

**Division of Air Resources
Permit Review Report**

Permit ID: 3-1328-00025/01028

Renewal Number: 3

Modification Number: 2 04/02/2020

Facility Identification Data

Name: GLOBALFOUNDRIES EAST FISHKILL FACILITY

Address: 2070 ST RTE 52

HOPEWELL JUNCTION, NY 12533

Owner/Firm

Name: GLOBALFOUNDRIES US 2 LLC

Address: Hudson Valley Research Park

2070 Rte 52

Hopewell Junction, NY 12533, USA

Owner Classification: Corporation/Partnership

Permit Contacts

Division of Environmental Permits:

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Division of Air Resources:

Name: DENSFORD D ESCARPETA

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100 HILLSIDE AVE STE 1W

WHITE PLAINS, NY 10603

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Air Permitting Contact:

Name: BRUCE TRIPP

Address: GLOBALFOUNDRIES US 2 LLC

2070 ROUTE 52 BLDG 325

HOPEWELL JUNCTION, NY 12533-3507

Phone:8458921616

Permit Description

Introduction

The Title V operating air permit is intended to be a document containing only enforceable terms and conditions as well as any additional information, such as the identification of emission units, emission points, emission sources and processes, that makes the terms meaningful. 40 CFR Part 70.7(a)(5) requires that each Title V permit have an accompanying "...statement that sets forth the legal and factual basis for the draft permit conditions". The purpose for this permit review report is to satisfy the above requirement by providing pertinent details regarding the permit/application data and permit conditions in a more easily understandable format. This report will also include background narrative and explanations of regulatory decisions made by the reviewer. It should be emphasized that this permit review report, while based on information contained in the permit, is a separate document and is not itself an enforceable term and condition of the permit.

Summary Description of Proposed Project

Title V minor permit modification to update condition 24 operational flexibility with an approved protocol

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Attainment Status

GLOBALFOUNDRIES EAST FISHKILL FACILITY is located in the town of EAST FISHKILL in the county of DUTCHESS.

The attainment status for this location is provided below. (Areas classified as attainment are those that meet all ambient air quality standards for a designated criteria air pollutant.)

Criteria Pollutant	Attainment Status
Particulate Matter (PM)	ATTAINMENT
Particulate Matter < 10µ in diameter (PM10)	ATTAINMENT
Sulfur Dioxide (SO2)	ATTAINMENT
Ozone*	MODERATE NON-ATTAINMENT
Oxides of Nitrogen (NOx)**	ATTAINMENT
Carbon Monoxide (CO)	ATTAINMENT

* Ozone is regulated in terms of the emissions of volatile organic compounds (VOC) and/or oxides of nitrogen (NOx) which are ozone precursors.

** NOx has a separate ambient air quality standard in addition to being an ozone precursor.

Facility Description:

GLOBALFOUNDRIES East Fishkill facility is engaged in the development and manufacture of semiconductors for the computer and electronic industries. The emissions of Oxides of Nitrogen (NOx), Volatile Organic Compounds (VOCs), and CO₂e (including equivalents) are above major source thresholds as defined by the Federal Clean Air Act and therefore the facility is required to obtain a Title V permit

Emission Unit A-00001 consists of eight (8) 72 MMBTU/hr natural gas fired boilers with low NOx burners utilizing #6 fuel oil as a backup. All tanks at the facility are exempt from 6 NYCRR 229 requirements pursuant to 6 NYCRR 229.1(f)(1) or 6 NYCRR 229.1(f)(4) (horizontal petroleum or volatile organic liquid storage tanks). The vertical tanks have conservation vents and are pressurized with nitrogen to prevent emissions of volatile organic compounds to the outside atmosphere. The nitrogen pressure system is monitored periodically to ensure the system is working properly. Emission Unit I-00001 includes the wafer fabrication that occurs in building 323 and 323A consisting of five Eisenmann Regenerative Thermal Oxidizers (RTO) used for the destruction of VOC emissions from process 0WF. All RTOs have continuous monitors and data recorders to document combustion and exhaust temperatures. The continuous monitors must be operated at all times when the associated process equipment is operating except during

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any quality assurance, routine maintenance or RTO system malfunction. Each monitor must be operated according to a quality assurance program approved by the Department. In addition,

GLOBALFOUNDRIES must demonstrate compliance with 6 NYCRR Part 212-2, Table 3 - The Degree of Air Cleaning Required for Criteria Air Contaminant and Table 4 - Degree of Air Cleaning Required for Non-Criteria Air Contaminant, for High Toxicity Air Contaminants and contaminants with environmental ratings of A, B and C. The facility performed air dispersion modeling demonstrating compliance with the maximum offsite guideline concentration for applicable contaminants, except for Hydrogen Fluoride (HF). The emission of Hydrogen Fluoride, assigned an Environmental Rating of A, is controlled by 8 Acid Scrubbers in Building 323 and 323A that are monitored continuously for PH and conductivity and must achieve a 95% emission reduction. The modeling was approved by the Department.

The facility is subject to 40 CFR 68, Accidental release requirements for ammonia. The facility is subject to 40 CFR 63 Subpart WWWW—National Emission Standards for Hazardous Air Pollutants: Area Source Standards for Plating and Polishing Operations.

The facility is subject to 40 CFR 98 Mandatory Greenhouse Gas Reporting. All sources of perfluorinated gases (F-gases) are equipped with point-of-use (POU) abatement. These POU abatement devices are maintained and operated per manufacturer specifications to destroy F-gases.

