



PERMIT
Under the Environmental Conservation Law (ECL)

IDENTIFICATION INFORMATION

Permit Type: Air State Facility
Permit ID: 6-3016-00077/00018
Mod 0 Effective Date: 07/13/2000 Expiration Date: No expiration date.
Mod 1 Effective Date: 04/02/2009 Expiration Date: No expiration date.

Permit Issued To: BUCKEYE TERMINALS LLC
9999 HAMILTON BLVD - TEK PARK 5
BREINIGSVILLE, PA 18031

Facility: UTICA TERMINAL
37 WURZ AVE
UTICA, NY 13503

Contact: RYAN T NEWCOMER
BUCKEYE TERMINALS LLC
9999 HAMILTON BLVD FIVE TEK PARK
BREINIGSVILLE, PA 18031
(610) 904-4014

Description:

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: PATRICK M CLEAREY
NYSDEC - REG 6
207 GENESEE ST
UTICA, NY 13501

Authorized Signature: _____ Date: ____ / ____ / ____



Notification of Other State Permittee Obligations

Item A: Permittee Accepts Legal Responsibility and Agrees to Indemnification

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

Item B: Permittee's Contractors to Comply with Permit

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

Item C: Permittee Responsible for Obtaining Other Required Permits

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

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

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



LIST OF CONDITIONS

DEC GENERAL CONDITIONS

General Provisions

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

Facility Level

- Submission of Applications for Permit Modification or Renewal -REGION 6 HEADQUARTERS
- Submission of application for permit modification or renewal-REGION 6 SUBOFFICE - UTICA



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

Condition 1: Facility Inspection by the Department
Applicable State Requirement: ECL 19-0305

Item 1.1:

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

Item 1.2:

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

Item 1.3:

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

Condition 2: Relationship of this Permit to Other Department Orders and Determinations
Applicable State Requirement: ECL 3-0301.2(m)

Item 2.1:

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

Condition 1-1: Applications for permit renewals, modifications and transfers
Applicable State Requirement: 6NYCRR 621.11

Item 1-1.1:

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

Item 1-1.2:

The permittee must submit a renewal application at least 180 days before expiration of permits for Title V Facility Permits, or at least 30 days before expiration of permits for State Facility Permits.

Item 1-1.3:

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



submitted prior to actual transfer of ownership.

Condition 1-2: Permit modifications, suspensions or revocations by the Department

Applicable State Requirement: 6NYCRR 621.13

Item 1-2.1:

The Department reserves the right 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.

Condition 3: Applications for Permit Renewals and Modifications

Applicable State Requirement: 6NYCRR 621.13(a)

Item 3.1:

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

Item 3.2:

The permittee must submit a renewal application at least 180 days before expiration of permits for Title V Facility Permits, or at least 30 days before expiration of permits for State Facility Permits.

Condition 4: Permit Modifications, Suspensions, and Revocations by the Department

Applicable State Requirement: 6NYCRR 621.14

Item 4.1:

The Department reserves the right to modify, suspend, or revoke this permit. The grounds for modification, suspension or revocation include:

- a) the scope of the permitted activity is exceeded or a violation of any condition of the permit or provisions of the ECL and pertinent regulations is found;
- b) the permit was obtained by misrepresentation or failure to disclose relevant facts;
- c) new material information is discovered; or
- d) environmental conditions, relevant technology, or applicable law or regulation have materially changed since the permit was issued.



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

Condition 5: Submission of Applications for Permit Modification or Renewal -REGION 6 HEADQUARTERS

Applicable State Requirement: 6NYCRR 621.5(a)

Expired by Mod No: 1

Item 5.1:

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

NYSDEC Regional Permit Administrator
Region 6 Headquarters
Division of Environmental Permits
State Office Building, 317 Washington Street
Watertown, NY 13601-3787
(315) 785-2245

Condition 1-3: Submission of application for permit modification or renewal-REGION 6

SUBOFFICE - UTICA

Applicable State Requirement: 6NYCRR 621.6(a)

Item 1-3.1:

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

NYSDEC Regional Permit Administrator
Region 6 Sub-office
Division of Environmental Permits
State Office Building, 207 Genesee Street
Utica, NY 13501-2885
(315) 793-2555



Permit Under the Environmental Conservation Law (ECL)

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

IDENTIFICATION INFORMATION

Permit Issued To: BUCKEYE TERMINALS LLC
9999 HAMILTON BLVD - TEK PARK 5
BREINIGSVILLE, PA 18031

Facility: UTICA TERMINAL
37 WURZ AVE
UTICA, NY 13503

Authorized Activity By Standard Industrial Classification Code:
5171 - PETROLEUM BULK STATIONS & TERMINALS

Mod 0 Permit Effective Date: 07/13/2000
date.

Permit Expiration Date: No expiration

Mod 1 Permit Effective Date: 04/02/2009
date.

Permit Expiration Date: No expiration



LIST OF CONDITIONS

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 - Permit Modifications, Suspensions, and Revocations by the Department

Facility Level

- Submission of Applications for Permit Modification or Renewal -REGION 6 HEADQUARTERS
- Submission of application for permit modification or renewal-REGION 6 SUBOFFICE - UTICA

FEDERALLY ENFORCEABLE CONDITIONS

Facility Level

- 1-1 40CFR 82, Subpart F: Recycling and Emissions Reduction
- 4 6NYCRR 201-1.2: Unpermitted Emission Sources
- 9 6NYCRR 201-1.10(a): Public Access to Recordkeeping
- 1-2 6NYCRR 201-7.2: Facility Permissible Emissions
- *1-3 6NYCRR 201-7.2: Capping Monitoring Condition
- *1-4 6NYCRR 201-7.2: Capping Monitoring Condition
- *1-5 6NYCRR 201-7.2: Capping Monitoring Condition
- *1-6 6NYCRR 201-7.2: Capping Monitoring Condition
- *1-7 6NYCRR 201-7.2: Capping Monitoring Condition
- *1-8 6NYCRR 201-7.2: Capping Monitoring Condition
- 19 6NYCRR 225-1.2(a): Compliance Demonstration
- 20 6NYCRR 225-1.2(a)(2): Compliance Demonstration
- 21 6NYCRR 225-1.8(b): Compliance Demonstration
- 22 6NYCRR 225-1.8(d): Sampling, compositing, and analysis of fuel samples
- 23 6NYCRR 225-3.3(a): Compliance Demonstration
- 24 6NYCRR 225-3.6(a): RVP records
- 25 6NYCRR 225-3.6(a): Compliance Demonstration
- 26 6NYCRR 225-3.6(b): Compliance Demonstration
- 27 6NYCRR 225-3.6(d): Compliance Demonstration
- 28 6NYCRR 229.5(c): Compliance Demonstration
- 1-9 40CFR 60.502, NSPS Subpart XX: Compliance Demonstration
- 1-10 40CFR 63.11081(a), Subpart BBBBBB: Definition of an affected source
- 1-11 40CFR 63.11081(b), Subpart BBBBBB: Title V exemption
- 1-12 40CFR 63.11083(b), Subpart BBBBBB: Compliance date for an existing source
- 1-13 40CFR 63.11086(a), Subpart BBBBBB: Submerged fill pipes
- 1-14 40CFR 63.11086(c), Subpart BBBBBB: Monthly leak inspection
- 1-15 40CFR 63.11086(d), Subpart BBBBBB: Compliance Demonstration
- 1-16 40CFR 63.11086(f), Subpart BBBBBB: Compliance Demonstration
- 1-17 40CFR 63.11088, Subpart BBBBBB: Compliance Demonstration
- 1-18 40CFR 63.11089, Subpart BBBBBB: Compliance Demonstration
- 1-19 40CFR 63.11093, Subpart BBBBBB: Notifications (63.11093 a-d)



- 1-20 40CFR 63.11094(d), Subpart BBBBBB: Compliance Demonstration
- 1-21 40CFR 63.11094(e), Subpart BBBBBB: Compliance Demonstration
- 1-22 40CFR 63.11094(f), Subpart BBBBBB: Compliance Demonstration
- 1-23 40CFR 63.11095(a), Subpart BBBBBB: Compliance Demonstration
- 1-24 40CFR 63.11095(b), Subpart BBBBBB: Compliance Demonstration
- 1-25 40CFR 63.11095(c), Subpart BBBBBB: Waiver of semi annual excess emissions report
- 1-26 40CFR 63.11098, Subpart BBBBBB: Applicability of MACT General Provisions
- 1-27 40CFR 82, Subpart F: Recycling and Emissions Reduction

Emission Unit Level

EU=1-RACK1

- 35 6NYCRR 229.3(d): Vapor collection system requirements
- 36 6NYCRR 230.4(f): Compliance Demonstration
- 37 40CFR 60.4, NSPS Subpart A: EPA Region 2 address.
- 38 40CFR 60.7(b), NSPS Subpart A: Recordkeeping requirements.
- 39 40CFR 60.7(c), NSPS Subpart A: Excess emissions report.
- 40 40CFR 60.7(d), NSPS Subpart A: Excess emissions report.
- 41 40CFR 60.7(f), NSPS Subpart A: Facility files for subject sources.
- 42 40CFR 60.11, NSPS Subpart A: Opacity standard compliance testing.
- 43 40CFR 60.12, NSPS Subpart A: Circumvention.
- 44 40CFR 60.13, NSPS Subpart A: Monitoring requirements.

EU=1-RACK1,Proc=RGS

- 45 6NYCRR 230.4(g): Dome covers
- 1-28 40CFR 63.11083(c), Subpart BBBBBB: Compliance date for an existing affected source subject to control requirements because of a daily thruput increase

EU=1-RACK1,Proc=RGS,ES=VPORS

- 1-29 6NYCRR 229.3(d)(1): Compliance Demonstration
- 1-30 6NYCRR 229.3(d)(1): Compliance Demonstration
- 1-31 40CFR 60.503(c), NSPS Subpart XX: Compliance Demonstration
- 1-32 40CFR 60.503(c), NSPS Subpart XX: Compliance Demonstration

EU=1-RACK1,Proc=TTV

- 46 6NYCRR 230.4(g): Dome covers

EU=1-RACK1,Proc=VCU

- 47 6NYCRR 230.4(g): Dome covers

EU=1-RACK1,EP=00001

- 50 40CFR 60.502(b), NSPS Subpart XX: Emission limit
- 55 40CFR 60.505(b), NSPS Subpart XX: Truck testing records
- 56 40CFR 60.505(c), NSPS Subpart XX: Monthly leak inspection records
- 57 40CFR 60.505(d), NSPS Subpart XX: Untested truck notification records
- 58 40CFR 60.505(f), NSPS Subpart XX: New components

EU=1-RACK1,EP=00001,Proc=RGS

- 59 6NYCRR 230.4(e): Leak limit

EU=1-RACK1,EP=00001,Proc=TTV



60 6NYCRR 230.4(e): Leak limit

EU=1-RACK1,EP=00001,Proc=VCU

61 6NYCRR 230.4(e): Leak limit

EU=1-TANKS

62 6NYCRR 229.3(a): Internal floating roofs required in fixed roof tanks storing petroleum products

1-33 40CFR 63.11087(f), Subpart BBBB: Compliance Demonstration

1-34 40CFR 63.11092(e)(1), Subpart BBBB: Internal floating roof inspections

EU=1-TANKS,Proc=GAS

1-35 40CFR 60.112b(a)(1), NSPS Subpart Kb: VOC standard for volatile organic liquid storage vessels equipped with a fixed roof in combination with an internal floating roof

1-36 40CFR 63.11087, Subpart BBBB: Compliance Demonstration

EU=1-TANKS,Proc=GAS,ES=TK007

63 6NYCRR 229.5(a): Compliance Demonstration

64 40CFR 60.112b(a), NSPS Subpart Kb: Standards for VOCs.

65 40CFR 60.113b(a)(1), NSPS Subpart Kb: Compliance Demonstration

66 40CFR 60.113b(a)(2), NSPS Subpart Kb: Compliance Demonstration

67 40CFR 60.113b(a)(4), NSPS Subpart Kb: Compliance Demonstration

68 40CFR 60.113b(a)(5), NSPS Subpart Kb: Compliance Demonstration

69 40CFR 60.115b(a), NSPS Subpart Kb: Compliance Demonstration

70 40CFR 60.116b(b), NSPS Subpart Kb: Records of the dimension and capacity of storage vessels

71 40CFR 60.116b(c), NSPS Subpart Kb: Compliance Demonstration

EU=1-TANKS,Proc=GAS,ES=TK034

72 6NYCRR 229.5(a): Compliance Demonstration

EU=1-TANKS,Proc=GAS,ES=TK037

73 6NYCRR 229.5(a): Compliance Demonstration

EU=1-TANKS,Proc=GAS,ES=TK050

74 6NYCRR 229.5(a): Compliance Demonstration

STATE ONLY ENFORCEABLE CONDITIONS

Facility Level

1-37 ECL 19-0301: Contaminant List

1-38 6NYCRR 201-1.4: Unavoidable noncompliance and violations

75 6NYCRR 201-5: General Provisions

76 6NYCRR 201-5: Emission Unit Definition

78 6NYCRR 211.2: Air pollution prohibited

Emission Unit Level

79 6NYCRR 201-5: Emission Point Definition By Emission Unit

80 6NYCRR 201-5: Process Definition By Emission Unit

NOTE: * preceding the condition number indicates capping.



