

Facility DEC ID: 9145600142

PERMIT
Under the Environmental Conservation Law (ECL)

IDENTIFICATION INFORMATION

Permit Type: Air Title V Facility

Permit ID: 9-1456-00142/00017

Effective Date:

Expiration Date:

Permit Issued To: WHITING DOOR MFG CORP

113 CEDAR ST
AKRON, NY 14001-1038

Contact: MICHAEL T WHITING
WHITING DOOR MANUFACTURING CORP
113 CEDAR ST
AKRON, NY 14001
(716) 542-5427

Facility: WHITING DOOR MANUFACTURING CORP
113 CEDAR ST
AKRON, NY 14001

Contact: MICHAEL T WHITING
WHITING DOOR MANUFACTURING CORP
113 CEDAR ST
AKRON, NY 14001
(716) 542-5427

Description:

Whiting Door Manufacturing Corporation is located at 113 Cedar Street in the Village of Akron. The facility manufactures and paints roll-up doors for trucks and trailer bodies. The facility is required to have a Title V Permit due to the fact that the actual VOC emissions are greater than 50 tons per year. This renewal permit incorporates the requirements of the Air State Facility (ASF) Permit issued to Whiting Door Manufacturing Corporation on April 15, 1999. The ASF Permit allowed for the construction and operation of emission unit U-00026 and limited VOC emissions from that new emission unit to less than 39 tons during any consecutive 12 month period. The 39 ton VOC limit caps emissions from emission unit U-00026 below the applicability threshold of 6 NYCRR Part 231-2 New Source Review in Nonattainment Areas. The VOC emission cap continues to be in force under this Title V permit.

The facility consists of five emission units

U-00023 - one E-Coat surface coating system consisting of one dip tank, one drying oven and a fluid clean system. Paint is electrostatically deposited on metal parts in the dip tank.

U-00025 - two primer application booths (Paint Room and Saw Room) where primers are spray applied to wooden doors with metal hardware and dried in an infrared, catalytic heated air flow drying unit. Each primer application booth is equipped with a fabric filter for particulate control.

Facility DEC ID: 9145600142

U-00026 - a painting application system comprised of a primer application booth, a primer drying oven, and an enamel application booth. Primers are spray applied to wooden doors with metal hardware and dried in an infrared, catalytic heated air flow drying unit. Enamels and top coats are spray applied to wooden doors with metal hardware. The enamels are air-dried. Each application booth is equipped with a fabric filter for particulate control.

U-00027 - one enamel paint application booth where top coats are spray applied to wooden doors with metal hardware. The enamels are air-dried. The paint application booth is equipped with a fabric filter for particulate control.

U-00028 - a cyclone system used for managing dust and shavings from the trimmingshearing of polyethylene composite panels. Exhaust air from the cyclone is conveyed to a baghouse for particulate removal prior to being discharged to the atmosphere.

The facility is subject to the VOC coating content requirements of 6 NYCRR Part 228. Emission unit U-00023 is subject to the compliant coating requirements for miscellaneous metal parts - extreme performance coatings - in 6 NYCRR Part 228-1.4(b) (Table B4). Emissions units U-00025, U-00026 and U-20007 are subject to the compliant coating requirements for wood coating lines topcoats and sealers - in 6 NYCRR Part 228-1.4(c) (Table C2).

A Part 212 analysis was performed and the facility has demonstrated compliance with Part 212 for all contaminants emitted.

The facility is also subject to the opacity limit of 6 NYCRR Part 212-2.4(b).

The facility also operates several sources which are considered to be either exempt or trivial according to 6 NYCRR Part 201-3 including combustion, woodworking operations where no surface coating takes place, provided such operations exhaust to a sawdust collection system controlled by an appropriate emission control device, metalworking, welding and foam processes and a 525 hp emergency diesel-powered generator. The generator is subject to 40 CFR 63 Subpart ZZZZ.

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: LISA M CZECHOWICZ
NYSDEC - REGION 9
270 MICHIGAN AVE
BUFFALO, NY 14203-2915

Authorized Signature: _____ Date: ___ / ___ / ____

Facility DEC ID: 9145600142

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.

Facility DEC ID: 9145600142

PAGE LOCATION OF CONDITIONS

PAGE

DEC GENERAL CONDITIONS

General Provisions

- 5 1 Facility Inspection by the Department
- 5 2 Relationship of this Permit to Other Department Orders and Determinations
- 5 3 Applications for permit renewals, modifications and transfers
- 6 4 Permit modifications, suspensions or revocations by the Department

Facility Level

- 6 5 Submission of application for permit modification or renewal-REGION 9 HEADQUARTERS

Facility DEC ID: 9145600142

DEC GENERAL CONDITIONS

**** General Provisions ****

For the purpose of your Title V permit, the following section contains state-only enforceable terms and conditions.

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

Facility DEC ID: 9145600142

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 9
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 9 Headquarters
Division of Environmental Permits
270 Michigan Avenue
Buffalo, NY 14203-2915
(716) 851-7165

Permit ID: 9-1456-00142/00017

Facility DEC ID: 9145600142

Permit Under the Environmental Conservation Law (ECL)

ARTICLE 19: AIR POLLUTION CONTROL - TITLE V PERMIT

IDENTIFICATION INFORMATION

Permit Issued To: WHITING DOOR MFG CORP
113 CEDAR ST
AKRON, NY 14001-1038

Facility: WHITING DOOR MANUFACTURING CORP
113 CEDAR ST
AKRON, NY 14001

Authorized Activity By Standard Industrial Classification Code:
3442 - METAL DOORS, SASH, AND TRIM
3714 - MOTOR VEHICLE PARTS & ACCESSORIES

Permit Effective Date:

Permit Expiration Date:

Permit ID: 9-1456-00142/00017

Facility DEC ID: 9145600142

PAGE LOCATION OF CONDITIONS

PAGE

FEDERALLY ENFORCEABLE CONDITIONS

Facility Level

- 7 1 6 NYCRR 200.6: Acceptable Ambient Air Quality
- 8 2 6 NYCRR 201-6.4 (a) (7): Fees
- 8 3 6 NYCRR 201-6.4 (c): Recordkeeping and Reporting of Compliance Monitoring
- 8 4 6 NYCRR 201-6.4 (c) (2): Records of Monitoring, Sampling, and Measurement
- 9 5 6 NYCRR 201-6.4 (c) (3) (ii): Compliance Certification
- 11 6 6 NYCRR 201-6.4 (e): Compliance Certification
- 13 7 6 NYCRR 202-2.1: Compliance Certification
- 13 8 6 NYCRR 202-2.5: Recordkeeping requirements
- 13 9 6 NYCRR 215.2: Open Fires - Prohibitions
- 15 10 6 NYCRR 200.7: Maintenance of Equipment
- 15 11 6 NYCRR 201-1.7: Recycling and Salvage
- 15 12 6 NYCRR 201-1.8: Prohibition of Reintroduction of Collected Contaminants to the air
- 15 13 6 NYCRR 201-3.2 (a): Exempt Sources - Proof of Eligibility
- 16 14 6 NYCRR 201-3.3 (a): Trivial Sources - Proof of Eligibility
- 16 15 6 NYCRR 201-6.4 (a) (4): Requirement to Provide Information
- 16 16 6 NYCRR 201-6.4 (a) (8): Right to Inspect
- 17 17 6 NYCRR 202-1.1: Required Emissions Tests
- 17 18 40 CFR Part 68: Accidental release provisions.
- 17 19 40CFR 82, Subpart F: Recycling and Emissions Reduction
- 18 20 6 NYCRR Subpart 201-6: Emission Unit Definition
- 19 21 6 NYCRR 201-6.4 (d) (4): Progress Reports Due Semiannually
- 19 22 6 NYCRR 201-6.4 (f): Operational Flexibility
- 19 23 6 NYCRR 201-7.1: Facility Permissible Emissions
- 20 24 6 NYCRR 211.2: Visible Emissions Limited
- 20 25 6 NYCRR 212-1.6 (a): Compliance Certification
- 21 26 6 NYCRR 212-2.4 (b): Compliance Certification
- 22 27 6 NYCRR 228-1.3: Compliance Certification
- 25 28 6 NYCRR 228-1.3 (a): Compliance Certification
- 27 29 6 NYCRR 228-1.4 (c): Compliance Certification
- 28 30 40CFR 63, Subpart ZZZZ: Compliance Certification
- 29 31 6 NYCRR Subpart 201-6: Emission Point Definition By Emission Unit
- 30 32 6 NYCRR Subpart 201-6: Process Definition By Emission Unit
- 33 33 6 NYCRR 201-7.1: Emission Unit Permissible Emissions