Permit Structure and Description of Operations

The Title V permit for GLOBALFOUNDRIES EAST FISHKILL FACILITY

is structured in terms of the following hierarchy: facility, emission unit, emission point, emission source and process. A facility is defined as all emission sources located at one or more adjacent or contiguous properties owned or operated by the same person or persons under common control. The facility is subdivided into one or more emission units (EU). Emission units are defined as any part or activity of a stationary facility that emits or has the potential to emit any federal or state regulated air pollutant. An emission unit is represented as a grouping of processes (defined as any activity involving one or more emission sources (ES) that emits or has the potential to emit any federal or state regulated air pollutant). An emission source is defined as any apparatus, contrivance or machine capable of causing emissions of any air contaminant to the outdoor atmosphere, including any appurtenant exhaust system or air cleaning device. [NOTE: Indirect sources of air contamination as defined in 6 NYCRR Part 203 (i.e. parking lots) are excluded from this definition]. The applicant is required to identify the principal piece of equipment (i.e., emission source) that directly results in or controls the emission of federal or state regulated air pollutants from an activity (i.e., process). Emission sources are categorized by the following types:

- combustion - devices which burn fuel to generate heat, steam or power
- incinerator - devices which burn waste material for disposal

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

GLOBALFOUNDRIES EAST FISHKILL FACILITY is defined by the following emission unit(s):

Emission unit K00001 - C4 Plating Operations.

Emission unit K00001 is associated with the following emission points (EP):
0BC4A, 0BC4S, BBASE, BCONC, BOXID, C4ACI, C4SOL, CONC1, OXID1
Process: C4P is located at Building B/320B - C4 Plating Line operations.

Emission unit A00001 - This emission unit consists of seven 72 MMBtu/hr natural gas fired boilers (with No. 6 fuel backup for 6 of the 7 boilers).

Emission unit A00001 is associated with the following emission points (EP):
00001, 00002, 00003, 00004, 00005, 00006, 00008
Process: MB6 is located at Building B/315 - Six 72 MMBTU/HR BOILERS BURNING NO. 6 FUEL OIL AS BACKUP.

Process: MBN is located at Building B/315 - Seven 72 MMBTU/HR BOILERS BURNING NATURAL GAS.

Emission unit I00001 - This emission unit consists of wafer fabrication in B/323 and B/323A. Building 323 consists of three Regenerative Thermal Oxidizers, and five Acid Scrubbers. Building 323A consists of two Regenerative Thermal Oxidizer units, three Acid Scrubbers and five Base Scrubbers.

Emission unit I00001 is associated with the following emission points (EP):
00ACD, 00VOC, 01ACD, 01CAS, 02ACD, 02CAS, 03ACD, 03CAS, 03VOC, 04ACD, 04CAS, 05CAS,
GEN01, GEN02, GEN03, GEN04, GEN05, GEN06, GEN07, GEN08, GEN09, GEN10, GEN11
Process: 0WF is located at Building B/323 -

Emission unit B00001 -

Emission unit B00001 is associated with the following emission points (EP):
0NH31, 0NH32, 0T283, 0T284, PTWT2, T3228
Process: 316 is located at Building B/316 -
Process: 317 is located at Building B/317 -
Process: 386 is located at Building B/386 -

Title V/Major Source Status

GLOBALFOUNDRIES EAST FISHKILL FACILITY is subject to Title V requirements. This determination is based on the following information:

GLOBALFOUNDRIES EAST FISHKILL FACILITY is subject to Title V requirements.

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This determination is based on the following information: Global Foundries potential to above major source thresholds as defined by the Federal Clean Air Act and therefore the facility is required to obtain a Title V permit. This permit modification caps NOx and SO2 emissions below major source thresholds.

Program Applicability

The following chart summarizes the applicability of GLOBALFOUNDRIES EAST FISHKILL FACILITY with regards to the principal air pollution regulatory programs:

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

NOTES:

PSD Prevention of Significant Deterioration (40 CFR 52, 6 NYCRR 231-7, 231-8) - requirements which pertain to major stationary sources located in areas which are in attainment of National Ambient Air Quality Standards (NAAQS) for specified pollutants.

NSR New Source Review (6 NYCRR 231-5, 231-6) - requirements which pertain to major stationary sources located in areas which are in non-attainment of National Ambient Air Quality Standards (NAAQS) for specified pollutants.

NESHAP National Emission Standards for Hazardous Air Pollutants (40 CFR 61, 6 NYCRR 200.10) - contaminant and source specific emission standards established prior to the Clean Air Act Amendments of 1990 (CAAA) which were developed for 9 air contaminants (inorganic arsenic, radon, benzene, vinyl chloride, asbestos, mercury, beryllium, radionuclides, and volatile HAP's).

MACT Maximum Achievable Control Technology (40 CFR 63, 6 NYCRR 200.10) - contaminant and source specific emission standards established by the 1990 CAAA. Under Section 112 of the CAAA, the US EPA is required to develop and promulgate emissions standards for new and existing sources. The standards are to be based on the best demonstrated control technology and practices in the regulated industry, otherwise known as MACT. The corresponding regulations apply to specific source types and contaminants.

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NSPS New Source Performance Standards (40 CFR 60, 6 NYCRR 200.10) - standards of performance for specific stationary source categories developed by the US EPA under Section 111 of the CAAA. The standards apply only to those stationary sources which have been constructed or modified after the regulations have been proposed by publication in the Federal Register and only to the specific contaminant(s) listed in the regulation.