FEDERALLY ENFORCEABLE CONDITIONS

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

NOTIFICATION OF GENERAL PERMITTEE OBLIGATIONS

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

Item A: Sealing - 6NYCRR Part 200.5

The Commissioner may seal an air contamination source to prevent its operation if compliance with 6 NYCRR Chapter III is not met within the time provided by an order of the Commissioner issued in the case of the violation.

Sealing means labeling or tagging a source to notify any person that operation of the source is prohibited, and also includes physical means of preventing the operation of an air contamination source without resulting in destruction of any equipment associated with such source, and includes, but is not limited to, bolting, chaining or wiring shut control panels, apertures or conduits associated with such source.

No person shall operate any air contamination source sealed by the Commissioner in accordance with this section unless a modification has been made which enables such source to comply with all requirements applicable to such modification.

Unless authorized by the Commissioner, no person shall remove or alter any seal affixed to any contamination source in accordance with this section.

Item B: Acceptable Ambient Air Quality - 6NYCRR Part 200.6

Notwithstanding the provisions of 6 NYCRR Chapter III, Subchapter A, no person shall allow or permit any air contamination source to emit air contaminants in quantities which alone or in combination with emissions from other air contamination sources would contravene any applicable ambient air quality standard and/or cause air pollution. In such cases where contravention occurs or may occur, the Commissioner shall specify the degree and/or method of emission control required.

Item C: Maintenance of Equipment - 6NYCRR Part 200.7

Any person who owns or operates an air contamination source which is equipped with an emission control device shall operate such device and keep it in a satisfactory state of maintenance and repair in accordance with ordinary and necessary practices, standards and procedures, inclusive of manufacturer's specifications, required to operate such device effectively.



Item D: Unpermitted Emission Sources - 6NYCRR Part 201-1.2

If an existing emission source was subject to the permitting requirements of 6NYCRR Part 201 at the time of construction or modification, and the owner and/or operator failed to apply for a permit for such emission source then the following provisions apply:

(a) The owner and/or operator must apply for a permit for such emission source or register the facility in accordance with the provisions of Part 201.

(b) The emission source or facility is subject to all regulations that were applicable to it at the time of construction or modification and any subsequent requirements applicable to existing sources or facilities.

Item E: Emergency Defense - 6NYCRR Part 201-1.5

An emergency constitutes an affirmative defense to an action brought for noncompliance with emissions limitations or permit conditions for all facilities in New York State.

(a) The affirmative defense of emergency shall be demonstrated through properly signed, contemporaneous operating logs, or other relevant evidence that:

(1) An emergency occurred and that the facility owner and/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;

(3) During the period of the emergency the facility owner and/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 and/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 and/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 F: Recycling and Salvage - 6NYCRR Part 201-1.7

Where practical, any person who owns or operates an air contamination source shall recycle or salvage air contaminants collected in an air cleaning device according to the requirements of 6 NYCRR.

Item G: Prohibition of Reintroduction of Collected Contaminants to the Air - 6NYCRR Part 201-1.8

No person shall unnecessarily remove, handle, or cause to be handled, collected air contaminants from an air cleaning device for recycling, salvage or disposal in a manner that would reintroduce them to the outdoor atmosphere.

Item H: Proof of Eligibility for Sources Defined as Exempt Activities - 6 NYCRR Part 201-3.2(a)

The owner and/or operator of an emission source or unit that is eligible to be exempt, may be required to certify that it operates within the specific criteria described in 6 NYCRR Subpart 201-3. The owner or operator of any such emission source must maintain all required records on-site for a period of five years and make them available to representatives of the Department upon request. Department representatives must be granted access to any facility which contains emission sources or units subject to 6 NYCRR Subpart 201-3, during normal operating hours, for the purpose of determining compliance with this and any other state and federal air pollution control requirements, regulations, or law.

Item I: Proof of Eligibility for Sources Defined as Trivial Activities - 6 NYCRR Part 201-3.3(a)

The owner and/or operator of an emission source or unit that is listed as being trivial in 6 NYCRR Part 201 may be required to certify that it operates within the specific criteria described in 6 NYCRR Subpart 201-3. The owner or operator of any such emission source must maintain all required records on-site for a period of five years and make them available to representatives of the Department upon request. Department representatives must be granted access to any facility which contains emission sources or units subject to 6 NYCRR Subpart 201-3, during normal operating hours, for the purpose of determining compliance with this and any other state and federal air pollution control requirements, regulations, or law.

Item J: Required Emission Tests - 6 NYCRR Part 202-1.1

An acceptable report of measured emissions shall be submitted, as may be required by the Commissioner, to ascertain compliance or noncompliance with any air



pollution code, rule, or regulation. Failure to submit a report acceptable to the Commissioner within the time stated shall be sufficient reason for the Commissioner to suspend or deny an operating permit. Notification and acceptable procedures are specified in 6NYCRR Part 202-1.

Item K: Visible Emissions Limited - 6 NYCRR Part 211.3

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.

Item L: Open Fires - 6 NYCRR Part 215

No person shall burn, cause, suffer, allow or permit the burning in an open fire of garbage, rubbish for salvage, or rubbish generated by industrial or commercial activities.

Item M: 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 N: 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.

FEDERAL APPLICABLE REQUIREMENTS



The following conditions are federally enforceable.

Condition 1-1: Recycling and Emissions Reduction
Effective between the dates of 04/02/2009 and Permit Expiration Date

Applicable Federal Requirement:40CFR 82, Subpart F

Item 1-1.1:

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

Condition 4: Unpermitted Emission Sources
Effective between the dates of 07/13/2000 and Permit Expiration Date

Applicable Federal Requirement:6NYCRR 201-1.2

Item 4.1:

If an existing emission source was subject to the permitting requirements of 6NYCRR Part 201 at the time of construction or modification, and the owner and/or operator failed to apply for a permit for such emission source then the following provisions apply:

(a) The owner and/or operator must apply for a permit for such emission source or register the facility in accordance with the provisions of Part 201.

(b) The emission source or facility is subject to all regulations that were applicable to it at the time of construction or modification and any subsequent requirements applicable to existing sources or facilities.

Condition 9: Public Access to Recordkeeping
Effective between the dates of 07/13/2000 and Permit Expiration Date

Applicable Federal Requirement:6NYCRR 201-1.10(a)

Item 9.1:

Where emission source owners and/or operators keep records pursuant to compliance with the operational flexibility requirements of 6 NYCRR Subpart 201-5.4(b)(1) , and/or the emission capping requirements of 6 NYCRR Subparts 201-7.2(d), 201-7.3(f), 201-7.3(g), 201-7.3(h)(5), 201-7.3(i) and 201-7.3(j), the Department will make such records available to the public upon request in accordance with 6 NYCRR Part 616 - Public Access to Records. Emission source owners and/or operators must submit the records required to comply with the request within sixty working days of written notification by the Department of receipt of the request.

Condition 1-2: Facility Permissible Emissions
Effective between the dates of 04/02/2009 and Permit Expiration Date

Applicable Federal Requirement:6NYCRR 201-7.2

Item 1-2.1:

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

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



per year CAS No: 0NY100-00-0 (From Mod 1) PTE: 49,900 pounds

Name: HAP

per year CAS No: 0NY998-00-0 (From Mod 1) PTE: 99,900 pounds

Name: VOC

Condition 1-3: Capping Monitoring Condition
Effective between the dates of 04/02/2009 and Permit Expiration Date

Applicable Federal Requirement:6NYCRR 201-7.2

Item 1-3.1:

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:

6NYCRR 201-6.1(a)
40CFR 63-R.420

Item 1-3.2:

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

Item 1-3.3:

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 1-3.4:

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

Item 1-3.5:

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

Item 1-3.6:

The Compliance Demonstration activity will be performed for the Facility.

Regulated Contaminant(s):
CAS No: 0NY100-00-0 HAP



Item 1-3.7:

Compliance Demonstration shall include the following monitoring:

Capping: Yes

Monitoring Type: WORK PRACTICE INVOLVING SPECIFIC OPERATIONS

Monitoring Description:

Facility owner shall not allow the gasoline throughput of this terminal to exceed 250,000 gallons per day (91,200,000 gallons per year during any consecutive 12 month period), to ensure that individual HAP emission remain less than 10 tons/yr during any 12 consecutive month period.

Facility owner must maintain records that verify gasoline throughput and 12 month individual HAP emissions. These records must be maintained at the facility for a period of five years.

Verification of monthly total individual HAP emissions will be determined via calculations using emission factors acceptable to this Department. Facility shall provide a report annually, in a format acceptable to the commissioner's representative, with the required calculations and demonstrations of compliance with this individual HAP limit, to the NYSDEC Region 6 Office by the reporting deadlines contained below.

Any noncompliance with the individual HAP emission limit in this condition must be reported by sending a copy of such record to the NYSDEC, Region 6, within 30 days of the occurrence.

Work Practice Type: PROCESS MATERIAL THRUPUT

Process Material: GASOLINE

Upper Permit Limit: 250,000 gallons per day

Monitoring Frequency: DAILY

Averaging Method: MAXIMUM - NOT TO EXCEED STATED VALUE -
SEE MONITORING DESCRIPTION

Reporting Requirements: ANNUALLY (CALENDAR)

Reports due 30 days after the reporting period.

The initial report is due 1/30/2010.

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

Condition 1-4: Capping Monitoring Condition
Effective between the dates of 04/02/2009 and Permit Expiration Date

Applicable Federal Requirement:6NYCRR 201-7.2

Item 1-4.1:

Under the authority of 6 NYCRR Part 201-7, this condition contains an emission cap for the purpose of limiting emissions from the facility, emission unit or process to avoid being subject to



the following applicable requirement(s) that the facility, emission unit or process would otherwise be subject to:

6NYCRR 201-6.1(a)

Item 1-4.2:

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

Item 1-4.3:

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

Item 1-4.4:

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

Item 1-4.5:

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

Item 1-4.6:

The Compliance Demonstration activity will be performed for the Facility.

Regulated Contaminant(s):

CAS No: 0NY998-00-0 VOC

Item 1-4.7:

Compliance Demonstration shall include the following monitoring:

Capping: Yes

Monitoring Type: WORK PRACTICE INVOLVING SPECIFIC OPERATIONS

Monitoring Description:

Facility owner shall not allow the distillate throughput of this terminal to exceed 150,000,000 gallons during any consecutive 12 month period, to ensure that VOC emission remain less than 50 tons/yr during any 12 consecutive month period.

Facility owner must maintain records that verify distillate throughput and 12 month VOC emissions. These records must be maintained at the facility for a period of five years.



Verification of monthly total VOC emissions will be determined via calculations using emission factors acceptable to this Department. Facility shall provide a report annually, in a format acceptable to the commissioner's representative, with the required calculations and demonstrations of compliance with this total VOC limit, to the NYSDEC Region 6 Office by the reporting deadlines contained below.

Any noncompliance with the VOC emission limit in this condition must be reported by sending a copy of such record to the NYSDEC, Region 6, within 30 days of the occurrence.

Work Practice Type: PROCESS MATERIAL THRUPUT
Process Material: DISTILLATES - NUMBER 1 AND NUMBER 2 OIL
Upper Permit Limit: 150,000,000 gallons
Monitoring Frequency: DAILY
Averaging Method: ANNUAL MAXIMUM ROLLED MONTHLY
Reporting Requirements: AS REQUIRED - SEE MONITORING DESCRIPTION

Condition 1-5: Capping Monitoring Condition
Effective between the dates of 04/02/2009 and Permit Expiration Date

Applicable Federal Requirement: 6NYCRR 201-7.2

Item 1-5.1:

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:

6NYCRR 201-6.1(a)

Item 1-5.2:

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

Item 1-5.3:

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 1-5.4:

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



Item 1-6.2:

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

Item 1-6.3:

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 1-6.4:

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

Item 1-6.5:

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

Item 1-6.6:

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

Emission Unit: 1-RACK1 Emission Point: 00001

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

Item 1-6.7:

Compliance Demonstration shall include the following monitoring:

Capping: Yes

Monitoring Type: WORK PRACTICE INVOLVING SPECIFIC OPERATIONS

Monitoring Description:

The gasoline vapor collection and control system must capture gasoline vapors during loading and unloading of gasoline transport vehicles and must combust the gasoline vapors such that emissions of VOC do not exceed 35 milligrams per liter of gasoline loaded or unloaded, to ensure that VOC emission remain less than 50 tons/yr during any 12 consecutive month period.

