



PERMIT
Under the Environmental Conservation Law (ECL)

IDENTIFICATION INFORMATION

Permit Type: Air State Facility
Permit ID: 2-6107-00141/00013
Effective Date: 05/04/2017 Expiration Date: 05/03/2027

Permit Issued To: WARBASSE HOUSES INC
2800 W 5TH ST
BROOKLYN, NY 11224-4626

Contact: THOMAS AULETTI
AMALGAMATED WARBASSE HOUSES INC
2800 W 5TH ST
BROOKLYN, NY 11224
(718) 266-9048

Facility: WARBASSE HOUSES & POWER PLANT
2701 W 6TH ST
BROOKLYN, NY 11224

Contact: VINCENT DIMPERIO
AMALGAMATED WARBASSE HOUSES INC
2701 WEST 6TH ST
BROOKLYN, NY 11224
(718) 372-8764

Description:
Renewal/Modification of Air State Facility permit.

WARBASSE HOUSES & POWER PLANT is an apartment complex with a power plant located at 2701 W 6th St in Brooklyn, New York.

The facility operates a combustion installation consisting of 2 (two) boilers with a heat input capacity 141.7 mmBtu/hr and 130 mmBtu/hr, and four emergency diesel generators 450 kW, 450 kW, 2000 kW and 560 kW. Each source emits through the individual stack.

The annual facility nitrogen oxides (NO_x) emissions are limited to 24.9 tons per year.

Records demonstrating compliance with this cap will be kept in accordance with the permit specific conditions.

The facility is subject to the provisions of State Facility requirements specified under 6NYCRR 201-7.

The Air State Facility permit contains a listing of the applicable federal, state, and compliance monitoring requirements for the facility.

New York State Department of Environmental Conservation
Facility DEC ID: 2610700141



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

Permit Administrator: STEPHEN A WATTS
 47-40 21ST ST
 LONG ISLAND CITY, NY 11101-5401

Authorized Signature: _____ Date: ___ / ___ / _____



Notification of Other State Permittee Obligations

Item A: Permittee Accepts Legal Responsibility and Agrees to Indemnification

The permittee expressly agrees to indemnify and hold harmless the Department of Environmental Conservation of the State of New York, its representatives, employees and agents ("DEC") for all claims, suits, actions, and damages, to the extent attributable to the permittee's acts or omissions in connection with the compliance permittee's undertaking of activities in connection with, or operation and maintenance of, the facility or facilities authorized by the permit whether in compliance or not in any compliance with the terms and conditions of the permit. This indemnification does not extend to any claims, suits, actions, or damages to the extent attributable to DEC's own negligent or intentional acts or omissions, or to any claims, suits, or actions naming the DEC and arising under article 78 of the New York Civil Practice Laws and Rules or any citizen suit or civil rights provision under federal or state laws.

Item B: Permittee's Contractors to Comply with Permit

The permittee is responsible for informing its independent contractors, employees, agents and assigns of their responsibility to comply with this permit, including all special conditions while acting as the permittee's agent with respect to the permitted activities, and such persons shall be subject to the same sanctions for violations of the Environmental Conservation Law as those prescribed for the permittee.

Item C: Permittee Responsible for Obtaining Other Required Permits

The permittee is responsible for obtaining any other permits, approvals, lands, easements and rights-of-way that may be required to carry out the activities that are authorized by this permit.

Item D: No Right to Trespass or Interfere with Riparian Rights

This permit does not convey to the permittee any right to trespass upon the lands or interfere with the riparian rights of others in order to perform the permitted work nor does it authorize the impairment of any rights, title, or interest in real or personal property held or vested in a person not a party to the permit.



LIST OF CONDITIONS

DEC GENERAL CONDITIONS

General Provisions

- Facility Inspection by the Department
- Relationship of this Permit to Other Department Orders and Determinations
- Applications for permit renewals, modifications and transfers
- Permit modifications, suspensions or revocations by the Department

Facility Level

- Submission of application for permit modification or renewal -

REGION 2 HEADQUARTERS



DEC GENERAL CONDITIONS
****** General Provisions ******
GENERAL CONDITIONS - Apply to ALL Authorized Permits.

Condition 1: Facility Inspection by the Department

Applicable State Requirement: ECL 19-0305

Item 1.1:

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

Item 1.2:

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

Item 1.3:

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

Condition 2: Relationship of this Permit to Other Department Orders and Determinations

Applicable State Requirement: ECL 3-0301 (2) (m)

Item 2.1:

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

Condition 3: Applications for permit renewals, modifications and transfers

Applicable State Requirement: 6 NYCRR 621.11

Item 3.1:

The permittee must submit a separate written application to the Department for renewal, modification or transfer of this permit. Such application must include any forms or supplemental information the Department requires. Any renewal, modification or transfer granted by the Department must be in writing.

