

BNL-589-01
Buildings 938 A & B--Accelerator Test Facility
Approval to Construct/Modify
Sources of Airborne Radionuclide Emissions

In compliance with provisions of the Clean Air Act, as amended (42 U.S.C. 7401 et seq.), the Department of Energy Brookhaven National Laboratory is granted interim approval to construct/modify source BNL-589-01, located at the Brookhaven National Laboratory in Upton, New York. This approval is granted in accordance with the plans and materials submitted with the applications and with Federal Regulations governing the National Emission Standards for Hazardous Air Pollutants (40 CFR Part 61), Subpart H. Any conditions attached to this document are considered part of this approval.

Failure to comply with any conditions or terms set forth in this approval may result in sanctions available under the authority of Section 1-604 of Executive Order 12088, as well as enforcement procedures established by the Clean Air Act.

This approval to construct/modify grants no relief from the responsibility for compliance with other applicable provisions of Federal regulations. This approval shall be effective immediately upon receipt of the approval to construct/modify by the applicant.

Date

10/6/89

William J. Fitzgerald
Acting Regional Administrator

Approval Conditions

I. Emergency Notification

A. In the event of an accidental/unplanned release of radionuclides which leads to an air emission that may cause the standards of 40 CFR 61 to be exceeded, or may result in a health threat to the public, the DOE-BNL shall make timely notification to State, local and Federal agencies pursuant to conditions of existing emergency response notification plans.

B. Initial phone notification should include the time of the accident/release, location of accident/release, estimate of quantity release, emergency steps taken to contain/control the release, type of assistance needed, and the name and title of person reporting the incident. A brief written summary of the event shall be submitted to Director, Air & Waste Management Division (Attn: Radiation Program Manager) within 30 days of the event.

C. EPA Phone Notification - In Order of Preference

1. Region II - Radiation Program Manager
Paul A. Giardina
Work - 212-264-4418
Home - 212-989-8509
2. Region II - Radiation Safety Officer
Alan Fellman
Work - 212-264-1316
Home - 201-944-1730
3. Region II - Health Physicist
Laraine Koehler
Work - 212-264-0546
Home - 201-627-0018
4. Region II - 24 Hour Emergency Hotline
201-548-8730

D. New York State Radiological Health Contact

1. New York State Warning Point
518-457-2200
2. Backup Number (New York State Police)
518-456-6811
3. Director, New York State Bureau of Environmental Radiation
Protection
Dr. Karim Rimawi
Work - 518-458-6461
Off-Duty - 518-439-0865
4. Chief, New York State Environmental Radiation Section
William Condon
Work - 518-458-6459
Off-Duty - 518-463-3704

II. Approval Expiration

A. This interim approval to construct/modify will remain in effect until final approval is granted by the Regional Administrator or his designee. The approval to construct/modify is not transferable to another owner/operator.

B. The Department of Energy (DOE) may submit to the Regional Administrator (Region II Air & Waste Management Division Director) a written application for a determination of whether actions intended to be taken by the DOE/Brookhaven Area Office constitute a modification or construction of a source subject to the Standard. The Regional Administrator will notify the owner/operator of his determination within 30 days after receiving sufficient information to evaluate the application (40 CFR 61.06).

C. If intended actions to be taken by the DOE/Brookhaven Area Office are determined to constitute construction/modification which affects existing approved sources, the new approval and conditions shall supersede and/or amend the existing approvals.

D. Updates in notification requirements and phone contacts supersede previous approval conditions.

III. Notification of Startup

A. The owner/operator of each stationary source which will have an initial startup after the effective date of the standard shall provide written notification of the Administrator as follows:

1. A notification of anticipated source startup not more than sixty (60) days nor less than thirty (30) days before that date.
2. A notification of actual BNL-589-01 source startup is required within fifteen (15) days of that date.

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IV. Facility Operation/Maintenance

The facility owner/operator shall maintain all equipment, facilities, and systems installed or used to achieve compliance with the standard (40 CFR 61.92) in a manner consistent with good air pollution control practices for minimizing emissions.

V. Severability

The provisions of this approval to construct/modify are severable, and, if any provision of this approval to construct/modify is held invalid, the remainder of this approval to construct/modify shall not be affected thereby.

VI. Other Applicable Regulations

The owner/operator of the Brookhaven National Laboratory shall construct and operate the proposed source in compliance with all other applicable provisions of 40 CFR Parts 52, 60, and 61.

VII. Agency Notification

All correspondence as required by this approval to construct/modify shall be sent to:

U.S. Environmental Protection Agency
Director, Air & Waste Management Division
Attention: Radiation Program Manager
26 Federal Plaza
New York, New York 10278