This limit shall be maintained by operator through maintaining the vapor control unit as specified by the manufacture. Records of maintenance, etc shall be maintained to ensure the VOC emission shall not exceed above limit. These records must be maintained at the



facility for a period of five years.

Verification of monthly total VOC emissions will be determined via calculations using emission factors acceptable to this Department. Facility shall provide a report annually, in a format acceptable to the commissioner's representative, with the required calculations and demonstrations of compliance with this total VOC limit, to the NYSDEC Region 6 Office by the reporting deadlines contained below.

Any noncompliance with the VOC emission limit in this condition must be reported by sending a copy of such record to the NYSDEC, Region 6, within 30 days of the occurrence.

Work Practice Type: PARAMETER OF PROCESS MATERIAL

Process Material: GASOLINE

Parameter Monitored: VOC's

Upper Permit Limit: 35 milligrams per liter

Monitoring Frequency: AS REQUIRED - SEE PERMIT MONITORING DESCRIPTION

Averaging Method: AVERAGING METHOD AS PER REFERENCE TEST METHOD INDICATED

Reporting Requirements: UPON REQUEST BY REGULATORY AGENCY

Condition 1-7: Capping Monitoring Condition
Effective between the dates of 04/02/2009 and Permit Expiration Date

Applicable Federal Requirement:6NYCRR 201-7.2

Item 1-7.1:

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:

6NYCRR 201-6.1(a)
40CFR 63-R.420

Item 1-7.2:

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

Item 1-7.3:

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 1-7.4:

On an annual basis, unless otherwise specified below, beginning one year after the granting of an



emissions cap, the responsible official shall provide a certification to the Department that the facility has operated all emission units within the limits imposed by the emission cap. This certification shall include a brief summary of the emissions subject to the cap for that time period and a comparison to the threshold levels that would require compliance with an applicable requirement.

Item 1-7.5:

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

Item 1-7.6:

The Compliance Demonstration activity will be performed for the Facility.

Regulated Contaminant(s):
CAS No: 0NY100-00-0 HAP

Item 1-7.7:

Compliance Demonstration shall include the following monitoring:

Capping: Yes

Monitoring Type: WORK PRACTICE INVOLVING SPECIFIC OPERATIONS

Monitoring Description:

Facility owner shall not allow the gasoline throughput of this terminal to exceed 250,000 gallons per day (91,200,000 gallons per year during any consecutive 12 month period), to ensure that total HAP emission remain less than 25 tons/yr during any 12 consecutive month period.

Facility owner must maintain records that verify gasoline throughput and 12 month total HAP emissions. These records must be maintained at the facility for a period of five years.

Verification of monthly total HAP emissions will be determined via calculations using emission factors acceptable to this Department. Facility shall provide a report annually, in a format acceptable to the commissioner's representative, with the required calculations and demonstrations of compliance with this total HAP limit, to the NYSDEC Region 6 Office by the reporting deadlines contained below.

Any noncompliance with the total HAP emission limit in this condition must be reported by sending a copy of such record to the NYSDEC, Region 6, within 30 days of the occurrence.

Work Practice Type: PROCESS MATERIAL THRUPUT

Process Material: GASOLINE

Upper Permit Limit: 250,000 gallons per day



Monitoring Frequency: DAILY

Averaging Method: MAXIMUM - NOT TO EXCEED STATED VALUE -
SEE MONITORING DESCRIPTION

Reporting Requirements: ANNUALLY (CALENDAR)

Reports due 30 days after the reporting period.

The initial report is due 1/30/2010.

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

Condition 1-8: Capping Monitoring Condition
Effective between the dates of 04/02/2009 and Permit Expiration Date

Applicable Federal Requirement:6NYCRR 201-7.2

Item 1-8.1:

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:

6NYCRR 201-6.1(a)

Item 1-8.2:

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

Item 1-8.3:

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 1-8.4:

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

Item 1-8.5:

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

Item 1-8.6:

The Compliance Demonstration activity will be performed for the Facility.

Regulated Contaminant(s):

CAS No: 0NY998-00-0 VOC

Item 1-8.7:

Compliance Demonstration shall include the following monitoring:



Capping: Yes

Monitoring Type: WORK PRACTICE INVOLVING SPECIFIC OPERATIONS

Monitoring Description:

Facility owner shall not allow the gasoline throughput of this terminal to exceed 250,000 gallons per day (91,250,000 per year during any consecutive 12 month period), to ensure that VOC emission remain less than 50 tons/yr during any 12 consecutive month period.

Facility owner must maintain records that verify gasoline throughput and 12 month VOC emissions. These records must be maintained at the facility for a period of five years.

Verification of monthly total VOC emissions will be determined via calculations using emission factors acceptable to this Department. Facility shall provide a report annually, in a format acceptable to the commissioner's representative, with the required calculations and demonstrations of compliance with this total VOC limit, to the NYSDEC Region 6 Office by the reporting deadlines contained below.

Any noncompliance with the VOC emission limit in this condition must be reported by sending a copy of such record to the NYSDEC, Region 6, within 30 days of the occurrence.

Work Practice Type: PROCESS MATERIAL THRUPUT

Process Material: GASOLINE

Upper Permit Limit: 250,000 gallons per day

Monitoring Frequency: DAILY

Averaging Method: MAXIMUM - NOT TO EXCEED STATED VALUE -
SEE MONITORING DESCRIPTION

Reporting Requirements: ANNUALLY (CALENDAR)

Reports due 30 days after the reporting period.

The initial report is due 1/30/2010.

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

Condition 19: Compliance Demonstration
Effective between the dates of 07/13/2000 and Permit Expiration Date

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

Item 19.1:

The Compliance Demonstration activity will be performed for the Facility.

Regulated Contaminant(s):

CAS No: 007446-09-5 SULFUR DIOXIDE



Item 19.2:

Compliance Demonstration shall include the following monitoring:

Monitoring Type: WORK PRACTICE INVOLVING SPECIFIC OPERATIONS

Monitoring Description:

Maximum sulfur content in fuel. No person shall sell, offer for sale, purchase or use any fuel exceeding the sulfur limitation.

Work Practice Type: PARAMETER OF PROCESS MATERIAL

Process Material: NUMBER 2 OIL

Parameter Monitored: SULFUR CONTENT

Upper Permit Limit: 1.5 percent by weight

Monitoring Frequency: AS REQUIRED - SEE PERMIT MONITORING DESCRIPTION

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

Reporting Requirements: UPON REQUEST BY REGULATORY AGENCY

Condition 20: Compliance Demonstration
Effective between the dates of 07/13/2000 and Permit Expiration Date

Applicable Federal Requirement:6NYCRR 225-1.2(a)(2)

Item 20.1:

The Compliance Demonstration activity will be performed for the Facility.

Item 20.2:

Compliance Demonstration shall include the following monitoring:

Monitoring Type: WORK PRACTICE INVOLVING SPECIFIC OPERATIONS

Monitoring Description:

No person will sell, offer for sale, purchase or use any distillate oil fuel which contains sulfur in a quantity exceeding the following limitation.

Work Practice Type: PARAMETER OF PROCESS MATERIAL

Process Material: DISTILLATES - NUMBER 1 AND NUMBER 2 OIL

Parameter Monitored: SULFUR CONTENT

Upper Permit Limit: 1.5 percent

Monitoring Frequency: AS REQUIRED - SEE PERMIT MONITORING DESCRIPTION

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

Reporting Requirements: UPON REQUEST BY REGULATORY AGENCY

Condition 21: Compliance Demonstration
Effective between the dates of 07/13/2000 and Permit Expiration Date

Applicable Federal Requirement:6NYCRR 225-1.8(b)



Item 21.1:

The Compliance Demonstration activity will be performed for the Facility.

Item 21.2:

Compliance Demonstration shall include the following monitoring:

Monitoring Type: RECORD KEEPING/MAINTENANCE PROCEDURES

Monitoring Description:

Any person who sells oil and/or coal must retain, for at least three years, records containing the following information:

- i. fuel analyses and data on the quantities of all oil and coal received; and
- ii. the names of all purchasers, fuel analyses and data on the quantities of all oil and coal sold.

Such fuel analyses must contain as a minimum:

- i. data on the sulfur content, ash content, specific gravity and heating value of residual oil;
- ii. data on the sulfur content, specific gravity and heating value of distillate oil; and
- iii. data on the sulfur content, ash content and heating value of coal.

Monitoring Frequency: CONTINUOUS

Reporting Requirements: UPON REQUEST BY REGULATORY AGENCY

**Condition 22: Sampling, compositing, and analysis of fuel samples
Effective between the dates of 07/13/2000 and Permit Expiration Date**

Applicable Federal Requirement:6NYCRR 225-1.8(d)

Item 22.1:

All sampling, compositing, and analysis of fuel samples, taken to determine compliance with 6 NYCRR Part 225-1, must be done in accordance with methods acceptable to the commissioner.

**Condition 23: Compliance Demonstration
Effective between the dates of 07/13/2000 and Permit Expiration Date**

Applicable Federal Requirement:6NYCRR 225-3.3(a)

Item 23.1:

The Compliance Demonstration activity will be performed for the Facility.

Item 23.2:

Compliance Demonstration shall include the following monitoring:

Monitoring Type: WORK PRACTICE INVOLVING SPECIFIC



OPERATIONS

Monitoring Description:

No person shall sell or supply gasoline having a Reid vapor pressure greater than 9.0 psi during the period between May 1 through September 15 of each year.

Work Practice Type: PARAMETER OF PROCESS MATERIAL

Process Material: GASOLINE

Parameter Monitored: REID VAPOR PRESSURE

Upper Permit Limit: 9.0 pounds per square inch absolute

Reference Test Method: ASTM D323-99a

Monitoring Frequency: PER DELIVERY

Reporting Requirements: UPON REQUEST BY REGULATORY AGENCY

Condition 24: RVP records
Effective between the dates of 07/13/2000 and Permit Expiration Date

Applicable Federal Requirement:6NYCRR 225-3.6(a)

Item 24.1:

Records of the Reid vapor pressure of gasoline distributed from the facility must be maintained for two years from the date of delivery.

Condition 25: Compliance Demonstration
Effective between the dates of 07/13/2000 and Permit Expiration Date

Applicable Federal Requirement:6NYCRR 225-3.6(a)

Item 25.1:

The Compliance Demonstration activity will be performed for the Facility.

Item 25.2:

Compliance Demonstration shall include the following monitoring:

Monitoring Type: RECORD KEEPING/MAINTENANCE PROCEDURES

Monitoring Description:

The owner or operator of any refinery, terminal, or bulk plant from which gasoline, subject to 6 NYCRR Part 225-3, is distributed must maintain records on the gasoline that is delivered to or distributed from such facilities.

These records shall include:

1. The RVP of the gasoline if subject to section 225-3.3 of 6 NYCRR Part 225-3.
2. A designation of the appropriate time period(s) in which the gasoline is intended to be dispensed to motor vehicles.
3. Written certification that the gasoline:
 - i. conforms with all RVP requirements of 6 NYCRR Part



225-3; and

ii. is in compliance with all applicable State and Federal regulations which apply during the time period(s) in which the gasoline is intended to be dispensed to motor vehicles.

Monitoring Frequency: CONTINUOUS

Reporting Requirements: UPON REQUEST BY REGULATORY AGENCY

Condition 26: Compliance Demonstration
Effective between the dates of 07/13/2000 and Permit Expiration Date

Applicable Federal Requirement: 6NYCRR 225-3.6(b)

Item 26.1:

The Compliance Demonstration activity will be performed for the Facility.

Item 26.2:

Compliance Demonstration shall include the following monitoring:

Monitoring Type: RECORD KEEPING/MAINTENANCE PROCEDURES

Monitoring Description:

The owner or operator of any refinery, terminal, or bulk plant from which gasoline, subject to 6 NYCRR Part 225-3, is distributed shall provide the following records with gasoline which is distributed from facilities:

1. A copy of the written certification provided in accordance with paragraph 225-3.6(a)(5) of 6 NYCRR Part 225-3 that the gasoline:
 - i. conforms with all RVP and oxygen content requirements of 6 NYCRR Part 225-3; and
 - ii. is in compliance with all applicable State and Federal regulations which apply during the time period(s) during which the gasoline is to be dispensed to motor vehicles.
2. Documentation of the maximum RVP of the gasoline if the gasoline was subject to section 225-3.3 of 6 NYCRR Part 225-3.
3. Designation of the appropriate time period(s) in which the gasoline is intended to be dispensed to motor vehicles.
4. Documentation of the shipment quantity and the shipment date of the gasoline being distributed.

Monitoring Frequency: CONTINUOUS

Reporting Requirements: UPON REQUEST BY REGULATORY AGENCY



Condition 27: Compliance Demonstration
Effective between the dates of 07/13/2000 and Permit Expiration Date

Applicable Federal Requirement:6NYCRR 225-3.6(d)

Item 27.1:

The Compliance Demonstration activity will be performed for the Facility.