Item 3.2:

The permittee must submit a renewal application at least 180 days before the expiration of permits for Title V and State Facility Permits.

Item 3.3

Permits are transferrable with the approval of the department unless specifically prohibited by the statute, regulation or another permit condition. Applications for permit transfer should be submitted prior to actual transfer of ownership.



Condition 4: Permit modifications, suspensions or revocations by the Department
Applicable State Requirement: 6 NYCRR 621.13

Item 4.1:

The Department reserves the right to exercise all available authority to modify, suspend, or revoke this permit in accordance with 6NYCRR Part 621. The grounds for modification, suspension or revocation include:

- a) materially false or inaccurate statements in the permit application or supporting papers;
- b) failure by the permittee to comply with any terms or conditions of the permit;
- c) exceeding the scope of the project as described in the permit application;
- d) newly discovered material information or a material change in environmental conditions, relevant technology or applicable law or regulations since the issuance of the existing permit;
- e) noncompliance with previously issued permit conditions, orders of the commissioner, any provisions of the Environmental Conservation Law or regulations of the Department related to the permitted activity.

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

Condition 5: Submission of application for permit modification or renewal - REGION 2 HEADQUARTERS
Applicable State Requirement: 6 NYCRR 621.6 (a)

Item 5.1:

Submission of applications for permit modification or renewal are to be submitted to:

NYSDEC Regional Permit Administrator
Region 2 Headquarters
Division of Environmental Permits
1 Hunters Point Plaza, 4740 21st Street
Long Island City, NY 11101-5407
(718) 482-4997

New York State Department of Environmental Conservation

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Permit Under the Environmental Conservation Law (ECL)

**ARTICLE 19: AIR POLLUTION CONTROL - AIR STATE FACILITY
PERMIT**

IDENTIFICATION INFORMATION

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2800 W 5TH ST
BROOKLYN, NY 11224-4626

Facility: WARBASSE HOUSES & POWER PLANT
2701 W 6TH ST
BROOKLYN, NY 11224

Authorized Activity By Standard Industrial Classification Code:
4931 - ELEC & OTHER SERVICES COMBINED
6513 - APARTMENT BUILDING OPERATORS

Permit Effective Date: 05/04/2017

Permit Expiration Date: 05/03/2027



LIST OF CONDITIONS

FEDERALLY ENFORCEABLE CONDITIONS

Facility Level

- 1 6 NYCRR 201-3.2 (a): Exempt Sources - Proof of Eligibility
- 2 6 NYCRR 201-3.2 (a): Compliance Demonstration
- 3 6 NYCRR Subpart 201-7: Facility Permissible Emissions
- *4 6 NYCRR Subpart 201-7: Capping Monitoring Condition
- 5 6 NYCRR 211.1: Air pollution prohibited
- 6 6 NYCRR 225-1.2 (f): Compliance Demonstration
- 7 6 NYCRR 225-1.2 (g): Compliance Demonstration
- 8 6 NYCRR 225-1.2 (h): Compliance Demonstration
- 9 6 NYCRR 225-1.6 (f): Compliance Demonstration
- 10 6 NYCRR 227-1.3 (a): Compliance Demonstration
- 11 40CFR 60, NSPS Subpart IIII: Compliance and Enforcement
- 12 40CFR 63, Subpart JJJJJ: Compliance and Enforcement
- 13 40CFR 63, Subpart ZZZZ: Compliance and Enforcement

Emission Unit Level

EU=U-FAC01

- 14 40CFR 60.7(d), NSPS Subpart A: Excess Emissions Report
- 15 40CFR 60.7(f), NSPS Subpart A: Facility files for subject sources.
- 16 40CFR 60.43b(f), NSPS Subpart Db: Compliance Demonstration
- 17 6 NYCRR 227.2 (b) (1): Compliance Demonstration

STATE ONLY ENFORCEABLE CONDITIONS

Facility Level

- 18 ECL 19-0301: Contaminant List
- 19 6 NYCRR 201-1.4: Malfunctions and start-up/shutdown activities
- 20 6 NYCRR Subpart 201-5: Emission Unit Definition
- 21 6 NYCRR 201-5.2 (c): Renewal deadlines for state facility permits
- 22 6 NYCRR 201-5.3 (c): Compliance Demonstration
- 23 6 NYCRR 211.2: Visible Emissions Limited
- 24 6 NYCRR 222.3 (b): Maintenance and testing of emergency power generating stationary internal combustion engines
- 25 6 NYCRR 222.7 (d): Compliance Demonstration

Emission Unit Level

- 26 6 NYCRR Subpart 201-5: Emission Point Definition By Emission Unit
- 27 6 NYCRR Subpart 201-5: Process Definition By Emission Unit

EU=U-FAC03

- 28 6 NYCRR 222.4 (b): Compliance Demonstration

NOTE: * preceding the condition number indicates capping.



