



PERMIT
Under the Environmental Conservation Law (ECL)

IDENTIFICATION INFORMATION

Permit Type: Air State Facility
Permit ID: 9-1402-00344/00007
Effective Date: 05/09/2000 Expiration Date: No expiration date

Permit Issued To: **M A MOSLOW & BROS INC**
375 NORFOLK AVE
BUFFALO, NY 14215-3108

Contact: DAVID MOSLOW
DAVID MOSLOW
375 NORFOLK AVENUE
BUFFALO, NY 14215
(716) 896-2950

Facility: M A MOSLOW & BROS
375 NORFOLK AVE
BUFFALO, NY 14215

Contact: DAVID MOSLOW
DAVID MOSLOW
375 NORFOLK AVENUE
BUFFALO, NY 14215
(716) 896-2950

Description:

PERMIT DESCRIPTION
M.A. MOSLOW & BROS., INC.
DEC I.D. No. 9-1402-00344/00007

M.A. Moslow & Bros., Inc. (Moslow), located at 375 Norfolk Avenue in Buffalo, New York, is a manufacturer of specialty wood products in the Awards and Recognition Industry. Wood products, including promotional and sports trophy bases/plaques and desk accessories, are distributed through wholesalers and retailers who purchase through the company's catalogue. M.A. Moslow & Bros., Inc. was founded in Buffalo in 1917 and currently employs 25 people. The facility operations include rough milling, machining centers, finish sanding, assembly, surface coating/finishing and warehousing. The Standard Industrial Classification (SIC) Code for this facility is 2499- Wood Products, Not Elsewhere Classified.

Moslow purchases rough cut hardwoods (walnut, cherry and oak) in bulk, sized approximately 5/4 in. x 6 in. x 12 ft. The wood, predominately kiln-dried North American Black Walnut, is cut and glued into 12 x 12 squares, using chop and rip saws and a low VOC (0.038-0.056 lbs/gal) wood glue.

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The wood panels are cut, shaped and sanded by passing them through a rip saw, edge machine, planer, pattern machine or band saw, and surface sander. The processes that generate larger particles of wood are vented to a cyclone (6 ft. (diam) x 10 ft. (ht)) which exhausts to the ambient air. During the winter months, the exhaust passes through a baghouse, vented indoors, to reclaim heat. The processes that create fine particulates are vented through baghouses which are exhausted indoors. In accordance with 6NYCRR201- 3.3(63) woodworking operations where no surface coating takes place, provided such operations exhaust to a sawdust collection system controlled by an appropriate emission control device, are considered trivial and are exempt from permitting.

The final finishing of the wood products consists of the application of sand sealer, wood stain and/or clear coating. Moslow operates two spray paint booths for these surface coating operations. Both spray processes, Process 1SB and Process 2SB, utilize HVLP spray guns to apply coatings. These processes, which are contained in emission unit 1-SCOAT, exhaust to the ambient air through emission point (EP) 00002 and EP 00003, for Process 1SB and EP 00004, for Process 2SB.

The facility also operates two natural gas fired boilers, with maximum rated heat input capacities of 0.84 and 1.56 mmBtu/hr, that supply space heating to the manufacturing plant. These stationary combustion installations are exempt from permitting in accordance with 6NYCRR201-3.2 (c) (1), since they have a maximum rated heat input capacity less than 10 million BTU/hr and burn fossil fuel.

The facility-wide potential emissions of total hazardous air pollutants (HAPs), individual HAPs and volatile organic compounds (VOCs) may exceed the major source pollutant thresholds listed in 6NYCRR Subpart 201-6 Title V Facility Permits of 25 tpy, 10 tpy and 50 tpy, respectively. Moslow is, therefore, subject to the provisions of this regulation. To avoid the requirements of Title V specified under 6NYCRR201-6, Moslow has chosen to limit the facility-wide emissions of total HAPs, individual HAPs and VOCs to 24 tpy, 9 tpy and 49 tpy, respectively and to comply with the specified reporting and recordkeeping requirements. Moslow is also subject to the requirements of 6NYCRR228.8, Surface Coating Operations, which has an applicability threshold of 50 tpy. However, by accepting a limit on VOC emissions at 49 tpy, Moslow avoids the control requirements specified in 6NYCRR228.8, Table 2. Based on the Standard Industrial Classification of Moslow, 40CFR63 Subpart JJ-National Emission Standards for Wood Furniture manufacturing Operations is not applicable to Moslow. Particulate emissions from each emission point at the facility, including the woodworking exhaust point, are limited to 0.05 grains per dry standard cubic foot in accordance with 6NYCRR212..4(c). All emission points at the facility, including exhaust from the cyclone to the ambient air, are subject to the 20% opacity limit specified under 6NYCRR212..6(a).