Item 27.2:

Compliance Demonstration shall include the following monitoring:

Monitoring Type: RECORD KEEPING/MAINTENANCE PROCEDURES

Monitoring Description:

The facility shall maintain records pursuant to 6NYCRR Part 225-3.6 and must make the records available for inspection during normal business hours, at the location from which the gasoline was delivered, sold, or dispensed, to the commissioner's representative. The facility must also furnish copies of these records to the commissioner's representative upon request. All records and documentation required to be made or maintained in accordance with 6NYCRR Part 225-3.6, including any calculations performed, shall be maintained for at least two years from the date of delivery.

Monitoring Frequency: AS REQUIRED - SEE PERMIT MONITORING DESCRIPTION

Reporting Requirements: UPON REQUEST BY REGULATORY AGENCY

Condition 28: Compliance Demonstration
Effective between the dates of 07/13/2000 and Permit Expiration Date

Applicable Federal Requirement:6NYCRR 229.5(c)

Item 28.1:

The Compliance Demonstration activity will be performed for the Facility.

Item 28.2:

Compliance Demonstration shall include the following monitoring:

Monitoring Type: RECORD KEEPING/MAINTENANCE PROCEDURES

Monitoring Description:

Recordkeeping of average daily gasoline throughput for gasoline loading terminals - Records must be maintained at the facility for five years.

The average daily throughput is calculated by dividing the annual throughput by the number of workdays during the 12-month period, which begins on January 1st and ends on December 31st.

Monitoring Frequency: DAILY



Reporting Requirements: UPON REQUEST BY REGULATORY AGENCY

Condition 1-9: Compliance Demonstration
Effective between the dates of 04/02/2009 and Permit Expiration Date

Applicable Federal Requirement: 40CFR 60.502, NSPS Subpart XX

Item 1-9.1:

The Compliance Demonstration activity will be performed for the Facility.

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

Item 1-9.2:

Compliance Demonstration shall include the following monitoring:

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

Monitoring Description:

This facility shall be equipped with a vapor collection system designed to collect the total organic compounds vapors displaced from tank trucks during product loading. The emissions to the atmosphere from the vapor collection system due to the loading of liquid product into gasoline tank trucks should not exceed the limit expressed elsewhere in this permit.

The vapor collection system shall be designed to prevent any total organic compounds vapors collected at one loading rack from passing to another loading rack. In addition, the following requirements shall apply:

1. Loadings of liquid product into gasoline tank trucks shall be limited to vapor-tight gasoline tank trucks using the following procedures:

The owner or operator shall obtain the vapor tightness documentation described in 40 CFR 60.505(b) for each gasoline tank truck which is to be loaded at the affected facility. The owner or operator shall require the tank identification number to be recorded as each gasoline tank truck is loaded at the affected facility.

The owner or operator shall cross-check each tank identification number with the file of tank vapor tightness documentation within 2 weeks after the corresponding tank is loaded, unless either of the

following conditions is maintained:

(A) If less than an average of one gasoline tank truck per month over the last 26 weeks is loaded without vapor tightness documentation then the documentation cross-check shall be performed each quarter; or



(B) If less than an average of one gasoline tank truck per month over the last 52 weeks is loaded without vapor tightness documentation then the documentation cross-check shall be performed semiannually.

If either the quarterly or semiannual cross-check reveals that these conditions were not maintained, the source must return to biweekly monitoring until such time as these conditions are again met.

The terminal owner or operator shall notify the owner or operator of each non-vapor-tight gasoline tank truck loaded at the affected facility within 1 week of the documentation cross-check.

The terminal owner or operator shall take steps assuring that the nonvapor-tight gasoline tank truck will not be reloaded at the affected facility until vapor tightness documentation for that tank is obtained.

Alternate procedures to those described above for limiting gasoline tank truck loadings may be used upon application to, and approval by, the Department.

2. The owner or operator shall act to assure that loadings of gasoline tank trucks at the affected facility are made only into tanks equipped with vapor collection equipment that is compatible with the terminal's vapor collection system.
3. The vapor collection and liquid loading equipment shall be designed and operated to prevent gauge pressure in the delivery tank from exceeding 4,500 pascals (450 mm of water) during product loading. This level is not to be exceeded when measured by the procedures specified in 40 CFR 60.503(d).
4. No pressure-vacuum vent in the bulk gasoline terminal's vapor collection system shall begin to open at a system pressure less than 4,500 pascals (450 mm of water)
5. The owner or operator shall act to assure that the terminal's and the tank truck's vapor collection systems are connected during each loading of a gasoline tank truck at the affected facility. Examples of actions to accomplish this include training drivers in the hookup procedures and posting visible reminder signs at the affected loading racks.
6. Each calendar month, the vapor collection system, the vapor processing system, and each loading rack handling gasoline shall be inspected during the loading of gasoline tank trucks for total organic compounds liquid or vapor leaks. For purposes of this paragraph, detection methods incorporating sight, sound, or smell are acceptable. Each



**Applicable Federal Requirement:40CFR 63.11083(b),
Subpart BBBB**

Item 1-12.1:

An existing affected source must comply with the standards of this subpart no later than January 10, 2011.

Condition 1-13: Submerged fill pipes

Effective between the dates of 04/02/2009 and Permit Expiration Date

Applicable Federal Requirement:40CFR 63.11086(a), Subpart BBBB

Item 1-13.1:

This Condition applies to:

Emission Unit: 1RACK1

Process: RGS

Emission Unit: 1TANKS

Item 1-13.2:

Each facility with an affected bulk gasoline plant, as defined in §63.11100, must comply with the requirements in §63.11086(a)-(i).

Except as specified in §63.11086(b), the facility must only load gasoline into storage tanks and cargo tanks at the facility by utilizing submerged filling, as defined in §63.11100, and, as specified below:

- Submerged fill pipes installed on or before November 9, 2006, must be no more than 12 inches from the bottom of the tank.
- Submerged fill pipes installed after November 9, 2006, must be no more than 6 inches from the bottom of the tank.

Condition 1-14: Monthly leak inspection

**Effective between the dates of 04/02/2009 and Permit
Expiration Date**

**Applicable Federal Requirement:40CFR 63.11086(c),
Subpart BBBB**

Item 1-14.1:

This Condition applies to:

Emission Unit: 1RACK1

Process: RGS



Emission Unit: 1TANKS

Item 1-14.2:

The facility owner/operator must perform a monthly leak inspection of all equipment in gasoline service according to the requirements specified in §63.11089(a) through (d).

Condition 1-15: Compliance Demonstration
Effective between the dates of 04/02/2009 and Permit Expiration Date

Applicable Federal Requirement:40CFR 63.11086(d), Subpart BBBBBB

Item 1-15.1:

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

Emission Unit: 1-RACK1

Emission Unit: 1-TANKS

Item 1-15.2:

Compliance Demonstration shall include the following monitoring:

Monitoring Type: RECORD KEEPING/MAINTENANCE PROCEDURES

Monitoring Description:

The facility must not allow gasoline to be handled in a manner that would result in vapor releases to the atmosphere for extended periods of time. Measures to be taken include, but are not limited to, the following:

- 1) Minimize gasoline spills,
- 2) Clean up spills as expeditiously as possible,
- 3) Cover all open gasoline containers and all gasoline storage tank fill-pipes with a gasketed seal when not in use, and
- 4) Minimize gasoline sent to open waste collection systems that collect and transport gasoline to reclamation and recycling devices, such as oil/water separators.

Monitoring Frequency: AS REQUIRED - SEE PERMIT MONITORING DESCRIPTION

Reporting Requirements: ANNUALLY (CALENDAR)

Reports due 30 days after the reporting period.

The initial report is due 1/30/2010.



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

Condition 1-16: Compliance Demonstration
Effective between the dates of 04/02/2009 and Permit
Expiration Date

Applicable Federal Requirement:40CFR 63.11086(f),
Subpart BBBB

Item 1-16.1:

The Compliance Demonstration activity will be performed for the Facility.

Item 1-16.2:

Compliance Demonstration shall include the following monitoring:

Monitoring Type: RECORD KEEPING/MAINTENANCE PROCEDURES
Monitoring Description:

The facility must submit a Notification of Compliance Status to the applicable EPA Regional Office and NYSDEC, as specified in §63.13, by the compliance date listed in §63.11083, unless the facility meets the requirements in §63.11086(g).

The Notification of Compliance Status must be signed by a responsible official who must certify its accuracy and must indicate whether the source has complied with the requirements of subpart BBBB.

Reporting Requirements: AS REQUIRED - SEE MONITORING DESCRIPTION

Condition 1-17: Compliance Demonstration
Effective between the dates of 04/02/2009 and Permit
Expiration Date

Applicable Federal Requirement:40CFR 63.11088,
Subpart BBBB

Item 1-17.1:

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

Emission Unit: 1-RACK1
Process: RGS



Regulated Contaminant(s):

CAS No: 0NY998-00-0

VOC

Item 1-17.2:

Compliance Demonstration shall include the following monitoring:

Monitoring Type: RECORD KEEPING/MAINTENANCE PROCEDURES

Monitoring Description:

The owner and/or operator of a gasoline loading rack with a throughput less than 250,000 gallons/day, shall use submerged filling with a submerged fill pipe that is no more than 6 inches from the bottom of the cargo tank.

The facility shall comply with the requirements of subpart BBBB by the applicable dates specified in §63.11083.

The facility must comply with the testing and monitoring requirements specified in §63.11092(a).

The facility must keep records and submit reports as specified in §63.11094 and 11095, and the facility shall make records available within 24 hours of a request by EPA or NYSDEC to document the gasoline throughput.

Reporting Requirements: AS REQUIRED - SEE MONITORING DESCRIPTION

Condition 1-18: Compliance Demonstration

Effective between the dates of 04/02/2009 and Permit Expiration Date

Applicable Federal Requirement:40CFR 63.11089, Subpart BBBB

Item 1-18.1:

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

Emission Unit: 1-RACK1

Process: RGS



Emission Unit: 1-TANKS

Item 1-18.2:

Compliance Demonstration shall include the following monitoring:

Monitoring Type: RECORD KEEPING/MAINTENANCE PROCEDURES

Monitoring Description:

Each owner/operator of a bulk gasoline terminal, bulk plant, pipeline breakout station, or pipeline pumping station subject to the provisions of subpart BBBBBB shall perform a monthly leak inspection of all equipment in gasoline service, as defined in §63.11100. For this inspection, detection methods incorporating sight, sound, and smell are acceptable.

A log book shall be used and shall be signed by the owner or operator at the completion of each inspection. A section of the log book shall contain a list, summary description, or diagram(s) showing the location of all equipment in gasoline service at the facility.

Each detection of a liquid or vapor leak shall be recorded in the log book. When a leak is detected, an initial attempt at repair shall be made as soon as practicable, but no later than 5 calendar days after the leak is detected. Repair or replacement of leaking equipment shall be completed within 15 calendar days after detection of each leak, except as provided in §63.11089(d).

Delay of repair of leaking equipment will be allowed if the repair is not feasible within 15 days. The owner or operator shall provide in the semiannual report specified in §63.11095(b), the reason(s) why the repair was not feasible and the date each repair was completed.

The facility must comply with the requirements of subpart BBBBBB by the applicable dates in §63.11083.

The facility must submit the applicable notifications as required under §63.11093.

The facility must keep records and submit reports as specified in §63.11094 and 63.11095.



Item 1-20.1:

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

Emission Unit: 1-TANKS

Emission Unit: 1-RACK1

Process: RGS

Regulated Contaminant(s):

CAS No: 0NY998-00-0

VOC

Item 1-20.2:

Compliance Demonstration shall include the following monitoring:

Monitoring Type: RECORD KEEPING/MAINTENANCE PROCEDURES

Monitoring Description:

If the facility is subject to the equipment leak provisions of §63.11089, then the facility shall prepare and maintain a record describing the types, identification numbers, and locations of all equipment in gasoline service. For facilities electing to implement an instrument program under §63.11089, the record shall contain a full description of the program.

Monitoring Frequency: AS REQUIRED - SEE PERMIT MONITORING DESCRIPTION

Reporting Requirements: SEMI-ANNUALLY (CALENDAR)

Reports due 30 days after the reporting period.

The initial report is due 7/30/2009.

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

Condition 1-21: Compliance Demonstration

Effective between the dates of 04/02/2009 and Permit

Expiration Date

**Applicable Federal Requirement:40CFR 63.11094(e),
Subpart BBBBBB**

Item 1-21.1:

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

Emission Unit: 1-TANKS



Item 1-22.1:

The Compliance Demonstration activity will be performed for the Facility.