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

NOTIFICATION OF GENERAL PERMITTEE OBLIGATIONS

This section contains terms and conditions which are federally enforceable. Permittees may also have other obligations under regulations of general applicability

Item A: Sealing - 6 NYCRR 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.

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 - 6 NYCRR 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 - 6 NYCRR 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 - 6 NYCRR 201-1.2

If an existing emission source was subject to the permitting requirements of 6 NYCRR 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: Recycling and Salvage - 6 NYCRR 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 F: Prohibition of Reintroduction of Collected Contaminants to the Air - 6 NYCRR 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 G: Proof of Eligibility for Sources Defined as Exempt Activities - 6 NYCRR 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 H: Proof of Eligibility for Sources Defined as Trivial



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.

FEDERAL APPLICABLE REQUIREMENTS
The following conditions are federally enforceable.

Condition 1: Exempt Sources - Proof of Eligibility
Effective between the dates of 05/04/2017 and 05/03/2027

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

Item 1.1:

The owner or operator of an emission source or activity that is listed as being exempt may be required to certify that it is operated within the specific criteria described in this Subpart. The owner or operator of any such emission source or activity must maintain all records necessary for demonstrating compliance with this Subpart on-site for a period of five years, and make them available to representatives of the department upon request.

Condition 2: Compliance Demonstration
Effective between the dates of 05/04/2017 and 05/03/2027

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

Item 2.1:

The Compliance Demonstration activity will be performed for the Facility.

Item 2.2:

Compliance Demonstration shall include the following monitoring:

Monitoring Type: WORK PRACTICE INVOLVING SPECIFIC OPERATIONS

Monitoring Description:

AS PROOF OF EXEMPT ELIGIBILITY FOR THE EMERGENCY GENERATORS, THE FACILITY MUST MAINTAIN MONTHLY RECORDS WHICH DEMONSTRATE THAT EACH ENGINE IS OPERATED LESS THAN 500 HOURS PER YEAR, ON A 12-MONTH ROLLING TOTAL BASIS.

Work Practice Type: HOURS PER YEAR OPERATION

Upper Permit Limit: 500.0 hours

Monitoring Frequency: MONTHLY



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Averaging Method: ANNUAL MAXIMUM ROLLED MONTHLY
Reporting Requirements: UPON REQUEST BY REGULATORY AGENCY

Condition 3: Facility Permissible Emissions
Effective between the dates of 05/04/2017 and 05/03/2027

Applicable Federal Requirement:6 NYCRR Subpart 201-7

Item 3.1:

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

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

CAS No: 0NY210-00-0

PTE: 49,800 pounds per year

Name: OXIDES OF NITROGEN

Condition 4: Capping Monitoring Condition
Effective between the dates of 05/04/2017 and 05/03/2027

Applicable Federal Requirement:6 NYCRR Subpart 201-7

Item 4.1:

Under the authority of 6 NYCRR Part 201-7, this condition contains an emission cap for the purpose of limiting emissions from the facility, emission unit or process to avoid being subject to the following applicable requirement(s) that the facility, emission unit or process would otherwise be subject to:

6 NYCRR 201-6.1

6 NYCRR Subpart 231-2

Item 4.2:

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

Item 4.3:

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

Item 4.4:

On an annual basis, unless otherwise specified below, beginning one year after the granting of an emissions cap, the responsible official shall provide a certification to the Department that the facility has operated all emission units within the limits imposed by the emission cap. This certification shall include a brief summary of the emissions subject to the cap for that time period and a comparison to the threshold levels that would require compliance with an applicable requirement.

Item 4.5:

The emission of pollutants that exceed the applicability thresholds for an applicable requirement,

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for which the facility has obtained an emissions cap, constitutes a violation of Part 201 and of the Act.

Item 4.6:

The Compliance Demonstration activity will be performed for the Facility.

Regulated Contaminant(s):

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

Item 4.7:

Compliance Demonstration shall include the following monitoring:

Capping: Yes

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

Monitoring Description:

Annual facility wide total NO_x emissions are capped at 24.9 tpy.

