Eastern Shipbuilding Group
Panama City Yard (Nelson Street Facility)
Facility ID No.: 0050074
Bay County

Air Operation Permit
Permit No.: 0050074-004-AO

Permitting and Compliance Authority
Department of Environmental Protection
Northwest District Office
160 W. Government Street, Suite 308
Pensacola, FL 32502-5740
Telephone: 850/595-8300
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[Electronic file name: 0050074-004-AO.doc]

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Appendices:
- Appendix G-1, General Conditions
- Appendix FP-1, Fugitive Emissions Control Plan dated November 8, 2006
- Appendix 40CFR63 Subpart ZZZZ

Florida Department of
Environmental Protection
Northwest District
160 W. Government Street, Suite 308
Pensacola, Florida 32502-5740

Rick Scott
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Lt. Governor

Herschel T. Vinyard Jr.
Secretary

Permittee:
Eastern Shipbuilding Group

Permit No.: 0050074-004-AO
Facility ID No.: 0050074
SIC No(s).: 37, 3731
Project: Air Operation Permit

This renewal permit is for the operation of the Panama City Yard (Nelson Street Facility), a steel ship building and repairing facility located at 2200 Nelson Street in Panama City, Bay County; UTM Coordinates: Zone 16, 630.4 km East and 3335.1 km North; Latitude: 30° 08' 30" North and Longitude: 85° 37' 57" West.

STATEMENT OF BASIS: This air operation permit is issued under the provisions of Chapter 403, Florida Statutes (F.S.) and Florida Administrative Code (F.A.C.) Chapters 62-4, and 62-210. The above named permittee is hereby authorized to perform the work or operate the facility shown on the application and approved drawing(s), plans, and other documents, attached hereto or on file with the permitting authority, in accordance with the terms and conditions of this permit.

Effective Date: April 5, 2012
Renewal Application Due Date: February 4, 2017
Expiration Date: April 5, 2017

FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION

/s/

Rick Bradburn
Air Program Administrator

RB/aj/c

Section I. Facility Information.

This is a renewal of Permit 0050074-003-AO, effective November 20, 2006. The existing fuel oil-fired internal combustion engine used to drive the air compressor became subject to 40 CFR 63 subpart ZZZZ. This new requirement is incorporated into this renewal permit.

Subsection A. Facility Description.

This facility constructs steel ships in the 100' to 300' range. Activities associated with this permit are limited to abrasive blasting using one diesel-fired engine and two electrically-driven engines that power the compressors and painting operations. Emissions from open-air blasting and painting are controlled by maintaining good work practices and fugitive emissions controlled by the use of screens.

Based on the permit application received September 21, 2011, this facility is not a major source of hazardous air pollutants (HAP).

Subsection B. Summary of Emissions Unit ID No(s). and Brief Description(s).

E.U. ID No.	Brief Description
001	Painting Activities
002	Activities associated with Outdoor Abrasive Blasting
003	Internal Combustion Engine

Please reference the Permit No., Facility ID No., and appropriate Emissions Unit(s) ID No(s). on all correspondence, test report submittals, applications, etc.

Subsection C. Relevant Documents.

The documents listed below are not a part of this permit; however, they are specifically related to this permitting action.

These documents are on file with permitting authority:
Permit Application received September 21, 2011
Additional Information Request dated October 20, 2011
Additional Information Response received January 17, 2012

Section II. Facility-wide Conditions.

The following conditions apply facility-wide:

1. APPENDIX G-1, GENERAL CONDITIONS, is a part of this permit.

2. General Pollutant Emission Limiting Standards. Objectionable Odor Prohibited. The permittee shall not cause, suffer, allow, or permit the discharge of air pollutants that cause or contribute to an objectionable odor. [Rule 62-296.320(2), F.A.C.]

3. General Particulate Emission Limiting Standards. General Visible Emissions Standard. Except for emissions units that are subject to a particulate matter or opacity limit set forth or established by rule and reflected by conditions in this permit, no person shall cause, let, permit, suffer or allow to be discharged into the atmosphere the emissions of air pollutants from any activity, the density of which is equal to or greater than that designated as Number 1 on the Ringelmann Chart (20 percent opacity). EPA Method 9 is the method of compliance pursuant to Chapter 62-297, F.A.C. [Rules 62-296.320(4)(b)1. & 4., F.A.C.]