Regulated Contaminant(s):

CAS No: 0NY998-00-0

VOC

Item 1-22.2:

Compliance Demonstration shall include the following monitoring:

Monitoring Type: RECORD KEEPING/MAINTENANCE PROCEDURES

Monitoring Description:

The facility shall keep the following records:

1) Keep an up-to-date, readily accessible record of the continuous monitoring data required under §63.11092(b) or §63.11092(e). This record shall indicate the time intervals during which loadings of gasoline cargo tanks have occurred or, alternatively, shall record the operating parameter data only during such loadings. The date and time of day shall also be indicated at reasonable intervals on this record.

2) Record and report simultaneously with the Notification of Compliance Status required under §63.11093(b) all data and calculations, engineering assessments, and manufacturer's recommendations used in determining the operating parameter value under §63.11092(b) or §63.11092(e).

3) Keep an up-to-date, readily accessible copy of the monitoring and inspection plan required under §63.11092(b)(1)(i)(B)(2) or §63.11092(b)(1)(iii)(B)(2).

4) Keep an up-to-date, readily accessible copy of all system malfunctions, as specified in §63.11092(b)(1)(i)(B)(2)(v) or §63.11092(b)(1)(iii)(B)(2)(v).

5) If the facility requests approval to use a vapor processing system or monitor an operating parameter other than those specified in §63.11092(b), the facility shall submit a description of planned reporting and



recordkeeping procedures.

Monitoring Frequency: AS REQUIRED - SEE PERMIT MONITORING

DESCRIPTION

Reporting Requirements: SEMI-ANNUALLY (CALENDAR)

Reports due 30 days after the reporting period.

The initial report is due 7/30/2009.

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

Condition 1-23: Compliance Demonstration
Effective between the dates of 04/02/2009 and Permit
Expiration Date

Applicable Federal Requirement:40CFR 63.11095(a),
Subpart BBBB

Item 1-23.1:

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

Emission Unit: 1-RACK1

Emission Unit: 1-TANKS

Regulated Contaminant(s):

CAS No: 0NY998-00-0

VOC

Item 1-23.2:

Compliance Demonstration shall include the following monitoring:

Monitoring Type: RECORD KEEPING/MAINTENANCE PROCEDURES

Monitoring Description:

Each facility with a bulk terminal or pipeline breakout station that is subject to control requirements of subpart BBBB shall include in a semiannual compliance report the following information, as applicable:

1) For storage vessels, if the facility is complying with options 2(a), 2(b), or 2(c) in table 1 of subpart BBBB, the informations specified in §60.115b(a), §60.115b(b), or §60.115b(c), depending upon the control equipment installed, or, if the facility is complying with option 2(d) in table 1 of subpart BBBB, the information specified in §63.1066.



2) For loading racks, each loading of a gasoline cargo tank for which vapor tightness documentation had not been previously obtained by the facility.

3) For equipment leak inspections, the number of equipment leaks not repaired within 15 days after detection.

Monitoring Frequency: AS REQUIRED - SEE PERMIT MONITORING DESCRIPTION

Reporting Requirements: SEMI-ANNUALLY (CALENDAR)

Reports due 30 days after the reporting period.

The initial report is due 7/30/2009.

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

Condition 1-24: Compliance Demonstration
Effective between the dates of 04/02/2009 and Permit Expiration Date

Applicable Federal Requirement: 40CFR 63.11095(b), Subpart BBBB

Item 1-24.1:

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

Emission Unit: 1-RACK1

Emission Unit: 1-TANKS

Regulated Contaminant(s):

CAS No: 0NY100-00-0

HAP

Item 1-24.2:

Compliance Demonstration shall include the following monitoring:

Monitoring Type: RECORD KEEPING/MAINTENANCE PROCEDURES

Monitoring Description:

A facility that is subject to the control requirements in Subpart BBBB, shall submit an excess emissions report to NYSDEC at the time the semiannual compliance report is submitted. Excess emissions events under subpart BBBB,

and the information to be included in the excess emissions



report, are as follows:

- 1) Each instance of a non-vapor-tight gasoline cargo tank loading at the facility in which the facility failed to take steps to assure that such cargo tank would not be reloaded at the facility before vapor tightness documentation for that cargo tank was obtained.
- 2) Each reloading of a non-vapor-tight gasoline cargo tank at the facility before vapor tightness documentation for that cargo tank is obtained by the facility in accordance with §63.11094(b).
- 3) Each exceedance or failure to maintain, as appropriate, the monitored operating parameter value determined under §63.11092(b). The report shall include the monitoring data for the days on which exceedances or failures to maintain have occurred, and a description and timing of the steps taken to repair or perform maintenance on the vapor collection and processing systems or the continuous monitoring system.
- 4) Each instance in which malfunctions discovered during the monitoring and inspections required under §63.11092(b)(1)(i)(B)(2) and (b)(1)(iii)(B)(2) were not resolved according to the necessary corrective actions described in the monitoring and inspection plan. The report shall include a description of the malfunction and the timing of the steps taken to correct the malfunction.
- 5) for each occurrence of an equipment leak for which no repair attempt was made within 5 days or for which repair was not completed within 15 days after detection:
 - the date on which the leak was detected;
 - the date of each attempt to repair the leak;
 - the reasons for the delay of repair; and
 - the date of successful repair.

Monitoring Frequency: AS REQUIRED - SEE PERMIT MONITORING DESCRIPTION

Reporting Requirements: SEMI-ANNUALLY (CALENDAR)

Reports due 30 days after the reporting period.

The initial report is due 7/30/2009.



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

**Condition 1-25: Waiver of semi annual excess emissions report
Effective between the dates of 04/02/2009 and Permit
Expiration Date**

**Applicable Federal Requirement:40CFR 63.11095(c),
Subpart BBBB**

Item 1-25.1:

This Condition applies to:

Emission Unit: 1RACK1

Emission Unit: 1TANKS

Item 1-25.2:

Each bulk gasoline plant or a pipeline pumping station shall submit a semiannual excess emissions report, including the information specified in §63.11095(a)(3) and (b)(5), only for a 6-month period during which an excess emissions event has occurred. If no excess emission events have occurred during the previous 6-month period, no report is required.

**Condition 1-26: Applicability of MACT General Provisions
Effective between the dates of 04/02/2009 and Permit Expiration Date**

Applicable Federal Requirement:40CFR 63.11098, Subpart BBBB

Item 1-26.1:

This Condition applies to:

Emission Unit: 1RACK1

Emission Unit: 1TANKS

Item 1-26.2:

Table 3 of subpart BBBB lists which parts of the general provisions in subpart A apply to the facility.

**Condition 1-27: Recycling and Emissions Reduction
Effective between the dates of 04/02/2009 and Permit Expiration Date**

Applicable Federal Requirement:40CFR 82, Subpart F

Item 1-27.1:

The permittee shall comply with the standards for recycling and emissions reduction pursuant to 40 CFR Part 82, Subpart F, except as provided for MVAC's in Subpart B:



- a. Persons opening appliances for maintenance, service, repair, or disposal must comply with the required practices pursuant to 40 CFR Part 82.156.
- b. Equipment used during the maintenance, service, repair, or disposal of appliances must comply with the standards for recycling and recovery equipment pursuant to 40 CFR Part 82.158.
- c. Persons performing maintenance, service, repair, or disposal of appliances must be certified by an approved technician certification program pursuant to 40 CFR Part 82.161.
- d. Persons disposing of small appliances, MVAC's, and MVAC-like appliances must comply with recordkeeping requirements pursuant to 40 CFR Part 82.166. ("MVAC-like appliance as defined at 40 CFR Part 82.152)
- e. Persons owning commercial or industrial process refrigeration equipment must comply with the leak repair requirements pursuant to 40 CFR Part 82.156.
- f. Owners/operators of appliances normally containing 50 or more pounds of refrigerant must keep records of refrigerant purchased and added to such appliances pursuant to 40 CFR Part 82.166.

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

Condition 35: Vapor collection system requirements
Effective between the dates of 07/13/2000 and Permit Expiration Date

Applicable Federal Requirement:6NYCRR 229.3(d)

Item 35.1:

This Condition applies to Emission Unit: 1-RACK1

Item 35.2:

No person may load gasoline into a gasoline transport vehicle at a gasoline loading terminal, unless the loading terminal is equipped with gasoline vapor collection and vapor control systems operating in good working order. A required vapor collection system consists of:

- i. hatch loading systems which include a loading arm with a vapor collection system adaptor, a vapor-tight seal between the adaptor and hatch, and a method of preventing drainage of liquid gasoline from the loading arm when it is removed from the hatch or for complete drainage of the loading arm before such removal;
- ii. bottom loading systems which include a connecting pipe or hose equipped with vapor-tight fittings that will automatically and immediately close upon disconnection to prevent release of gasoline vapors;
- iii. a connecting device between the gasoline transport vehicle and the dispensing equipment that interrupts the flow of gasoline to prevent overfilling and spillage; and
- iv. a system that prevents the flow of gasoline into gasoline transport vehicles unless the



fuel product line and vapor collection system are both connected so as to prevent liquid product leaks and vapor loss.

Condition 36: Compliance Demonstration
Effective between the dates of 07/13/2000 and Permit Expiration Date

Applicable Federal Requirement:6NYCRR 230.4(f)

Item 36.1:

The Compliance Demonstration activity will be performed for:

Emission Unit: 1-RACK1

Item 36.2:

Compliance Demonstration shall include the following monitoring:

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

Monitoring Description:

No owner or operator of a gasoline transport vehicle will allow a compartment on said vehicle to be loaded under a pressure exceeding 18 inches of water gauge, to be unloaded under a vacuum exceeding 6 inches of water gauge, or to be unloaded under pressure.

Parameter Monitored: PRESSURE

Lower Permit Limit: 6.0 inches of water

Upper Permit Limit: 18.0 inches of water

Monitoring Frequency: AS REQUIRED - SEE PERMIT MONITORING
DESCRIPTION

Reporting Requirements: UPON REQUEST BY REGULATORY AGENCY

Condition 37: EPA Region 2 address.
Effective between the dates of 07/13/2000 and Permit Expiration Date

Applicable Federal Requirement:40CFR 60.4, NSPS Subpart A

Item 37.1:

This Condition applies to Emission Unit: 1-RACK1

Item 37.2:

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

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

Copies of all correspondence to the administrator pursuant to this part shall also be



submitted to the NYSDEC Regional Office issuing this permit (see address at the beginning of this permit) and to the following address:

NYSDEC
Bureau of Enforcement and Compliance Assurance
50 Wolf Road
Albany, NY 12233-3254

Condition 38: Recordkeeping requirements.
Effective between the dates of 07/13/2000 and Permit Expiration Date

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

Item 38.1:

This Condition applies to Emission Unit: 1-RACK1

Item 38.2:

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

Condition 39: Excess emissions report.
Effective between the dates of 07/13/2000 and Permit Expiration Date

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

Item 39.1:

This Condition applies to Emission Unit: 1-RACK1

Item 39.2:

Affected owners or operators shall submit an excess emissions report quarterly (or more frequently as required by the applicable Subpart or the Administrator), to the Administrator. These reports shall be post marked no later than 30 days after each calendar quarter (or as appropriate), and shall contain the following information:

- 1) the magnitude of excess emissions computed, any conversion factors used, the date and time of each occurrence, and the process operating time during the reporting period;
- 2) specific identification of each period of excess emissions that occur during startup, shutdown, or malfunction, where the nature, cause, and corrective action are provided for a malfunction;
- 3) the date and time identifying each period during which the continuous monitoring system was inoperative except for zero span checks and the nature of the system repairs or adjustments; and
- 4) when no excess emissions have occurred or when the continuous monitoring system(s) have not been inoperative, repaired, or adjusted, such information shall be provided in the



report.

Condition 40: Excess emissions report.
Effective between the dates of 07/13/2000 and Permit Expiration Date

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

Item 40.1:

This Condition applies to Emission Unit: 1-RACK1

Item 40.2:

An excess emissions report and/or a summary report, for each pollutant monitored, shall be sent to the Administrator quarterly (or as required), in the form prescribed in Figure 1 of subdivision 60.7(d).

Condition 41: Facility files for subject sources.
Effective between the dates of 07/13/2000 and Permit Expiration Date

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

Item 41.1:

This Condition applies to Emission Unit: 1-RACK1

Item 41.2:

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

Condition 42: Opacity standard compliance testing.
Effective between the dates of 07/13/2000 and Permit Expiration Date

Applicable Federal Requirement:40CFR 60.11, NSPS Subpart A

Item 42.1:

This Condition applies to Emission Unit: 1-RACK1

Item 42.2:

The following conditions shall be used to determine compliance with the opacity standards:

1) observations shall be conducted in accordance with Reference Method 9, in Appendix A or this Part 40 CFR 60(or an equivalent method approved by the Administrator including continuous opacity monitors);

2) the opacity standards apply at all times except during periods of start up, shutdown, and malfunction; and



3) all other applicable conditions cited in section 60.11 of this part.

Condition 43: Circumvention.