The Air State Facility permit contains a listing of the applicable federal, state and compliance monitoring requirements for the facility, its emission units and emission points. Appendix A contains a list of exempt and trivial activities as defined by 6NYCRR 201-3.2 and 6NYCRR 201-3.3.

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: **DAVID S DENK**
DIVISION OF ENVIRONMENTAL PERMITS



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270 MICHIGAN AVE
BUFFALO, NY 14203-2999

Authorized Signature: _____ Date: ___ / ___ / ___

FINAL



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 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 compliance with the terms and conditions of the permit. This indemnification does not extend to any claims, suits, actions, or damages to the extent attributable to DEC's own negligent or intentional acts or omissions, or to any claims, suits, or actions naming the DEC and arising under article 78 of the New York Civil Practice Laws and Rules or any citizen suit or civil rights provision under federal or state laws.

Item B: Permittee's Contractors to Comply with Permit

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

Item C: Permittee Responsible for Obtaining Other Required Permits

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

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

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



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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 and Modifications

Permit Modifications, Suspensions, and Revocations by the Department

Facility Level

Submission of Applications for Permit Modification or Renewal -REGION 9

HEADQUARTERS



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

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

Item 1.1:

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

Item 1.2:

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

Item 1.3:

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

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

Item 2.1:

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

Condition 3: Applications for Permit Renewals 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 9 HEADQUARTERS
Applicable State Requirement: 6NYCRR 621.5(a)

Item 5.1:

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

NYSDEC Regional Permit Administrator
Region 9 Headquarters
Division of Environmental Permits
270 Michigan Avenue
Buffalo, NY 14203-2999
(716) 851-7165



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ARTICLE 19: AIR POLLUTION CONTROL - AIR STATE FACILITY PERMIT

IDENTIFICATION INFORMATION

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375 NORFOLK AVE
BUFFALO, NY 14215-3108

Facility: M A MOSLOW & BROS
375 NORFOLK AVE
BUFFALO, NY 14215

Authorized Activity By Standard Industrial Classification Code:
2499 - WOOD PRODUCTS, NEC

Permit Effective Date: 05/09/2000 Permit Expiration Date: No expiration date.



LIST OF CONDITIONS

FEDERALLY ENFORCEABLE CONDITIONS

Facility Level

- 1 6NYCRR 200.1: Definitions Applicable To This Permit
- 2 6NYCRR 200.3: False statement
- 3 6NYCRR 200.5: Sealing
- 4 6NYCRR 200.6: Acceptable ambient air quality
- 5 6NYCRR 200.7: Maintenance of equipment
- 6 6NYCRR 201-1.2: Unpermitted Emission Sources
- 7 6NYCRR 201-1.4: Unavoidable Noncompliance and Violations
- 8 6NYCRR 201-1.5: Emergency Defense
- 9 6NYCRR 201-1.7: Recycling and Salvage
- 10 6NYCRR 201-1.8: Prohibition of Reintroduction of Collected Contaminants to the Air
- 11 6NYCRR 201-1.10(a): Public Access to Recordkeeping
- 12 6NYCRR 201-3.2(a): Proof of Eligibility
- 13 6NYCRR 201-3.3(a): Proof of Eligibility
- 14 6NYCRR 201-7.2: Facility Permissible Emissions
- *15 6NYCRR 201-7.2: Compliance Demonstration
- *16 6NYCRR 201-7.2: Compliance Demonstration
- *17 6NYCRR 201-7.2: Compliance Demonstration
- *18 6NYCRR 201-7.2: Compliance Demonstration
- 19 6NYCRR 202-1.1: Required emissions tests
- 20 6NYCRR 211.3: Visible emissions limited.
- 21 6NYCRR 215: Open Fires Prohibited at Industrial and Commercial Sites
- 22 40CFR 82, Subpart F: Recycling and Emissions Reduction