4. Special Compliance Tests. When the Department, after investigation, has good reason (such as complaints, increased visible emissions or questionable maintenance of control equipment) to believe that any applicable emission standards contained in a Department rule or in a permit issued pursuant to those rules is being violated, it may require the owner or operator of the emissions unit to conduct compliance tests that identify the nature and quantity of pollutant emissions from the emissions unit and to provide a report on the results of said tests to the Department. [Rule 62-297.310(7)(b), F.A.C.]

5. General Pollutant Emission Limiting Standards. Volatile Organic Compounds (VOC) Emissions or Organic Solvents (OS) Emissions. The permittee shall allow no person to store, pump, handle, process, load, unload or use in any process or installation, volatile organic compounds (VOC) or organic solvents (OS) without applying known and existing vapor emission control devices or systems deemed necessary and ordered by the Department. [Rule 62-296.320(1), F.A.C.]

6. No person shall cause, let, permit, suffer or allow the emissions of unconfined particulate matter from any activity, including vehicular movement; transportation of materials; construction, alteration, demolition or wrecking; or industrially related activities such as loading, unloading, storing or handling; without taking reasonable precautions to prevent such emissions. Reasonable precautions to prevent emissions of unconfined particulate matter at this facility include:

a) Paving and maintenance of roads, parking areas and yards.
b) Landscaping or planting of vegetation.
c) Use of hoods, fans, filters, and similar equipment to contain, capture and/or vent particulate matter.
d) Confining or screening abrasive blasting or painting where possible.

These precautions shall also include all measures identified in the applicant's "Fugitive Emissions Control Plan" and letter dated November 8, 2006, attached to and made a part of this permit. These measures include:

1. The use of tarps of barriers surrounding and extending above the blasting surface, conducting all blasting from the top of a vessel down and blasting with the nozzle directed downward except when blasting beneath a vessel.
2. Requiring all blasting operators to be trained in procedures to minimize airborne emissions of blasting materials.
3. The use of coal slag/black beauty as an abrasive medium.

4. All new steel plate blasting will be blasted and primed off site; the remaining blasting will be spot blasting (approximately 50%) and blasting associated with ship repair and repainting (approximately 50%).

Additionally, a Method 9 certified observer shall periodically inspect each sand blasting or painting activity, and shall maintain records of such inspections.
[Rule 62-296.320(4)(c), F.A.C.; Fugitive Emissions Control Plan received Nov. 14, 2006]

7. Emissions Limits. The facility shall not exceed the following emissions limits:

Pollutant	Maximum Allowable Limit, Tons per twelve month rolling total
VOC	53.8
NOx	49.8
HAP	8.5 single HAP (xylene) or 12.5 total HAP

[Rules 62-4.070, 62-210.200(PTE) and 62-4.160(2), F.A.C., and permit 0050074-001-AC]

8. Operational Limits. The facility-wide fuel oil (including distillate) usage shall not exceed 165,000 gallons per 12-month rolling period and the fuel oil shall not exceed 0.3% sulfur by weight. [Rules 62-4.160(2) and Rule 62-210.200(PTE), F.A.C., and permit 0050074-001-AC]

9. Recordkeeping and Reporting Requirements

a) VOC, HAP and NOx emissions shall be tracked on logs with monthly materials usage and emissions calculations based on the VOC and HAP content (wt%) of the materials used. As a minimum, the logs shall include:
   i. Identification of the raw materials (solvents, coatings) used,
   ii. Quantity and composition of the materials used identifying total VOC content, total HAP content and individual HAP content for each material used.
   iii. VOC, Total HAP and individual HAP emissions based on materials usage.
   iv. VOC emissions resulting from fuel combustion
   v. Total VOC emissions
   vi. NOx emissions resulting from fuel combustion
b) Facility-wide fuel oil (including distillate) usage shall be tracked on logs with records maintained of the sulfur content determined by ASTM methods ASTM D4057-88 and ASTM D129-91, ASTM D2622-94 or ASTM D4294- 90, adopted and incorporated by reference in Rule 62- 297.440(1). Certification from the fuel oil vendor utilizing acceptable methodology is acceptable.
c) Facility wide abrasive media usage shall be tracked on logs.
d) Monthly summaries shall be certified and signed by responsible company representative to be accurate and truthful calculated representations of actual emissions. Monthly summaries of emissions and abrasive media usage shall be totaled for each consecutive 12-month period. The summaries shall be completed no later than the 15th of each month, and shall be kept and maintained available for Department inspection for at least five years.
e) Permittee shall install, use, and maintain appropriate systems to gather data necessary to track VOC, HAP and NOx emissions, and fuel oil and abrasive media usage.