Title IV Acid Rain Control Program (40 CFR 72 thru 78, 6 NYCRR 201-6) - regulations which mandate the implementation of the acid rain control program for large stationary combustion facilities.

Title VI Stratospheric Ozone Protection (40 CFR 82, Subpart A thru G, 6 NYCRR 200.10) - federal requirements that apply to sources which use a minimum quantity of CFC's (chlorofluorocarbons), HCFC's (hydrofluorocarbons) or other ozone depleting substances or regulated substitute substances in equipment such as air conditioners, refrigeration equipment or motor vehicle air conditioners or appliances.

RACT Reasonably Available Control Technology (6 NYCRR Parts 212-3, 220-1.6, 220-1.7, 220-2.3, 220-2.4, 226, 227-2, 228, 229, 230, 233, 234, 235, 236) - the lowest emission limit that a specific source is capable of meeting by application of control technology that is reasonably available, considering technological and economic feasibility. RACT is a control strategy used to limit emissions of VOC's and NOx for the purpose of attaining the air quality standard for ozone. The term as it is used in the above table refers to those state air pollution control regulations which specifically regulate VOC and NOx emissions.

SIP State Implementation Plan (40 CFR 52, Subpart HH, 6 NYCRR 200.10) - as per the CAAA, all states are empowered and required to devise the specific combination of controls that, when implemented, will bring about attainment of ambient air quality standards established by the federal government and the individual state. This specific combination of measures is referred to as the SIP. The term here refers to those state regulations that are approved to be included in the SIP and thus are considered federally enforceable.

Compliance Status

Facility is in compliance with all requirements.

SIC Codes

SIC or Standard Industrial Classification code is an industrial code developed by the federal Office of Management and Budget for use, among other things, in the classification of establishments by the type of activity in which they are engaged. Each operating establishment is assigned an industry code on the basis of its primary activity, which is determined by its principal product or group of products produced or distributed, or services rendered. Larger facilities typically have more than one SIC code.

SIC Code

Description

3471	ELECTROPLATING, POLISHING, ANODIZING, AND COLORING
3674	SEMICONDUCTORS & RELATED DEVICES
3679	ELECTRONIC COMPONENTS, NEC

SCC Codes

SCC or Source Classification Code is a code developed and used" by the USEPA to categorize processes which result in air emissions for the purpose of assessing emission factor information. Each SCC represents

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a unique process or function within a source category logically associated with a point of air pollution emissions. Any operation that causes air pollution can be represented by one or more SCC's.

SCC Code	Description
1-02-004-02	EXTERNAL COMBUSTION BOILERS - INDUSTRIAL INDUSTRIAL BOILER - RESIDUAL OIL 10-100MMBTU/HR **
1-02-006-02	EXTERNAL COMBUSTION BOILERS - INDUSTRIAL INDUSTRIAL BOILER - NATURAL GAS 10-100 MMBtu/Hr
3-13-065-99	ELECTRICAL EQUIPMENT ELECTRICAL EQUIPMENT - SEMICONDUCTOR MANUFACTURING SEMICONDUCTOR MFG-MISCELLANEOUS OPERATIONS- GENERAL-SPECIFY MATERIAL
4-07-999-97	ORGANIC CHEMICAL STORAGE ORGANIC CHEMICAL STORAGE - MISCELLANEOUS Specify in Comments
5-03-007-02	SOLID WASTE DISPOSAL - INDUSTRIAL SOLID WASTE DISPOSAL: INDUSTRIAL - LIQUID WASTE SOLID WASTE DISPOSAL-INDUSTRIAL-LIQUID WASTE TREATMENT-GENERAL

Facility Emissions Summary

In the following table, the CAS No. or Chemical Abstract Service code is an identifier assigned to every chemical compound. [NOTE: Certain CAS No.'s contain a 'NY' designation within them. These are not true CAS No.'s but rather an identification which has been developed by the department to identify groups of contaminants which ordinary CAS No.'s do not do. As an example, volatile organic compounds or VOC's are identified collectively by the NY CAS No. 0NY998-00-0.] The PTE refers to the Potential to Emit. This is defined as the maximum capacity of a facility or air contaminant source to emit any air contaminant under its physical and operational design. Any physical or operational limitation on the capacity of the facility or air contamination source to emit any air contaminant, including air pollution control equipment and/or restrictions on the hours of operation, or on the type or amount or material combusted, stored, or processed, shall be treated as part of the design only if the limitation is contained in federally enforceable permit conditions. The PTE for each contaminant that is displayed represents the facility-wide PTE in tons per year (tpy) or pounds per year (lbs/yr). In some instances the PTE represents a federally enforceable emissions cap or limitation for that contaminant. The term 'HAP' refers to any of the hazardous air pollutants listed in section 112(b) of the Clean Air Act Amendments of 1990. Total emissions of all hazardous air pollutants are listed under the special NY CAS No. 0NY100-00-0. In addition, each individual hazardous air pollutant is also listed under its own specific CAS No. and is identified in the list below by the (HAP) designation.