EU=U-00023

- 33 34 6 NYCRR 228-1.4 (b): Compliance Certification

EU=U-00026

- 34 *35 6 NYCRR 201-7.1: Capping Monitoring Condition

STATE ONLY ENFORCEABLE CONDITIONS

Facility Level

Permit ID: 9-1456-00142/00017

Facility DEC ID: 9145600142

- | | | |
|----|----|--|
| 37 | 36 | ECL 19-0301: Contaminant List |
| 37 | 37 | 6 NYCRR 201-1.4: Malfunctions and Start-up/Shutdown Activities |
| 38 | 38 | 6 NYCRR 201-6.5 (a): CLCPA Applicability |
| 38 | 39 | 6 NYCRR 211.1: Air pollution prohibited |
| 39 | 40 | 6 NYCRR 217-3.2: Idling of Diesel Trucks Limited |
| 39 | 41 | 6 NYCRR 217-3.3: Exceptions |

NOTE: * preceding the condition number indicates capping.

Permit ID: 9-1456-00142/00017

Facility DEC ID: 9145600142

FEDERALLY ENFORCEABLE CONDITIONS

Renewal 3/DRAFT

**** Facility Level ****

NOTIFICATION OF GENERAL PERMITTEE OBLIGATIONS

The items listed below are not subject to the annual compliance certification requirements under Title V. Permittees may also have other obligations under regulations of general applicability.

- Item A: Public Access to Recordkeeping for Title V Facilities - 6 NYCRR 201-1.10 (b)**
The Department will make available to the public any permit application, compliance plan, permit, and monitoring and compliance certification report pursuant to Section 503(e) of the Act, except for information entitled to confidential treatment pursuant to 6 NYCRR Part 616 - Public Access to records and Section 114(c) of the Act.
- Item B: Timely Application for the Renewal of Title V Permits - 6 NYCRR 201-6.2 (a) (4)**
Owners and/or operators of facilities having an issued Title V permit shall submit a complete application at least 180 days, but not more than eighteen months, prior to the date of permit expiration for permit renewal purposes.
- Item C: Certification by a Responsible Official - 6 NYCRR 201-6.2 (d) (12)**
Any application, form, report or compliance certification required to be submitted pursuant to the federally enforceable portions of this permit shall contain a certification of truth, accuracy and completeness by a responsible official. This certification shall state that based on information and belief formed after reasonable inquiry, the statements and information in the document are true, accurate, and complete.
- Item D: Requirement to Comply With All Conditions - 6 NYCRR 201-6.4 (a) (2)**
The permittee must comply with all conditions of the Title V facility permit. Any permit non-compliance constitutes a violation of the Act and is grounds for enforcement action; for permit termination, revocation and reissuance, or modification; or for denial of a permit renewal application.
- Item E: Permit Revocation, Modification, Reopening, Reissuance or Termination, and Associated Information Submission Requirements - 6 NYCRR 201-6.4 (a) (3)**
This permit may be modified, revoked, reopened and reissued, or terminated for cause. The filing of a request by the permittee for a permit modification, revocation and

Permit ID: 9-1456-00142/00017

Facility DEC ID: 9145600142

reissuance, or termination, or of a notification of planned changes or anticipated noncompliance does not stay any permit condition.

Item F: Cessation or Reduction of Permitted Activity Not a Defense - 6 NYCRR 201-6.4 (a) (5)

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

Item G: Property Rights - 6 NYCRR 201-6.4 (a) (6)

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

Item H: Severability - 6 NYCRR 201-6.4 (a) (9)

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

Item I: Permit Shield - 6 NYCRR 201-6.4 (g)

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

- i. The ability of the Department to seek to bring suit on behalf of the State of New York, or the Administrator to seek to bring suit on behalf of the United States, to immediately restrain any person causing or contributing to pollution presenting an imminent and substantial endangerment to public health, welfare or the environment to stop the emission of air pollutants causing or contributing to such pollution;
- ii. The liability of a permittee of the Title V

Permit ID: 9-1456-00142/00017

Facility DEC ID: 9145600142

facility for any violation of applicable requirements prior to or at the time of permit issuance;

iii. The applicable requirements of Title IV of the Act;

iv. The ability of the Department or the Administrator to obtain information from the permittee concerning the ability to enter, inspect and monitor the facility.

Item J: Reopening for Cause - 6 NYCRR 201-6.4 (i)

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

i. When additional applicable requirements under the act become applicable to a title V facility with a remaining permit term of three or more years, a reopening shall be completed not later than 18 months after promulgation of the applicable requirement. No such reopening is required if the effective date of the requirement is later than the date on which the permit is due to expire, unless the original permit or any of its terms and conditions has been extended by the department pursuant to the provisions of section 201- 6.6 of this Subpart.

ii. The Department or the Administrator determines that the permit contains a material mistake or that inaccurate statements were made in establishing the emissions standards or other terms or conditions of the permit.

iii. The Department or the Administrator determines that the Title V permit must be revised or reopened to assure compliance with applicable requirements.

iv. If the permitted facility is an "affected source" subject to the requirements of Title IV of the Act, and additional requirements (including excess emissions requirements) become applicable. Upon approval by the Administrator, excess emissions offset plans shall be deemed to be incorporated into the permit.

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

Reopenings shall not be initiated before a notice of such intent is provided to the facility by the Department at least thirty days in advance of the date that the permit

Permit ID: 9-1456-00142/00017

Facility DEC ID: 9145600142

is to be reopened, except that the Department may provide a shorter time period in the case of an emergency.

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)

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.

**MANDATORY FEDERALLY ENFORCEABLE PERMIT CONDITIONS
SUBJECT TO ANNUAL CERTIFICATIONS AT ALL TIMES**

The following federally enforceable permit conditions are mandatory for all Title V permits and are subject to annual compliance certification requirements at all times.

**Condition 1: Acceptable Ambient Air Quality
Effective for entire length of Permit****Applicable Federal Requirement: 6 NYCRR 200.6****Item 1.1:**

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

Permit ID: 9-1456-00142/00017

Facility DEC ID: 9145600142

contravention occurs or may occur, the Commissioner shall specify the degree and/or method of emission control required.

**Condition 2: Fees
Effective for entire length of Permit**

Applicable Federal Requirement:6 NYCRR 201-6.4 (a) (7)

Item 2.1:

The owner and/or operator of a stationary source shall pay fees to the Department consistent with the fee schedule authorized by ECL 72-0303.

**Condition 3: Recordkeeping and Reporting of Compliance Monitoring
Effective for entire length of Permit**

Applicable Federal Requirement:6 NYCRR 201-6.4 (c)

Item 3.1:

The following information must be included in any required compliance monitoring records and reports:

- (i) The date, place, and time of sampling or measurements;
- (ii) The date(s) analyses were performed;
- (iii)The company or entity that performed the analyses;
- (iv) The analytical techniques or methods used including quality assurance and quality control procedures if required;
- (v) The results of such analyses including quality assurance data where required; and
- (vi) The operating conditions as existing at the time of sampling or measurement.

Any deviation from permit requirements must be clearly identified in all records and reports. Reports must be certified by a responsible official, consistent with Section 201-6.2 of Part 201.

**Condition 4: Records of Monitoring, Sampling, and Measurement
Effective for entire length of Permit**

Applicable Federal Requirement:6 NYCRR 201-6.4 (c) (2)

Item 4.1:

Compliance monitoring and recordkeeping shall be conducted according to the terms and conditions contained in this permit and shall follow all quality assurance requirements found in applicable regulations. Records of all monitoring data and support information must be retained for a period of at least 5 years from the date of the monitoring, sampling, measurement, report, or application. Support information includes all calibration and maintenance records and all original strip-chart recordings for continuous monitoring instrumentation, and copies of all

Permit ID: 9-1456-00142/00017

Facility DEC ID: 9145600142

reports required by the permit.