Effective between the dates of 07/13/2000 and Permit Expiration Date

Applicable Federal Requirement:40CFR 60.12, NSPS Subpart A

Item 43.1:

This Condition applies to Emission Unit: 1-RACK1

Item 43.2:

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

Condition 44: Monitoring requirements.

Effective between the dates of 07/13/2000 and Permit Expiration Date

Applicable Federal Requirement:40CFR 60.13, NSPS Subpart A

Item 44.1:

This Condition applies to Emission Unit: 1-RACK1

Item 44.2:

All monitoring systems and devices shall be installed, calibrated, maintained, and operated in accordance with the requirements of section 60.13.

Condition 45: Dome covers

Effective between the dates of 07/13/2000 and Permit Expiration Date

Applicable Federal Requirement:6NYCRR 230.4(g)

Item 45.1:

This Condition applies to Emission Unit: 1-RACK1
Process: RGS

Item 45.2:

Dome covers on gasoline transport vehicles must be closed while the transport vehicle is being loaded.

Condition 1-28: Compliance date for an existing affected source subject to control requirements because of a daily thruput increase

Effective between the dates of 04/02/2009 and Permit Expiration Date

Applicable Federal Requirement:40CFR 63.11083(c), Subpart BBBBBB

Item 1-28.1:



This Condition applies to Emission Unit: 1-RACK1
Process: RGS

Item 1-28.2:

If the facility has an existing affected source that becomes subject to the control requirements in subpart BBBB because of an increase in the average daily throughput, as specified in option 1 of table 2 of subpart BBBB, the facility must comply with the standards in subpart BBBB no later than 3 years after the affected source becomes subject to the control requirements.

Condition 1-29: Compliance Demonstration
Effective between the dates of 04/02/2009 and Permit Expiration Date

Applicable Federal Requirement:6NYCRR 229.3(d)(1)

Item 1-29.1:

The Compliance Demonstration activity will be performed for:

Emission Unit: 1-RACK1
Process: RGS Emission Source: VPORS

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

Item 1-29.2:

Compliance Demonstration shall include the following monitoring:

Monitoring Type: WORK PRACTICE INVOLVING SPECIFIC
OPERATIONS

Monitoring Description:

The gasoline vapor collection and control system must capture gasoline vapors during loading and unloading of gasoline transport vehicles and must combust the gasoline vapors such that emissions of VOC do not exceed 0.67 pounds per 1000 gallons of gasoline loaded or unloaded.

This limit shall be maintained by the operator, maintaining the vapor control unit as specified by the manufacture. Records of maintenance, etc shall be maintained to ensure the VOC emission shall not exceed above limit.

Since this source is also subject to 40 CFR 60 Subpart XX. Compliance with the requirements of Subpart XX will constitute compliance with this condition and requirement

Work Practice Type: PARAMETER OF PROCESS MATERIAL
Process Material: GASOLINE
Parameter Monitored: VOC's
Upper Permit Limit: 0.67 pounds per 1000 gallons
Monitoring Frequency: AS REQUIRED - SEE PERMIT MONITORING



Effective between the dates of 04/02/2009 and Permit Expiration Date

Applicable Federal Requirement:40CFR 60.503(c), NSPS Subpart XX

Item 1-31.1:

The Compliance Demonstration activity will be performed for:

Emission Unit: 1-RACK1

Process: RGS

Emission Source: VPORS

Regulated Contaminant(s):

CAS No: 0NY998-00-0 VOC

Item 1-31.2:

Compliance Demonstration shall include the following monitoring:

Monitoring Type: WORK PRACTICE INVOLVING SPECIFIC OPERATIONS

Monitoring Description:

The gasoline vapor collection and control system must capture gasoline vapors during loading and unloading of gasoline transport vehicles and must combust the gasoline vapors such that emissions of VOC do not exceed 35 milligrams per liter of gasoline loaded or unloaded.

This limit shall be maintained by the operator, maintaining the vapor control unit as specified by the manufacture. Records of maintenance, etc shall be maintained to ensure the VOC emission shall not exceed above limit.

Work Practice Type: PARAMETER OF PROCESS MATERIAL

Process Material: GASOLINE

Parameter Monitored: VOC's

Upper Permit Limit: 35 milligrams per liter

Monitoring Frequency: AS REQUIRED - SEE PERMIT MONITORING DESCRIPTION

Averaging Method: AVERAGING METHOD AS PER REFERENCE TEST METHOD INDICATED

Reporting Requirements: UPON REQUEST BY REGULATORY AGENCY

Condition 1-32: Compliance Demonstration

Effective between the dates of 04/02/2009 and Permit Expiration Date

Applicable Federal Requirement:40CFR 60.503(c), NSPS Subpart XX

Item 1-32.1:

The Compliance Demonstration activity will be performed for:

Emission Unit: 1-RACK1

Process: RGS

Emission Source: VPORS



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

Item 1-32.2:

Compliance Demonstration shall include the following monitoring:

Monitoring Type: INTERMITTENT EMISSION TESTING

Monitoring Description:

Facility owner shall conduct an initial performance test on emission unit 1-RACK 1 the vapor control unit for compliance with the VOC emission rate of 35 milligrams per liter of gasoline loaded or unloaded. Testing shall be performed in accordance with the methods and procedures specified in 40 CFR Part 60.503. The test shall be conducted within 6 months of permit issuance.

Parameter Monitored: VOC's

Upper Permit Limit: 35 milligrams per liter

Reference Test Method: RM 25A or 25B

Monitoring Frequency: AS REQUIRED - SEE PERMIT MONITORING DESCRIPTION

Averaging Method: AVERAGING METHOD AS PER REFERENCE TEST METHOD INDICATED

Reporting Requirements: ONCE / BATCH OR MONITORING OCCURRENCE

Condition 46: Dome covers
Effective between the dates of 07/13/2000 and Permit Expiration Date

Applicable Federal Requirement:6NYCRR 230.4(g)

Item 46.1:

This Condition applies to Emission Unit: 1-RACK1
Process: TTV

Item 46.2:

Dome covers on gasoline transport vehicles must be closed while the transport vehicle is being loaded.

Condition 47: Dome covers
Effective between the dates of 07/13/2000 and Permit Expiration Date

Applicable Federal Requirement:6NYCRR 230.4(g)

Item 47.1:

This Condition applies to Emission Unit: 1-RACK1
Process: VCU

Item 47.2:

Dome covers on gasoline transport vehicles must be closed while the transport vehicle is being loaded.



Condition 50: Emission limit
Effective between the dates of 07/13/2000 and Permit Expiration Date

Applicable Federal Requirement:40CFR 60.502(b), NSPS Subpart XX

Item 50.1:

This Condition applies to Emission Unit: 1-RACK1 Emission Point: 00001

Item 50.2:

Emissions from the vapor collection system must not exceed 35 milligrams of total organic compounds per liter of gasoline loaded.

Condition 55: Truck testing records
Effective between the dates of 07/13/2000 and Permit Expiration Date

Applicable Federal Requirement:40CFR 60.505(b), NSPS Subpart XX

Item 55.1:

This Condition applies to Emission Unit: 1-RACK1 Emission Point: 00001

Item 55.2:

Tank truck testing records must be updated annually with current test data. Minimum data includes truck owner name and address, truck identification number, testing location, test date, tester name and signature, average (of two runs) of actual pressure change observed during the 5 minute test periods, and witnessing inspector's (if any): name, signature and affiliation.

Condition 56: Monthly leak inspection records
Effective between the dates of 07/13/2000 and Permit Expiration Date

Applicable Federal Requirement:40CFR 60.505(c), NSPS Subpart XX

Item 56.1:

This Condition applies to Emission Unit: 1-RACK1 Emission Point: 00001

Item 56.2:

Monthly terminal leak inspection records must be retained at the terminal for at least 2 years. Minimum information includes inspection date, leak location, leak nature, leak severity, leak detection method, date of leak repair, reason for repair delay if interval exceeds 15 days, and inspector name and signature.

Condition 57: Untested truck notification records
Effective between the dates of 07/13/2000 and Permit Expiration Date



Applicable Federal Requirement:40CFR 60.505(d), NSPS Subpart XX

Item 57.1:

This Condition applies to Emission Unit: 1-RACK1 Emission Point: 00001

Item 57.2:

Notifications sent to truck operators which had not supplied pressure testing results to the terminal before loading must be retained at the terminal for at least 2 years.

Condition 58: New components

Effective between the dates of 07/13/2000 and Permit Expiration Date

Applicable Federal Requirement:40CFR 60.505(f), NSPS Subpart XX

Item 58.1:

This Condition applies to Emission Unit: 1-RACK1 Emission Point: 00001

Item 58.2:

Records of all replacement or new components on an existing vapor processing system must be retained at the terminal for at least 3 years.

Condition 59: Leak limit

Effective between the dates of 07/13/2000 and Permit Expiration Date

Applicable Federal Requirement:6NYCRR 230.4(e)

Item 59.1:

This Condition applies to Emission Unit: 1-RACK1 Emission Point: 00001
Process: RGS

Item 59.2:

Leakage of vapors from any component of the gasoline transport vehicle or the vapor collection and control system must not equal or exceed 100 percent of the lower explosive limit measured as propane during the loading of a gasoline transport vehicle. No avoidable visible liquid leak from such components is allowed, including all piping, seals, hoses, connections, pressure-vacuum seals, and other possible leak sources.

Condition 60: Leak limit

Effective between the dates of 07/13/2000 and Permit Expiration Date

Applicable Federal Requirement:6NYCRR 230.4(e)

Item 60.1:

This Condition applies to Emission Unit: 1-RACK1 Emission Point: 00001
Process: TTV



Item 60.2:

Leakage of vapors from any component of the gasoline transport vehicle or the vapor collection and control system must not equal or exceed 100 percent of the lower explosive limit measured as propane during the loading of a gasoline transport vehicle. No avoidable visible liquid leak from such components is allowed, including all piping, seals, hoses, connections, pressure-vacuum seals, and other possible leak sources.

Condition 61: Leak limit
Effective between the dates of 07/13/2000 and Permit Expiration Date

Applicable Federal Requirement:6NYCRR 230.4(e)

Item 61.1:

This Condition applies to Emission Unit: 1-RACK1 Emission Point: 00001
Process: VCU

Item 61.2:

Leakage of vapors from any component of the gasoline transport vehicle or the vapor collection and control system must not equal or exceed 100 percent of the lower explosive limit measured as propane during the loading of a gasoline transport vehicle. No avoidable visible liquid leak from such components is allowed, including all piping, seals, hoses, connections, pressure-vacuum seals, and other possible leak sources.

Condition 62: Internal floating roofs required in fixed roof tanks
storing petroleum products
Effective between the dates of 07/13/2000 and Permit Expiration Date

Applicable Federal Requirement:6NYCRR 229.3(a)

Item 62.1:

This Condition applies to Emission Unit: 1-TANKS

Item 62.2:

No person may store petroleum liquid in a fixed roof tank subject to 6 NYCRR Part 229 unless:

1. the tank has been retrofitted with an internal floating roof or equivalent control; and
2. the vapor collection and vapor control systems are maintained and operated in such a way as to ensure the integrity and efficiency of the system.

Condition 1-33: Compliance Demonstration
Effective between the dates of 04/02/2009 and Permit Expiration Date

Applicable Federal Requirement:40CFR 63.11087(f), Subpart BBBB

Item 1-33.1:

The Compliance Demonstration activity will be performed for:

Emission Unit: 1-TANKS

Item 1-33.2:



Compliance Demonstration shall include the following monitoring:

Monitoring Type: RECORD KEEPING/MAINTENANCE PROCEDURES

Monitoring Description:

A gasoline storage tank that is subject to, and complies with, the control requirements of 40CFR60, subpart Kb, will be deemed in compliance with §63.11087. The facility must report this determination in the Notification of Compliance Status report as specified in §63.11093(b).

Monitoring Frequency: AS REQUIRED - SEE PERMIT MONITORING DESCRIPTION

Reporting Requirements: AS REQUIRED - SEE MONITORING DESCRIPTION

Condition 1-34: Internal floating roof inspections
Effective between the dates of 04/02/2009 and Permit Expiration Date

Applicable Federal Requirement:40CFR 63.11092(e)(1), Subpart

BBBBBB

Item 1-34.1:

This Condition applies to Emission Unit: 1-TANKS

Item 1-34.2:

Each owner/operator subject to the emission standard in §63.11087 for gasoline storage tanks that are equipped with an internal floating roof shall perform inspections of the floating roof system according to the requirements of §60.113b(a) if the facility is complying with option 2(b) of table 1 of subpart BBBBBB. If the facility is complying with option 2(d) of table 1 of subpart BBBBBB, then the facility shall comply with the requirements in §63.1063(c)(2).