Cas No.	Contaminant	PTE lbs/yr	PTE tons/yr	Actual lbs/yr	Actual tons/yr
000077-92-9	1,2,3- PROPANETRICAR BOXYLIC ACID,2- HYDROXY	1200			
000120-80-9	1,2- BENZENEDIOL	50			
000107-21-1	1,2-ETHANEDIOL	4000			
000106-99-0	1,3-BUTADIENE	1			
000123-31-9	1,4- BENZENEDIOL	2			
193810-83-2	1H-		1		

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	BENZIMIDAZOLE -1-CARBOXYLIC ACID, 2-PHENYL- , 1,1- DIMETHYLETHY L ESTER		
000872-50-4	1-METHYL-2- PYRROLIDONE	800	
137902-98-8	1- NAPHTHALENES ULFONIC ACID...		1
000091-57-6	2-METHYL NAPHTHALENE	1	
000108-11-2	2-PENTANOL, 4- METHYL-	1000	
001569-02-4	2-PROPANOL, 1- ETHOXY	25	
000107-98-2	2-PROPANOL, 1- METHOXY	500	
000108-65-6	2-PROPANOL, 1- METHOXY-, ACETATE		3.8
200808-68-0	2-PROPENOIC ACID, 1,1- DIMETHYLETHY L ESTER, POLYMER...		1
477705-47-8	2-PROPENOIC ACID, 2-METHYL- , 9- ANTHRACENYL METHYL ESTER, POLYMER...		1
000080-62-6	2-PROPENOIC ACID, 2-METHYL- , METHYL ESTER	1	
000056-49-5	3- METHYLCHOLA NTHRENE		1
000057-97-6	7,12- DIMETHYLBENZ[A]ANTHRACENE	1	
000083-32-9	ACENAPHTHENE	1	
000208-96-8	ACENAPHTHYLE NE	1	
000075-07-0	ACETALDEHYDE	1	
740839-96-7	ACETIC ACID, 2,2'-[[[2-[2-[(1- METHYLCYCLOP ENTYL)OXY]...]		1
000123-86-4	ACETIC ACID, BUTYL ESTER		2.5
000075-05-8	ACETONITRILE	1	
000107-02-8	ACROLEIN	1	
007664-41-7	AMMONIA	4060	
007631-86-9	AMORPHOUS SILICA	20	
000120-12-7	ANTHRACENE	1	
007440-36-0	ANTIMONY	1	
007440-38-2	ARSENIC	1	
003141-12-6	ARSENOUS ACID, TRIMETHYL ESTER	1	
007784-42-1	ARSINE	4	

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010326-27-9	BARIUM CHLORIDE DIHYDRATE		1
000071-43-2	BENZENE	1	
178953-33-8	BENZENEMETHA NAMINIUM, 4- METHOXY-N,N- DIMETHYL-N- PHENYL-, SALT...		1
000056-55-3	BENZO(A)ANTHR ACENE	1	
000050-32-8	BENZO(A)PYREN E	1	
000205-99-2	BENZO[B]FLUOR ANTHENE	1	
000191-24-2	BENZO[G,H,I]PER YLENE	1	
000207-08-9	BENZO[K]FLUOR ANTHENE	1	
007787-49-7	BERYLLIUM FLUORIDE	1	
000117-81-7	BIS(2- ETHYLHEXYL) PHTHALATE	1	
007440-43-9	CADMIUM	1	
000124-38-9	CARBON DIOXIDE		250
0NY750-00-0	CARBON DIOXIDE EQUIVALENTS		75000
000630-08-0	CARBON MONOXIDE		50
000584-08-7	CARBONIC ACID, DIPOTASSIUM SALT	15	
007782-50-5	CHLORINE	1000	
000067-66-3	CHLOROFORM	1	
007440-47-3	CHROMIUM	2	
001333-82-0	CHROMIUM OXIDE	1	
018540-29-9	CHROMIUM(VI)	1	
000218-01-9	CHRYSENE	1	
007440-48-4	COBALT	1	
000108-94-1	CYCLOHEXANO NE	800	
000053-70-3	DIBENZ[A,H]ANT HRACENE	1	
019287-45-7	DIBORANE	1	
000075-10-5	DIFLUOROMETH ANE	1600	
000096-48-0	DIHYDRO 2(3H)- FURANONE	1000	
000067-68-5	DIMETHYL SULFOXIDE	100	
007320-34-5	DIPHOSPHORIC ACID.TETRAPOT ASSIUM SALT H407P2.4K	10	
000074-84-0	ETHANE		2.5
000071-55-6	ETHANE, 1,1,1- TRICHLORO	1	
000076-16-4	ETHANE, HEXAFLUORO- FREON 116	310	

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000112-59-4	ETHANOL, 2-[2-(HEXYLOXY)ETHOXY]	1	
000111-76-2	ETHANOL, 2-BUTOXY-		2.5
041637-38-1	ETHOXYLATED BISPHENOL A DIMETHACRYLATE		1
000100-41-4	ETHYLBENZENE	1	
000206-44-0	FLUORANTHENE	1	
007782-41-4	FLUORINE	3	
000050-00-0	FORMALDEHYDE	100	
851671-85-7	FORMALDEHYDE, POLYMER WITH 4,4'-(9H-FLUOREN-9-YLIDENE)BIS[PHENOL]		2.5
007782-65-2	GERMANIUMTETRAHYDRIDE	5	
000685-63-2	HEXAFLUORO-1,3-BUTADIENE	10	
000110-54-3	HEXANE	1	
001333-74-0	HYDROGEN		2.5
010035-10-6	HYDROGEN BROMIDE	1200	
007647-01-0	HYDROGEN CHLORIDE	3020	
007664-39-3	HYDROGEN FLUORIDE	106	
000193-39-5	INDENO[1,2,3-CD]PYRENE	1	
007440-74-6	INDIUM	10	
229325-98-8	IODONIUM, BIS[4-(1,1-DIMETHYLETHYL)PHENYL]-, SALT...		1
000067-63-0	ISOPROPYL ALCOHOL		10
000074-79-3	L-ARGININE		1
007439-92-1	LEAD	1	
007439-96-5	MANGANESE	2	
007439-97-6	MERCURY	1	
003275-24-9	METHANAMINE, N-METHYL TITANIUM (4+)SALT	3	
000075-59-2	METHANAMINIUM N,N,N,N-TRIMETHYL-HYDROXIDE	15	
000074-82-8	METHANE		2.5
000090-93-7	METHANE, BIS[4-(DIETHYLAMINO)PHENYL]	1	
017570-76-2	METHANESULFONIC ACID, LEAD(2+) SALT (2:1)	10	
053408-94-9	METHANESULFONIC ACID, TIN (2+)	170	

