



# FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION

Southwest District Office  
13051 North Telecom Parkway  
Temple Terrace, Florida 33637-0926

RICK SCOTT  
GOVERNOR

HERSCHEL T. VINYARD JR.  
SECRETARY

## NOTICE OF FINAL PERMIT

*In the Matter of an  
Application for Permit by:*

Flowers Baking Company of Bradenton, LLC  
6490 Parkland Drive  
Sarasota, FL 34243

Permit No. 0810164-006-AV  
Title V Air Operation Permit Renewal  
Manatee County

*Responsible Official:*

Mr. Bo Strickland, Plant President

Enclosed is the final permit package for the Title V air operation permit renewal for the Flowers Baking Company of Bradenton, LLC facility located in Manatee County at 6490 Parkland Drive, Sarasota, Florida. This permit is issued pursuant to Chapter 403, Florida Statutes.

Any party to this order has the right to seek judicial review of it under Section 120.68 of the Florida Statutes by filing a notice of appeal under Rule 9.110 of the Florida Rules of Appellate Procedure with the clerk of the Department of Environmental Protection in the Office of General Counsel (Mail Station #35, 3900 Commonwealth Boulevard, Tallahassee, Florida, 32399-3000) and by filing a copy of the notice of appeal accompanied by the applicable filing fees with the appropriate District Court of Appeal. The notice must be filed within 30 days after this order is filed with the clerk of the Department.

Executed in Hillsborough County, Florida.

A handwritten signature in blue ink that reads 'Kelley M. Boatwright'. The signature is written in a cursive style and is positioned above a horizontal line.

Kelley M. Boatwright  
District Air Program Administrator  
Southwest District

KMB/ds/admin

**CERTIFICATE OF SERVICE**

The undersigned duly designated deputy agency clerk hereby certifies that this Notice of Final Permit (including the Final Permit and Final Determination), or a link to these documents available electronically on a publicly accessible server, was sent by electronic mail with received receipt requested before the close of business on the date indicated below to the persons listed below:

Mr. Bo Strickland, Flowers Baking Company of Bradenton, LLC: [bo\\_strickland@flocorp.com](mailto:bo_strickland@flocorp.com)

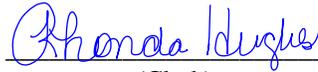
Mr. Bob Brophy, Flowers Baking Company of Bradenton, LLC: [bob.brophy@flocorp.com](mailto:bob.brophy@flocorp.com)

Mr. Theodore Hodges Campbell, P.E., Greenway Environmental, LLC: [ted@greenwayenvironmental.net](mailto:ted@greenwayenvironmental.net)

Mr. Erin DiBacco, SWD Compliance Assurance Program Team Leader Manager:  
[erin.dibacco@dep.state.fl.us](mailto:erin.dibacco@dep.state.fl.us)

Clerk Stamp

**FILING AND ACKNOWLEDGMENT FILED**, on this date, pursuant to Section 120.52(7), Florida Statutes, with the designated agency clerk, receipt of which is hereby acknowledged.



(Clerk)

11/13/2013

(Date)

In addition, this NOTICE OF FINAL PERMIT (including the FINAL Title V Air Operation Permit package) was posted electronically on DEP Darm\_Common drive and an email notification was sent to Barbara Friday, [[Barbara.Friday@dep.state.fl.us](mailto:Barbara.Friday@dep.state.fl.us)] for posting with the U.S.EPA Region 4 Office.

## FINAL DETERMINATION

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### PERMITTEE

Flowers Baking Company of Bradenton, LLC  
6490 Parkland Drive  
Sarasota, FL 34243

### PERMITTING AUTHORITY

Florida Department of Environmental Protection (Department)  
Air Resource Management  
Southwest District  
13051 North Telecom Parkway  
Temple Terrace, Florida 33637-7600

### PROJECT

Title V Air Operation Permit Renewal No. 0810164-006-AV

The main purpose of this project is to renew Title V air operation permit No. 0810164-004-AV, for the facility.

### NOTICE AND PUBLICATION

The Department distributed an Intent to Issue Title V Air Operation Permit package on September 17, 2013. The applicant published the Public Notice of Intent to Issue Air Permit in the Bradenton Herald on September 28, 2013. The Department received the proof of publication on October 23, 2013. A proposed permit was issued for EPA review on September 28, 2013.