The owner or operator shall maintain a record of the quantity of each fuel fired at the facility. Also, the owner or operator shall calculate (based on the fuel quantity) using the following formula:

$G(105.1) + G1(40.8) + D(0.014) + E(0.44) + E1(0.21) + E2(0.21) < 49,800$ lbs/yr of Oxides of Nitrogen emissions.

G = 12-month rolling total of natural gas fired (from boiler 3, em. source 0BL03) in MMSCF/yr
-105.1 lb/mmscf - emission factor for natural gas fired in Boiler 3. Emission rating for natural gas: 0.103 lb/mmBtu (based on September 2011 stack test). Heating value of natural gas: 1,020 mmBtu/mmscf.

G1 = 12-month rolling total of natural gas fired (from boiler 4, em. source 0BL04) in MMSCF/yr
-40.8 lb/mmscf - emission factor for natural gas fired in Boiler 4. Emission rating for natural gas: 0.04 lb/mmBtu (vendor guaranteed). Heating value of natural gas: 1,020 mmBtu/mmscf. Boiler 4 is equipped with Continuous Emission Monitoring System (CEMS).

D = 12-month rolling total of distillate oil fired (from boiler 4, em. source 0BL04) in gals/yr
-0.014 lb/gal - emission factor for #2 fuel oil fired in boiler 4. Emission rating for No. 2 fuel oil: 0.10 lb/mmBtu (vendor guaranteed). Heating value of #2 fuel oil: 141,000 Btu/gal or 0.141 mmBtu/gal. Boiler 4 is equipped with Continuous Emission Monitoring System (CEMS).

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Item 6.2:

Compliance Demonstration shall include the following monitoring:

Monitoring Type: WORK PRACTICE INVOLVING SPECIFIC OPERATIONS

Monitoring Description:

Owners and/or operators of commercial, industrial, or residential emission sources that fire number two heating oil on or after July 1, 2012 are limited to the purchase of number two heating oil with 0.0015 percent sulfur by weight or less. Compliance with this limit will be based on vendor certifications.

Data collected pursuant to this Subpart must be tabulated and summarized in a form acceptable to the Department, and must be retained for at least five years. The owner of a Title V facility must furnish to the Department such records and summaries, on a semiannual calendar basis, within 30 days after the end of the semiannual period. All other facility owners or distributors must submit these records and summaries upon request of the Department.

Work Practice Type: PARAMETER OF PROCESS MATERIAL

Process Material: NUMBER 2 HEATING OIL

Parameter Monitored: SULFUR CONTENT

Upper Permit Limit: 0.0015 percent by weight

Monitoring Frequency: PER DELIVERY

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

Reporting Requirements: AS REQUIRED - SEE MONITORING DESCRIPTION

Condition 7: Compliance Demonstration
Effective between the dates of 05/04/2017 and 05/03/2027

Applicable Federal Requirement:6 NYCRR 225-1.2 (g)

Item 7.1:

The Compliance Demonstration activity will be performed for the Facility.

Item 7.2:

Compliance Demonstration shall include the following monitoring:

Monitoring Type: WORK PRACTICE INVOLVING SPECIFIC OPERATIONS

Monitoring Description:

Owners and/or operators of a stationary combustion installation that fires distillate oil other than number two heating oil are limited to the purchase of distillate oil with 0.0015 percent sulfur by weight or less on or after July 1, 2014. Compliance with this limit will be based on vendor certifications.



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Data collected pursuant to this Subpart must be tabulated and summarized in a form acceptable to the Department, and must be retained for at least five years. The owner of a Title V facility must furnish to the Department such records and summaries, on a semiannual calendar basis, within 30 days after the end of the semiannual period. All other facility owners or distributors must submit these records and summaries upon request of the Department.

Work Practice Type: PARAMETER OF PROCESS MATERIAL
Process Material: DISTILLATES - NUMBER 1 AND NUMBER 2 OIL
Parameter Monitored: SULFUR CONTENT
Upper Permit Limit: 0.0015 percent by weight
Monitoring Frequency: PER DELIVERY
Averaging Method: MAXIMUM - NOT TO BE EXCEEDED AT ANY TIME (INSTANTANEOUS/DISCRETE OR GRAB)
Reporting Requirements: AS REQUIRED - SEE MONITORING DESCRIPTION

Condition 8: Compliance Demonstration
Effective between the dates of 05/04/2017 and 05/03/2027

Applicable Federal Requirement: 6 NYCRR 225-1.2 (h)

Item 8.1:

The Compliance Demonstration activity will be performed for the Facility.