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000119-61-9	SALT METHANONE,DIP HENYL	26	
000067-56-1	METHYL ALCOHOL	25	
000078-93-3	METHYL ETHYL KETONE		2.5
000091-20-3	NAPHTHALENE	1	
013462-88-9	NICKEL BROMIDE	1	
007440-02-0	NICKEL METAL AND INSOLUBLE COMPOUNDS	8	
010102-44-0	NITROGEN DIOXIDE		50
010024-97-2	NITROUS OXIDE	50	
000556-67-2	OCTAMETHYLCY CLOTETRA SILOXANE	300	
0NY210-00-0	OXIDES OF NITROGEN	190000	
0NY075-00-0	PARTICULATES		10
000109-66-0	PENTANE		2.5
007722-64-7	PERMANGANIC ACID POTASSIUM SALT	1	
000085-01-8	PHENANTHRENE	1	
007803-51-2	PHOSPHINE	1	
007723-14-0	PHOSPHORUS (YELLOW)	1	
0NY075-02-5	PM 2.5		10
0NY075-00-5	PM-10		10
007722-64-7	POTASSIUM PERMANGANATE	0.05	
000097-64-3	PROPANOIC ACID,2-METHYL- ,1,2-ETHANEDIYL ESTER	300	
000129-00-0	PYRENE	1	
007782-49-2	SELENIUM	1	
007803-62-5	SILANE		1
0A2945-52-5	SILICA, AMORPHOUS, FUMED, CRYSTAL-FREE	12.5	
007440-22-4	SILVER	10	
013770-89-3	SULFAMIC ACID, NICKEL(2+) SALT (2:1)	1	
007446-09-5	SULFUR DIOXIDE	26000	
002551-62-4	SULFUR HEXAFLUORIDE		1
007664-93-9	SULFURIC ACID		1.5
010026-04-7	TETRACHLORO SILANE	10	
000075-73-0	TETRAFLURO METHANE		2.5
007550-45-0	TITANIUM TETRACHLORIDE	1	
000108-88-3	TOLUENE	1	
0NY100-00-0	TOTAL HAP		10
144317-44-2	TRIPHENYLSULF ONIUM		1

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0NY998-00-0 001330-20-7	PERFLUORO-1- VOC XYLENE, M, O & P MIXT.	50 1
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NOTIFICATION OF GENERAL PERMITTEE OBLIGATIONS

- 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 Part 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 Part 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 Part 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 Part 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 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.

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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 Part 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 Part 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 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 Part 201-6.4(i)

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

- i. If additional applicable requirements under the Act become applicable where this permit's remaining term is three or more years, a reopening shall be completed not later than 18 months after promulgation of the applicable requirement. No such reopening is required if the effective date of the requirement is later than the date on which this permit is due to expire, unless the original permit or any of its terms and conditions has been extended by the Department pursuant to the provisions of Part 201-6.7 and Part 621.
- ii. The Department or the Administrator determines that the permit contains a material mistake or that inaccurate statements were made in establishing the emissions standards or other terms or conditions of the permit.
- iii. The Department or the Administrator determines that the Title V permit

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must be revised or reopened to assure compliance with applicable requirements.

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

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

Reopenings shall not be initiated before a notice of such intent is provided to the facility by the Department at least thirty days in advance of the date that the permit is to be reopened, except that the Department may provide a shorter time period in the case of an emergency.

Item 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.

NOTIFICATION OF GENERAL PERMITTEE OBLIGATIONS

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:

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- (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_02

**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 criteria, emission limits, terms, conditions, and standards in this permit. Failure of such person to properly operate and maintain the effectiveness of such emission units and emission control devices may be sufficient reason for the Department to revoke or deny a permit.