### COMMENTS

No comments were received from the applicant, the public, or the EPA Region 4 Office.

### CONCLUSION

A typographical error was discovered in the draft/proposed permit and corrected in the final permit. In Specific Condition No. A.4. of the draft/proposed, the VOC limit was incorrectly specified as 152.6 tons per year and was changed to the correct value of 156.2 tons per year in the final. The change that has been made is not significant enough to reissue the draft/proposed Title V air operation permit and require another public notice. The permitting authority hereby issues the FINAL Permit with no changes.

# Flowers Baking Company of Bradenton, LLC

Facility ID No. 0810164

Manatee Name County

## **Title V Air Operation Permit Renewal**

Permit No. 0810164-006-AV

(Renewal of Title V Air Operation Permit No. 0810164-004-AV)



### **Permitting Authority:**

State of Florida

Department of Environmental Protection  
Air Resource Management, Southwest District

13051 North Telecom Parkway  
Temple Terrace, Florida 33637-0926

Telephone: (813) 470-5700

Fax: (813) 470-5996

### **Compliance Authority:**

State of Florida

Department of Environmental Protection  
Air Resource Management, Southwest District

13051 North Telecom Parkway  
Temple Terrace, Florida 33637-0926

Telephone: (813) 470-5700

Fax: (813) 470-5995

## Title V Air Operation Permit Renewal

Permit No. 0810164-006-AV

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## ***FINAL PERMIT***

**PERMITTEE:**

Flowers Baking Company of Bradenton, LLC  
6490 Parkland Drive  
Sarasota, FL 34243

Permit No. 0810164-006-AV  
Facility ID No. 0810164  
Title V Air Operation Permit Renewal

The purpose of this permit is to renew the Title V air operation permit for the above referenced facility. The existing facility is located in Manatee County at 6490 Parkland Drive, Sarasota, Florida. UTM Coordinates are: Zone 17, 348.63 East and 3034.79 North. Latitude is: 27°25'41" North; and, Longitude is: 82°31'53" West.

The Title V 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, 62-210, 62-213. The above named permittee is hereby authorized to operate the facility in accordance with the terms and conditions of this permit.

Effective Date: November 13, 2013

Renewal Application Due Date: February 15, 2018

Expiration Date: November 13, 2018



Kelley M. Boatwright  
District Air Program Administrator  
Southwest District

KMB/ds/admin

## SECTION I. FACILITY INFORMATION.

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### **Subsection A. Facility Description.**

This facility is a commercial bakery that consists of one bread line (bread oven) and one bun line (bun oven).

### **Subsection B. Summary of Emissions Units.**

<b>EU No.</b>	<b>Brief Description</b>
<i>Regulated Emissions Units</i>	
001	Bread Line (Bread Oven 001)
002	Bun Line (Bun Oven 002)

*Note: The facility also includes four (4) flour storage silos which were previously classified as regulated emissions units but have been reclassified as insignificant emissions units.*

### **Subsection C. Applicable Regulations.**

Based on the Title V air operation permit renewal application received on August 23, 2013, this facility is not a major source of hazardous air pollutants (HAP). The existing facility is not a PSD major source of air pollutants in accordance with Rule 62-212.400, F.A.C. A summary of applicable regulations is shown in the following table.

<b>Regulation</b>	<b>EU No(s).</b>
<i>State Regulations</i> Chapters 62-4, 62-204, 62-210, 62-212, 62-213, 62-296, and 62-297, F.A.C.	All

## SECTION II. FACILITY-WIDE CONDITIONS.

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### The following conditions apply facility-wide to all emission units and activities:

**FW1.** Appendices - The permittee shall comply with all documents identified in Section IV, Appendices, listed in the Table of Contents. Each document is an enforceable part of this permit unless otherwise indicated. [Rule 62-213.440, F.A.C.]

