

Facility DEC ID: 8261400341

PERMIT
Under the Environmental Conservation Law (ECL)

IDENTIFICATION INFORMATION

Permit Type: Air State Facility
Permit ID: 8-2614-00341/00009
Mod 0 Effective Date: 01/22/2016 Expiration Date: 01/21/2026
Mod 1 Effective Date: 07/19/2019 Expiration Date: 01/21/2026

Permit Issued To: NYS OFFICE OF MENTAL HEALTH
44 HOLLAND AVE
ALBANY, NY 12229

Contact: A SCOTT BARD
NYS OFFICE OF MENTAL HEALTH
44 HOLLAND AVE
ALBANY, NY 12229
(518) 549-5165

Facility: NYS ROCHESTER PSYCHIATRIC CENTER
1111 ELMWOOD AVE
ROCHESTER, NY 14620

Contact: JOSEPH G COFFEY
ROCHESTER PSYCHIATRIC CENTER
1111 ELMWOOD AVE
ROCHESTER, NY 14620
(585) 241-1274

Description:

Mod 3 Permit

Modification to remove emergency generators as permitted sources from permit. These units will be used strictly as emergency generators and used less than 500 hours per rolling 12- month period.

Mod 2 Permit

NATURE OF BUSINESS OF THE FACILITY: Psychiatric hospital which operates a few stationary combustion sources and one emergency generator. This modification includes a change in the annual reporting date from February 22 to January 30th to make compliance reporting less complicated, a new 10 year expiration date, the addition of the new sulfur in fuel restrictions, and the NESHAPS subpart JJJJJ and NSPS Subparts IIII and JJJJ requirements. In addition, a second Mitsubishi generator will be authorized for enrollment in the demand reduction program which may increase usage of the generator, therefore additional requirements will be added. The permit will retain previously granted Emission Reductions Credits (ERCs) from the existing permit.

Mod 1 Permit

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NATURE OF BUSINESS OF THE FACILITY: Psychiatric Hospitals
(primary SIC) - 8063

Psychiatric hospital which operates a few stationary combustion sources and one emergency generator. This permit modification is for the operation of one 1200 kilowatt emergency generator (Emission Unit U-20000), including participation in a demand reduction program when it is determined that peak load conditions may overload the electrical grid.

This facility has previously taken emission caps to create emission reduction credits (ERCs). The facility shall maintain their same ton per year limitation and fuel (natural gas and diesel oil) limits.

Initial State Facility Air permit for an existing hospital located at 1111 Elmwood Ave. in the city of Rochester, Monroe County. The facility consists of a single emission unit, Emission Unit U-10000. This emission unit consists of three (3) 14.7 MMBtu/hr dual fuel Cleaver Brooks boilers located in Bldg. 60 which burn either #2 fuel oil or natural gas.

The permit contains federally enforceable conditions that limit the facility's emissions of Oxides of Nitrogen (NOx) and Sulfur Dioxide (SO2) to less than 40 and 100 tons per year (TPY), respectively, in order to cap below the thresholds for Title V and 6 NYCRR Part 227-2, NOx RACT regulations. The permit also contains previously approved federally enforceable conditions that establish Emission Reduction Credits (ERCs) amounting to 41.5 TPY of NOx and 1.6 TPY of VOC due to the four (4) decommissioned boilers with their burners removed previously located in Bldg. 33.

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: KIMBERLY A MERCHANT
6274 E AVON LIMA RD
AVON, NY 14414-9519

Authorized Signature: _____ Date: ___ / ___ / _____

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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.

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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 expiration of permits for Title V Facility Permits, or at least 30 days before expiration of permits for 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.

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Condition 4: Applications for permit renewals, modifications and transfers

Applicable State Requirement: 6 NYCRR 621.11

Item 4.1:

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

Item 4.3:

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 1-1: Applications for permit renewals, modifications and transfers

Applicable State Requirement: 6 NYCRR 621.11

Item 1-1.1:

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 1-1.2:

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

Item 1-1.3

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 5: Permit modifications, suspensions or revocations by the Department

Applicable State Requirement: 6 NYCRR 621.13

Item 5.1:

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 ****

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Condition 6: Submission of application for permit modification or renewal-REGION 8 HEADQUARTERS

Applicable State Requirement: 6 NYCRR 621.6 (a)

Item 6.1:

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

NYSDEC Regional Permit Administrator
Region 8 Headquarters
Division of Environmental Permits
6274 Avon-Lima Road
Avon, NY 14414-9519
(585) 226-2466