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

Regulatory Analysis

Location Facility/EU/EP/Process/ES	Regulation	Condition	Short Description
FACILITY	ECL 19-0301	49	Powers and Duties of the Department with respect to air pollution control
FACILITY	40CFR 63- JJJJJJ.11223(b)	1 -12	ICI Boiler Area Source NESHAP - Tune-up Procedures
FACILITY	40CFR 63- WWWWW.11507(g)	41	Plating and Polishing Requirements
FACILITY	40CFR 63-ZZZZ	42	Reciprocating Internal Combustion

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FACILITY	40CFR 68	19	Engine (RICE) NESHAP Chemical accident prevention provisions
FACILITY	40CFR 82-F	20, 44	Protection of Stratospheric Ozone - recycling and emissions reduction
FACILITY	40CFR 98	45	Mandatory Greenhouse Gas Reporting
FACILITY	6NYCRR 200.6	1	Acceptable ambient air quality.
FACILITY	6NYCRR 200.7	10	Maintenance of equipment.
FACILITY	6NYCRR 201-1.4	50	Unavoidable noncompliance and violations
FACILITY	6NYCRR 201-1.7	11	Recycling and Salvage
FACILITY	6NYCRR 201-1.8	12	Prohibition of reintroduction of collected contaminants to the air
FACILITY	6NYCRR 201-3.2(a)	13	Exempt Activities - Proof of eligibility
FACILITY	6NYCRR 201-3.3(a)	14	Trivial Activities - proof of eligibility
FACILITY	6NYCRR 201-6	21, 46, 47, 1 -2	Title V Permits and the Associated Permit Conditions
FACILITY	6NYCRR 201-6.4(a)(4)	15	General Conditions - Requirement to Provide Information
FACILITY	6NYCRR 201-6.4(a)(7)	2	General Conditions - Fees
FACILITY	6NYCRR 201-6.4(a)(8)	16	General Conditions - Right to Inspect
FACILITY	6NYCRR 201-6.4(c)	3	Recordkeeping and Reporting of Compliance Monitoring
FACILITY	6NYCRR 201-6.4(c)(2)	4	Records of Monitoring, Sampling and Measurement
FACILITY	6NYCRR 201- 6.4(c)(3)(ii)	5	Reporting Requirements - Deviations and Noncompliance
FACILITY	6NYCRR 201-6.4(d)(4)	23	Compliance Schedules - Progress Reports
FACILITY	6NYCRR 201-6.4(e)	1 -1	Compliance Certification
FACILITY	6NYCRR 201-6.4(f)	2 -2	Operational Flexibility
FACILITY	6NYCRR 201-6.4(f)(6)	17	Off Permit Changes
FACILITY	6NYCRR 201-6.4(g)	25	Permit Shield
FACILITY	6NYCRR 201-7.1	1 -3	Emission Capping in Facility Permits
FACILITY	6NYCRR 202-1.1	18	Required emissions tests.
FACILITY	6NYCRR 202-2.1	7	Emission Statements - Applicability
FACILITY	6NYCRR 202-2.5	8, 2 -1	Emission Statements - record keeping requirements.
FACILITY	6NYCRR 211.1	26	General Prohibitions - air pollution

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FACILITY	6NYCRR 211.2	51	prohibited General Prohibitions - visible emissions limited.
FACILITY	6NYCRR 212-1.6(a)	27	Limiting of Opacity Sampling and Monitoring
FACILITY	6NYCRR 212-1.7(b)	1 -6	
FACILITY	6NYCRR 212-2.1(a)	52, 1 -13, 1 -14	HTACs applicable to Table 212-2.3 Table 4
FACILITY	6NYCRR 212-2.1(b)	30, 1 -7, 1 -8, 1 -9	Conditions should be cited under Table 3 or Table 4, 212-2.3 (a) or (b)
FACILITY	6NYCRR 212-2.4(b)	33	Control of Particulate from New and Modified Process Emission Sources
FACILITY	6NYCRR 212-3.1(c)(1)	34	Required Compliance Plans for applicable 212-3 emission sources
FACILITY	6NYCRR 212- 3.1(c)(4)(i)	1 -10, 1 -11	RACT compliance plan control limits for Capture and Control
FACILITY	6NYCRR 215.2	9	Open Fires - Prohibitions
FACILITY	6NYCRR 225-1.2(e)	35	Sulfur-in-Fuel Limitations
FACILITY	6NYCRR 225-1.2(h)	36	Sulfur-in-Fuel Limitations
FACILITY	6NYCRR 225-1.6	37	Reports, Sampling, and Analysis
A-00001	6NYCRR 227-1.3(a)	48	Smoke Emission Limitations.
FACILITY	6NYCRR 231-11.2(b)	38	Reasonable Possibility requirements for insignificant mods - less than 50% with excluded emissions
FACILITY	6NYCRR 231-11.2(c)	39	Reasonable Possibility requirements for insignificant mods - greater than 50% with excluded emissions

Applicability Discussion:

Mandatory Requirements: The following facility-wide regulations are included in all Title V permits:

ECL 19-0301

This section of the Environmental Conservation Law establishes the powers and duties assigned to the Department with regard to administering the air pollution control program for New York State.

6 NYCRR 200.6

Acceptable ambient air quality - prohibits contravention of ambient air quality standards without mitigating measures

6 NYCRR 200.7

Anyone owning or operating an air contamination source which is equipped with an emission control device must operate the control consistent with ordinary and necessary practices, standards and

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procedures, as per manufacturer's specifications and keep it in a satisfactory state of maintenance and repair so that it operates effectively

6 NYCRR 201-1.4

This regulation specifies the actions and recordkeeping and reporting requirements for any violation of an applicable state enforceable emission standard that results from a necessary scheduled equipment maintenance, start-up, shutdown, malfunction or upset in the event that these are unavoidable.

6 NYCRR 201-1.7

Requires the recycle and salvage of collected air contaminants where practical

6 NYCRR 201-1.8

Prohibits the reintroduction of collected air contaminants to the outside air

6 NYCRR 201-3.2 (a)

An owner and/or operator of an exempt emission source or unit may be required to certify that it operates within the specific criteria described in this Subpart. All required records must be maintained on-site for a period of 5 years and made available to department representatives upon request. In addition, department representatives must be granted access to any facility which contains exempt emission sources or units, during normal operating hours, for the purpose of determining compliance with this and any other state and federal air pollution control requirements, regulations, or law.