[Rules 62-4.070 and Rule 62-210.200(PTE), F.A.C.; construction permit 0050074-001-AC]

10. Sixty days prior to the expiration date of this operation permit, the Permittee shall submit four permit renewal applications using the current version of the renewal form along with the processing fee established in Rule 62-4.050(4), F.A.C., to the Northwest District office of the Department. [Rule 62-4.090, F.A.C.]

11. The permittee shall submit all compliance related notifications and reports required of this permit to the Department's Northwest District office:

Department of Environmental Protection
Northwest District Office
160 W. Government Street, Suite 308
Pensacola, Florida 32502-5740
Telephone: 850/595-8300; Fax: 850/595-8096

Notification of compliance testing may be submitted by electronic mail to nwdair@dep.state.fl.us. A copy of all compliance related notifications shall be sent to the Northwest District Branch Office in Panama City at 2353 Jenks Ave, Panama City FL 32405.

12. The Department telephone number for reporting problems, malfunctions or exceedances under this permit is 850/595-0578, day or night, and for emergencies involving a significant threat to human health or the environment is 800/320-0519. For routine business, telephone 850/595-0578 during normal working hours. [Rules 62-210.700 and 62-4.130, F.A.C.]

Section III. Emissions Unit(s) and Conditions.

Subsection A. This section addresses the following emissions unit.

E.U. ID No.	Brief Description
001	Painting Activities

This emissions unit includes shipyard painting activities. These activities have no source-specific emission limits or criteria, but are subject to general emission limits, standards and other requirements and conditions of this subsection and Section II of this permit.

The following specific conditions apply to the emissions unit listed above:

Essential Potential to Emit (PTE) Parameters

A.1. Capacity. The operation rate shall not exceed 1,500 gallons per day and 27,500 gallons per year of paint. [Rules 62-4.160(2) and 62-210.200(PTE), F.A.C.]

A.2. Hours of Operation. This emissions unit is allowed to operate continuously, i.e., 8,760 hours/year. [Rules 62-4.160(2) and 62-210.200(PTE), F.A.C.]

Emission Limitations and Standards

A.3. The 12-month rolling total VOC and HAP emissions from this emissions unit, in combination with emissions from other VOC and HAP emitting units, shall not exceed limits established in the **Facility-Wide Conditions, Emissions Limits**. [Rules 62-4.160(2) and 62-210.200(PTE), F.A.C.; permit 0050074-001-AC]

Recordkeeping and Reporting Requirements

A.4. The Permittee shall install, use, and maintain appropriate systems to gather data necessary to track emissions as specified in this section and established in **Facility-Wide Conditions, Emissions Tracking**. Supporting documentation including Material Safety Data Sheets, purchase orders, etcetera, shall be kept to include sufficient information to verify the emission summaries and to determine compliance. [Rules 62-4.070 and 62-210.200 (PTE), F.A.C.; permit 0050074-001-AC]

Section III. Emissions Unit(s) and Conditions.

Subsection B. This section addresses the following emissions unit.

E.U. ID No.	Brief Description
002	Activities associated with Outdoor Abrasive Blasting

This emissions unit includes shipyard abrasive blasting. Two electrically-driven engines and one diesel-fired engine power the abrasive blasting compressors, with up to 12 grit blasting nozzles. These activities have no source-specific emission limits or criteria, but are subject to the general emission limit, standards, and other requirements and conditions of this subsection and Section II of this permit.