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ARTICLE 19: AIR POLLUTION CONTROL - AIR STATE FACILITY PERMIT

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44 HOLLAND AVE
ALBANY, NY 12229

Facility: NYS ROCHESTER PSYCHIATRIC CENTER
1111 ELMWOOD AVE
ROCHESTER, NY 14620

Authorized Activity By Standard Industrial Classification Code:
8063 - PSYCHIATRIC HOSPITALS

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- 8 4 6 NYCRR 227-1.3 (a): Compliance Demonstration
- 9 5 40CFR 60.4, NSPS Subpart A: EPA Region 2 address.
- 9 6 40CFR 60.7(b), NSPS Subpart A: Recordkeeping requirements.
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EU=U-10000,Proc=200

- 11 17 40CFR 60.42c(d), NSPS Subpart Dc: Fuel Sulfur Limitation
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- 12 19 40CFR 60.46c(e), NSPS Subpart Dc: Exemption from sulfur dioxide monitoring requirements.
- 12 20 40CFR 60.48c(d), NSPS Subpart Dc: Compliance Demonstration
- 12 21 40CFR 60.48c(f)(1), NSPS Subpart Dc: Compliance Demonstration

EU=U-10000,EP=00003,Proc=200

- 13 22 40CFR 60.42c(h), NSPS Subpart Dc: Exemption from the averaging period.

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- 15 24 6 NYCRR 201-1.4: Malfunctions and start-up/shutdown activities
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- 17 26 6 NYCRR 201-5.2 (c): Renewal deadlines for state facility permits
- 17 27 6 NYCRR 201-5.3 (c): Compliance Demonstration
- 17 3 6 NYCRR 211.1: Air pollution prohibited
- 18 29 6 NYCRR 225-1.2 (f): Compliance Demonstration
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NOTE: * preceding the condition number indicates capping.

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FEDERALLY ENFORCEABLE CONDITIONS

Renewal 1/Mod 1/FINAL

**** 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,

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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

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Activities - 6 NYCRR 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 I: Required Emission Tests - 6 NYCRR 202-1.1

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

Item J: Open Fires Prohibitions - 6 NYCRR 215.2

Except as allowed by section 215.3 of 6 NYCRR Part 215, no person shall burn, cause, suffer, allow or permit the burning of any materials in an open fire.

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

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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: Facility Permissible Emissions
Effective between the dates of 01/22/2016 and 01/21/2026

Applicable Federal Requirement:6 NYCRR Subpart 201-7

Item 1.1:

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 (From Mod 1) PTE: 79,999 pounds
 per year
 Name: OXIDES OF NITROGEN

Condition 1-1: Capping Monitoring Condition
Effective between the dates of 07/19/2019 and 01/21/2026

Applicable Federal Requirement:6 NYCRR Subpart 201-7

Item 1-1.1:

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 Subpart 201-6
 6 NYCRR Subpart 231-10

Item 1-1.2:

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

Item 1-1.3:

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.

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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 1-1.4:

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 1-1.5:

The emission of pollutants that exceed the applicability thresholds for an applicable requirement, for which the facility has obtained an emissions cap, constitutes a violation of Part 201 and of the Act.

Item 1-1.6:

The Compliance Demonstration activity will be performed for the Facility.

Regulated Contaminant(s):
 CAS No: 0NY210-00-0 OXIDES OF NITROGEN

Item 1-1.7:

Compliance Demonstration shall include the following monitoring:

Capping: Yes

Monitoring Type: RECORD KEEPING/MAINTENANCE PROCEDURES

Monitoring Description:

In order to cap below major source threshold and to retain Emission Reduction Credits previously obtained in the original ASF permit issued January, 2000, the facility shall monitor and record fuel consumption and calculate NOx emissions on a rolling 12-month basis according to the following formula:

$$50*A + 10*B + 604*C + 438*D < 79,999 \text{ lb NOx/yr}$$

A = mmcf of natural gas

B = mgal of distillate fuel oil consumed in the CUP

C = mgal of distillate oil consumed in the small generator (<450 kW)

D = mgal of distillate oil consumed in the large generators (>450 kW)

Emission factors taken from FIRE Database and AP-42 tables. If more accurate factors become available the Department may require those to be used.

Monitoring Frequency: WHEN THE SOURCE IS OPERATING

Averaging Method: ANNUAL TOTAL ROLLED MONTHLY

Reporting Requirements: ANNUALLY (CALENDAR)

Reports due 30 days after the reporting period.

