WWW.758 (e)

This condition requires each owner or operator to keep for at least 5 years up-to-date, readily accessible records of all collection and control system exceedances of the operational standards in 40 CFR Part 60.753, the reading in the subsequent month whether or not the second reading is an exceedance, and the location of each exceedance

40CFR 60-WWW.759 (c)

This condition provides the specifications for the construction and installation of the active collection system

40CFR 61-M.154

Owner or operator shall comply with the requirements of 40 CFR Part 61.154 when accepting asbestos-containing waste material.

40CFR 63-AAAA.1955 (b)

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This regulation requires the facility to develop and implement a written startup, shutdown, and malfunction (SSM) plan.

40CFR 63-AAAA.1980 (a)

This regulation requires the owner or operator of the landfill to submit a report, on a semi annual basis of the following:

- any time the monitoring of wellhead parameters showed exceedances of temperature, pressure or nitrogen and oxygen content
- description and duration of any gas diversion from the control device
- description and duration when the control device was not operating for more than 1 hour
- all periods when the collection system was not operating for 5 days or more
- location of each exceedance of the 500 ppm standard for surface methane
- date of installation and location of any additional wells for the collection system.

6NYCRR 200 .1

This section contains a definition of terms referred to throughout New York's entire codes, rules and regulations.

6NYCRR 200 .3

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

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 201-7.1

This subpart specifies how a source owner or operator may opt to avoid being subject to one or more applicable requirements to which the source or unit would have otherwise been subject, or where needed to establish an emission reduction credit by accepting federally-enforceable permit conditions restricting or capping emissions.

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 a particulate emission rate not to exceed 0.05 grains per dry standard cubic foot.

6NYCRR 212 .5 (b)

This section establishes emission rates for a single control device that exits to the atmosphere through more than one emission point

6NYCRR 212 .6 (a)

This rule specifies an opacity limitation of less than 20% for any six consecutive minute period for all

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process emission sources.

6NYCRR 228 .10

This regulation specifies the requirements for the handling, storage, and disposal of VOC containing materials.

6NYCRR 228 .5 (a)

This regulation requires the facility to maintain and, upon request, provide certification of the VOC content of surface coating materials.

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 CHAFFEE LANDFILL:

Location Facility/EU/EP/Process/ES	Type of Monitoring	Cond No.
L-00001	monitoring of process or control device parameters as surrogate	2-17
FACILITY	work practice involving specific operations	38
FACILITY	work practice involving specific operations	40
FACILITY	work practice involving specific operations	41
FACILITY	ambient air monitoring	42
FACILITY	work practice involving specific operations	43
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FACILITY	record keeping/maintenance procedures	65
FACILITY	record keeping/maintenance procedures	2-14
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Basis for Monitoring

Most of the monitoring requirements contained in this permit are based on specific monitoring methods and observations as prescribed in the applicable rules. Facility specific monitoring conditions were written to assure that reliable information is obtained representing the facility's compliance status for the following issue:

Carbon Monoxide (CO) emission cap:

This specific condition was written to limit the CO emissions from the Chaffee Landfill enclosed flare to less than 240 tons per year, so the Federal Prevention of Significant Deterioration requirements do not apply to the facility. This will be accomplished by monitoring the carbon monoxide emissions on a 12-month rolling total basis and by the enclosed flare continuously operating at the emission rates established by the most recent emission test report.