Emission Unit Level

EU=1-SCOAT

- 23 6NYCRR 212.4(c): Compliance Demonstration
- 24 6NYCRR 212.6(a): Compliance Demonstration
- 25 6NYCRR 212.11(a): Sampling and Monitoring

STATE ONLY ENFORCEABLE CONDITIONS

Facility Level

- 26 6NYCRR 201-5: General Provisions
- 27 6NYCRR 201-5: Emission Unit Definition
- 28 6NYCRR 201-5.3(b): Contaminant List
- 29 6NYCRR 211.2: Air pollution prohibited

Emission Unit Level

- 30 6NYCRR 201-5: Emission Point Definition By Emission Unit
- 31 6NYCRR 201-5: Process Definition By Emission Unit

NOTE: * preceding the condition number indicates capping.



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FEDERALLY ENFORCEABLE CONDITIONS
**** Facility Level ****

Condition 1: Definitions Applicable To This Permit
Effective between the dates of 05/09/2000 and Permit Expiration Date

Applicable Federal Requirement: 6NYCRR 200.1

Item 1.1:

The definitions found in Parts 200 and 201 apply throughout this permit. Specific definitions used in this permit and their meanings include:

1. "Act" refers to the Federal Clean Air Act, 42 U.S.C. Section 7401, et seq., as amended by Public Law 101-549, November 15, 1990.
2. "Administrator" refers to the Administrator of the United States Environmental Protection Agency or designee.
3. "Department" refers to the New York State Department of Environmental Conservation.

Condition 2: False statement
Effective between the dates of 05/09/2000 and Permit Expiration Date

Applicable Federal Requirement: 6NYCRR 200.3

Item 2.1:

No person shall make a false statement in connection with applications, plans, specifications and/or reports submitted pursuant to this Subchapter.

Condition 3: Sealing
Effective between the dates of 05/09/2000 and Permit Expiration Date

Applicable Federal Requirement: 6NYCRR 200.5

Item 3.1:

(a) 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 labelling 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.

(b) 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.



(c) Unless authorized by the commissioner, no person shall remove or alter any seal affixed to any contamination source in accordance with this section

Condition 4: Acceptable ambient air quality
Effective between the dates of 05/09/2000 and Permit Expiration Date

Applicable Federal Requirement: 6NYCRR 200.6

Item 4.1:

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

Condition 5: Maintenance of equipment
Effective between the dates of 05/09/2000 and Permit Expiration Date

Applicable Federal Requirement: 6NYCRR 200.7

Item 5.1:

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

Condition 6: Unpermitted Emission Sources
Effective between the dates of 05/09/2000 and Permit Expiration Date

Applicable Federal Requirement: 6NYCRR 201-1.2

Item 6.1:

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 7: Unavoidable Noncompliance and Violations
Effective between the dates of 05/09/2000 and Permit Expiration Date



Applicable Federal Requirement: 6NYCRR 201-1.4

Item 7.1:

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 or certificate issued for the corresponding air contamination source. 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.
- (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.

Condition 8: Emergency Defense

Effective between the dates of 05/09/2000 and Permit Expiration Date

Applicable Federal Requirement: 6NYCRR 201-1.5

Item 8.1:

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.

Condition 9: Recycling and Salvage

Effective between the dates of 05/09/2000 and Permit Expiration Date

Applicable Federal Requirement: 6NYCRR 201-1.7

Item 9.1:

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.

Condition 10: Prohibition of Reintroduction of Collected Contaminants to the Air

Effective between the dates of 05/09/2000 and Permit Expiration Date

Applicable Federal Requirement: 6NYCRR 201-1.8

Item 10.1:

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

Condition 11: Public Access to Recordkeeping

Effective between the dates of 05/09/2000 and Permit Expiration Date



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

Item 11.1:

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 12: Proof of Eligibility

Effective between the dates of 05/09/2000 and Permit Expiration Date

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

Item 12.1:

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.

Condition 13: Proof of Eligibility

Effective between the dates of 05/09/2000 and Permit Expiration Date

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

Item 13.1:

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.