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The initial report is due 1/30/2020.
Subsequent reports are due every 12 calendar month(s).

Condition 28: Visible Emissions Limited
Effective between the dates of 01/22/2016 and 01/21/2026

Applicable Federal Requirement:6 NYCRR 211.2

Item 28.1:

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 4: Compliance Demonstration
Effective between the dates of 01/22/2016 and 01/21/2026

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

Item 4.1:

The Compliance Demonstration activity will be performed for the Facility.

Item 4.2:

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. 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

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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
 Averaging Method: 6-MINUTE AVERAGE (METHOD 9)
 Reporting Requirements: ANNUALLY (CALENDAR)
 Reports due 30 days after the reporting period.
 The initial report is due 1/30/2016.
 Subsequent reports are due every 12 calendar month(s).

Condition 5: EPA Region 2 address.
Effective between the dates of 01/22/2016 and 01/21/2026

Applicable Federal Requirement:40CFR 60.4, NSPS Subpart A

Item 5.1:

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

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

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

NYSDEC
 Bureau of Quality Assurance
 625 Broadway
 Albany, NY 12233-3258

Condition 6: Recordkeeping requirements.
Effective between the dates of 01/22/2016 and 01/21/2026

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

Item 6.1:

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Affected owners or operators shall maintain records of occurrence and duration of any startup, shutdown, or malfunction in the operation of an affected facility; any malfunction of the air pollution control equipment; or any periods during which a continuous monitoring system or monitoring device is inoperative.

Condition 7: Availability of information.
Effective between the dates of 01/22/2016 and 01/21/2026

Applicable Federal Requirement:40CFR 60.9, NSPS Subpart A

Item 7.1:

The availability to the public of information provided to, or otherwise obtained by, the Administrator under this part shall be governed by 40 CFR Part 2.

Condition 8: Circumvention.
Effective between the dates of 01/22/2016 and 01/21/2026

Applicable Federal Requirement:40CFR 60.12, NSPS Subpart A

Item 8.1:

No owner or operator subject to the provisions of this part shall build, erect, install, or use any article, machine, equipment or process, the use of which conceals an emission which would otherwise constitute a violation of an applicable standard. Such concealment includes, but is not limited to, the use of gaseous diluents to achieve compliance with an opacity standard or with a standard which is based on the concentration of a pollutant in the gases discharged to the atmosphere.

Condition 9: Modifications.
Effective between the dates of 01/22/2016 and 01/21/2026

Applicable Federal Requirement:40CFR 60.14, NSPS Subpart A

Item 9.1:

Within 180 days of the completion of any physical or operational change (as defined in section 60.14), compliance with the applicable standards must be achieved.

Condition 14: Applicability
Effective between the dates of 01/22/2016 and 01/21/2026

Applicable Federal Requirement:40CFR 63, Subpart JJJJJ

Item 14.1:

Facilities that are area sources of HAP with industrial, commercial, or institutional boilers must comply with applicable portions of 40 CFR 63 JJJJJ.

Condition 16: Compliance Demonstration
Effective between the dates of 01/22/2016 and 01/21/2026

Applicable Federal Requirement:40 CFR Part 82

Item 16.1:

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The Compliance Demonstration activity will be performed for the Facility.

Item 16.2:

Compliance Demonstration shall include the following monitoring:

Monitoring Type: RECORD KEEPING/MAINTENANCE PROCEDURES

Monitoring Description:

This facility is subject to all applicable federal rules governing use of stratospheric ozone depleting compounds. Monitoring and reporting will be in accordance with the federal rule.

Monitoring Frequency: AS REQUIRED - SEE PERMIT MONITORING DESCRIPTION

Reporting Requirements: AS REQUIRED - SEE MONITORING DESCRIPTION

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

Condition 17: Fuel Sulfur Limitation

Effective between the dates of 01/22/2016 and 01/21/2026

Applicable Federal Requirement: 40CFR 60.42c(d), NSPS Subpart Dc

Item 17.1:

This Condition applies to Emission Unit: U-10000
Process: 200

Item 17.2:

The permittee shall not fire fuel oil which exceeds 0.50 percent sulfur by weight.

Condition 18: Alternative compliance methods for sulfur dioxide.

Effective between the dates of 01/22/2016 and 01/21/2026

Applicable Federal Requirement: 40CFR 60.44c(h), NSPS Subpart Dc

Item 18.1:

This Condition applies to Emission Unit: U-10000
Process: 200

Item 18.2:

Facilities demonstrating compliance through vendor certification shall follow the compliance procedures listed in paragraphs 40 CFR 60-Dc.48c(f)(1), (2), or (3), as applicable.