Item 8.2:

Compliance Demonstration shall include the following monitoring:

Monitoring Type: WORK PRACTICE INVOLVING SPECIFIC OPERATIONS

Monitoring Description:

Owners and/or operators of a stationary combustion installations that fire distillate oil are limited to the firing of distillate oil with 0.0015 percent sulfur by weight or less on or after July 1, 2016. Compliance with this limit will be based on vendor certifications.

Data collected pursuant to this Subpart must be tabulated and summarized in a form acceptable to the Department, and must be retained for at least five years. The owner of a Title V facility must furnish to the Department such records and summaries, on a semiannual calendar basis, within 30 days after the end of the semiannual period. All other facility owners or distributors must submit these records and summaries upon request of the Department.

Work Practice Type: PARAMETER OF PROCESS MATERIAL
Process Material: DISTILLATES - NUMBER 1 AND NUMBER 2 OIL



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Parameter Monitored: SULFUR CONTENT

Upper Permit Limit: 0.0015 percent by weight

Monitoring Frequency: PER DELIVERY

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

Reporting Requirements: AS REQUIRED - SEE MONITORING DESCRIPTION

Condition 9: Compliance Demonstration
Effective between the dates of 05/04/2017 and 05/03/2027

Applicable Federal Requirement:6 NYCRR 225-1.6 (f)

Item 9.1:

The Compliance Demonstration activity will be performed for the Facility.

Item 9.2:

Compliance Demonstration shall include the following monitoring:

Monitoring Type: RECORD KEEPING/MAINTENANCE PROCEDURES

Monitoring Description:

Facility owners subject to this Subpart must submit a written report of the fuel sulfur content exceeding the applicable sulfur-in-fuel limitation, measured emissions exceeding the applicable sulfur-in-fuel limitation, measured emissions exceeding the applicable equivalent emission rate, and the nature and cause of such exceedances if known, for each calendar quarter, within 30 days after the end of any quarterly period in which an exceedance takes place.

Data collected pursuant to this Subpart must be tabulated and summarized in a form acceptable to the Department, and must be retained for at least five years. The owner of a Title V facility must furnish to the Department such records and summaries, on a semiannual calendar basis, within 30 days after the end of the semiannual period. All other facility owners or distributors must submit these records and summaries upon request of the Department.

Monitoring Frequency: AS REQUIRED - SEE PERMIT MONITORING
DESCRIPTION

Averaging Method: AVERAGING METHOD - SEE MONITORING
DESCRIPTION

Reporting Requirements: AS REQUIRED - SEE MONITORING DESCRIPTION

Condition 10: Compliance Demonstration
Effective between the dates of 05/04/2017 and 05/03/2027

Applicable Federal Requirement:6 NYCRR 227-1.3 (a)

Item 10.1:

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The Compliance Demonstration activity will be performed for the Facility.

Item 10.2:

Compliance Demonstration shall include the following monitoring:

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

Monitoring Description:

No person shall operate a stationary combustion installation which exhibits greater than 20 percent opacity (six minute average), except for one 6 minute period per hour of not more than 27 percent opacity. In addition, the Department reserves the right to perform or require the performance of a Method 9 opacity evaluation at any time during facility operation.

The permittee will conduct observations of visible emissions from the emission unit, process, etc. to which this condition applies at the monitoring frequency stated below while the process is in operation. The permittee will investigate, in a timely manner, any instance where there is cause to believe that visible emissions have the potential to exceed the opacity standard.

The permittee shall investigate the cause, make any necessary corrections, and verify that the excess visible emissions problem has been corrected. If visible emissions with the potential to exceed the standard continue, the permittee will conduct a Method 9 assessment within the next operating day of the sources associated with the potential noncompliance to determine the degree of opacity and will notify the NYSDEC if the Method 9 test indicates that the opacity standard is not met.

Records of visible emissions observations (or any follow-up Method 9 tests), investigations and corrective actions will be kept on-site. Should the Department determine that permittee's record keeping format is inadequate to demonstrate compliance with this condition, it shall provide written notice to the permittee stating the inadequacies, and permittee shall have 90 days to revise its prospective record keeping format in a manner acceptable to the Department.

Parameter Monitored: OPACITY

Upper Permit Limit: 20 percent

Monitoring Frequency: ANNUALLY

Averaging Method: 6-MINUTE AVERAGE (METHOD 9)

Reporting Requirements: UPON REQUEST BY REGULATORY AGENCY

Condition 11: Compliance and Enforcement
Effective between the dates of 05/04/2017 and 05/03/2027



**** Emission Unit Level ****

Condition 14: Excess Emissions Report
Effective between the dates of 05/04/2017 and 05/03/2027

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

Item 14.1:
This Condition applies to Emission Unit: U-FAC01

Item 14.2:
A summary report form, for each pollutant monitored, shall be sent to the Administrator in the form prescribed in Figure 1 of 40 CFR Part 60.7(d).