### Emissions and Controls

**FW2.** Objectionable Odor Prohibited. No person shall cause, suffer, allow or permit the discharge of air pollutants, which cause or contribute to an objectionable odor. An "objectionable odor" means any odor present in the outdoor atmosphere which by itself or in combination with other odors, is or may be harmful or injurious to human health or welfare, which unreasonably interferes with the comfortable use and enjoyment of life or property, or which creates a nuisance. [Rule 62-296.320(2) and 62-210.200(Definitions), F.A.C.; Construction Permit No. 0810164-002-AC]

**FW3.** General 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 or organic solvents without applying known and existing vapor emission control devices or systems deemed necessary and ordered by the Department.

*(Permitting Note - Nothing is deemed necessary and ordered at this time)*

**FW4.** General Visible Emissions - No person shall cause, let, permit, suffer or allow to be discharged into the atmosphere the emissions of air pollutants from any activity equal to or greater than 20% opacity. EPA Method 9 is the method of compliance pursuant to Chapter 62-297, F.A.C. This regulation does not impose a specific testing requirement. [Rule 62-296.320(4)(b)1, F.A.C.]

**FW5.** Unconfined Particulate Matter - 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. Facility roadways and parking areas are paved.
- b. Flour storage and handling equipment is enclosed.
- c. Operation of filtration devices on each of the four silos in order to minimize flour loss as it is being pneumatically conveyed to the silos.
- d. Immediate removal and disposal of any flour that may be spilled onto the concrete outside the facility during the unloading process.

*(Permitting Note: The requirements listed above are "not federally enforceable")*

[Rule 62-296.320(4)(c), F.A.C.]

### Annual Reports and Fees

*See Appendix RR, Facility-wide Reporting Requirements for additional details.*

**FW6.** Annual Operating Report - The permittee shall submit an annual report that summarizes the actual operating rates and emissions from this facility. Annual operating reports shall be submitted to the Compliance Authority by April 1<sup>st</sup> of each year. *(See also Appendix RR, Condition No. RR5.)*

## SECTION II. FACILITY-WIDE CONDITIONS.

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[Rule 62-210.370(3), F.A.C.]

**FW7.** Annual Emissions Fee Form and Fee - The annual Title V emissions fees are due (postmarked) by March 1<sup>st</sup> of each year. The completed form and calculated fee shall be submitted to: Major Air Pollution Source Annual Emissions Fee, P.O. Box 3070, Tallahassee, Florida 32315-3070. The forms are available for download by accessing the Title V Annual Emissions Fee On-line Information Center at the following Internet web site: <http://www.dep.state.fl.us/air/emission/tvfee.htm>. (See also Appendix RR, Condition No. RR6.)

[Rule 62-213.205, F.A.C.]

**FW8.** Annual Statement of Compliance - The permittee shall submit an annual statement of compliance to the compliance authority at the address shown on the cover of this permit within 60 days after the end of each calendar year during which the Title V permit was effective. (See also Appendix RR, Condition No. RR7.)

[Rules 62-213.440(3)(a)2. & 3. and (3)(b), F.A.C.]

**FW9.** Prevention of Accidental Releases (Section 112(r) of CAA) - If and when the facility becomes subject to 112(r), the permittee shall:

- a. Submit its Risk Management Plan (RMP) to the Chemical Emergency Preparedness and Prevention Office (CEPPO) RMP Reporting Center. Any Risk Management Plans, original submittals, revisions or updates to submittals, should be sent to: RMP Reporting Center, Post Office Box 10162, Fairfax, VA 22038, Telephone: (703) 227-7650.
- b. Submit to the permitting authority Title V certification forms or a compliance schedule in accordance with Rule 62-213.440(2), F.A.C.

[40 CFR 68]

### **IMPORTANT NOTES TO PERMITTEE:**

Permit Renewal - see Appendix TV, Condition No. TV18.

(*Note - Renewal application is due 225 days prior to expiration date of this permit.*)

Title V Semi-Annual Monitoring Reports - see Appendix RR, Condition No. RR4.