The following specific conditions apply to the emissions unit listed above:

Essential Potential to Emit (PTE) Parameters

B.1. Capacity. The operation rate shall not exceed a consumptive use of 16,000 tons of blasting abrasive consumed per consecutive 12-month period. [Rules 62-4.160(2) and 62-210.200(PTE), F.A.C.; construction permit 0050074-001-AC]

B.2. Hours of Operation. The hours of operation for this emissions unit shall be from 6:00 a.m. to 8:00 p.m. However, on no more than five days per year, these hours of operation for outdoor abrasive blasting may be exceeded by the permittee provided that such activity does not commence prior to 6:00 a.m. or extend past 10:00 p.m., and further provided that notice is given to DEP in writing within 24 hours of any day on which the above specified hours of operation are exceeded. [Rules 62-4.160(2) and 62-210.200(PTE), F.A.C.; construction permit 0050074-001-AC]

Recordkeeping Requirements

B.3. Records shall be maintained as required and established in the **Facility-Wide Conditions** (Recordkeeping and Reporting Requirements) to demonstrate compliance with the requirements of the operating rate. [Rules 62-4.160(2) and 62-210.200(PTE), F.A.C.; construction permit 0050074-001-AC]

Section III. Emissions Unit(s) and Conditions.

Subsection C. This section addresses the following emissions unit.

E.U. ID No.	Brief Description
003	Internal Combustion Engine (290 Hp CI RICE)

This emissions unit consists of a 290 Hp Cummins LTA10-C (290) stationary compression ignition internal combustion engine, with a displacement of 1.7 liters per cylinder. The six-cylinder, 10 L displacement engine was manufactured February 14, 1995. The engine is used to drive an air compressor used for sandblasting. The engine is considered an existing area source. This engine is not subject to 40 CFR 60 subpart IIII because it is classified as an existing area source. However, this engine is subject to 40 CFR 63 subpart ZZZZ - NESHAP for Stationary Reciprocating Internal Combustion Engines, adopted and incorporated by reference in Rule 62-204.800(11)(b)82, F.A.C., with a compliance date of May 3, 2013.

The following specific conditions apply to the emissions unit listed above:

Essential Potential to Emit (PTE) Parameters

C.1. Authorized Fuel. The unit is limited to the combustion of diesel fuel. The fuel oil usage shall not exceed limits established in the **Facility-Wide Conditions, Operational Limits**. [Rule 62-210.200(PTE), F.A.C.; permit 0050074-001-AC and permit application 0050074-004-AO]

C.2. Hours of Operation. This emissions unit is allowed to operate continuously, i.e., 8,760 hours per year. [Rules 62-4.160(2) and 62-210.200(PTE), F.A.C.]

Emission and Operating Limitations

{Permitting Note: Subparts and Tables referenced in the text below can be found in Appendix 40 CFR 63 subpart ZZZZ of this permit. If a requirement of a section was determined to not apply, the citation is followed by a (N/A).}

C.3. Emission limitations and operating limitations. Compliance with the numerical emission limitations established in this subpart is based on the results of testing the average of three 1-hour runs using the testing requirements and procedures in 40 CFR 63.6620 and Table 4 to this subpart.
(a) If you own or operate an existing stationary RICE located at an area source of HAP emissions, you must comply with the requirements in Table 2d to this subpart and the operating limitations in Table 1b and Table 2b to this subpart that apply to you.
(b) N/A
[40 CFR 63.6603 and Application No. 0050074-004-AO]

C.4. Monitoring, installation, collection, operation and maintenance requirements.
(a) – (d) NA
(e) If you own or operate any of the following stationary RICE, you must operate and maintain the stationary RICE and after-treatment control device (if any) according to the manufacturer's emission related written instructions or develop your own maintenance plan which must provide to the extent

practicable for the maintenance and operation of the engine in a manner consistent with good air pollution control practice for minimizing emissions:

(4) An existing non-emergency, non-black start stationary CI RICE with a site rating less than or equal to 300 HP located at an area source of HAP emissions;

(f) – (g) NA

(h) If you operate a new, reconstructed, or existing stationary engine, you must minimize the engine's time spent at idle during startup and minimize the engine's startup time to a period needed for appropriate and safe loading of the engine, not to exceed 30 minutes, after which time the emission standards applicable to all times other than startup in Tables 1a, 2a, 2c, and 2d to this subpart apply.