Condition 15: Facility files for subject sources.
Effective between the dates of 05/04/2017 and 05/03/2027

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

Item 15.1:
This Condition applies to Emission Unit: U-FAC01

Item 15.2:
The following files shall be maintained at the facility for all affected sources: all measurements, including continuous monitoring systems, monitoring device, and performance testing measurements; all continuous monitoring system evaluations; all continuous monitoring system or monitoring device calibration checks; adjustments and maintenance performed on these systems or devices; and all other information required by this part, recorded in permanent form suitable for inspection. The file shall be maintained for at least two years following the date of such measurements, reports, and records.

Condition 16: Compliance Demonstration
Effective between the dates of 05/04/2017 and 05/03/2027

Applicable Federal Requirement:40CFR 60.43b(f), NSPS Subpart Db

Item 16.1:
The Compliance Demonstration activity will be performed for:

Emission Unit: U-FAC01

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

Item 16.2:

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emission limit cited in this condition.

3) Submit an acceptable stack test report that outlines the results obtained from the testing done to meet the requirement of #2 above.

4) Facility shall keep records of all testing done at this stationary combustion installation for a period of 5 years.

Parameter Monitored: PARTICULATES

Upper Permit Limit: 0.10 pounds per million Btus

Reference Test Method: EPA RM 5

Monitoring Frequency: SINGLE OCCURRENCE

Averaging Method: AVERAGING METHOD - SEE MONITORING

DESCRIPTION

Reporting Requirements: UPON REQUEST BY REGULATORY AGENCY



STATE ONLY ENFORCEABLE CONDITIONS
****** Facility Level ******

NOTIFICATION OF GENERAL PERMITTEE OBLIGATIONS
This section contains terms and conditions which are not federally enforceable. Permittees may also have other obligations under regulations of general applicability

Item A: Emergency Defense - 6 NYCRR 201-1.5

An emergency, as defined by subpart 201-2, constitutes an affirmative defense to penalties sought in an enforcement action brought by the Department 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 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 and maintained;

(3) During the period of the emergency the facility owner 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 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 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 Facilities With State Facility Permits - 6 NYCRR 201-1.10 (a)

Where facility owners and/or operators keep records pursuant to compliance with the requirements of 6 NYCRR Subpart 201-5.4, and/or the emission capping requirements of 6 NYCRR Subpart 201-7, the Department will make such records available to the public upon request in accordance with 6 NYCRR Part 616 - Public Access to Records.



Facility owners and/or operators must submit the records required to comply with the request within sixty working days of written notification by the Department.

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

Any person who owns and/or operates stationary sources shall operate and maintain all emission units and any required emission control devices in compliance with all applicable Parts of this Chapter and existing laws, and shall operate the facility in accordance with all criteria, emission limits, terms, conditions, and standards in this permit. Failure of such person to properly operate and maintain the effectiveness of such emission units and emission control devices may be sufficient reason for the Department to revoke or deny a permit.

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

STATE ONLY APPLICABLE REQUIREMENTS

The following conditions are state only enforceable.

Condition 18: Contaminant List
Effective between the dates of 05/04/2017 and 05/03/2027

Applicable State Requirement:ECL 19-0301

Item 18.1:
Emissions of the following contaminants are subject to contaminant specific requirements in this permit(emission limits, control requirements or compliance monitoring conditions).

CAS No: 0NY075-00-0
Name: PARTICULATES

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

Condition 19: Malfunctions and start-up/shutdown activities
Effective between the dates of 05/04/2017 and 05/03/2027

Applicable State Requirement:6 NYCRR 201-1.4



Item 19.1:

(a) The facility owner or operator shall take all necessary and appropriate actions to prevent the emission of air pollutants that result in contravention of any applicable emission standard during periods of start-up, shutdown, or malfunction.

(b) The facility owner or operator shall compile and maintain records of all equipment malfunctions, maintenance, or start-up/shutdown activities when they can be expected to result in an exceedance of any applicable emission standard, and shall submit a report of such activities to the department when requested to do so, or when so required by a condition of a permit issued for the corresponding air contamination source. Such reports shall state whether any violations occurred and, if so, whether they were unavoidable, include the time, frequency and duration of the maintenance and/or start-up/shutdown activities, and an estimate of the emission rates of any air contaminants released. Such records shall be maintained for a period of at least five years and made available for review to department representatives upon request. Facility owners or operators subject to continuous stack monitoring and quarterly reporting requirements need not submit additional reports for equipment maintenance or start-up/shutdown activities for the facility to the department.

