

New York State Department of Environmental Conservation  
Air Permit Application



DEC ID									
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Date of Form

List of Exempt Activities

**Instructions**

Applicants for Title V facility permits must provide a listing of each exempt activity, as described in 6 NYCRR Part 201-3.2(c), that is currently operated at the facility. This form must be provided with each application for a new Title V facility permit and Title V facility permit renewal, or whenever changes are necessary. In order to complete this form, enter the number and building location of each exempt activity conducted. Building IDs used on this form should match those used in the Title V permit application. Provide all additional information where requested. If a listed activity is not operated at the facility, leave the corresponding information blank.

Rule Citation	Description	Number of Activities	Building Location
201-3.2(c)			
<b>Combustion</b>			
(1)	Stationary or portable combustion installations where the furnace has a maximum rated heat input capacity less than 10 MMBtu/hr burning liquid or gaseous fuels; or a maximum heat input capacity of less than 1 MMBtu/hr burning solid fuels. This activity does not include combustion installations burning any material classified as solid waste, as defined in 6 NYCRR Part 360, hazardous waste, as defined in 6 NYCRR Part 371, or waste oil, as defined in 6 NYCRR Subpart 225-2.  <b><u>For each activity listed, attach documentation indicating the date of construction, heat input (MMBtu/hr), and the type of fuel combusted.</u></b>		
(2)	Space heaters burning waste oil at eligible facilities, as defined in 6 NYCRR Subpart 225-2, generated on-site or at a facility under common control, alone or in conjunction with used oil generated by a do-it-yourself oil changer as described in 6 NYCRR Subpart 374-2.		
(3)(i)	Stationary or portable internal combustion engines that are liquid or gaseous fuel powered and located within the New York City metropolitan area or the Orange County towns of Blooming Grove, Chester, Highlands, Monroe, Tuxedo, Warwick, or Woodbury, and have a maximum mechanical power rating of less than 200 brake horsepower.  <b><u>For each activity listed, attach documentation indicating the date of construction, engine model year, engine rating (hp), displacement (L/cylinder), type of fuel combusted, and EPA issued certificate of conformity.</u></b>		

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Rule Citation	Description	Number of Activities	Building Location
201-3.2(c)			
(3)(ii)	Stationary or portable internal combustion engines that are liquid or gaseous fuel powered and located outside of the New York City metropolitan area or the Orange County towns of Blooming Grove, Chester, Highlands, Monroe, Tuxedo, Warwick, or Woodbury, and have a maximum mechanical power rating of less than 400 brake horsepower.  <b><u>For each activity listed, attach documentation indicating the date of construction, engine model year, engine rating (hp), displacement (L/cylinder), type of fuel combusted, and EPA issued certificate of conformity.</u></b>		
(3)(iii)	Stationary or portable internal combustion engines that are gasoline powered and have a maximum mechanical power rating of less than 50 brake horsepower.		
(4)	Reserved.		
(5)	Gas turbines with a heat input at peak load less then 10 MMBtu/hour		
(6)	Emergency power generating stationary internal combustion engines, as defined in 6 NYCRR Part 200.1(cq). Stationary internal combustion engines used for peak shaving and/or demand response programs are not exempt.  <b><u>For each activity listed, attach documentation indicating the date of construction, engine model year, engine rating (hp), displacement (L/cylinder), type of fuel combusted, and EPA issued certificate of conformity.</u></b>		
<b>Combustion Related</b>			
(7)	Non-contact water cooling towers and water treatment systems for process cooling water and other water containers designed to cool, store or otherwise handle water that has not been in direct contact with gaseous or liquid process streams.		
<b>Agricultural</b>			
(8)	Feed and grain milling, cleaning, conveying, drying and storage operations including grain storage silos, where such silos exhaust to an appropriate emissions control device, excluding grain terminal elevators with permanent storage capacities over 2.5 million U.S. bushels, and grain storage elevators with capacities above one million bushels.		