Condition 5: Compliance Certification
Effective for entire length of Permit

Applicable Federal Requirement: 6 NYCRR 201-6.4 (c) (3) (ii)

Item 5.1:

The Compliance Certification activity will be performed for the Facility.

Item 5.2:

Compliance Certification shall include the following monitoring:

Monitoring Type: RECORD KEEPING/MAINTENANCE PROCEDURES

Monitoring Description:

To meet the requirements of this facility permit with respect to reporting, the permittee must:

Submit reports of any required monitoring at a minimum frequency of every 6 months, based on a calendar year reporting schedule. These reports shall be submitted to the Department within 30 days after the end of a reporting period. All instances of deviations from permit requirements must be clearly identified in such reports. All required reports must be certified by the responsible official for this facility.

Notify the Department and report permit deviations and incidences of noncompliance stating the probable cause of such deviations, and any corrective actions or preventive measures taken. Where the underlying applicable requirement contains a definition of prompt or otherwise specifies a time frame for reporting deviations, that definition or time frame shall govern. Where the underlying applicable requirement fails to address the time frame for reporting deviations, reports of deviations shall be submitted to the permitting authority based on the following schedule:

- (1) For emissions of a hazardous air pollutant (as identified in an applicable regulation) that continue for more than an hour in excess of permit requirements, the report must be made within 24 hours of the occurrence.
- (2) For emissions of any regulated air pollutant, excluding those listed in paragraph (1) of this section, that continue for more than two hours in excess of permit requirements, the report must be made within 48 hours.
- (3) For all other deviations from permit requirements,

Permit ID: 9-1456-00142/00017

Facility DEC ID: 9145600142

the report shall be contained in the 6 month monitoring report required above.

(4) This permit may contain a more stringent reporting requirement than required by paragraphs (1), (2) or (3) above. If more stringent reporting requirements have been placed in this permit or exist in applicable requirements that apply to this facility, the more stringent reporting requirement shall apply.

If above paragraphs (1) or (2) are met, the source must notify the permitting authority by telephone during normal business hours at the Regional Office of jurisdiction for this permit, attention Regional Air Pollution Control Engineer (RAPCE) according to the timetable listed in paragraphs (1) and (2) of this section. For deviations and incidences that must be reported outside of normal business hours, on weekends, or holidays, the DEC Spill Hotline phone number at 1-800-457-7362 shall be used. A written notice, certified by a responsible official consistent with 6 NYCRR Part 201-6.2(d)(12), must be submitted within 10 working days of an occurrence for deviations reported under (1) and (2). All deviations reported under paragraphs (1) and (2) of this section must also be identified in the 6 month monitoring report required above.

The provisions of 6 NYCRR 201-1.4 shall apply if the permittee seeks to have a violation excused unless otherwise limited by regulation. In order to have a violation of a federal regulation (such as a new source performance standard or national emissions standard for hazardous air pollutants) excused, the specific federal regulation must provide for an affirmative defense during start-up, shutdowns, malfunctions or upsets. Notwithstanding any recordkeeping and reporting requirements in 6 NYCRR 201-1.4, reports of any deviations shall not be on a less frequent basis than the reporting periods described in paragraphs (1) and (4) above.

In the case of any condition contained in this permit with a reporting requirement of "Upon request by regulatory agency" the permittee shall include in the semiannual report, a statement for each such condition that the monitoring or recordkeeping was performed as required or requested and a listing of all instances of deviations from these requirements.

In the case of any emission testing performed during the previous six month reporting period, either due to a request by the Department, EPA, or a regulatory requirement, the permittee shall include in the semiannual

Permit ID: 9-1456-00142/00017

Facility DEC ID: 9145600142

report a summary of the testing results and shall indicate whether or not the Department or EPA has approved the results.

All semiannual reports may be submitted electronically or physically. Electronic reports shall be submitted using the Department's Air Compliance and Emissions Electronic-Reporting system (ACE). If the facility owner or operator elects to send physical copies instead, two copies shall be sent to the Department (one copy to the regional air pollution control engineer (RAPCE) in the regional office and one copy to the Bureau of Quality Assurance (BQA) in the DEC central office) and one copy shall be sent to the Administrator (or his or her representative). Mailing addresses for the above referenced persons are contained in the monitoring condition for 6 NYCRR Part 201-6.4(e), contained elsewhere in this permit.

Reporting Requirements: SEMI-ANNUALLY (CALENDAR)
Reports due 30 days after the reporting period.
Subsequent reports are due every 6 calendar month(s).

Condition 6: Compliance Certification
Effective for entire length of Permit

Applicable Federal Requirement: 6 NYCRR 201-6.4 (e)

Item 6.1:

The Compliance Certification activity will be performed for the Facility.

Item 6.2:

Compliance Certification shall include the following monitoring:

Monitoring Type: RECORD KEEPING/MAINTENANCE PROCEDURES

Monitoring Description:

Requirements for compliance certifications with terms and conditions contained in this facility permit include the following:

- i. Compliance certifications shall contain:
 - the identification of each term or condition of the permit that is the basis of the certification;
 - the compliance status;
 - whether compliance was continuous or intermittent;
 - the method(s) used for determining the compliance status of the facility, currently and over the reporting period consistent with the monitoring and related recordkeeping and reporting requirements of this permit;
 - such other facts as the Department may require to determine the compliance status of the facility as specified in any special permit terms or conditions;

Permit ID: 9-1456-00142/00017

Facility DEC ID: 9145600142

and

- such additional requirements as may be specified elsewhere in this permit related to compliance certification.

ii. The responsible official must include in the annual certification report all terms and conditions contained in this permit which are identified as being subject to certification, including emission limitations, standards, or work practices. That is, the provisions labeled herein as "Compliance Certification" are not the only provisions of this permit for which an annual certification is required.

iii. Compliance certifications shall be submitted annually. Certification reports are due 30 days after the anniversary date of four consecutive calendar quarters. The first report is due 30 days after the calendar quarter that occurs just prior to the permit anniversary date, unless another quarter has been acceptable by the Department.

iv. All annual compliance certifications may be submitted electronically or physically. Electronic reports shall be submitted using the Department's Air Compliance and Emissions Electronic-Reporting system (ACE). If the facility owner or operator elects to send physical copies instead, two copies shall be sent to the Department (one copy to the regional air pollution control engineer (RAPCE) in the regional office and one copy to the Bureau of Quality Assurance (BQA) in the DEC central office) and one copy shall be sent to the Administrator (or his or her representative). The mailing addresses for the above referenced persons are:

Chief – Air Compliance Branch
USEPA Region 2 DECA/ACB
290 Broadway, 21st Floor
New York, NY 10007

The address for the RAPCE is as follows:

Regional Air Pollution Control Engineer
NYSDEC Region 9 Headquarters
270 Michigan Avenue
Buffalo, NY 14203-2915

The address for the BQA is as follows:

NYSDEC
Bureau of Quality Assurance
625 Broadway

Permit ID: 9-1456-00142/00017

Facility DEC ID: 9145600142

Albany, NY 12233-3258

Monitoring Frequency: ANNUALLY
Reporting Requirements: ANNUALLY (CALENDAR)
Reports due 30 days after the reporting period.
The initial report is due 1/30/2023.
Subsequent reports are due on the same day each year

Condition 7: Compliance Certification
Effective for entire length of Permit

Applicable Federal Requirement:6 NYCRR 202-2.1

Item 7.1:

The Compliance Certification activity will be performed for the Facility.

Item 7.2:

Compliance Certification shall include the following monitoring:

Monitoring Type: RECORD KEEPING/MAINTENANCE PROCEDURES

Monitoring Description:

Emission statements shall be submitted on or before April 15th each year for emissions of the previous calendar year. Statements are to be mailed to: New York State Department of Environmental Conservation, Division of Air Resources, Bureau of Air Quality Planning, 625 Broadway, Albany NY 12233-3251

Monitoring Frequency: ANNUALLY
Reporting Requirements: ANNUALLY (CALENDAR)
Reports due by April 15th for previous calendar year

Condition 8: Recordkeeping requirements
Effective for entire length of Permit

Applicable Federal Requirement:6 NYCRR 202-2.5

Item 8.1:

(a) The following records shall be maintained for at least five years:

(1) a copy of each emission statement submitted to the department; and

(2) records indicating how the information submitted in the emission statement was determined, including any calculations, data, measurements, and estimates used.