(c) In the event that emissions of air contaminants in excess of any emission standard in this Subchapter occur due to a malfunction, the facility owner or operator shall compile and maintain records of the malfunction and notify the department as soon as possible during normal working hours, but not later than two working days after becoming aware that the malfunction occurred. When requested by the department, the facility owner or operator shall submit a written report to the department describing the malfunction, the corrective action taken, identification of air contaminants, and an estimate of the emission rates.

(d) The department may also require the owner or operator to include, in reports described under Subdivisions (b) and (c) of this Section, an estimate of the maximum ground level concentration of each air contaminant emitted and the effect of such emissions.

(e) A violation of any applicable emission standard resulting from start-up, shutdown, or malfunction conditions at a permitted or registered facility may not be subject to an enforcement action by the department and/or penalty if the department determines, in its sole discretion, that such a violation was unavoidable. The actions and recordkeeping and reporting requirements listed above must be adhered to in such circumstances.

Condition 20: Emission Unit Definition
Effective between the dates of 05/04/2017 and 05/03/2027

Applicable State Requirement:6 NYCRR Subpart 201-5

Item 20.1:

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

Emission Unit: U-FAC01

Emission Unit Description:

Emission unit consists of Boiler No. 4 (Emission Source 0BL04) firing natural gas or #2 fuel oil. Boiler vents to the Emission Point FAC01.

New York State Department of Environmental Conservation

Permit ID: 2-6107-00141/00013

Facility DEC ID: 2610700141



Building(s): POWERHOUSE

Item 20.2:

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

Emission Unit: U-FAC02

Emission Unit Description:

Emission unit consists of Boiler No. 3 (Emission Source 0BL03) firing natural gas. Boiler vents to the Emission Point FAC02.

Building(s): POWERHOUSE

Item 20.3:

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

Emission Unit: U-FAC03

Emission Unit Description:

Four emergency diesel engine generators - two 450 kW, one 2,000 kW and one 560 kW.

Building(s): POWERHOUSE

**Condition 21: Renewal deadlines for state facility permits
Effective between the dates of 05/04/2017 and 05/03/2027**

Applicable State Requirement:6 NYCRR 201-5.2 (c)

Item 21.1:

The owner or operator of a facility having an issued state facility 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.

**Condition 22: Compliance Demonstration
Effective between the dates of 05/04/2017 and 05/03/2027**

Applicable State Requirement:6 NYCRR 201-5.3 (c)

Item 22.1:

The Compliance Demonstration activity will be performed for the Facility.

Item 22.2:

Compliance Demonstration shall include the following monitoring:

Monitoring Type: RECORD KEEPING/MAINTENANCE PROCEDURES

Monitoring Description:

Any reports or submissions required by this permit shall be submitted to the Regional Air Pollution Control Engineer (RAPCE) at the following address:

Division of Air Resources
NYS Dept. of Environmental Conservation
Region 2

New York State Department of Environmental Conservation

Permit ID: 2-6107-00141/00013

Facility DEC ID: 2610700141



47-40 21st St.
Long Island City, NY 11101

Monitoring Frequency: AS REQUIRED - SEE PERMIT MONITORING
DESCRIPTION

Averaging Method: AVERAGING METHOD - SEE MONITORING
DESCRIPTION

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Condition 23: Visible Emissions Limited
Effective between the dates of 05/04/2017 and 05/03/2027

Applicable State Requirement:6 NYCRR 211.2

Item 23.1:

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

Condition 24: Maintenance and testing of emergency power generating stationary internal combustion engines
Effective between the dates of 05/04/2017 and 05/03/2027

Applicable State Requirement:6 NYCRR 222.3 (b)

Item 24.1: Maintenance and testing of emergency power generating stationary internal combustion engines may not be conducted between the hours of 1:00 pm and 8:00 pm from May 1st through September 30 of each year.

Condition 25: Compliance Demonstration
Effective between the dates of 05/04/2017 and 05/03/2027

Applicable State Requirement:6 NYCRR 222.7 (d)

Item 25.1:

The Compliance Demonstration activity will be performed for the Facility.

Item 25.2:

Compliance Demonstration shall include the following monitoring:

Monitoring Type: RECORD KEEPING/MAINTENANCE PROCEDURES

Monitoring Description:

The owner or operator of a distributed generation source must maintain the following operational data for each distributed generation source subject to this Part in a format acceptable to the Department. The data must be recorded monthly and maintained at the facility for a minimum of five years from the date the data were



recorded.