Condition 1-35: VOC standard for volatile organic liquid storage vessels equipped with a fixed roof in combination with an internal floating roof
Effective between the dates of 04/02/2009 and Permit Expiration Date

Applicable Federal Requirement:40CFR 60.112b(a)(1), NSPS Subpart

Kb

Item 1-35.1:

This Condition applies to Emission Unit: 1-TANKS
Process: GAS

Item 1-35.2:

The owner or operator of each storage vessel which meets the applicability criteria listed in 40 CFR 60.112b(a) and is equipped with a fixed roof in combination with an internal floating roof shall meet the following specifications:

(i) The internal floating roof shall rest or float on the liquid surface (but not necessarily in complete contact with it) inside a storage vessel that has a fixed roof. The internal floating roof shall be floating on the liquid surface at all times, except during initial fill and during those intervals when the storage vessel is completely emptied or subsequently emptied and refilled. When the roof is resting on the leg supports, the process of filling, emptying, or refilling shall be continuous and shall be accomplished as rapidly as



possible.

(ii) Each internal floating roof shall be equipped with one of the following closure devices between the wall of the storage vessel and the edge of the internal floating roof:

(A) A foam- or liquid-filled seal mounted in contact with the liquid (liquid-mounted seal). A liquid-mounted seal means a foam- or liquid- filled seal mounted in contact with the liquid between the wall of the storage vessel and the floating roof continuously around the circumference of the tank.

(B) Two seals mounted one above the other so that each forms a continuous closure that completely covers the space between the wall of the storage vessel and the edge of the internal floating roof. The lower seal may be vapor-mounted, but both must be continuous.

(C) A mechanical shoe seal. A mechanical shoe seal is a metal sheet held vertically against the wall of the storage vessel by springs or weighted levers and is connected by braces to the floating roof. A flexible coated fabric (envelope) spans the annular space between the metal sheet and the floating roof.

(iii) Each opening in a noncontact internal floating roof except for automatic bleeder vents (vacuum breaker vents) and the rim space vents is to provide a projection below the liquid surface.

(iv) Each opening in the internal floating roof except for leg sleeves, automatic bleeder vents, rim space vents, column wells, ladder wells, sample wells, and stub drains is to be equipped with a cover or lid which is to be maintained in a closed position at all times (i.e., no visible gap) except when the device is in actual use. The cover or lid shall be equipped with a gasket. Covers on each access hatch and automatic gauge float well shall be bolted except when they are in use.

(v) Automatic bleeder vents shall be equipped with a gasket and are to be closed at all times when the roof is floating except when the roof is being floated off or is being landed on the roof leg supports.

(vi) Rim space vents shall be equipped with a gasket and are to be set to open only when the internal floating roof is not floating or at the manufacturer's recommended setting.

(vii) Each penetration of the internal floating roof for the purpose of sampling shall be a sample well. The sample well shall have a slit fabric cover that covers at least 90 percent of the opening.

(viii) Each penetration of the internal floating roof that allows for passage of a column supporting the fixed roof shall have a flexible fabric sleeve seal or a gasketed sliding cover.

(ix) Each penetration of the internal floating roof that allows for passage of a ladder shall have a gasketed sliding cover.

Condition 1-36: Compliance Demonstration

Effective between the dates of 04/02/2009 and Permit Expiration Date

Applicable Federal Requirement:40CFR 63.11087, Subpart BBBBBB

Item 1-36.1:

The Compliance Demonstration activity will be performed for:

Emission Unit: 1-TANKS

Process: GAS



Regulated Contaminant(s):

CAS No: 0NY998-00-0 VOC

Item 1-36.2:

Compliance Demonstration shall include the following monitoring:

Monitoring Type: RECORD KEEPING/MAINTENANCE PROCEDURES

Monitoring Description:

A facility which owns or operates a gasoline storage tank subject to this subpart and having a capacity equal to or exceeding 75 cubic meters shall equip each internal floating roof gasoline storage tank according to the requirements in §60.112b(a)(1), except for the secondary seal requirements under §60.112b(a)(1)(ii)(B) and the requirements in §60.112b(a)(1)(iv)-(ix). The facility shall comply with the requirements of subpart BBBBBB by the applicable dates specified in §63.11083, except that if a storage vessel with a floating roof is not meeting the requirements of §63.11087(a) it must be in compliance at the first degassing and cleaning activity after January 10, 2011 or by January 10, 2018, whichever is first. The facility must comply with the testing and monitoring requirements specified in §63.11092(e)(1). Finally, the facility shall submit the following information as required in 40 CFR Part 60.115b(a):

(1) Furnish the Administrator with a report that describes the control equipment and certifies that the control equipment meets the specifications of §60.112b(a)(1) and §60.113b(a)(1). This report shall be an attachment to the notification required by §60.7(a)(3).

(2) Keep a record of each inspection performed as required by §60.113b (a)(1), (a)(2), (a)(3), and (a)(4). Each record shall identify the storage vessel on which the inspection was performed and shall contain the date the vessel was inspected and the observed condition of each component of the control equipment (seals, internal floating roof, and fittings).

(3) If any of the conditions described in §60.113b(a)(2) are detected during the annual visual inspection required by §60.113b(a)(2), a report shall be furnished to the Administrator within 30 days of the inspection. Each report shall identify the storage vessel, the nature of the defects, and the date the storage vessel was emptied or the nature of and date the repair was made.

(4) After each inspection required by §60.113b(a)(3) that finds holes or tears in the seal or seal fabric, or defects in the internal floating roof, or other control equipment defects listed in §60.113b(a)(3)(ii), a report



shall be furnished to the Administrator within 30 days of the inspection. The report shall identify the storage vessel and the reason it did not meet the specifications of §61.112b(a)(1) or §60.113b(a)(3) and list each repair made.

These records are to be maintained for a minimum of 5 years.

Monitoring Frequency: AS REQUIRED - SEE PERMIT MONITORING

DESCRIPTION

Reporting Requirements: SEMI-ANNUALLY (CALENDAR)

Reports due 30 days after the reporting period.

The initial report is due 7/30/2009.

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

Condition 63: Compliance Demonstration
Effective between the dates of 07/13/2000 and Permit Expiration Date

Applicable Federal Requirement:6NYCRR 229.5(a)

Item 63.1:

The Compliance Demonstration activity will be performed for:

Emission Unit: 1-TANKS

Process: GAS

Emission Source: TK007

Item 63.2:

Compliance Demonstration shall include the following monitoring:

Monitoring Type: RECORD KEEPING/MAINTENANCE PROCEDURES

Monitoring Description:

Recordkeeping of capacities of petroleum liquid storage tanks - Records must be maintained at the facility for five years

Monitoring Frequency: ANNUALLY

Reporting Requirements: UPON REQUEST BY REGULATORY AGENCY

Condition 64: Standards for VOCs.
Effective between the dates of 07/13/2000 and Permit Expiration Date

Applicable Federal Requirement:40CFR 60.112b(a), NSPS Subpart Kb

Item 64.1:

This Condition applies to Emission Unit: 1-TANKS

Process: GAS

Emission Source: TK007

Item 64.2:

Petroleum liquids stored at vapor pressures of greater than or equal to 5.2 kPa and less than 76.6 kPa shall be stored in a vessel with a fixed roof in combination with an internal floating roof which meets the design criteria of section 40 CFR 60-Kb.112b.



inspect the internal floating roof and the primary seal (or the secondary seal if one exists) through manholes and roof hatches on the fixed roof at least once every 12 months after initial fill.

If the internal floating roof is not resting on the surface of the Volatile Organic Liquid inside the storage vessel, or there is liquid accumulated on the roof, or the seal is detached, or there are holes or tears in the seal fabric, the owner or operator shall repair the items or empty and remove the storage vessel from service within 45 days.

Monitoring Frequency: ANNUALLY

Reporting Requirements: UPON REQUEST BY REGULATORY AGENCY

Condition 67: Compliance Demonstration
Effective between the dates of 07/13/2000 and Permit Expiration Date

Applicable Federal Requirement:40CFR 60.113b(a)(4), NSPS Subpart

Kb

Item 67.1:

The Compliance Demonstration activity will be performed for:

Emission Unit: 1-TANKS

Process: GAS

Emission Source: TK007

Regulated Contaminant(s):

CAS No: 0NY998-00-0 VOC

Item 67.2:

Compliance Demonstration shall include the following monitoring:

Monitoring Type: RECORD KEEPING/MAINTENANCE PROCEDURES

Monitoring Description:

The owner or operator shall visually inspect the internal floating roof, the primary seal, the secondary seal (if one is in service), gaskets, slotted membranes and sleeve seals (if any) each time the storage vessel is emptied and degassed.

If the internal floating roof has defects, either seal has holes, tears, or other openings in the seal or the seal fabric, or the gaskets no longer close off the liquid surfaces from the atmosphere, or the slotted membrane has more than 10 percent open area, the owner or operator shall repair the items as necessary so that none of these conditions exist before refilling the storage vessel with Volatile Organic Liquid.

In no event shall inspections conducted in accordance with this provision occur at intervals greater than 10 years in



the case of vessels conducting the annual visual inspections as specified in 40 CFR 60.113b(a)(2) and at intervals of no greater than 5 years in the case of vessels equipped with double seals that do not choose to perform the annual visual inspection option.

Monitoring Frequency: AS REQUIRED - SEE PERMIT MONITORING DESCRIPTION

Reporting Requirements: UPON REQUEST BY REGULATORY AGENCY

Condition 68: Compliance Demonstration
Effective between the dates of 07/13/2000 and Permit Expiration Date

Applicable Federal Requirement:40CFR 60.113b(a)(5), NSPS Subpart Kb

Item 68.1:

The Compliance Demonstration activity will be performed for:

Emission Unit: 1-TANKS

Process: GAS

Emission Source: TK007

Regulated Contaminant(s):

CAS No: 0NY998-00-0 VOC

Item 68.2:

Compliance Demonstration shall include the following monitoring:

Monitoring Type: RECORD KEEPING/MAINTENANCE PROCEDURES

Monitoring Description:

The owner or operator shall notify the Administrator in writing at least 30 days prior to the filling or refilling of each storage vessel for which an inspection is required.

Monitoring Frequency: AS REQUIRED - SEE PERMIT MONITORING DESCRIPTION

Reporting Requirements: AS REQUIRED - SEE MONITORING DESCRIPTION

Condition 69: Compliance Demonstration
Effective between the dates of 07/13/2000 and Permit Expiration Date

Applicable Federal Requirement:40CFR 60.115b(a), NSPS Subpart Kb

Item 69.1:

The Compliance Demonstration activity will be performed for:

Emission Unit: 1-TANKS

Process: GAS

Emission Source: TK007

Regulated Contaminant(s):

CAS No: 0NY998-00-0 VOC



Item 69.2:

Compliance Demonstration shall include the following monitoring:

Monitoring Type: RECORD KEEPING/MAINTENANCE PROCEDURES

Monitoring Description:

The owner or operator shall keep a record of each inspection performed to monitor the condition of the internal floating roof. Each record shall identify the storage vessel on which the inspection was performed and shall contain the date the vessel was inspected and the observed condition of each component of the control equipment (seals, internal floating roof, and fittings).

After each inspection that finds holes or tears in the seal or seal fabric, defects in the internal floating roof, or other control equipment defects, a report shall be furnished to the Administrator within 30 days of the inspection. The report shall identify the storage vessel, the nature of the defects, and the type and date of each repair made.

Monitoring Frequency: AS REQUIRED - SEE PERMIT MONITORING DESCRIPTION

Reporting Requirements: UPON REQUEST BY REGULATORY AGENCY

**Condition 70: Records of the dimension and capacity of storage vessels
Effective between the dates of 07/13/2000 and Permit Expiration Date**

Applicable Federal Requirement:40CFR 60.116b(b), NSPS Subpart Kb

Item 70.1:

This Condition applies to Emission Unit: 1-TANKS

Process: GAS

Emission Source: TK007

Item 70.2:

The owner or operator of each storage vessel, as specified in 40CFR60.110b(a), shall keep readily accessible records showing the dimension of the storage vessel and an analysis showing the capacity of the storage vessel. These records shall be kept for the life of the storage vessel.

Each storage vessel with a design capacity less than 75 cubic meters is subject to no provision of 40CFR60 Subpart Kb other than those required by the above paragraph.

**Condition 71: Compliance Demonstration
Effective between the dates of 07/13/2000 and Permit Expiration Date**

Applicable Federal Requirement:40CFR 60.116b(c), NSPS Subpart Kb

Item 71.1:

The Compliance Demonstration activity will be performed for:



Emission Unit: 1-TANKS

Process: GAS

Emission Source: TK007

Regulated Contaminant(s):

CAS No: 0NY998-00-0 VOC

Item 71.2:

Compliance Demonstration shall include the following monitoring:

Monitoring Type: RECORD KEEPING/MAINTENANCE PROCEDURES

Monitoring Description:

The owner or operator shall maintain a record of the Volatile Organic Liquid (VOL) stored, the period of storage, and the maximum true vapor pressure of that VOL during the respective storage period. These records shall be kept on site for a minimum of 2 years.