(b) These records shall be made available at the facility to the representatives of the department upon request during normal business hours.

Condition 9: Open Fires - Prohibitions
Effective for entire length of Permit

Applicable Federal Requirement:6 NYCRR 215.2

Permit ID: 9-1456-00142/00017

Facility DEC ID: 9145600142

Item 9.1:

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

Item 9.2

Per Section 215.3, burning in an open fire, provided it is not contrary to other law or regulation, will be allowed as follows:

- (a) On-site burning in any town with a total population less than 20,000 of downed limbs and branches (including branches with attached leaves or needles) less than six inches in diameter and eight feet in length between May 15th and the following March 15th. For the purposes of this subdivision, the total population of a town shall include the population of any village or portion thereof located within the town. However, this subdivision shall not be construed to allow burning within any village.
- (b) Barbecue grills, maple sugar arches and similar outdoor cooking devices when actually used for cooking or processing food.
- (c) Small fires used for cooking and camp fires provided that only charcoal or untreated wood is used as fuel and the fire is not left unattended until extinguished.
- (d) On-site burning of agricultural wastes as part of a valid agricultural operation on contiguous agricultural lands larger than five acres actively devoted to agricultural or horticultural use, provided such waste is actually grown or generated on those lands and such waste is capable of being fully burned within a 24-hour period.
- (e) The use of liquid petroleum fueled smudge pots to prevent frost damage to crops.
- (f) Ceremonial or celebratory bonfires where not otherwise prohibited by law, provided that only untreated wood or other agricultural products are used as fuel and the fire is not left unattended until extinguished.
- (g) Small fires that are used to dispose of a flag or religious item, and small fires or other smoke producing process where not otherwise prohibited by law that are used in connection with a religious ceremony.
- (h) Burning on an emergency basis of explosive or other dangerous or contraband materials by police or other public safety organization.
- (i) Prescribed burns performed according to Part 194 of this Title.
- (j) Fire training, including firefighting, fire rescue, and fire/arson investigation training, performed under applicable rules and guidelines of the New York State Department of State's Office of Fire Prevention and Control. For fire training performed on acquired structures, the structures must be emptied and stripped of any material that is toxic, hazardous or likely to emit toxic smoke (such as asbestos, asphalt shingles and vinyl siding or other vinyl products) prior to burning and must be at least 300 feet from other occupied structures. No more than one structure per lot or within a 300 foot radius (whichever is bigger) may be burned in a training exercise.
- (k) Individual open fires as approved by the Director of the Division of Air Resources as may be required in response to an outbreak of a plant or animal disease upon request by the commissioner of the Department of Agriculture and Markets, or for the destruction of invasive plant and insect species.
- (l) Individual open fires that are otherwise authorized under the environmental conservation law, or by rule or regulation of the Department.

**MANDATORY FEDERALLY ENFORCEABLE PERMIT CONDITIONS
SUBJECT TO ANNUAL CERTIFICATIONS ONLY IF APPLICABLE**

Permit ID: 9-1456-00142/00017

Facility DEC ID: 9145600142

The following federally enforceable permit conditions are mandatory for all Title V permits and are subject to annual compliance certification requirements only if effectuated during the reporting period.

[NOTE: The corresponding annual compliance certification for those conditions not effectuated during the reporting period shall be specified as "not applicable".]

**Condition 10: Maintenance of Equipment
Effective for entire length of Permit**

Applicable Federal Requirement:6 NYCRR 200.7

Item 10.1:

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.

**Condition 11: Recycling and Salvage
Effective for entire length of Permit**

Applicable Federal Requirement:6 NYCRR 201-1.7

Item 11.1:

Where practical, the owner or operator of an air contamination source shall recycle or salvage air contaminants collected in an air cleaning device according to the requirements of the ECL.

**Condition 12: Prohibition of Reintroduction of Collected Contaminants to the air
Effective for entire length of Permit**

Applicable Federal Requirement:6 NYCRR 201-1.8

Item 12.1:

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.

**Condition 13: Exempt Sources - Proof of Eligibility
Effective for entire length of Permit**

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

Item 13.1:

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

Permit ID: 9-1456-00142/00017

Facility DEC ID: 9145600142

them available to representatives of the department upon request.

**Condition 14: Trivial Sources - Proof of Eligibility
Effective for entire length of Permit**

Applicable Federal Requirement:6 NYCRR 201-3.3 (a)

Item 14.1:

The owner or operator of an emission source or activity that is listed as being trivial in this Section 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 required records on-site for a period of five years and make them available to representatives of the department upon request.

**Condition 15: Requirement to Provide Information
Effective for entire length of Permit**

Applicable Federal Requirement:6 NYCRR 201-6.4 (a) (4)

Item 15.1:

The owner and/or operator shall furnish to the department, within a reasonable time, any information that the department may request in writing to determine whether cause exists for modifying, revoking and reissuing, or terminating the permit or to determine compliance with the permit. Upon request, the permittee shall also furnish to the department copies of records required to be kept by the permit or, for information claimed to be confidential, the permittee may furnish such records directly to the administrator along with a claim of confidentiality, if the administrator initiated the request for information or otherwise has need of it.

**Condition 16: Right to Inspect
Effective for entire length of Permit**

Applicable Federal Requirement:6 NYCRR 201-6.4 (a) (8)

Item 16.1:

The department or an authorized representative shall be allowed upon presentation of credentials and other documents as may be required by law to:

- (i) enter upon the permittee's premises where a facility subject to the permitting requirements of this Subpart is located or emissions-related activity is conducted, or where records must be kept under the conditions of the permit;
- (ii) have access to and copy, at reasonable times, any records that must be kept under the conditions of the permit;
- (iii) inspect at reasonable times any emission sources, equipment (including monitoring and air pollution control equipment), practices, and operations regulated or required under the permit; and
- (iv) sample or monitor at reasonable times substances or parameters for the purpose of assuring compliance with the permit or applicable requirements.

Permit ID: 9-1456-00142/00017

Facility DEC ID: 9145600142

Condition 17: Required Emissions Tests
Effective for entire length of Permit

Applicable Federal Requirement:6 NYCRR 202-1.1

Item 17.1:

For the purpose of ascertaining compliance or non-compliance with any air pollution control code, rule or regulation, the commissioner may require the person who owns such air contamination source to submit an acceptable report of measured emissions within a stated time.

Condition 18: Accidental release provisions.
Effective for entire length of Permit

Applicable Federal Requirement:40 CFR Part 68

Item 18.1:

If a chemical is listed in Tables 1,2,3 or 4 of 40 CFR §68.130 is present in a process in quantities greater than the threshold quantity listed in Tables 1,2,3 or 4, the following requirements will apply:

- a) The owner or operator shall comply with the provisions of 40 CFR Part 68 and;
- b) The owner or operator shall submit at the time of permit issuance (if not previously submitted) one of the following, if such quantities are present:
 - 1) A compliance schedule for meeting the requirements of 40 CFR Part 68 by the date provided in 40 CFR §68.10(a) or,
 - 2) A certification statement that the source is in compliance with all requirements of 40 CFR Part 68, including the registration and submission of the Risk Management Plan. Information should be submitted to:

Risk Management Plan Reporting Center
C/O CSC
8400 Corporate Dr
Carrollton, Md. 20785

Condition 19: Recycling and Emissions Reduction
Effective for entire length of Permit

Applicable Federal Requirement:40CFR 82, Subpart F

Item 19.1:

The permittee shall comply with all applicable provisions of 40 CFR Part 82.

Permit ID: 9-1456-00142/00017

Facility DEC ID: 9145600142

The following conditions are subject to annual compliance certification requirements for Title V permits only.

**Condition 20: Emission Unit Definition
Effective for entire length of Permit**

Applicable Federal Requirement:6 NYCRR Subpart 201-6

Item 20.1:

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

Emission Unit: U-00023

Emission Unit Description:

This emission unit consists of an e-coat surface coating operation consisting of a dip tank (EP-12), a drying oven (EP-12) and a fluid clean system (EP-17). The emission points are located in buildings I and J of the Cedar Street Facility.