(1) hours of operation;

(2) type and quantity of fuel(s) used or purchased;

(3) electricity generated by the distributed generation source in megawatt-hours; and

(4) electricity generated by renewable generation systems subject to paragraph 222.5(f) of this Part in megawatt-hours.

Monitoring Frequency: AS REQUIRED - SEE PERMIT MONITORING DESCRIPTION

Averaging Method: AVERAGING METHOD - SEE MONITORING DESCRIPTION

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

**Condition 26: Emission Point Definition By Emission Unit
Effective between the dates of 05/04/2017 and 05/03/2027**

Applicable State Requirement:6 NYCRR Subpart 201-5

Item 26.1:

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

Emission Unit: U-FAC01

Emission Point: FAC01

Height (ft.): 108

Diameter (in.): 72

NYTMN (km.): 4492.923 NYTME (km.): 586.833 Building:

POWERHOUSE

Item 26.2:

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

Emission Unit: U-FAC02

Emission Point: FAC02

Height (ft.): 108

Diameter (in.): 72

NYTMN (km.): 4492.923 NYTME (km.): 586.833 Building:

POWERHOUSE

Item 26.3:

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

Emission Unit: U-FAC03



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Emission Point: FAC03
Height (ft.): 60 Diameter (in.): 16
NYTMN (km.): 4492.923 NYTME (km.): 586.833 Building:
POWERHOUSE

Emission Point: FAC06
Height (ft.): 10 Diameter (in.): 4
NYTMN (km.): 4492.923 NYTME (km.): 586.833 Building:
POWERHOUSE

Emission Point: FAC44
Height (ft.): 50 Diameter (in.): 16
NYTMN (km.): 4492.923 NYTME (km.): 586.833 Building:
POWERHOUSE

Emission Point: FAC55
Height (ft.): 30 Diameter (in.): 12
NYTMN (km.): 4492.923 NYTME (km.): 586.833 Building:
POWERHOUSE

Condition 27: Process Definition By Emission Unit
Effective between the dates of 05/04/2017 and 05/03/2027

Applicable State Requirement:6 NYCRR Subpart 201-5

Item 27.1:

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

Emission Unit: U-FAC01
Process: P0A Source Classification Code: 1-03-006-01
Process Description: Firing natural gas in boiler No.4.

Emission Source/Control: 0BL04 - Combustion
Design Capacity: 141.7 million Btu per hour

Item 27.2:

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

Emission Unit: U-FAC01
Process: P0B Source Classification Code: 1-03-005-01
Process Description: Firing No. 2 fuel oil in boiler No.4.

Emission Source/Control: 0BL04 - Combustion
Design Capacity: 141.7 million Btu per hour

Item 27.3:

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

Emission Unit: U-FAC02
Process: P03 Source Classification Code: 1-03-006-01
Process Description: Firing natural gas in boiler No.3.

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Facility DEC ID: 2610700141



Emission Source/Control: 0BL03 - Combustion
Design Capacity: 130 million Btu per hour

Item 27.4:

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

Emission Unit: U-FAC03
Process: P05 Source Classification Code: 2-01-001-07
Process Description: Firing diesel fuel in emergency generators.

Emission Source/Control: GEN01 - Combustion
Design Capacity: 450 kilowatts

Emission Source/Control: GEN08 - Combustion
Design Capacity: 560 kilowatts

Emission Source/Control: GEN22 - Combustion
Design Capacity: 450 kilowatts

Emission Source/Control: GEN77 - Combustion
Design Capacity: 2,000 kilowatts

Condition 28: Compliance Demonstration
Effective between the dates of 05/04/2017 and 05/03/2027

Applicable State Requirement: 6 NYCRR 222.4 (b)

Item 28.1:

The Compliance Demonstration activity will be performed for:

Emission Unit: U-FAC03

Item 28.2:

Compliance Demonstration shall include the following monitoring:

Monitoring Type: RECORD KEEPING/MAINTENANCE PROCEDURES

Monitoring Description:

Each distributed generation source must be tuned-up at least once every 12 months.

Records of tune-ups must be maintained in a bound log book or an electronic format and must be kept at the facility for at least five years after the date of the last entry.

The following information must be contained in the log book for each tune-up:

(1) date that each distributed generation source was tuned-up;

(2) name, title and affiliation of the person(s) who conducted the tune-up;

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(3) description of the tasks performed during the tune-up;

(4) results of the tune-up; and

(5) other information that the Department may require as a condition of approval of any permit.

Monitoring Frequency: ANNUALLY

Averaging Method: AVERAGING METHOD - SEE MONITORING
DESCRIPTION

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