**SECTION III. EMISSIONS UNITS AND SPECIFIC CONDITIONS.**

**Subsection A. Emissions Unit Nos. 001 and 002 – Bread Line and Bun Line**

The specific conditions in this section apply to the following emissions units (EUs):

<b>EU ID No.</b>	<b>Brief Description</b>
-001	<p><u>Bread Line (Bread Oven 001):</u>                      The Bread Line consists of a natural gas fired oven with a design heat input rate of 7.0 MMBTU/hr., which utilizes numerous formulas in the production of bread. The formulas in the production of bread fall into three categories; straight dough, liquid brew, and sponge dough. The total capacity of the bread oven is 55,188 tons of bread per any consecutive 12 month period. Also included are pre-baked and post-baked operations, such as mixing, dividing, proofing, depanning, cooling, slicing, and packaging.</p>
-002	<p><u>Bun Line (Bun Oven 002):</u>                      The Bun Line consists of a natural gas fired oven with a design heat input rate of 6.0 MMBTU/hr., which utilizes liquid brew formulas in the production of buns. The total capacity of the bun oven is 29,534 tons of buns per any consecutive 12 month period. Also included are pre-bake and post-bake operations such as mixing, dividing, proofing, depanning, cooling, slicing, and packaging.</p>

*{Note: These emissions units (EU Nos. 001 and 002) are regulated under Rule 62-296.320, F.A.C. Compliance Assurance Monitoring (CAM), adopted and incorporated by reference in Rule 62-204.800, F.A.C., is not applicable, since there are no emission control devices.}*

**Essential Potential to Emit (PTE) Parameters**

**A.1. Permitted Capacities.**

- a. The maximum allowable bread and straight dough production is limited as follows:

<b>EU ID No.</b>	<b>Total Bread Production (tons per any 12-month consecutive period)</b>	<b>Straight Dough Bread Production (tons per any 12-month consecutive period)</b>
001	55,188	10,000
002	29,534	n/a

- b. The maximum allowable fuel usage rates are as follows:

<b>EU ID No.</b>	<b>Fuel Type</b>	<b>Fuel Usage per any consecutive 12-month period (Million cubic ft.)</b>
001	Natural gas	57.6
002	Natural gas	48.3

[Rules 62-4.160(2), 62-204.800, 62-210.200 (Potential to Emit)]

**A.2. Methods of Operation (i.e., Fuels) - The direct gas fired ovens used in these emissions units shall only be fired with natural gas.**

[Rule 62-213.410, F.A.C.]

**SECTION III. EMISSIONS UNITS AND SPECIFIC CONDITIONS.**

**Subsection A. Emissions Unit Nos. 001 and 002 – Bread Line and Bun Line**

- A.3. Hours of Operation** - These emissions units may operate continuously (8,760 hours/year).  
[Rule 62-210.200 (Potential to Emit), F.A.C.]

**Emission Limitations and Standards**

*Permitting Note - The attached Table 1, Summary of Air Pollutant Standards, summarizes information for convenience purposes only. This table does not supersede any of the terms or conditions of this permit.)*

- A.4. VOC Emissions Limitation** – Volatile Organic Compound (VOC) emissions shall not exceed the following limits.

<b>EU ID No.</b>	<b>VOC Emissions Limit (tons per any 12-month consecutive period)</b>
001	156.2
002	51.1

[Rule 62-210.200 (Potential to Emit), F.A.C.; TV Renewal Permit Application dated 8/21/2013]

**Recordkeeping and Reporting Requirements**

- A.5. Monthly Recordkeeping Requirements** - The permittee shall keep logs for the facility to document compliance with the limitations of Conditions A.1. and A.4. The logs shall at a minimum contain the monthly and the 12 month rolling totals (12 consecutive month totals) of the following:

- a. Date/Month.
- b. Emission Unit No. ID.
- c. Operating hours.
- d. Pounds of bread products by formula (straight dough, liquid brew, and sponge dough).
- e. Total pounds of all bread products.
- f. Quantity of natural gas burned.
- g. VOCs emitted (including emission factors used).

*{Permitting note: See “AP-42, Section 9.9.6 Bread Baking” for VOC emissions factor calculation equations.}*

The monthly logs shall be completed by the end of the following month. Supporting documentation (MSD sheets, purchase order, emission factors, etc.) shall be kept to provide sufficient information to determine compliance with Conditions A.1. and A.4. These records shall be kept at the facility for at least 5 years and made available to the Department upon request.

[Rule 62-213.440(1)(b)2.b. and 62-4.070(3), F.A.C.]