Condition 19: Exemption from sulfur dioxide monitoring requirements.

Permit ID: 8-2614-00341/00009

Facility DEC ID: 8261400341

Effective between the dates of 01/22/2016 and 01/21/2026

Applicable Federal Requirement:40CFR 60.46c(e), NSPS Subpart Dc

Item 19.1:

This Condition applies to Emission Unit: U-10000
Process: 200

Item 19.2:

Facilities subject to paragraphs 40 CFR 60-Dc.42c(h)(1), (2), or (3) showing compliance through vendor certification shall be exempt from section 40 CFR 60-Dc.46c.

Condition 20: Compliance Demonstration

Effective between the dates of 01/22/2016 and 01/21/2026

Applicable Federal Requirement:40CFR 60.48c(d), NSPS Subpart Dc

Item 20.1:

The Compliance Demonstration activity will be performed for:

Emission Unit: U-10000
Process: 200

Regulated Contaminant(s):
CAS No: 007446-09-5 SULFUR DIOXIDE

Item 20.2:

Compliance Demonstration shall include the following monitoring:

Monitoring Type: RECORD KEEPING/MAINTENANCE PROCEDURES

Monitoring Description:

The owner or operator of each affected facility subject to the SO₂ emission limits, fuel oil sulfur limits, or percent reduction requirements under §60.42c shall submit semi-annual reports to the Administrator.

Monitoring Frequency: PER DELIVERY

Averaging Method: 30-DAY AVERAGE

Reporting Requirements: SEMI-ANNUALLY (CALENDAR)

Reports due 30 days after the reporting period.

The initial report is due 1/30/2016.

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

Condition 21: Compliance Demonstration

Effective between the dates of 01/22/2016 and 01/21/2026

Applicable Federal Requirement:40CFR 60.48c(f)(1), NSPS Subpart Dc

Item 21.1:

The Compliance Demonstration activity will be performed for:

Permit ID: 8-2614-00341/00009

Facility DEC ID: 8261400341

Emission Unit: U-10000

Process: 200

Regulated Contaminant(s):

CAS No: 007446-09-5 SULFUR DIOXIDE

Item 21.2:

Compliance Demonstration shall include the following monitoring:

Monitoring Type: RECORD KEEPING/MAINTENANCE PROCEDURES

Monitoring Description:

Fuel supplier certification shall include the following information for distillate oil:

- i) The name of the oil supplier, and
- ii) A statement from the oil supplier that the oil complies with the specifications under the definition of distillate oil in §60.41c. 60-Dc 41c defines distillate oil as fuel that complies with the specifications for fuel oil numbers 1 or 2, as defined by the American Society for Testing and Materials in ASTM D396-78, A standard Specification for Fuel Oils.
- iii) The sulfur content or maximum sulfur content of the oil.

Monitoring Frequency: PER DELIVERY

Reporting Requirements: ANNUALLY (CALENDAR)

Reports due 30 days after the reporting period.

The initial report is due 1/30/2016.

Subsequent reports are due every 12 calendar month(s).

**Condition 22: Exemption from the averaging period.
Effective between the dates of 01/22/2016 and 01/21/2026**

Applicable Federal Requirement:40CFR 60.42c(h), NSPS Subpart Dc

Item 22.1:

This Condition applies to Emission Unit: U-10000 Emission Point: 00003

Process: 200

Item 22.2:

Compliance with emission limits and/or fuel oil sulfur limitations shall be based on a certification from the fuel supplier as stated in paragraph 40 CFR 60-Dc.48c(f)(1), (2), or (3) as applicable.

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.

Permit ID: 8-2614-00341/00009

Facility DEC ID: 8261400341

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 23: Contaminant List

Effective between the dates of 01/22/2016 and 01/21/2026

Applicable State Requirement:ECL 19-0301

Item 23.1:

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

CAS No: 007446-09-5
Name: SULFUR DIOXIDE

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

Condition 24: Malfunctions and start-up/shutdown activities

Effective between the dates of 01/22/2016 and 01/21/2026

Applicable State Requirement:6 NYCRR 201-1.4

Permit ID: 8-2614-00341/00009

Facility DEC ID: 8261400341

Item 24.1:

(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 25: Emission Unit Definition
Effective between the dates of 01/22/2016 and 01/21/2026

Applicable State Requirement:6 NYCRR Subpart 201-5

Item 25.1(From Mod 1):

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

Emission Unit: U-10000

Emission Unit Description:

Three boilers firing natural gas and #2 fuel oil located in Bldg. 60.