Condition 14: Facility Permissible Emissions

Effective between the dates of 05/09/2000 and Permit Expiration Date

Applicable Federal Requirement: 6NYCRR 201-7.2

Item 14.1:

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



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following

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

CAS No: 000108-88-3 PTE: 18,000 pounds per year
Name: TOLUENE

CAS No: 0NY100-00-0 PTE: 48,000 pounds per year
Name: HAP

CAS No: 0NY998-00-0 PTE: 98,000 pounds per year
Name: VOC

Condition 15: Compliance Demonstration

Effective between the dates of 05/09/2000 and Permit Expiration Date

Applicable Federal Requirement: 6NYCRR 201-7.2

Item 15.1:

The Compliance Demonstration activity will be performed for the Facility.

Regulated Contaminant(s):

CAS No: 0NY998-00-0 VOC

Item 15.2:

Compliance Demonstration shall include the following monitoring:

Capping: Yes

Monitoring Type: RECORD KEEPING/MAINTENANCE PROCEDURES

Monitoring Description:

On an annual basis, beginning one year after the granting of the emission caps, the responsible official shall provide a certification to the Department that the facility has operated the facility within the 49 tpy, 24 tpy and 9 tpy limits imposed by the emission caps for VOCs, total HAPs and individual HAPs. This shall include a summary report which shall list the coatings and solvents used with the corresponding VOC, total HAPs and individual HAP contents in lb/gal, the quantities used monthly, the monthly VOC, total HAPs and individual HAP emissions, the rolling 12-month emissions for each consecutive month of the period and a comparison to the specified limits. All submittals to the Department shall be certified by the Facility's responsible official as to the truth, completeness, and accuracy of all information recorded and reported. Submission of the annual certification for the Title V VOC CAP under 6NYCRR201-7.2



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shall satisfy the requirements for certification of the VOC CAP under 6NYCRR228.8, since the requirements are equivalent.

All records and reports shall be maintained on-site for five years in a form suitable and readily available for expeditious inspection and review and shall be submitted to the Department upon request. Representatives of the Department shall be permitted entrance to the Facility, during reasonable business hours, to perform inspections, review emission records and obtain samples for the purpose of determining compliance.

**Monitoring Frequency: AS REQUIRED - SEE PERMIT MONITORING
DESCRIPTION**

Averaging Method: ANNUAL MAXIMUM ROLLED MONTHLY

Reporting Requirements: ANNUALLY (ANNIVERSARY)

Initial Report Due: 06/07/2001 for the period 05/09/2000 through 05/08/2001

**Condition 16: Compliance Demonstration
Effective between the dates of 05/09/2000 and Permit Expiration Date**

Applicable Federal Requirement: 6NYCRR 201-7.2

Item 16.1:

The Compliance Demonstration activity will be performed for the Facility.

Regulated Contaminant(s):

CAS No: 000108-88-3 TOLUENE

Item 16.2:

Compliance Demonstration shall include the following monitoring:

Capping: Yes

Monitoring Type: WORK PRACTICE INVOLVING SPECIFIC
OPERATIONS

Monitoring Description:

M.A. Moslow has chosen to limit the facility's potential to emit individual hazardous air pollutants (HAPs) to 9 tpy based on a 12-month rolling total of facility-wide actual individual HAP emissions. Therefore, the Facility is not subject to the requirements of 6NYCRR201-6-Title V Facility Permits, which has an applicability threshold of 10 tpy. Records shall be maintained in accordance with the facility capping requirements specified in this permit for total HAPS as a work practice involving specific operations under 6NYCRR201-7.2. Reporting requirements for



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the VOC/total HAPs/indidual HAP facility CAPs are specified under 6NYCRR201-7.2.

Work Practice Type: PARAMETER OF PROCESS MATERIAL
Process Material: COATING
Parameter Monitored: TOLUENE
Upper Permit Limit: 18000 pounds per year
Monitoring Frequency: AS REQUIRED - SEE PERMIT MONITORING
DESCRIPTION
Averaging Method: ANNUAL MAXIMUM ROLLED MONTHLY
Reporting Requirements: ANNUALLY (ANNIVERSARY)
Initial Report Due: 06/07/2001 for the period 05/09/2000 through 05/08/2001

Condition 17: Compliance Demonstration
Effective between the dates of 05/09/2000 and Permit Expiration Date

Applicable Federal Requirement: 6NYCRR 201-7.2

Item 17.1:

The Compliance Demonstration activity will be performed for the Facility.