Monitoring Frequency: AS REQUIRED - SEE PERMIT MONITORING DESCRIPTION

Reporting Requirements: UPON REQUEST BY REGULATORY AGENCY

Condition 72: Compliance Demonstration

Effective between the dates of 07/13/2000 and Permit Expiration Date

Applicable Federal Requirement:6NYCRR 229.5(a)

Item 72.1:

The Compliance Demonstration activity will be performed for:

Emission Unit: 1-TANKS

Process: GAS

Emission Source: TK034

Item 72.2:

Compliance Demonstration shall include the following monitoring:

Monitoring Type: RECORD KEEPING/MAINTENANCE PROCEDURES

Monitoring Description:

Recordkeeping of capacities of petroleum liquid storage tanks - Records must be maintained at the facility for five years

Monitoring Frequency: ANNUALLY

Reporting Requirements: UPON REQUEST BY REGULATORY AGENCY

Condition 73: Compliance Demonstration

Effective between the dates of 07/13/2000 and Permit Expiration Date

Applicable Federal Requirement:6NYCRR 229.5(a)

Item 73.1:

The Compliance Demonstration activity will be performed for:

Emission Unit: 1-TANKS



Process: GAS

Emission Source: TK037

Item 73.2:

Compliance Demonstration shall include the following monitoring:

Monitoring Type: RECORD KEEPING/MAINTENANCE PROCEDURES

Monitoring Description:

Recordkeeping of capacities of petroleum liquid storage tanks - Records must be maintained at the facility for five years

Monitoring Frequency: ANNUALLY

Reporting Requirements: UPON REQUEST BY REGULATORY AGENCY

Condition 74: Compliance Demonstration
Effective between the dates of 07/13/2000 and Permit Expiration Date

Applicable Federal Requirement:6NYCRR 229.5(a)

Item 74.1:

The Compliance Demonstration activity will be performed for:

Emission Unit: 1-TANKS

Process: GAS

Emission Source: TK050

Item 74.2:

Compliance Demonstration shall include the following monitoring:

Monitoring Type: RECORD KEEPING/MAINTENANCE PROCEDURES

Monitoring Description:

Recordkeeping of capacities of petroleum liquid storage tanks - Records must be maintained at the facility for five years

Monitoring Frequency: ANNUALLY

Reporting Requirements: UPON REQUEST BY REGULATORY AGENCY



STATE ONLY ENFORCEABLE CONDITIONS

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

NOTIFICATION OF GENERAL PERMITTEE OBLIGATIONS

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

Item A: Public Access to Recordkeeping for Facilities With State Facility Permits - 6NYCRR Part 201-1.10(a)

Where emission source owners and/or operators keep records pursuant to compliance with the operational flexibility requirements of 6 NYCRR Subpart 201-5.4(b)(1), and/or the emission capping requirements of 6 NYCRR Subparts 201-7.2(d), 201-7.3(f), 201-7.3(g), 201-7.3(h)(5), 201-7.3(i) and 201-7.3(j), the Department will make such records available to the public upon request in accordance with 6 NYCRR Part 616 - Public Access to Records. Emission source owners and/or operators must submit the records required to comply with the request within sixty working days of written notification by the Department of receipt of the request.

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.

STATE ONLY APPLICABLE REQUIREMENTS

The following conditions are state only enforceable.



Condition 1-37: Contaminant List

Effective between the dates of 04/02/2009 and Permit Expiration Date

Applicable State Requirement:ECL 19-0301

Item 1-37.1:

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

CAS No: 007446-09-5

Name: SULFUR DIOXIDE

CAS No: 0NY100-00-0

Name: HAP

CAS No: 0NY998-00-0

Name: VOC

Condition 1-38: Unavoidable noncompliance and violations

Effective between the dates of 04/02/2009 and Permit Expiration Date

Applicable State Requirement:6NYCRR 201-1.4

Item 1-38.1:

At the discretion of the commissioner a violation of any applicable emission standard for necessary scheduled equipment maintenance, start-up/shutdown conditions and malfunctions or upsets may be excused if such violations are unavoidable. The following actions and recordkeeping and reporting requirements must be adhered to in such circumstances.

(a) The facility owner and/or operator shall compile and maintain records of all equipment maintenance or start-up/shutdown activities when they can be expected to result in an exceedance of any applicable emission standard, and shall submit a report of such activities to the commissioner's representative when requested to do so in writing or when so required by a condition of a permit issued for the corresponding air contamination source except where conditions elsewhere in this permit which contain more stringent reporting and notification provisions for an applicable requirement, in which case they supercede those stated here. Such reports shall describe why the violation was unavoidable and shall include the time, frequency and duration of the maintenance and/or start-up/shutdown activities and the identification of air contaminants, and the estimated emission rates. If a facility owner and/or operator is subject to continuous stack monitoring and quarterly reporting requirements, he need not submit reports for equipment maintenance or start-up/shutdown for the facility to the commissioner's representative.

(b) In the event that emissions of air contaminants in excess of any emission standard in 6 NYCRR Chapter III Subchapter A occur due to a malfunction, the facility owner and/or operator shall report such malfunction by telephone to the commissioner's representative as soon as possible during normal working hours, but in any event not later than two working days after becoming aware that the malfunction occurred. Within 30 days thereafter, when requested in writing by the commissioner's representative, the facility owner and/or operator shall submit a written report to the commissioner's representative



describing the malfunction, the corrective action taken, identification of air contaminants, and an estimate of the emission rates. These reporting requirements are superseded by conditions elsewhere in this permit which contain reporting and notification provisions for applicable requirements more stringent than those above.

(c) The Department may also require the owner and/or operator to include in reports described under (a) and (b) above an estimate of the maximum ground level concentration of each air contaminant emitted and the effect of such emissions depending on the deviation of the malfunction and the air contaminants emitted.

(d) In the event of maintenance, start-up/shutdown or malfunction conditions which result in emissions exceeding any applicable emission standard, the facility owner and/or operator shall take appropriate action to prevent emissions which will result in contravention of any applicable ambient air quality standard. Reasonably available control technology, as determined by the commissioner, shall be applied during any maintenance, start-up/shutdown or malfunction condition subject to this paragraph.

(e) 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.

Condition 75: General Provisions
Effective between the dates of 07/13/2000 and Permit Expiration Date

Applicable State Requirement:6NYCRR 201-5

Item 75.1:

This section contains terms and conditions that are not federally enforceable and are not required under the Act or under any of its applicable requirements. Terms and conditions so designated are not subject to the requirements of Section 201-6.4 of Part 201.

Item 75.2:

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.

Item 75.3:

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.

Condition 76: Emission Unit Definition
Effective between the dates of 07/13/2000 and Permit Expiration Date



Applicable State Requirement:6NYCRR 201-5

Item 76.1(From Mod 1):

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

Emission Unit: 1-RACK1

Emission Unit Description:

TRUCK LOADING RACK WITH 2 BAYS, 1 OF WHICH IS USED TO LOAD GASOLINE AND 1 OF WHICH IS USED TO LOAD DISTILLATE.

Item 76.2(From Mod 1):

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

Emission Unit: 1-TANKS

Emission Unit Description:

(4) STORAGE TANKS OF DIFFERENT VOLUMES CONTAIN GASOLINE EXCLUSIVELY. ALL ARE FIXED ROOF TANKS WITH INTERNAL FLOATING ROOFS.

Item 76.3(From Mod 0):

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

Emission Unit: 1-MISCT

Emission Unit Description:

ACTIVITY WITH INSIGNIFICANT EMISSIONS - 1 HORIZONTAL WASTEWATER TANK CONTAINING WASTEWATER CONTAMINATED WITH GASOLINE AND DISTILLATES

Condition 78: Air pollution prohibited

Effective between the dates of 07/13/2000 and Permit Expiration Date

Applicable State Requirement:6NYCRR 211.2

Item 78.1:

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

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

Condition 79: Emission Point Definition By Emission Unit

Effective between the dates of 07/13/2000 and Permit Expiration Date

Applicable State Requirement:6NYCRR 201-5

Item 79.1(From Mod 1):



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

Emission Unit: 1-RACK1

Emission Point: 00001

Height (ft.): 25

Diameter (in.): 12

Item 79.2(From Mod 0):

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

Emission Unit: 1-MISCT

Emission Point: 000W1

Height (ft.): 15

Diameter (in.): 144

Item 79.3(From Mod 0):

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

Emission Unit: 1-TANKS

Emission Point: 00007

Height (ft.): 40

Diameter (in.): 1080

Emission Point: 00034

Height (ft.): 35

Diameter (in.): 1200

NYTMN (km.): 4773.023 NYTME (km.): 482.732

Emission Point: 00037

Height (ft.): 35

Diameter (in.): 780

NYTMN (km.): 4773.023 NYTME (km.): 482.732

Emission Point: 00050

Height (ft.): 35

Diameter (in.): 900

NYTMN (km.): 4773.023 NYTME (km.): 482.732

Condition 80: Process Definition By Emission Unit
Effective between the dates of 07/13/2000 and Permit Expiration Date

Applicable State Requirement:6NYCRR 201-5

Item 80.1(From Mod 1):

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

Emission Unit: 1-RACK1

Process: RDS

Source Classification Code: 4-04-002-50

Process Description:

TANK TRUCKS ARE BOTTOM LOADED WITH
DISTILLATE AT 1 BAY. VAPORS ARE SENT TO THE
VAPOR COMBUSTION SYSTEM.

Emission Source/Control: VPORS - Control

Control Type: VAPOR RECOVERY SYS(INCL.

CONDENSERS,HOODING, OTHER ENCLOSURES)



Emission Source/Control: RACK1 - Process
Design Capacity: 200,000,000 gallons per year

Item 80.2(From Mod 1):

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

Emission Unit: 1-RACK1
Process: RGS Source Classification Code: 4-04-002-50
Process Description:
GASOLINE TANK TRUCKS ARE BOTTOM LOADED AT
1 BAY. VAPORS ARE COLLECTED AND ARE SENT TO
THE VAPOR COMBUSTION SYSTEM.

Emission Source/Control: VPORS - Control
Control Type: VAPOR RECOVERY SYS(INCL.
CONDENSERS,HOODING, OTHER ENCLOSURES)

Emission Source/Control: RACK1 - Process
Design Capacity: 200,000,000 gallons per year

Item 80.3(From Mod 1):

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

Emission Unit: 1-TANKS
Process: GAS Source Classification Code: 4-04-001-60
Process Description:
4 STORAGE TANKS, EACH HAVING A CAPACITY OF
GREATER THAN 40,000 GALLONS, STORE
GASOLINE. EACH TANK HAS A FIXED ROOF WITH
AN INTERNAL FLOATING ROOF SYSTEM.

Emission Source/Control: TK007 - Process
Design Capacity: 1,800,000 gallons

Emission Source/Control: TK034 - Process
Design Capacity: 1,800,000 gallons

Emission Source/Control: TK037 - Process
Design Capacity: 823,000 gallons

Emission Source/Control: TK050 - Process
Design Capacity: 989,000 gallons

Item 80.4(From Mod 0):

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

Emission Unit: 1-MISCT
Process: FG2 Source Classification Code: 4-07-999-97
Process Description:
HORIZONTAL TANK CONTAINING WASTEWATER
CONTAMINATED WITH GASOLINE AND
DISTILLATES.



Emission Source/Control: TK001 - Process
Design Capacity: 12,000 gallons

Item 80.5(From Mod 0):

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

Emission Unit: 1-RACK1
Process: TTV Source Classification Code: 4-04-001-54
Process Description:
FUGITIVE EMISSIONS FROM LEAKS FROM TANK
TRUCKS DURING LOADING.

Emission Source/Control: VPORS - Control
Control Type: VAPOR RECOVERY SYS(INCL.
CONDENSERS,HOODING, OTHER ENCLOSURES)

Emission Source/Control: RACK1 - Process
Design Capacity: 200,000,000 gallons per year

Item 80.6(From Mod 0):

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

Emission Unit: 1-RACK1
Process: VCU Source Classification Code: 4-04-001-52
Process Description:
FUGITIVE EMISSIONS FROM LOSSES FROM THE
VAPOR COMBUSTION UNIT.

Emission Source/Control: VPORS - Control
Control Type: VAPOR RECOVERY SYS(INCL.
CONDENSERS,HOODING, OTHER ENCLOSURES)

Emission Source/Control: RACK1 - Process
Design Capacity: 200,000,000 gallons per year

Item 80.7(From Mod 0):

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

Emission Unit: 1-TANKS
Process: FG1 Source Classification Code: 4-04-001-51
Process Description:
MISCELLANEOUS FUGITIVE HAP AND VOC
EMISSIONS FROM VALVES, PUMPS, AND FLANGE
LEAKAGE. ALL EMISSIONS ARE AT INSIGNIFICANT
LEVELS.

Emission Source/Control: FVPMP - Process

New York State Department of Environmental Conservation

Permit ID: 6-3016-00077/00018

Facility DEC ID: 6301600077