6 NYCRR 201-3.3 (a)

The owner and/or operator of a trivial emission source or unit may be required to certify that it operates within the specific criteria described in this Subpart. All required records must be maintained on-site for a period of 5 years and made available to department representatives upon request. In addition, department representatives must be granted access to any facility which contains trivial emission sources or units subject to this Subpart, during normal operating hours, for the purpose of determining compliance with this and any other state and federal air pollution control requirements, regulations, or law.

6 NYCRR Subpart 201-6

This regulation applies to those terms and conditions which are subject to Title V permitting. It establishes the applicability criteria for Title V permits, the information to be included in all Title V permit applications as well as the permit content and terms of permit issuance. This rule also specifies the compliance, monitoring, recordkeeping, reporting, fee, and procedural requirements that need to be met to obtain a Title V permit, modify the permit and demonstrate conformity with applicable requirements as listed in the Title V permit. For permitting purposes, this rule specifies the need to identify and describe all emission units, processes and products in the permit application as well as providing the Department the authority to include this and any other information that it deems necessary to determine the compliance status of the facility.

6 NYCRR 201-6.4 (a) (4)

This mandatory requirement applies to all Title V facilities. It requires the permittee to provide information that the Department may request in writing, within a reasonable time, in order to determine whether cause exists for modifying, revoking and reissuing, or terminating the permit or to determine compliance with the permit. The request may include copies of records required to be kept by the permit.

6 NYCRR 201-6.4 (a) (7)

This is a mandatory condition that requires the owner or operator of a facility subject to Title V requirements to pay all applicable fees associated with the emissions from their facility.

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6 NYCRR 201-6.4 (a) (8)

This is a mandatory condition for all facilities subject to Title V requirements. It allows the Department to inspect the facility to determine compliance with this permit, including copying records, sampling and monitoring, as necessary.

6 NYCRR 201-6.4 (c)

This requirement specifies, in general terms, what information must be contained in any required compliance monitoring records and reports. This includes the date, time and place of any sampling, measurements and analyses; who performed the analyses; analytical techniques and methods used as well as any required QA/QC procedures; results of the analyses; the operating conditions at the time of sampling or measurement and the identification of any permit deviations. All such reports must also be certified by the designated responsible official of the facility.

6 NYCRR 201-6.4 (c) (2)

This requirement specifies that all compliance monitoring and recordkeeping is to be conducted according to the terms and conditions of the permit and follow all QA requirements found in applicable regulations. It also requires monitoring records and supporting information to be retained for at least 5 years from the time of sampling, measurement, report or application. Support information is defined as including all calibration and maintenance records and all original strip-chart recordings for continuous monitoring instrumentation, and copies of all reports required by the permit.

6 NYCRR 201-6.4 (c) (3) (ii)

This regulation specifies any reporting requirements incorporated into the permit must include provisions regarding the notification and reporting of permit deviations and incidences of noncompliance stating the probable cause of such deviations, and any corrective actions or preventive measures taken.

6 NYCRR 201-6.4 (d) (4)

This condition applies to every Title V facility subject to a compliance schedule. It requires that reports, detailing the status of progress on achieving compliance with emission standards, be submitted semiannually.

6 NYCRR 201-6.4 (e)

Sets forth the general requirements for compliance certification content; specifies an annual submittal frequency; and identifies the EPA and appropriate regional office address where the reports are to be sent.

6 NYCRR 201-6.4 (f) (6)

This condition allows changes to be made at the facility, without modifying the permit, provided the changes do not cause an emission limit contained in this permit to be exceeded. The owner or operator of the facility must notify the Department of the change. It is applicable to all Title V permits which may be subject to an off permit change.

6 NYCRR 201-6.4 (g)

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

6 NYCRR 202-1.1

This regulation allows the department the discretion to require an emission test for the purpose of determining compliance. Furthermore, the cost of the test, including the preparation of the report are to be borne by the owner/operator of the source.

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6 NYCRR 202-2.1

Requires that emission statements shall be submitted on or before April 15th each year for emissions of the previous calENdAr year.

6 NYCRR 202-2.5

This rule specifies that each facility required to submit an emission statement must retain a copy of the statement and supporting documentation for at least 5 years and must make the information available to department representatives.

6 NYCRR 211.2

This regulation limits opacity from sources to less than or equal to 20 percent (six minute average) except for one continuous six-minute period per hour of not more than 57 percent opacity.

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.

40 CFR Part 68

This Part lists the regulated substances and there applicability thresholds and sets the requirements for stationary sources concerning the prevention of accidental releases of these substances.

40 CFR Part 82, Subpart F

Subpart F requires the reduction of emissions of class I and class II refrigerants to the lowest achievable level during the service, maintenance, repair, and disposal of appliances in accordance with section 608 of the Clean Air Act AmENDments of 1990. This subpart applies to any person servicing, maintaining, or repairing appliances except for motor vehicle air conditioners. It also applies to persons disposing of appliances, including motor vehicle air conditioners, refrigerant reclaimers, appliance owners, and manufacturers of appliances and recycling and recovery equipment. Those individuals, operations, or activities affected by this rule, may be required to comply with specified disposal, recycling, or recovery practices, leak repair practices, recordkeeping and/or technician certification requirements.