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

Item 17.2:

Compliance Demonstration shall include the following monitoring:

Capping: Yes
Monitoring Type: WORK PRACTICE INVOLVING SPECIFIC OPERATIONS
Monitoring Description:
M.A. Moslow & Bros, Inc. (Moslow) located at 375 Norfolk Avenue in Buffalo has an annual potential to emit 35 tons of total hazardous air pollutants (HAPs) from emission sources throughout the facility, which exceeds the applicability threshold of 25 tons per year (tpy) specified in 6NYCRR201-6 for Title V Facility Permits. As such, the Facility must submit a Title V permit or accept limitations on total HAP emissions below the applicability threshold of 25 tpy. Moslow has chosen to accept limitations to restrict the amount of HAPs emitted from the facility and, therefore, does not need to obtain a Title V permit. This condition summarizes special operating conditions to limit the annual actual emissions of HAPs to 24 tpy.

Facility-wide actual emissions of total HAPs shall not



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exceed 24 tpy as determined by summing the individual monthly total HAP emissions during any consecutive 12-month period. The processes contributing to the facility VOC emissions include 1SB and 2SB contained in Emission Unit 1-SCOAT. The Facility shall keep and maintain records for each process to determine actual total HAP emissions based on verifiable data. These records shall include the following information:

- 1) A current list of all coatings, solvents, inks and adhesives in use throughout the facility. This list shall include information on the manufacturer, brand, product name or code, HAP (VOC) content in grams per liter or pounds per gallon, or manufacturer's product specifications, material content reports, or laboratory analyses providing this information;
- 2) A monthly log of the consumption of each solvent (including solvents used in clean-up and surface preparation), coating, ink, and adhesive used;
- 3) All purchase orders, invoices, usage and production records and other documents to support information in the monthly log; and
- 4) all calculations used to determine the monthly emissions.

All records and reports shall be maintained on-site for five years in a form suitable and readily available for expeditious inspection and review and shall be submitted to the Department upon request. Representatives of the Department shall be permitted entrance to the Facility, during reasonable business hours, to perform inspections, review emission records and obtain samples for the purpose of determining compliance.

To reduce unnecessary HAP and VOC emissions to the environment, M. A. Moslow shall comply with the following handling, storage and disposal requirements for HAP/VOC containing compounds: (1) do not use open containers to store or dispose of cloth or paper impregnated with HAP/VOC and/or solvents that are used for surface preparation, cleanup or coating removal; (2) do not store spent or fresh HAP/VOC/solvents to be used for surface preparation, cleanup or coating removal in open containers; (3) do not use HAP/VOC/ solvents to cleanup



spray equipment unless equipment is used to collect the cleaning compounds and to minimize their evaporation to the atmosphere; (4) do not use open containers to store or dispense surface coatings or solvents unless production, sampling, maintenance or inspection procedures require operational access. This does not apply to the actual device or equipment designed for the purpose of applying a coating material to a substrate including, but not limited to, spray guns, flow coaters, dip tanks, rollers, knife coaters, and extrusion coaters; and (5) do not use open containers to store or dispose of spent surface coatings, spent HAP/VOC/solvents.

An exceedance of the emission limits specified in this permit, failure to fulfill the recordkeeping and reporting requirements and/or failure to maintain the good work/housekeeping practices specified in this condition constitutes a violation of 6NYCRR201-7.2 and 6NYCRR228. Exceedance of any limit must be reported to the Department within 30 days of occurrence.

Work Practice Type: PARAMETER OF PROCESS MATERIAL
Process Material: COATING
Parameter Monitored: HAP
Upper Permit Limit: 48000 pounds per year
Monitoring Frequency: AS REQUIRED - SEE PERMIT MONITORING
DESCRIPTION
Averaging Method: ANNUAL MAXIMUM ROLLED MONTHLY
Reporting Requirements: ANNUALLY (ANNIVERSARY)
Initial Report Due: 06/07/2001 for the period 05/09/2000 through 05/08/2001

Condition 18: Compliance Demonstration
Effective between the dates of 05/09/2000 and Permit Expiration Date

Applicable Federal Requirement: 6NYCRR 201-7.2

Item 18.1:

The Compliance Demonstration activity will be performed for the Facility.