Building(s): CEDAR

Item 20.2:

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

Emission Unit: U-00025

Emission Unit Description:

This emission unit consists of two primer application booths, specifically the paint room primer booth (EP-01) and the saw room primer booth (EP-07), and one primer dryer (EP-08).

Building(s): CEDAR

Item 20.3:

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

Emission Unit: U-00026

Emission Unit Description:

This emission unit consists of a painting system comprised of a primer application booth (EP-13), a primer drying oven (EP-14), and an enamel application booth (EP-15).

Building(s): CEDAR

Item 20.4:

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

Emission Unit: U-00027

Emission Unit Description:

This emission unit consists of one enamel application booth, specifically the paint room enamel booth (EP-02).

Building(s): CEDAR

Permit ID: 9-1456-00142/00017

Facility DEC ID: 9145600142

Item 20.5:

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

Emission Unit: U-00028

Emission Unit Description:

This emission unit consists of a cyclone system used to manage dust and shavings from the trimming/shearing of polyethylene composite panels (EP-18).

Building(s): CEDAR

**Condition 21: Progress Reports Due Semiannually
Effective for entire length of Permit**

Applicable Federal Requirement:6 NYCRR 201-6.4 (d) (4)

Item 21.1:

Progress reports consistent with an applicable schedule of compliance are to be submitted at least semiannually, or at a more frequent period if specified in the applicable requirement or by the department. Such progress reports shall contain the following:

(i) dates for achieving the activities, milestones, or compliance required in the schedule of compliance, and dates when such activities, milestones or compliance were achieved; and

(ii) an explanation of why any dates in the schedule of compliance were not or will not be met, and any preventive or corrective measures adopted.

**Condition 22: Operational Flexibility
Effective for entire length of Permit**

Applicable Federal Requirement:6 NYCRR 201-6.4 (f)

Item 22.1:

A permit modification is not required for changes that are provided for in the permit. Such changes include approved alternate operating scenarios and changes that have been submitted and approved pursuant to an established operational flexibility protocol and the requirements of this section. Each such change cannot be a modification under any provision of Title I of the Clean Air Act or exceed, or cause the facility to exceed, an emissions cap or limitation in the permit. The facility owner or operator must incorporate all changes into any compliance certifications, record keeping, and/or reporting required by the permit.

**Condition 23: Facility Permissible Emissions
Effective for entire length of Permit**

Applicable Federal Requirement:6 NYCRR 201-7.1

Item 23.1:

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

Permit ID: 9-1456-00142/00017

Facility DEC ID: 9145600142

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

CAS No: 0NY998-00-0 PTE: 284,035 pounds per year
 Name: VOC

**Condition 24: Visible Emissions Limited
 Effective for entire length of Permit**

Applicable Federal Requirement: 6 NYCRR 211.2

Item 24.1:

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 25: Compliance Certification
 Effective for entire length of Permit**

Applicable Federal Requirement: 6 NYCRR 212-1.6 (a)

Item 25.1:

The Compliance Certification activity will be performed for the Facility.

Item 25.2:

Compliance Certification shall include the following monitoring:

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

Monitoring Description:

No person shall cause or allow emissions having an average opacity during any six consecutive minutes of 20 percent or greater from any process emission source, except only the emission of uncombined water. The Department reserves the right to perform or require the performance of an EPA Reference Test Method 9 opacity evaluation at any time during facility operation.

The facility owner or operator shall conduct a visible emissions observation once per day, while the process is in operation, on all emission points associated with sources that have the potential to emit particulate matter. The facility owner or operator 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 specified below.

The facility owner or operator shall investigate the cause, make any necessary corrections, and verify that the

Permit ID: 9-1456-00142/00017

Facility DEC ID: 9145600142

excess visible emissions problem has been corrected. If visible emissions with the potential to exceed the limit specified (except the emission of uncombined water) are observed for three consecutive operating days from the same emission point, the facility owner or operator will notify the Department of the observations within one business day. The facility owner or operator will also perform an EPA Reference Test Method 9 opacity evaluation analysis of the affected emission point and submit the results to the Department.

Daily records of the visible emissions observations, any follow-up Method 9 observations, investigations, and corrective actions taken are to be maintained on site for a period of at least five years from the date of the record. Such records shall include the date and time of each observation, weather conditions, results of the observation, corrective actions taken, and explanations for days when weather conditions were prohibitive.

All records kept pursuant to this condition must be provided to the Department upon request.

Parameter Monitored: OPACITY
 Upper Permit Limit: 20 percent
 Monitoring Frequency: AS REQUIRED - SEE PERMIT MONITORING DESCRIPTION
 Averaging Method: 6-MINUTE AVERAGE (METHOD 22)
 Reporting Requirements: AS REQUIRED - SEE MONITORING DESCRIPTION

Condition 26: Compliance Certification
Effective for entire length of Permit

Applicable Federal Requirement: 6 NYCRR 212-2.4 (b)

Item 26.1:

The Compliance Certification activity will be performed for the facility:
 The Compliance Certification applies to:

Emission Unit: U-00023	Emission Point: 00017
Emission Unit: U-00025	Emission Point: 00001
Emission Unit: U-00025	Emission Point: 00007
Emission Unit: U-00026	Emission Point: 00013
Emission Unit: U-00026	Emission Point: 00015
Emission Unit: U-00027	Emission Point: 00002

Permit ID: 9-1456-00142/00017

Facility DEC ID: 9145600142

Emission Unit: U-00028

Emission Point: 00018

Regulated Contaminant(s):

CAS No: 0NY075-00-0 PARTICULATES

Item 26.2:

Compliance Certification shall include the following monitoring:

Monitoring Type: INTERMITTENT EMISSION TESTING

Monitoring Description:

The control of particulate emissions released from new and modified process emission sources. Emissions from any process emission source for which an application was received by the department after July 1, 1973 are restricted as follows:

- (1) No facility owner or operator shall cause or allow emissions of particulate that exceed 0.050 grains per cubic foot of exhaust gas from emission points associated with sources that have potential to emit particulate matter, expressed at standard conditions on a dry gas basis, except in instances where determination of permissible emission rate using process weight for a specific source category emitting solid particulate is based upon Table 5 and Table 6 of Subdivisions 212-2.5(a) and (b) of this Part.

Parameter Monitored: PARTICULATES

Upper Permit Limit: 0.050 grains per dscf

Reference Test Method: USEPA Reference Test Method 5

Monitoring Frequency: AS REQUIRED - SEE PERMIT MONITORING DESCRIPTION

Averaging Method: 1-HOUR AVERAGE

Reporting Requirements: UPON REQUEST BY REGULATORY AGENCY

Condition 27: Compliance Certification
Effective for entire length of Permit

Applicable Federal Requirement: 6 NYCRR 228-1.3

Item 27.1:

The Compliance Certification activity will be performed for the Facility.

Item 27.2:

Compliance Certification shall include the following monitoring:

Monitoring Type: RECORD KEEPING/MAINTENANCE PROCEDURES

Monitoring Description:

Any facility operating a coating line subject to this Subpart must comply with the following general requirements as specified.

- (a) 'Opacity'

Permit ID: 9-1456-00142/00017

Facility DEC ID: 9145600142

(1) No person shall cause or allow emissions to the outdoor atmosphere having an average opacity of 20 percent or greater for any consecutive six-minute period from any emission source subject to this Subpart.

(b) 'Recordkeeping'

(1) Except as provided for in paragraph (2) of this subdivision, the owner or operator of any emission source subject to this Subpart must maintain and, upon request, provide the department with a certification from the coating supplier/manufacturer which lists the parameters used to determine the actual VOC content of each as applied coating used at the facility. In addition, purchase, usage and/or production records of the coating material, including solvents, must be maintained in a format acceptable to the department and, upon request, these records must be submitted to the department within 90 days of receiving the request. Any facility required to perform the overall removal efficiency calculation set forth in equation 2 of section 228-1.5(c) of this Subpart, must maintain records to verify the parameters used in the calculation. A facility owner or operator must maintain a record that identifies each air cleaning device that has an overall removal efficiency of at least 90 percent. Any additional information required to determine compliance with this Part must be provided to the department in a format acceptable to the department. All records required by this paragraph must be maintained at the facility for a period of five years.