(i) If you own or operate a stationary CI engine that is subject to the work, operation or management practices in items 1 or 2 of Table 2c to this subpart or in items 1 or 4 of Table 2d to this subpart, you have the option of utilizing an oil analysis program in order to extend the specified oil change requirement in Tables 2c and 2d to this subpart. The oil analysis must be performed at the same frequency specified for changing the oil in Table 2c or 2d to this subpart. The analysis program must at a minimum analyze the following three parameters: Total Base Number, viscosity, and percent water content. The condemning limits for these parameters are as follows: Total Base Number is less than 30 percent of the Total Base Number of the oil when new; viscosity of the oil has changed by more than 20 percent from the viscosity of the oil when new; or percent water content (by volume) is greater than 0.5. If all of these condemning limits are not exceeded, the engine owner or operator is not required to change the oil. If any of the limits are exceeded, the engine owner or operator must change the oil within 2 days of receiving the results of the analysis; if the engine is not in operation when the results of the analysis are received, the engine owner or operator must change the oil within 2 days or before commencing operation, whichever is later. The owner or operator must keep records of the parameters that are analyzed as part of the program, the results of the analysis, and the oil changes for the engine. The analysis program must be part of the maintenance plan for the engine.

(j) – (k) NA

[40 CFR 63.6625 and Application No. 0050074-004-AO]

Continuous Compliance Requirements

C.5. General requirements for complying with this subpart.

(a) You must be in compliance with the emission limitations and operating limitations in this subpart that apply to you at all times.

(b) At all times you must operate and maintain any affected source, including associated air pollution control equipment and monitoring equipment, in a manner consistent with safety and good air pollution control practices for minimizing emissions. The general duty to minimize emissions does not require you to make any further efforts to reduce emissions if levels required by this standard have been achieved. Determination of whether such operation and maintenance procedures are being used will be based on information available to the Administrator which may include, but is not limited to, monitoring results, review of operation and maintenance procedures, review of operation and maintenance records, and inspection of the source.

[40 CFR 63.6605 and Application No. 0050074-004-AO]

C.6. Demonstrating continuous compliance with the emission limitations and operating limitations.

(a) You must demonstrate continuous compliance with each emission limitation and operating limitation in Tables 1a and 1b, Tables 2a and 2b, Table 2c, and Table 2d to this subpart that apply to you according to methods specified in Table 6 to this subpart.

(b) You must report each instance in which you did not meet each emission limitation or operating limitation in Tables 1a and 1b, Tables 2a and 2b, Table 2c, and Table 2d to this subpart that apply to you. These instances are deviations from the emission and operating limitations in this subpart. These deviations must be reported according to the requirements in 40 CFR 63.6650. If you change your catalyst, you must reestablish the values of the operating parameters measured during the initial performance test. When you reestablish the values of your operating parameters, you must also conduct a performance test to demonstrate that you are meeting the required emission limitation applicable to your stationary RICE.
(c) [Reserved]
(d) For new, reconstructed, and rebuilt stationary RICE, deviations from the emission or operating limitations that occur during the first 200 hours of operation from engine startup (engine burn-in period) are not violations. Rebuilt stationary RICE means a stationary RICE that has been rebuilt as that term is defined in 40 CFR 94.11(a).
(e) You must also report each instance in which you did not meet the requirements in Table 8 to this subpart that apply to you. If you own or operate a new or reconstructed stationary RICE with a site rating of less than or equal to 500 brake HP located at a major source of HAP emissions (except new or reconstructed 4SLB engines greater than or equal to 250 and less than or equal to 500 brake HP), a new or reconstructed stationary RICE located at an area source of HAP emissions, or any of the following RICE with a site rating of more than 500 brake HP located at a major source of HAP emissions, you do not need to comply with the requirements in Table 8 to this subpart: An existing 2SLB stationary RICE, an existing 4SLB stationary RICE, an existing emergency stationary RICE, an existing limited use stationary RICE, or an existing stationary RICE which fires landfill gas or digester gas equivalent to 10 percent or more of the gross heat input on an annual basis. If you own or operate any of the following RICE with a site rating of more than 500 brake HP located at a major source of HAP emissions, you do not need to comply with the requirements in Table 8 to this subpart, except for the initial notification requirements: a new or reconstructed stationary RICE that combusts landfill gas or digester gas equivalent to 10 percent or more of the gross heat input on an annual basis, a new or reconstructed emergency stationary RICE, or a new or reconstructed limited use stationary RICE.
(f) NA
[40 CFR 63.6640 and Application No. 0050074-004-AO]

Notifications, Reports and Records

C.7. Recordkeeping.
(a) If you must comply with the emission and operating limitations, you must keep the records described in paragraphs (a)(1) through (a)(5), (b)(1) through (b)(3) and (c) of this section.