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

Item 18.2:

Compliance Demonstration shall include the following monitoring:

Capping: Yes
Monitoring Type: WORK PRACTICE INVOLVING SPECIFIC



OPERATIONS

Monitoring Description:

M.A. Moslow has chosen to limit the facility's potential to emit volatile organic compounds (VOCs) to 49 tpy based on a 12-month rolling total of facility-wide actual VOC emissions to avoid the requirements of 6NYCRR201-6-Title V Facility Permits which has an applicability threshold of 50 tpy. Records shall be maintained in accordance with the facility capping requirements specified in this permit for total HAPS as a work practice involving specific operations under 6NYCRR201-7.2. Reporting requirements for the VOC/total HAPs/individual HAP facility CAPs are specified as recordkeeping/maintenance procedures under 6NYCRR201-7.2.

By limiting the facility's potential to emit VOCs to 49 tpy based on a 12-month rolling total, M.A. Moslow has eliminated the need to comply with the control requirements specified under 6NYCRR228.8 which is applicable for coating processes with the potential to emit 50 tons of VOC's per year or greater. The capping requirements specified for the facility under 6NYCRR201-7.2, shall satisfy the capping requirements for the facility under 6NYCRR228.8.

Work Practice Type: PARAMETER OF PROCESS MATERIAL

Process Material: COATING

Parameter Monitored: VOC

Upper Permit Limit: 98000 pounds per year

Monitoring Frequency: AS REQUIRED - SEE PERMIT MONITORING

DESCRIPTION

Averaging Method: ANNUAL MAXIMUM ROLLED MONTHLY

Reporting Requirements: ANNUALLY (ANNIVERSARY)

Initial Report Due: 06/07/2001 for the period 05/09/2000 through 05/08/2001

Condition 19: Required emissions tests

Effective between the dates of 05/09/2000 and Permit Expiration Date

Applicable Federal Requirement: 6NYCRR 202-1.1

Item 19.1:

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.



Condition 20: Visible emissions limited.

Effective between the dates of 05/09/2000 and Permit Expiration Date

Applicable Federal Requirement: 6NYCRR 211.3

Item 20.1:

Except as permitted by a specific part of this Subchapter and for open fires for which a restricted burning permit has been issued, no person shall cause or allow any air contamination source to emit any material having an opacity equal to or greater than 20 percent (six minute average) except for one continuous six-minute period per hour of not more than 57 percent opacity.

Condition 21: Open Fires Prohibited at Industrial and Commercial Sites

Effective between the dates of 05/09/2000 and Permit Expiration Date

Applicable Federal Requirement: 6NYCRR 215

Item 21.1:

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.

Condition 22: Recycling and Emissions Reduction

Effective between the dates of 05/09/2000 and Permit Expiration Date

Applicable Federal Requirement: 40CFR 82, Subpart F

Item 22.1:

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



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records of refrigerant purchased and added to such appliances pursuant to 40 CFR Part 82.166.

**** Emission Unit Level ****

Condition 23: Compliance Demonstration

Effective between the dates of 05/09/2000 and Permit Expiration Date

Applicable Federal Requirement: 6NYCRR 212.4(c)

Item 23.1:

The Compliance Demonstration activity will be performed for:

Emission Unit: 1-SCOAT

Regulated Contaminant(s):

CAS No: 0NY075-00-0 PARTICULATES

Item 23.2:

Compliance Demonstration shall include the following monitoring:

Monitoring Type: INTERMITTENT EMISSION TESTING

Monitoring Description:

This condition applies to particulate emissions exhausted from each emission point at the facility for woodworking and surface coating operations. Emissions of solid particulates with an environmental rating of B or C are limited to less than 0.050 grains of particulates per cubic foot of exhaust gas, expressed at standard conditions on a dry gas basis. Compliance testing will be conducted at the discretion of the Department.

Parameter Monitored: PARTICULATES

Upper Permit Limit: 0.05 grains per dscf

Reference Test Method: EPA Method 5

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 24: Compliance Demonstration

Effective between the dates of 05/09/2000 and Permit Expiration Date

Applicable Federal Requirement: 6NYCRR 212.6(a)

Item 24.1:



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The Compliance Demonstration activity will be performed for:

Emission Unit: 1-SCOAT

Regulated Contaminant(s):
CAS No: 0NY075-00-0 PARTICULATES

Item 24.2:

Compliance Demonstration shall include the following monitoring:

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

Monitoring Description:

No person shall cause or allow emissions having an average opacity during any six consecutive minutes of 20 percent or greater from any process emission source, except only the emission of uncombined water.