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Rule Citation 201-3.2(c)	Description	Number of Activities	Building Location
(9)	Equipment used exclusively to slaughter animals, but not including other equipment at slaughterhouses, such as rendering cookers, boilers, heating plants, incinerators, and electrical power generating equipment.		
<b>Commercial - Food Service Industries</b>			
(10)	Flour silos at bakeries, provided all such silos are exhausted through an appropriate emission control device.		
(11)	Emissions from flavorings added to a food product where such flavors are manually added to the product.		
<b>Commercial - Graphic Arts</b>			
(12)	Screen printing inks/coatings or adhesives which are applied by a hand-held squeegee. A hand-held squeegee is one that is not propelled though the use of mechanical conveyance and is not an integral part of the screen printing process.		
(13)	Graphic arts processes at facilities located outside the New York City metropolitan area or the Orange County towns of Blooming Grove, Chester, Highlands, Monroe, Tuxedo, Warwick, or Woodbury whose facility-wide total emissions of volatile organic compounds from inks, coatings, adhesives, fountain solutions and cleaning solutions are less than three tons during any 12-month period.		
(14)	Graphic label and/or box labeling operations where the inks are applied by stamping or rolling.		
(15)	Graphic arts processes which are specifically exempted from regulation under 6 NYCRR Part 234, with respect to emissions of volatile organic compounds which are not given an A rating as described in 6 NYCRR Part 212.		
<b>Commercial - Other</b>			
(16)	Gasoline dispensing sites registered with the department pursuant to 6 NYCRR Part 613.		

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Rule Citation	Description	Number of Activities	Building Location
201-3.2(c)			
(17)	<p>Surface coating and related activities at facilities which use less than 25 gallons per month of total coating materials, or with actual volatile organic compound emissions of 1,000 pounds or less from coating materials in any 12-month period. Coating materials include all paints and paint components, other materials mixed with paints prior to application, and cleaning solvents, combined. This exemption is subject to the following:</p> <p>(i) The facility is located outside of the New York City metropolitan area or the Orange County towns of Blooming Grove, Chester, Highlands, Monroe, Tuxedo, Warwick, or Woodbury; and</p> <p>(ii) All abrasive cleaning and surface coating operations are performed in an enclosed building where such operations are exhausted into appropriate emission control devices.</p>		
(18)	Abrasive cleaning operations which exhaust to an appropriate emission control device.		
(19)	Ultraviolet curing operations.		
<b>Municipal/Public Health Related</b>			
(20)	Landfill gas ventilating systems at landfills with design capacities less than 2.5 million megagrams (3.3 million tons) and 2.5 million cubic meters (2.75 million cubic yards), where the systems are vented directly to the atmosphere, and the ventilating system has been required by, and is operating under, the conditions of a valid 6 NYCRR Part 360 permit, or order on consent.		
<b>Storage Vessels</b>			
(21)	Distillate fuel oil, residual fuel oil, and biodiesel storage tanks with storage capacities below 300,000 barrels.		
(22)	Pressurized fixed roof tanks which are capable of maintaining a working pressure at all times to prevent emissions of volatile organic compounds to the outdoor atmosphere.		
(23)	External floating roof tanks which are of welded construction and are equipped with a metallic-type shoe primary seal and a secondary seal from the top of the shoe seal to the tank wall.		

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Rule Citation	Description	Number of Activities	Building Location
201-3.2(c)			
(24)	External floating roof tanks which are used for the storage of a petroleum or volatile organic liquid with a true vapor pressure less than 4.0 psi (27.6 kPa), are of welded construction and are equipped with one of the following:  (i) a metallic-type shoe seal;  (ii) a liquid-mounted foam seal;  (iii) a liquid-mounted liquid-filled type seal; or  (iv) equivalent control equipment or device.		
(25)	Storage tanks, including petroleum liquid storage tanks as defined in 6 NYCRR Part 229, and liquid asphalt storage tanks with capacities less than 10,000 gallons, except those subject to 6 NYCRR Part 229 or Part 233.		
(26)	Horizontal petroleum or volatile organic liquid storage tanks.		
(27)	Storage of solid materials, provided all such storage is exhausted through an appropriate emission control device. This exemption does not include raw material, clinker, or finished product storage at Portland cement plants.		
<b>Industrial</b>			
(28)	Processing equipment at existing sand and gravel and stone crushing plants which were installed or constructed before August 31, 1983, where water is used for operations such as wet conveying, separating, and washing. This exemption does not include processing equipment at existing sand and gravel and stone crushing plants where water is used for dust suppression.		
(29)(i)	Sand and gravel, crushed stone, concrete, or recycled asphalt processing lines at non-metallic mineral processing facilities that are a permanent or fixed installation with a maximum rated processing capacity of 25 tons of minerals per hour or less.		
(29)(ii)	Sand and gravel, crushed stone, concrete, or recycled asphalt processing lines at non-metallic mineral processing facilities that are a portable emission source with a maximum rated processing capacity of 150 tons of minerals per hour or less.		