Facility Specific Requirements

In addition to Title V, GLOBALFOUNDRIES EAST FISHKILL FACILITY has been determined to be subject to the following regulations:

40 CFR 63.11223 (b)

This condition states what procedures an owner or operator of an industrial, commercial, or institutional boiler must follow to demonstrate continuous compliance with the tune-up requirements

40 CFR 63.11507 (g)

Requirements for plating and polishing process units

40 CFR Part 63, Subpart ZZZZ

40 CFR Part 63, Subpart ZZZZ – National Emission Standards for Hazardous Air Pollutants for

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Stationary Reciprocating Internal Combustion Engines (RICE).

40 CFR Part 98

40 CFR Part 98 sets forth the reporting requirements for facilities that are subject to the mandatory reporting of greenhouse gases.

6 NYCRR 201-6.4 (f)

This section describes the operational flexibility protocol proposed by the facility. The protocol will allow the facility owner or operator to make certain changes at the facility without the need for a permit modification. Changes made pursuant to the protocol must be approved by the Department, and will be rolled into the permit during the next renewal or modification.

6 NYCRR 201-7.1

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

6 NYCRR 211.1

6 NYCRR 212-1.6 (a)

6 NYCRR 212-1.7 (b)

6 NYCRR 212-2.1 (a)

6 NYCRR 212-2.1 (b)

This provision applies to any air contaminant not listed on the High Toxicity Air Contaminant List (HTAC) and states the facility owner or operator shall not allow emissions of an air contaminant to violate the requirements specified in Subdivision 212-2.3(a), Table 3 - or Table 4.

6 NYCRR 212-2.4 (b)

6 NYCRR 212-3.1 (c) (1)

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6 NYCRR 212-3.1 (c) (4) (i)

6 NYCRR 225-1.2 (e)

6 NYCRR 225-1.2 (h)

6 NYCRR 225-1.6

6 NYCRR 227-1.3 (a)

6 NYCRR 231-11.2 (b)

6 NYCRR 231-11.2 (c)

Non Applicability Analysis

List of non-applicable rules and regulations:

Location Facility/EU/EP/Process/ES	Regulation	Short Description
FACILITY	40 CFR Part 60, Subpart Dc	Steam generators 10-100 million Btu per hour
Reason: Emission Unit (A-00001) Boiler 8 (Emission Source ID 00008) was installed after 6/9/89, however, this boiler has been physically modified making it incapable of firing fuel oil no. 6 or any fuel oil.		
FACILITY	40 CFR Part 63, Subpart BBBBB	Semiconductor Manufacturing NESHAP
Reason: The facility is not a major source of hazardous air pollutants (HAP).		

NOTE: Non-applicability determinations are cited as a permit condition under 6 NYCRR Part 201-6.4(g). This information is optional and provided only if the applicant is seeking to obtain formal confirmation, within an issued Title V permit, that specified activities are not subject to the listed federal applicable or state only requirement. The applicant is seeking to obtain verification that a requirement does not apply for the stated reason(s) and the Department has agreed to include the non-applicability determination in the issued

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Title V permit which in turn provides a shield against any potential enforcement action.

Compliance Certification

Summary of monitoring activities at GLOBALFOUNDRIES EAST FISHKILL FACILITY:

Location Facility/EU/EP/Process/ES	Cond No.	Type of Monitoring

FACILITY	1-12	record keeping/maintenance procedures
FACILITY	41	record keeping/maintenance procedures
FACILITY	44	record keeping/maintenance procedures
FACILITY	45	record keeping/maintenance procedures
FACILITY	1-2	record keeping/maintenance procedures
FACILITY	5	record keeping/maintenance procedures
FACILITY	1-1	record keeping/maintenance procedures
FACILITY	2-2	record keeping/maintenance procedures
FACILITY	1-4	monitoring of process or control device parameters as surrogate
FACILITY	1-5	monitoring of process or control device parameters as surrogate
FACILITY	7	record keeping/maintenance procedures
FACILITY	27	monitoring of process or control device parameters as surrogate
FACILITY	1-6	record keeping/maintenance procedures
FACILITY	1-13	record keeping/maintenance procedures
FACILITY	1-14	record keeping/maintenance procedures
FACILITY	52	record keeping/maintenance procedures
FACILITY	1-7	intermittent emission testing
FACILITY	1-8	record keeping/maintenance procedures
FACILITY	1-9	intermittent emission testing
FACILITY	30	record keeping/maintenance procedures
FACILITY	33	monitoring of process or control device parameters as surrogate
FACILITY	34	record keeping/maintenance procedures
FACILITY	1-10	monitoring of process or control device parameters as surrogate
FACILITY	1-11	monitoring of process or control device parameters as surrogate
FACILITY	35	work practice involving specific operations
FACILITY	36	work practice involving specific operations
FACILITY	37	record keeping/maintenance procedures
A-00001	48	monitoring of process or control device parameters as surrogate
FACILITY	38	record keeping/maintenance procedures
FACILITY	39	record keeping/maintenance procedures

Basis for Monitoring

Eisenmann Regenerative Thermal Oxidizers are used for the destruction of emissions from process 0WF, and Concentrator Thermal Oxidizers for VOC control from process CP4. All oxidizers have continuous monitors and data recorders to document combustion and exhaust temperatures. The continuous monitors must be operated at all times when the associated process equipment is operating except during any quality assurance, routine maintenance or oxidizer system malfunction. Each monitor must be operated according to

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a quality assurance program approved by the Department.