Building(s): 60

Permit ID: 8-2614-00341/00009

Facility DEC ID: 8261400341

Condition 26: Renewal deadlines for state facility permits
Effective between the dates of 01/22/2016 and 01/21/2026

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

Item 26.1:

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 27: Compliance Demonstration
Effective between the dates of 01/22/2016 and 01/21/2026

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

Item 27.1:

The Compliance Demonstration activity will be performed for the Facility.

Item 27.2:

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 8
6274 East Avon-Lima Rd.
Avon, NY 14414

Reporting Requirements: ANNUALLY (CALENDAR)

Reports due 30 days after the reporting period.

The initial report is due 1/30/2016.

Subsequent reports are due every 12 calendar month(s).

Condition 3: Air pollution prohibited
Effective between the dates of 01/22/2016 and 01/21/2026

Applicable State Requirement:6 NYCRR 211.1

Item 3.1:

No person shall cause or allow emissions of air contaminants to the outdoor atmosphere of such quantity, characteristic or duration which are injurious to human, plant or animal life or to property, or which unreasonably interfere with the comfortable enjoyment of life or property. Notwithstanding the existence of specific air quality standards or emission limits, this prohibition applies, but is not limited to, any particulate, fume, gas, mist, odor, smoke, vapor, pollen, toxic or deleterious emission, either alone or in combination with others.

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Facility DEC ID: 8261400341

Condition 29: Compliance Demonstration
Effective between the dates of 01/22/2016 and 01/21/2026

Applicable State Requirement:6 NYCRR 225-1.2 (f)

Item 29.1:

The Compliance Demonstration activity will be performed for the Facility.

Item 29.2:

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 30: Compliance Demonstration
Effective between the dates of 01/22/2016 and 01/21/2026

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

Item 30.1:

The Compliance Demonstration activity will be performed for the Facility.

Item 30.2:

Permit ID: 8-2614-00341/00009

Facility DEC ID: 8261400341

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.

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 31: Compliance Demonstration
Effective between the dates of 01/22/2016 and 01/21/2026

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

Item 31.1:

The Compliance Demonstration activity will be performed for the Facility.

Item 31.2:

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

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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 32: Compliance Demonstration
Effective between the dates of 01/22/2016 and 01/21/2026

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

Item 32.1:

The Compliance Demonstration activity will be performed for the Facility.

Item 32.2:

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

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Facility DEC ID: 8261400341

DESCRIPTION

Reporting Requirements: AS REQUIRED - SEE MONITORING DESCRIPTION

**** Emission Unit Level ****

Condition 33: Emission Point Definition By Emission Unit
Effective between the dates of 01/22/2016 and 01/21/2026

Applicable State Requirement:6 NYCRR Subpart 201-5

Item 33.1(From Mod 1):

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

Emission Unit: U-10000

Emission Point: 00003

Height (ft.): 70

Diameter (in.): 30

NYTMN (km.): 4777.8

NYTME (km.): 287.7

Building: 60

Condition 34: Process Definition By Emission Unit
Effective between the dates of 01/22/2016 and 01/21/2026

Applicable State Requirement:6 NYCRR Subpart 201-5

Item 34.1(From Mod 1):

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

Emission Unit: U-10000

Process: 100

Source Classification Code: 1-03-006-02

Process Description:

Combustion of natural gas in Cleaver-Brooks 200-350-15
 boilers located in bldg. 60.

Emission Source/Control: 0B001 - Combustion

Design Capacity: 14.7 million Btu per hour

Emission Source/Control: 0B002 - Combustion

Design Capacity: 14.7 million Btu per hour

Emission Source/Control: 0B003 - Combustion

Design Capacity: 14.7 million Btu per hour

Item 34.2(From Mod 1):

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

Emission Unit: U-10000

Process: 200

Source Classification Code: 1-03-005-02

Process Description:

Combustion of No. 2 fuel oil in Cleaver-Brooks CB
 200-350-15 boilers located in bldg. 60.

Permit ID: 8-2614-00341/00009

Facility DEC ID: 8261400341

Emission Source/Control: 0B001 - Combustion
Design Capacity: 14.7 million Btu per hour

Emission Source/Control: 0B002 - Combustion
Design Capacity: 14.7 million Btu per hour

Emission Source/Control: 0B003 - Combustion
Design Capacity: 14.7 million Btu per hour

Permit ID: 8-2614-00341/00009

Facility DEC ID: 8261400341