(2) Owners and operators of emission sources not subject to this Subpart as set forth in section 228-1.1(b)(9) or (13) of this Subpart, or those sources that are using coatings not subject to specific requirements of this Subpart as set forth in paragraph (e)(2) of this section, or section 228-1.4(b)(5)(iii)(‘e’), (‘i’) or (‘iv’) of this Subpart, must maintain records on an as used basis. The records must include the relevant regulatory citation of each exemption and quantity of coating used. If the exemption criteria are based on VOC usage, the records must contain calculations and supplier/manufacturer material data sheets for verification of VOC usage. All records required by this paragraph must be maintained at the facility for a period of five years.

(c) 'Prohibition of sale or specification'.

(1) No person shall sell, supply, offer for sale, solicit, use, specify, or require for use, the application of a coating on a part or product at a facility with a coating line described in section 228-1.1(a) of this Subpart if such sale, specification, or use is prohibited by any of the provisions of this Subpart. The prohibition shall apply to all written or oral contracts under the terms of which any coating is to be applied to any part or product at an affected facility. This prohibition shall not apply

Permit ID: 9-1456-00142/00017

Facility DEC ID: 9145600142

to the following:

(i) coatings utilized at surface coating lines where control equipment has been installed to meet the maximum permitted VOC content limitations specified in the tables of

section 228-1.4 of this Subpart;

(ii) coatings utilized at surface coating lines where a coating system is used which meets the requirements specified in section 228-1.5(d) of this Subpart;

and

(iii) coatings utilized at surface coating lines that have been granted variances pursuant to section 228-1.5(e) of this Subpart.

(2) Any person selling a coating for use in a coating line subject to this Part must, upon request, provide the user with certification of the VOC content of the coating supplied.

(d) 'Handling, storage and disposal of volatile organic compounds'.

Within the work area(s) associated with a coating line, the owner or operator of a facility subject to this Subpart must:

(1) use closed, non-leaking containers to store or dispose of cloth or other absorbent applicators impregnated with VOC solvents that are used for surface preparation, cleanup or coating removal;

(2) store in closed, non-leaking containers spent or fresh VOC solvents to be used for surface preparation, cleanup or coating removal;

(3) not use VOC solvents to cleanup spray equipment unless equipment is used to collect the cleaning compounds and to minimize VOC evaporation;

(4) not use open containers to store or dispense surface coatings and/or inks unless production, sampling, maintenance or inspection procedures require operational access. This provision does not apply to the actual device or equipment designed for the purpose of applying a coating material to a substrate. These devices may include, but are not limited to: spray guns, flow coaters, dip tanks, rollers, knife coaters, and extrusion coaters;

(5) not use open containers to store or dispose of spent surface coatings, or spent VOC solvents;

(6) minimize spills during the handling and transfer of coatings and VOC solvents; and

(7) clean hand held spray guns by one of the following:

(i) an enclosed spray gun cleaning system that is kept closed when not in use;

(ii) non-atomized discharge of VOC solvent into a paint waste container that is kept closed when not in use;

Permit ID: 9-1456-00142/00017

Facility DEC ID: 9145600142

- (iii) disassembling and cleaning of the spray gun in a vat that is kept closed when not in use; or
- (iv) atomized spray into a paint waste container that is fitted with a device designed to capture atomized VOC solvent emissions.
- (e) ‘General control requirements for the emission of VOCs’.

(1) Only facilities subject to this Subpart in accordance with section 228-1.1(a)(1) of this Subpart must comply with the compliant material requirements of section 228-1.4 of this Subpart.

(2) A facility containing a coating line (other than a class A coating line) may use up to 55 gallons of coatings (facility wide) on a 12-month rolling total basis which does not comply with the VOC content limits set forth in section 228-1.4 of this Subpart; provided such use is recorded in accordance with the requirements of paragraph 228-1.3(b)(2) of this section.

(3) Facilities operating a class A coating line or most class B coating lines, as specified in section 228-1.4 of this Subpart must use one or more of the following application techniques to apply the coating:

- (i) flow/curtain coating;
- (ii) dip coating;
- (iii) cotton-tipped swab application;
- (iv) electro-deposition coating;
- (v) high volume low pressure spraying;
- (vi) electrostatic spray;
- (vii) airless spray, (including air assisted);
- (viii) airbrush application methods for stenciling, lettering, and other identification markings; or
- (ix) other coating application methods approved by the department which can demonstrate transfer efficiencies equivalent to or greater than high volume low pressure spray.

Monitoring Frequency: AS REQUIRED - SEE PERMIT MONITORING DESCRIPTION

Reporting Requirements: SEMI-ANNUALLY (CALENDAR)

Reports due 30 days after the reporting period.

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

Condition 28: Compliance Certification
Effective for entire length of Permit

Applicable Federal Requirement: 6 NYCRR 228-1.3 (a)

Item 28.1:

The Compliance Certification activity will be performed for the Facility.

Regulated Contaminant(s):

CAS No: 0NY075-00-0 PARTICULATES

Permit ID: 9-1456-00142/00017

Facility DEC ID: 9145600142

Item 28.2:

Compliance Certification shall include the following monitoring:

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

Monitoring Description:

No person shall cause or allow emissions having an average opacity during any six consecutive minutes of 20 percent or greater from any process emission source, except only the emission of uncombined water. Compliance will be determined by conducting daily observations of visible emissions from the emission unit, process, etc. to which this condition applies. The observation(s) must be conducted during daylight hours except during adverse weather conditions (fog, rain, or snow). Observations must be recorded in a bound logbook or other format acceptable to the Department. The following data must be recorded for each stack:

- date and time of day
- observer's name
- identity of emission point
- weather condition
- was a plume observed?

This logbook must be retained at the facility for five (5) years after the date of the last entry. If the operator observes any visible emissions (other than steam – see below) the permittee will immediately investigate any such occurrence and take corrective action, as necessary, to reduce or eliminate the emissions. If visible emissions persist after corrections are made, the permittee will immediately notify the department and may be required to conduct a Method 9 assessment within 24 hours to determine the degree of opacity.

Records of these observations, investigations and corrective actions will be kept on-site in a format acceptable to the department and the semiannual progress report and annual compliance certifications required of all permittees subject to Title V must include a summary of these instances.

**** NOTE **** Steam plumes generally form after leaving the top of the stack (this is known as a detached plume). The distance between the stack and the beginning of the detached plume may vary, however, there is (normally) a distinctive distance between the plume and stack. Steam plumes are white in color and have a billowy consistency. Steam plumes dissipate within a short distance of the stack (the colder the air the longer the steam plume will last) and leave no dispersion trail downwind of the stack.

Permit ID: 9-1456-00142/00017

Facility DEC ID: 9145600142

Parameter Monitored: OPACITY
 Upper Permit Limit: 20 percent
 Monitoring Frequency: AS REQUIRED - SEE PERMIT MONITORING DESCRIPTION
 Averaging Method: 6-MINUTE AVERAGE (METHOD 9)
 Reporting Requirements: AS REQUIRED - SEE MONITORING DESCRIPTION

**Condition 29: Compliance Certification
 Effective for entire length of Permit**

Applicable Federal Requirement: 6 NYCRR 228-1.4 (c)

Item 29.1:

The Compliance Certification activity will be performed for the Facility.

Regulated Contaminant(s):
 CAS No: 0NY998-00-0 VOC

Item 29.2:

Compliance Certification shall include the following monitoring:

Monitoring Type: RECORD KEEPING/MAINTENANCE PROCEDURES

Monitoring Description:

Wood finishing coatings must be applied using a high volume low pressure (HVLP) spray gun except in the following instances:
 - the coating being applied emits less than 1.0 kg(lb) VOC per kg (lb) of solids used;
 - for the touch-up and repair;
 - when the spray is automated;
 - when add-on controls are employed; or
 - if the cumulative application is less than 5.0 percent of the total gallons of coating applied.

Wood finishing coatings applied by facility must meet the following VOC content limits (as applied):
 Sealers - 1.9 lb VOC/lb solids
 Topcoats - 1.8 lb VOC/lb solids
 Acid-cured alkyd amino vinyl sealers - 2.3 lb VOC/lb solids
 Acid-cured alkyd amino conversion varnish sealers - 2.0 lb VOC/lb solids

Certifications shall be obtained from coating suppliers/manufacturers showing VOC content of coatings. These records will be kept on-site to demonstrate compliance with applicable VOC content limits.

