



# Florida Department of Environmental Protection

Northwest District  
160 W. Government Street  
Pensacola, Florida 32502

Rick Scott  
Governor

Carlos Lopez-Cantera  
Lt. Governor

Herschel T. Vinyard Jr.  
Secretary

November 3, 2014

*By Electronic Mail, Received Receipt Requested*  
[dtarlton@transmontaigne.com](mailto:dtarlton@transmontaigne.com)

## NOTICE OF ADMINISTRATIVELY CORRECTED PERMIT

In the Matter of a Request for Administrative Correction:

Mr. Dudley Tarlton, Vice President  
Environmental Safety and Occupational Health  
Transmontaigne Operating Company L.P.  
1670 Broadway, Suite 3100  
Denver, Colorado 80202

Project No. 0330139-021-AF  
Administrative Correction to Permit No. 0330139-018-AF  
Pensacola Terminal  
Escambia County

Enclosed are Administratively Corrected Conditions to the Federally Enforceable State Operation Permit (FESOP) No. 0330139-018-AF, for the operation of the Pensacola Terminal located in Escambia County at 511 S. Clubbs Street, Pensacola, Florida. This correction is issued pursuant to Rule 62-210.360, Florida Administrative Code (F.A.C.), and Chapter 403, Florida Statutes (F.S.). This change is made at the applicant's request dated 10/30/14, to clarify testing conditions. This corrective action does not alter the effective dates of the existing permit.

The Department of Environmental Protection (Department) will consider the above-noted action final unless a timely petition for an administrative hearing is filed pursuant to Sections 120.569 and 120.57, F.S. Mediation under Section 120.573, F.S., will not be available for this proposed action.

A person whose substantial interests are affected by the proposed permitting decision may petition for an administrative hearing in accordance with Sections 120.569 and 120.57, F.S. The petition must contain the information set forth below and must be filed (received) by the Agency Clerk in the Department's Office of General Counsel, 3900 Commonwealth Boulevard, MS #35, Tallahassee, Florida 32399-3000. Petitions filed by the permit applicant or any of the parties listed below must be filed within 14 (fourteen) days of receipt of this notice. Petitions filed by any other person must be filed within 14 (fourteen) days of receipt of this proposed action. A petitioner must mail a copy of the petition to the applicant at the address indicated above, at the time of filing. The failure of any person to file a petition within the appropriate time period shall constitute a waiver of that person's right to request an administrative determination (hearing) under Sections 120.569 and 120.57, F.S., or to intervene in this proceeding and participate as a party to it. Any subsequent intervention (in a proceeding initiated by another party) will be only at the approval of the presiding officer upon the filing of a motion in compliance with Rule 28-106.205, F.A.C.

A petition that disputes the material facts on which the Permitting Authority's action is based must contain the following information: (a) The name and address of each agency affected and each agency's file or identification number, if known; (b) The name, address, and telephone number of the petitioner; the name, address and telephone number of the petitioner's representative, if any, which shall be the address for service purposes during the course of the proceeding; and an explanation of how the petitioner's substantial interests will be affected by the agency determination; (c) A statement of when and how each petitioner received notice of the agency action or proposed decision; (d) A statement of all disputed issues of material fact.



**NOTICE OF ADMINISTRATIVELY CORRECTED PERMIT**

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Pursuant to the applicant's request, conditions/requirements contained in permit No. 0330139-018-AV have been corrected as indicated below. ~~Strikethrough~~ is used to denote the deletion of text. Double-underlines are used to denote the addition of text. All changes are emphasized with **yellow highlight**.

These changes are being made to remove the inconsistencies between the standard permit conditions and the performance test requirements of 40 CFR 60.503(c).

**Subsection C. This section addresses the following emissions unit.**

**EU I.D.    Brief Description**

003        Loading Rack/VCU - gasoline/distillate - Vapor Combustion Unit (VCU, enclosed flare)

1. Specific Condition **C.2.** is hereby changed as follows:

**C.2. Capacity**

a. The maximum allowable gasoline, gasoline/ethanol blends and ethanol combined throughput total is 270 MM gallons per year and 300 MM gallons per year distillate.

~~b. The maximum total allowable operating rate for the loading rack is 8400 gallons per minute of product from 14 risers (10 for gasoline, ethanol and gasoline ethanol mix and 4 for distillate). This is the operating rate at which compliance with standards shall be demonstrated, using gasoline as the product.~~

[Rules 62-4.070(3), 62-210.200(244) [PTE], and 62-296.320(1)(a), F.A.C.; permit AC17-268873]

*{Permitting Note: The old loading rack was initially permitted (Permit No. AC17-268873) with a capacity of 7,200 gal/min and having 12 risers, but was built with only nine risers. Permit 0330139-011-AC authorized a replacement loading rack with 12 risers.}*

2. Specific condition **C.19.a.** is hereby changed as follows:

**Emission Limitations and Standards**

**40 CFR 60 Subpart XX - Standards of Performance for Bulk Gasoline Terminals**

**40 CFR 60.503 - Test methods and Procedures**

**C.19.a.** Emissions tests are required to show compliance with the standards of the Department. The test results must provide reasonable assurance that the source is capable of compliance at the permitted maximum operating rate. Tests shall be conducted annually unless otherwise specified.

Tests shall be conducted in accordance with the table below:

| <b>POLLUTANT</b>                | <b>TEST METHOD</b>          | <b>FREQUENCY</b>  |
|---------------------------------|-----------------------------|---|
| <b>Vapor Collection System:</b> |                             |   |
| VOC                             | EPA Method 21               | <u>Once each Federal Fiscal Year Immediately before the VOC performance test required for the VCU. See Below.</u> |
| <b>Vapor Combustion Unit:</b>   |                             |   |
| VE                              | EPA Method 22 (two hours)   | Once each Federal Fiscal Year   |
| VOC                             | EPA Method 2B, & 25A or 25B | Once in 5 <sup>th</sup> year at least 105 days prior to expiration of this permit.                                |

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[Rules 62-4.070(3), 62-204.800(8)(b)56., ~~62-297.401(2)(b), (21), (22) and (25)~~, 62-297.320(1), and 62-297.310(7)(a)4.a, F.A.C., and 40 CFR 60.18(f)(1), 40 CFR 60.503, 40 CFR 60.503(b) and (c)(5) & (6), and Appendix A of 40 CFR 60]

*{Permitting Note: The VCU is a thermal oxidation system that does not use an open flame, so EPA Method 25A or 25B can be used.}*

3. Specific condition **C.19.c.** is hereby revoked as follows:

~~**C.19.c.** Testing of emissions shall be conducted with the source operating at capacity. Capacity is defined as 90-100% of rated capacity. If it is impractical to test at capacity, sources may be tested at less than capacity; in this case subsequent source operation is limited to 110% of the test load until a new test is conducted. Once the unit is so limited, operation at higher capacities is allowed for no more than fifteen days for purposes of additional compliance testing to regain the rated capacity in the permit, with prior notification to the Department. [Rules 62-297.310(2) and 62-4.070(3), F.A.C.]~~