The maintenance procedure applicable to this permit for compliance with this opacity requirement will include the following:

1. If visible emissions above those that are normal and in compliance with section 212.6(a) are detected (this is zero percent opacity if a Method 9 certified visible emissions evaluator is not on site), the facility owner shall determine the cause immediately and make the necessary correction. The facility owner and/or operator will observe all emission points or other sources of air pollution daily during daylight hours, except during conditions of extreme weather (fog, snow, rain), to monitor for unusual opacity conditions. The records of these observations including explanations for days when weather conditions are prohibitive will be recorded in a bound log book at the facility and shall be available for inspection by Department representatives upon request. Records will be maintained for a period of at least five years.

2. If visible emissions above those that are normal and in compliance continue to be present after corrections are made, the facility owner will conduct a Method 9 assessment to determine the degree of opacity.

3. If the opacity is determined to exceed the 20% limit, the facility will be determined to be in violation, will remedy the problem, and will contact the Department. The Department reserves the right to perform a Method 9



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opacity evaluation. The provisions of Part 201-1.4 shall apply.

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

Condition 25: Sampling and Monitoring
Effective between the dates of 05/09/2000 and Permit Expiration Date

Applicable Federal Requirement: 6NYCRR 212.11(a)

Item 25.1:

This Condition applies to Emission Unit: 1-SCOAT

Item 25.2:

The owner and/or operator of this facility, if required by the department to conduct stack testing to demonstrate compliance with 6 NYCRR Part 212, must comply with notification requirements and conduct capture efficiency and/or stack testing using acceptable procedures pursuant to 6 NYCRR Part 202.



STATE ONLY ENFORCEABLE CONDITIONS
****** Facility Level ******

Condition 26: General Provisions

Effective between the dates of 05/09/2000 and Permit Expiration Date

Applicable State Requirement: 6NYCRR 201-5

Item 26.1:

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 26.2:

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 26.3:

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 27: Emission Unit Definition

Effective between the dates of 05/09/2000 and Permit Expiration Date

Applicable State Requirement: 6NYCRR 201-5

Item 27.1:

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

Emission Unit: 1-SCOAT

Emission Unit Description:

This emission unit consists of two spray paint booths utilized for the application of sand sealer, wood stains and clear lacquer with HVLP spray guns.

Building(s): PLANT

Condition 28: Contaminant List

Effective between the dates of 05/09/2000 and Permit Expiration Date



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

Item 28.1:

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

CAS No: 0NY100-00-0
Name: HAP

CAS No: 0NY075-00-0
Name: PARTICULATES

CAS No: 000108-88-3
Name: TOLUENE

CAS No: 0NY998-00-0
Name: VOC

Condition 29: Air pollution prohibited

Effective between the dates of 05/09/2000 and Permit Expiration Date

Applicable State Requirement: 6NYCRR 211.2

Item 29.1:

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 30: Emission Point Definition By Emission Unit

Effective between the dates of 05/09/2000 and Permit Expiration Date

Applicable State Requirement: 6NYCRR 201-5

Item 30.1:

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

Emission Unit: 1-SCOAT

Emission Point: 00002



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Height (ft.): 20 Diameter (in.): 24
NYTMN (km.): 4758.82 NYTME (km.): 188.229 Building: PLANT

Emission Point: 00003
Height (ft.): 20 Diameter (in.): 20
NYTMN (km.): 4758.82 NYTME (km.): 188.229 Building: PLANT

Emission Point: 00004
Height (ft.): 20 Diameter (in.): 36
NYTMN (km.): 4758.82 NYTME (km.): 188.229 Building: PLANT

Condition 31: Process Definition By Emission Unit
Effective between the dates of 05/09/2000 and Permit Expiration Date

Applicable State Requirement: 6NYCRR 201-5

Item 31.1:

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

Emission Unit: 1-SCOAT
Process: 1SB Source Classification Code: 4-02-004-01
Process Description:
This process consists of the spray coating of wooden trophy bases with stains and laquer using an airless applicator. The spray booth utilizes no control for particulates or volatile organic compounds.

Emission Source/Control: 1SGUN - Process

Item 31.2:

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

Emission Unit: 1-SCOAT
Process: 2SB Source Classification Code: 4-02-004-01
Process Description:
This process consists of the application of specialty coatings using an airless spray gun. The spray booth utilizes no control for particulates or volatile organic compounds.

Emission Source/Control: 2SGUN - Process