Monitoring Frequency: AS REQUIRED - SEE PERMIT MONITORING DESCRIPTION

Permit ID: 9-1456-00142/00017

Facility DEC ID: 9145600142

Reporting Requirements: SEMI-ANNUALLY (CALENDAR)
Reports due 30 days after the reporting period.
Subsequent reports are due every 6 calendar month(s).

Condition 30: Compliance Certification
Effective for entire length of Permit

Applicable Federal Requirement: 40CFR 63, Subpart ZZZZ

Item 30.1:

The Compliance Certification activity will be performed for the Facility.

Item 30.2:

Compliance Certification shall include the following monitoring:

Monitoring Type: RECORD KEEPING/MAINTENANCE PROCEDURES

Monitoring Description:

Facility shall perform the following for the emergency generator:

1. Change oil and filter every 500 hours of operation, or annually, whichever comes first.
2. Inspect spark plugs every 1,000 hours of operation or annually, whichever comes first.
3. Inspect all hoses and belts every 500 hours of operation or annually, whichever comes first and replace as necessary.
4. Minimize idle time and engine's startup to a period needed for appropriate and safe loading of the engine, not to exceed 30 minutes.
5. Maintain generators according to manufacturer's instructions or a maintenance plan developed by the facility.
6. Install a non-resettable hour meter on the engine, if not already equipped.
7. Keep records of hours of operation and engine maintenance.
8. Limit operation for maintenance checks and readiness testing to 100 hours per year.
Note: No limit on operating time for emergency use.
9. Keep documentation regarding reason for emergency use operation.
10. Limit non-emergency use, excluding maintenance checks and readiness testing to 50 hours per year. Note: Non-emergency use cannot be for generating income.
11. May operate for maximum of 15 hours per year as part of a demand response program if the regional transmission organization or equivalent balancing authority and transmission operator has determined there are emergency conditions that could lead to a potential electrical blackout.

Permit ID: 9-1456-00142/00017

Facility DEC ID: 9145600142

Monitoring Frequency: AS REQUIRED - SEE PERMIT MONITORING DESCRIPTION

Reporting Requirements: ANNUALLY (CALENDAR)

Reports due 30 days after the reporting period.

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

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

**Condition 31: Emission Point Definition By Emission Unit
Effective for entire length of Permit**

Applicable Federal Requirement: 6 NYCRR Subpart 201-6

Item 31.1:

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

Emission Unit: U-00023

Emission Point: 00012

Height (ft.): 24 Diameter (in.): 15
 NYTMN (km.): 4769.921 NYTME (km.): 214.779 Building: CEDAR

Emission Point: 00017

Height (ft.): 21 Diameter (in.): 18
 NYTMN (km.): 4769.21 NYTME (km.): 214.779 Building: CEDAR

Item 31.2:

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

Emission Unit: U-00025

Emission Point: 00001

Height (ft.): 24 Diameter (in.): 36
 NYTMN (km.): 4769.921 NYTME (km.): 214.819 Building: CEDAR

Emission Point: 00007

Height (ft.): 13 Diameter (in.): 36
 NYTMN (km.): 4769.921 NYTME (km.): 214.819 Building: CEDAR

Emission Point: 0008A

Height (ft.): 17 Diameter (in.): 10
 NYTMN (km.): 4769.921 NYTME (km.): 214.779 Building: CEDAR

Emission Point: 0008B

Height (ft.): 17 Diameter (in.): 10
 NYTMN (km.): 4769.921 NYTME (km.): 214.779 Building: CEDAR

Item 31.3:

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

Permit ID: 9-1456-00142/00017

Facility DEC ID: 9145600142

Emission Unit: U-00026

Emission Point: 00013

Height (ft.): 21 Length (in.): 144 Width (in.): 144
 NYTMN (km.): 4769.921 NYTME (km.): 214.779 Building: CEDAR

Emission Point: 00014

Height (ft.): 9 Diameter (in.): 24
 NYTMN (km.): 4769.921 NYTME (km.): 214.779 Building: CEDAR

Emission Point: 00015

Height (ft.): 27 Diameter (in.): 42
 NYTMN (km.): 4769.921 NYTME (km.): 214.779 Building: CEDAR

Item 31.4:

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

Emission Unit: U-00027

Emission Point: 00002

Height (ft.): 24 Diameter (in.): 36
 NYTMN (km.): 4769.921 NYTME (km.): 214.779 Building: CEDAR

Item 31.5:

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

Emission Unit: U-00028

Emission Point: 00018

Height (ft.): 1 Diameter (in.): 24
 NYTMN (km.): 4769.921 NYTME (km.): 214.779 Building: CEDAR

**Condition 32: Process Definition By Emission Unit
 Effective for entire length of Permit**

Applicable Federal Requirement:6 NYCRR Subpart 201-6

Item 32.1:

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

Emission Unit: U-00023

Process: 231 Source Classification Code: 4-02-014-38

Process Description:

This process consists of a coating system where parts are passed by conveyor through a dip tank where paint is electrostatically deposited on the parts. The conveyor then transfers the parts to a curing oven where the paint is dried.

Emission Source/Control: ES012 - Process

Item 32.2:

Permit ID: 9-1456-00142/00017

Facility DEC ID: 9145600142

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

Emission Unit: U-00023
 Process: 234 Source Classification Code: 4-02-025-02
 Process Description:
 Fluidized sand bed used for stripping paint from metal parts.
 Emission Source/Control: ES017 - Process

Item 32.3:

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

Emission Unit: U-00025
 Process: 251 Source Classification Code: 4-02-014-32
 Process Description:
 This process is a primer application system consisting of a coating booth where primers are spray applied to wooden doors with metal hardware and dried in an infrared, catalytic heated air flow drying unit.
 Emission Source/Control: EC001 - Control
 Control Type: FABRIC FILTER
 Emission Source/Control: ES001 - Process
 Emission Source/Control: ES008 - Process

Item 32.4:

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

Emission Unit: U-00025
 Process: 252 Source Classification Code: 4-02-014-01
 Process Description:
 This process is a primer application system consisting of a coating booth where primers are spray applied to wooden doors with metal hardware.
 Emission Source/Control: EC007 - Control
 Control Type: FABRIC FILTER
 Emission Source/Control: ES007 - Process

Item 32.5:

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

Emission Unit: U-00026
 Process: 261 Source Classification Code: 4-02-006-01
 Process Description:
 This process is a primer application system consisting of a coating booth where primers are applied to wooden doors with metal hardware and dried in an infrared, catalytic

Permit ID: 9-1456-00142/00017

Facility DEC ID: 9145600142

heated air flow drying unit.

Emission Source/Control: EC013 - Control
Control Type: FABRIC FILTER

Emission Source/Control: ES013 - Process

Emission Source/Control: ES014 - Process

Item 32.6:

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

Emission Unit: U-00026
Process: 262 Source Classification Code: 4-02-005-01
Process Description:

This process is an enamel application system consisting of a coating booth where enamels/top coats are applied to wooden doors with metal hardware.

Emission Source/Control: EC015 - Control
Control Type: FABRIC FILTER

Emission Source/Control: ES015 - Process

Item 32.7:

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

Emission Unit: U-00027
Process: 271 Source Classification Code: 4-02-005-10
Process Description:

This unit consists of a coating booth at which enamel top-coats are spray applied to wooden doors with metal hardware.

Emission Source/Control: EC002 - Control
Control Type: FABRIC FILTER

Emission Source/Control: ES002 - Process

Item 32.8:

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

Emission Unit: U-00028
Process: 281 Source Classification Code: 3-07-008-05
Process Description:

This process consists of a cyclone system that is used for managing dust and shavings from the trimming/shearing of polyethylene composite panels.