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Rule Citation 201-3.2(c)	Description	Number of Activities	Building Location
(29)(iii)	Sand and gravel, crushed stone, concrete, or recycled asphalt processing lines at non-metallic mineral processing facilities that are used exclusively to screen minerals at a facility where no crushing or grinding takes place.		
(30)	Reserved.		
(31)	Surface coating operations which are specifically exempted from regulation under 6 NYCRR Subparts 228-1 and 228-2, with respect to emissions of volatile organic compounds which are not given an A rating pursuant to 6 NYCRR Part 212.		
(32)	Pharmaceutical tablet branding operations.		
(33)	Thermal packaging operations, including, but not limited to, thermimage labeling, blister packing, shrink wrapping, shrink banding, and carton gluing.		
(34)	Powder coating operations.		
(35)	All tumblers used for the cleaning and/or deburring of metal products without abrasive blasting.		
(36)	Presses used exclusively for molding or extruding plastics except where halogenated polymers are used or where halogenated carbon compounds or hydrocarbon solvents are used as foaming agents.		
(37)	Concrete batch plants where the cement weigh hopper and all bulk storage silos are exhausted through fabric filters, and the batch drop point is controlled by a shroud or other emission control device.		
(38)	Cement storage operations not located at Portland cement plants where materials are transported by screw or bucket conveyors.		
(39)(i)	Cold cleaning degreasers with an open surface area of 11 square feet or less and an internal volume of 93 gallons or less or, having an organic solvent loss of 3 gallons per day or less.		
39(ii)	Conveyorized degreasers with an air/vapor interface smaller than 22 square feet (2 square meters), unless subject to the requirements of 40 CFR 63 Subpart T.		
(39)(iii)	Open-top vapor degreasers with an open-top area smaller than 11 square feet (1.0 square meter), unless subject to the requirements in 40 CFR 63, Subpart T.		
<b>Miscellaneous</b>			
(40)	Ventilating and exhaust systems for laboratory operations. This exemption does not include laboratory operations used to produce products for sale except in a de minimis manner.		

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Rule Citation 201-3.2(c)	Description	Number of Activities	Building Location
(41)	Exhaust or ventilating systems for the melting of gold, silver, platinum and other precious metals.		
(42)	Exhaust systems for paint mixing, transfer, filling or sampling and/or paint storage rooms or cabinets, provided the paints stored within these locations are stored in closed containers when not in use.		
(43)	Exhaust systems for solvent transfer, filling or sampling, and/or solvent storage rooms provided the solvents are stored in closed containers when not in use.		
(44)	Reserved		
(45)	The application of odor counteractants and/or neutralizers.		
(46)	Hydrogen, natural gas, and methane fuel cells.		
(47)	Dry cleaning equipment that uses only water-based cleaning processes or those using liquid carbon dioxide.		
(48)	Manure spreading, handling and storage at farms and agricultural facilities.		
(49)	Covered manure storage at farms that exhausts to a flare or other appropriate emission control device. This activity does not include anaerobic digestion processes operating with or without stationary or portable combustion installations.		
(50)	Coffee roasting processes which have a maximum operating capacity of 3 kilograms or less of green coffee beans per batch and no greater than 25 tons of green coffee beans per year, that are vented through an unobstructed, vertical stack that ensures proper dispersion of air contaminants.		
(51)	Process emission sources at breweries with total combined beer and/or malt liquor production of 60,000 barrels per year or less.		
(52)	Process emission sources at wineries with total combined wine and/or brandy production of 700,000 gallons per year or less.		
(53)	Process emission sources at distilleries with 10,000 distiller's bushels of grain input per year or less.		
(54)	Process emission sources at wood and lumber drying kilns with an annual throughput of untreated wood of 275,000 board feet or less.		