(1) A copy of each notification and report that you submitted to comply with this subpart, including all documentation supporting any Initial Notification or Notification of Compliance Status that you submitted, according to the requirement in 40 CFR 63.10(b)(2)(xiv).

(2) Records of the occurrence and duration of each malfunction of operation (*i.e.*, process equipment) or the air pollution control and monitoring equipment.

(3) Records of performance tests and performance evaluations as required in 40 CFR 63.10(b)(2)(viii).

(4) Records of all required maintenance performed on the air pollution control and monitoring equipment.

(5) Records of actions taken during periods of malfunction to minimize emissions in accordance with 40 CFR 63.6605(b), including corrective actions to restore malfunctioning process and air pollution control and monitoring equipment to its normal or usual manner of operation.

(b) For each CEMS or CPMS, you must keep the records listed in paragraphs (b)(1) through (3) of this section.

(1) Records described in 40 CFR 63.10(b)(2)(vi) through (xi).

(2) Previous (*i.e.*, superseded) versions of the performance evaluation plan as required in 40 CFR 63.8(d)(3).

(3) Requests for alternatives to the relative accuracy test for CEMS or CPMS as required in 40 CFR 63.8(f)(6)(i), if applicable.

(c) NA

(d) You must keep the records required in Table 6 of this subpart to show continuous compliance with each emission or operating limitation that applies to you.

(e) You must keep records of the maintenance conducted on the stationary RICE in order to demonstrate that you operated and maintained the stationary RICE and after-treatment control device (if any) according to your own maintenance plan if you own or operate any of the following stationary RICE;

(1) NA.

(2) NA.

(3) An existing stationary RICE located at an area source of HAP emissions subject to management practices as shown in Table 2d to this subpart.

(f) NA

[40 CFR 63.6655 and Application No. 0050074-004-AO]

General Provisions

C.8. General Provisions. Table 8 to this subpart shows which parts of the General Provisions in 40 CFR 63.1 through 63.15 apply to you. If you own or operate a new or reconstructed stationary RICE with a site rating of less than or equal to 500 brake HP located at a major source of HAP emissions (except new or reconstructed 4SLB engines greater than or equal to 250 and less than or equal to 500 brake HP), a new or reconstructed stationary RICE located at an area source of HAP emissions, or any of the following RICE with a site rating of more than 500 brake HP located at a major source of HAP emissions, you do not need to comply with any of the requirements of the General Provisions specified in Table 8: An existing 2SLB stationary RICE, an existing 4SLB stationary RICE, an existing stationary RICE that combusts landfill or digester gas equivalent to 10 percent or more of the gross heat input on an annual basis, an existing emergency stationary RICE, or an existing limited use stationary RICE. If you own or operate any of the following RICE with a site rating of more than 500 brake HP located at a major source of HAP emissions, you do not need to comply with the requirements in the General Provisions specified in Table 8 except for the initial notification requirements: A new stationary RICE that combusts landfill gas or digester gas equivalent to 10 percent or more of the gross heat input on an annual basis, a new emergency stationary RICE, or a new limited use stationary RICE.

[40 CFR 63.6665 and Application No. 0050074-004-AO]

1. The terms, conditions, requirements, limitations, and restrictions set forth in this permit are "permit conditions", and are binding and enforceable pursuant to Sections 403.141, 403.727, or 403.859 through 403.861, Florida Statutes. The permittee is placed on notice that the Department will review this permit periodically and may initiate enforcement action for any violation of these conditions.

2. This permit is valid only for the specific processes and operations applied for and indicated in the approved drawings or exhibits. Any unauthorized deviation from the approved drawings, exhibits, specifications, or conditions of this permit may constitute grounds for revocation and enforcement action by the Department.