Emission Source/Control: EC018 - Control
Control Type: FABRIC FILTER

Permit ID: 9-1456-00142/00017

Facility DEC ID: 9145600142

Emission Source/Control: ES018 - Process

**Condition 33: Emission Unit Permissible Emissions
Effective for entire length of Permit**

Applicable Federal Requirement: 6 NYCRR 201-7.1

Item 33.1:

The sum of emissions from all regulated processes specified in this permit for the emission unit cited shall not exceed the following Potential to Emit (PTE) rates for each regulated contaminant:

Emission Unit: U-00026

CAS No: 0NY998-00-0

Name: VOC

PTE(s): 8.9 pounds per hour

78,000 pounds per year

**Condition 34: Compliance Certification
Effective for entire length of Permit**

Applicable Federal Requirement: 6 NYCRR 228-1.4 (b)

Item 34.1:

The Compliance Certification activity will be performed for:

Emission Unit: U-00023

Regulated Contaminant(s):

CAS No: 0NY998-00-0 VOC

Item 34.2:

Compliance Certification shall include the following monitoring:

Monitoring Type: RECORD KEEPING/MAINTENANCE PROCEDURES

Monitoring Description:

Miscellaneous metal parts and product coating lines utilizing extreme performance coatings may contain a maximum of 3.0 pounds of volatile organic compounds (VOCs) per gallon of coating (minus water and excluded VOC) as applied if cured/baked in oven or 3.5 pounds VOC per gallon if air dried. Certifications shall be obtained from coating suppliers/manufacturers showing VOC content of coatings. These records will be kept on-site to demonstrate compliance with VOC content limits.

Monitoring Frequency: AS REQUIRED - SEE PERMIT MONITORING DESCRIPTION

Reporting Requirements: SEMI-ANNUALLY (CALENDAR)

Reports due 30 days after the reporting period.

Permit ID: 9-1456-00142/00017

Facility DEC ID: 9145600142

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

**Condition 35: Capping Monitoring Condition
Effective for entire length of Permit**

Applicable Federal Requirement: 6 NYCRR 201-7.1

Item 35.1:

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 231-2

Item 35.2:

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

Item 35.3:

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 35.4:

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 35.5:

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 35.6:

The Compliance Certification activity will be performed for:

Emission Unit: U-00026

Regulated Contaminant(s):
CAS No: 0NY998-00-0 VOC

Item 35.7:

Compliance Certification shall include the following monitoring:

Capping: Yes

Monitoring Type: WORK PRACTICE INVOLVING SPECIFIC

Permit ID: 9-1456-00142/00017

Facility DEC ID: 9145600142

OPERATIONS

Monitoring Description:

The volatile organic compound (VOC) emissions from this emission unit shall not exceed 39 tons during any consecutive 12 month period. At the beginning of each month, the facility shall calculate total VOC emissions from this emission unit and total VOC emissions for the previous consecutive 12 month period. Monthly VOC emissions shall be determined by summing the total amount of VOC contained in any solvent containing material used in the emission unit, including but not limited to coatings, reducing solvents, surface preparation materials and clean up solvents.

The facility shall maintain records showing the quantity of VOC containing materials consumed on a monthly basis. Records shall be based on verifiable data such as purchase orders, invoices, or other supporting documents. All records and corresponding emission calculations shall be kept on site for a minimum of five (5) years. This information shall be made available to the Department upon request.

The facility shall submit to the Department, within their annual compliance certification, an annual emission inventory listing monthly VOC emissions and 12-month rolling total VOC emissions for the previous year, due by the 30th of January.

Work Practice Type: PROCESS MATERIAL THRUPUT

Process Material: COATING

Upper Permit Limit: 39 tons per year

Monitoring Frequency: MONTHLY

Averaging Method: ANNUAL MAXIMUM ROLLED MONTHLY

Reporting Requirements: SEMI-ANNUALLY (CALENDAR)

Reports due 30 days after the reporting period.

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

Permit ID: 9-1456-00142/00017

Facility DEC ID: 9145600142

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 in 6 NYCRR 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 demonstrate, 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 facility was being properly operated and maintained;

(3) during the period of the emergency the facility owner or operator took all reasonable steps to minimize the 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 any 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 malfunction provision contained in any applicable requirement.

Item B: 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

Permit ID: 9-1456-00142/00017

Facility DEC ID: 9145600142

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 applicable requirements and are not subject to compliance certification requirements unless otherwise noted or required under 6 NYCRR Part 201.

**Condition 36: Contaminant List
Effective for entire length of Permit**

Applicable State Requirement: ECL 19-0301

Item 36.1:

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: 0NY998-00-0
Name: VOC

**Condition 37: Malfunctions and Start-up/Shutdown Activities
Effective for entire length of Permit**

Applicable State Requirement: 6 NYCRR 201-1.4

Item 37.1:

(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 maintenance and start-up/shutdown activities when they are expected to result in an exceedance

Permit ID: 9-1456-00142/00017

Facility DEC ID: 9145600142

of any applicable emission standard, and shall submit a report of such activities to the department when required by a permit condition or upon request by the department. Such reports shall state whether an exceedance occurred and if it was unavoidable, include the time, frequency and duration of the exceedance, 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 monitoring and quarterly reporting requirements need not submit additional reports of exceedances to the department.

(c) In the event that air contaminant emissions exceed any applicable emission standard due to a malfunction, the facility owner or operator shall 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. In addition, the facility owner or operator shall compile and maintain a record of all malfunctions. Such records shall be maintained at the facility for a period of at least five years and must be made available to the department upon request. 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, the air contaminants emitted, and the resulting emission rates and/or opacity.

(d) The department may also require the facility 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 38: CLCPA Applicability
Effective for entire length of Permit

Applicable State Requirement:6 NYCRR 201-6.5 (a)

Item 38.1:

Pursuant to The New York State Climate Leadership and Community Protection Act (CLCPA) and Article 75 of the Environmental Conservation Law, emission sources shall comply with regulations to be promulgated by the Department to ensure that by 2030 statewide greenhouse gas emissions are reduced by 40% of 1990 levels, and by 2050 statewide greenhouse gas emissions are reduced by 85% of 1990 levels.

Condition 39: Air pollution prohibited
Effective for entire length of Permit

Applicable State Requirement:6 NYCRR 211.1

Item 39.1:

Permit ID: 9-1456-00142/00017

Facility DEC ID: 9145600142

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.

Condition 40: Idling of Diesel Trucks Limited
Effective for entire length of Permit

Applicable State Requirement: 6 NYCRR 217-3.2

Item 40.1:

No person who owns, operates or leases a bus or truck, the motive power for which is provided by a diesel engine or who owns, leases or occupies land and has the actual or apparent dominion or control over the operation of a bus or truck present on such land, the motive power for which said bus or truck is provided by a diesel engine, shall allow or permit the diesel engine of such bus or truck to idle for more than five consecutive minutes when the bus or truck is not in motion, except as otherwise permitted by 6 NYCRR Subpart 217-3.3.

Condition 41: Exceptions
Effective for entire length of Permit

Applicable State Requirement: 6 NYCRR 217-3.3

Item 41.1:

The prohibitions of section 217-3.2 shall not apply when:

(a) A bus or truck is forced to remain motionless because of the traffic conditions over which the operator thereof has no control.

(b) Regulations adopted by Federal, State or local agencies having jurisdiction require the maintenance of a specific temperature for passenger comfort. The idling time specified in section 217-3.2 may be increased, but only to the extent necessary to comply with such regulations.

(c) A diesel engine is being used to provide power for an auxiliary purpose, such as loading, discharging, mixing or processing cargo; controlling cargo temperature; construction; lumbering; oil or gas well servicing; farming; or when operation of the engine is required for the purpose of maintenance.

(d) Fire, police and public utility trucks or other vehicles are performing emergency services.

(e) Trucks owned or operated by persons engaged in mining and quarrying are used within the confines of such person's property.

(f) A truck is to remain motionless for a period exceeding two hours, and during which period the ambient temperature is continuously below 25oF.

(g) A heavy duty diesel vehicle, as defined in subdivision 217-5.1(o), that is queued for or is

Permit ID: 9-1456-00142/00017

Facility DEC ID: 9145600142

undergoing a state authorized periodic or roadside diesel emissions inspection pursuant to Subpart 217-5.

(h) A hybrid electric vehicle, as defined in subdivision 217-5.1(r), idling for the purpose of providing energy for battery or other form of energy storage recharging.

Permit ID: 9-1456-00142/00017

Facility DEC ID: 9145600142