3. As provided in Subsections 403.087(6) and 403.722(5), Florida Statutes, the issuance of this permit does not convey any vested rights or any exclusive privileges. Neither does it authorize any injury to public or private property or any invasion of personal rights, nor any infringement of federal, state or local laws or regulations. This permit is not a waiver of or approval of any other Department permit that may be required for other aspects of the total project which are not addressed in the permit.

4. This permit conveys no title to land or water, does not constitute State recognition or acknowledgment of title, and does not constitute authority for the use of submerged lands unless herein provided and the necessary title or leasehold interests have been obtained from the State. Only the Trustees of the Internal Improvement Trust Fund may express State opinion as to title.

5. This permit does not relieve the permittee from liability for harm or injury to human health or welfare, animal, or plant life, or property caused by the construction or operation of this permitted source, or from penalties therefore; nor does it allow the permittee to cause pollution in contravention of Florida Statutes and Department rules, unless specifically authorized by an order from the Department.

6. The permittee shall properly operate and maintain the facility and systems of treatment and control (and related appurtenances) that are installed and used by the permittee to achieve compliance with the conditions of this permit, are required by Department rules. This provision includes the operation of backup or auxiliary facilities or similar systems when necessary to achieve compliance with the conditions of the permit and when required by Department rules.

7. The permittee, by accepting this permit, specifically agrees to allow authorized Department personnel, upon presentation of credentials or other documents as may be required by law and at reasonable times, access to the premises where the permitted activity is located or conducted for the purpose of:

a. Have access to and copy any records that must be kept under conditions of this permit;
b. Inspect the facility, equipment, practices, or operations regulated or required under this permit; and,
c. Sample or monitor any substances or parameters at any location reasonably necessary to assure compliance with this permit or Department rules.

Reasonable time may depend on the nature of the concern being investigated.

8. If, for any reason, the permittee does not comply with or will be unable to comply with any condition or limitation specified in this permit, the permittee shall immediately provide the Department with the following information:

a. A description of and cause of noncompliance; and
b. The period of noncompliance, including exact dates and times; or, if not corrected, the anticipated time the noncompliance is expected to continue, and steps being taken to reduce, eliminate, and prevent recurrence of the noncompliance. The permittee shall be responsible for any and all damages that may result and may be subject to enforcement action by the Department for penalties or for revocation of this permit.

9. In accepting this permit, the permittee understands and agrees that all records, notes, monitoring data and other information relating to the construction or operation of this permitted source which are submitted to the Department may be used by the Department as evidence in any enforcement case involving the permitted source arising under the Florida Statutes or Department rules, except where such use is proscribed by Sections 403.73 and 403.111, Florida Statutes. Such evidence shall only be used to the extent it is consistent with Florida Rules of Civil Procedure and appropriate evidentiary rules.

10. The permittee agrees to comply with changes in Department rules and Florida Statutes after a reasonable time for compliance, provided however, the permittee does not waive any other rights granted by Florida Statutes or Department rules.

11. This permit is transferable only upon Department approval in accordance with Florida Administrative Code Rules 62-4.120 and 62-730.300, as applicable. The permittee shall be liable for any noncompliance of the permitted activity until the Department approves the transfer.

12. This permit or a copy thereof shall be kept at the work site of the permitted activity.

13. The permittee shall comply with the following:

a. Upon request, the permittee shall furnish all records and plans required under Department rules. During enforcement actions, the retention period for all records will be extended automatically unless otherwise stipulated by the Department.

b. The permittee shall hold at the facility or other location designated by this permit records of all monitoring information (including all calibration and maintenance records and all original strip chart recordings for continuous monitoring instrumentation) required by the permit, copies of all reports required by this permit, and records of all data used to complete the application for this permit. These materials shall be retained at least three years from the date of the sample, measurement, report or application unless otherwise specified by Department rule.

c. Records of monitoring information shall include:
- the date, exact place, and time of sampling or measurement;
- the person responsible for performing the sampling or measurements;
- the dates analyses were performed;
- the person responsible for performing the analyses;
- the analytical techniques or methods used;
- the results of such analyses.

14. When requested by the Department, the permittee shall within a reasonable time furnish any information required by law which is needed to determine compliance with the permit. If the permittee becomes aware the relevant facts were not submitted or were incorrect in the permit application or in any report to the Department, such facts or information shall be corrected promptly.