**SECTION IV. APPENDICES.**

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**The Following Appendices Are Enforceable Parts of This Permit:**

Appendix A, Glossary

Appendix I, List of Insignificant Emissions Units and/or Activities

Appendix RR, Facility-wide Reporting Requirements

Appendix TV, Title V General Conditions

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APPENDIX A

ABBREVIATIONS, ACRONYMS, CITATIONS AND IDENTIFICATION NUMBERS

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**Abbreviations and Acronyms:**

<b>° F:</b> degrees Fahrenheit	<b>ID:</b> identification
<b>acfm:</b> actual cubic feet per minute	<b>ISO:</b> International Standards Organization (refers to those conditions at 288 Kelvin, 60% relative humidity and 101.3 kilopascals pressure.)
<b>AOR:</b> Annual Operating Report	<b>kPa:</b> kilopascals
<b>ARMS:</b> Air Resource Management System (Department's database)	<b>LAT:</b> Latitude
<b>BACT:</b> best available control technology	<b>lb:</b> pound
<b>Btu:</b> British thermal units	<b>lbs/hr:</b> pounds per hour
<b>CAA:</b> Clean Air Act	<b>LONG:</b> Longitude
<b>CAAA:</b> Clean Air Act Amendments of 1990	<b>MACT:</b> maximum achievable technology
<b>CAM:</b> compliance assurance monitoring	<b>mm:</b> millimeter
<b>CEMS:</b> continuous emissions monitoring system	<b>MMBtu:</b> million British thermal units
<b>cfm:</b> cubic feet per minute	<b>MSDS:</b> material safety data sheets
<b>CFR:</b> Code of Federal Regulations	<b>MW:</b> megawatt
<b>CO:</b> carbon monoxide	<b>NESHAP:</b> National Emissions Standards for Hazardous Air Pollutants
<b>COMS:</b> continuous opacity monitoring system	<b>NO<sub>x</sub>:</b> nitrogen oxides
<b>DARM:</b> Division of Air Resources Management	<b>NSPS:</b> New Source Performance Standards
<b>DCA:</b> Department of Community Affairs	<b>O&amp;M:</b> operation and maintenance
<b>DEP:</b> Department of Environmental Protection	<b>O<sub>2</sub>:</b> oxygen
<b>Department:</b> Department of Environmental Protection	<b>ORIS:</b> Office of Regulatory Information Systems
<b>dscfm:</b> dry standard cubic feet per minute	<b>OS:</b> Organic Solvent
<b>EPA:</b> Environmental Protection Agency	<b>Pb:</b> lead
<b>ESP:</b> electrostatic precipitator (control system for reducing particulate matter)	<b>PM:</b> particulate matter
<b>EU:</b> emissions unit	<b>PM<sub>10</sub>:</b> particulate matter with a mean aerodynamic diameter of 10 microns or less
<b>F.A.C.:</b> Florida Administrative Code	<b>PSD:</b> prevention of significant deterioration
<b>F.D.:</b> forced draft	<b>psi:</b> pounds per square inch
<b>F.S.:</b> Florida Statutes	<b>PTE:</b> potential to emit
<b>FGR:</b> flue gas recirculation	<b>RACT:</b> reasonably available control technology
<b>Fl:</b> fluoride	<b>RATA:</b> relative accuracy test audit
<b>ft<sup>2</sup>:</b> square feet	<b>RMP:</b> Risk Management Plan
<b>ft<sup>3</sup>:</b> cubic feet	<b>RO:</b> Responsible Official
<b>gpm:</b> gallons per minute	<b>SAM:</b> sulfuric acid mist
<b>gr:</b> grains	<b>scf:</b> standard cubic feet
<b>HAP:</b> hazardous air pollutant	<b>scfm:</b> standard cubic feet per minute
<b>Hg:</b> mercury	<b>SIC:</b> standard industrial classification code
<b>I.D.:</b> induced draft	

**APPENDIX A**

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**ABBREVIATIONS, ACRONYMS, CITATIONS AND IDENTIFICATION NUMBERS**

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**SNCR:** selective non-catalytic reduction (control system used for reducing emissions of nitrogen oxides)

**SOA:** Specific Operating Agreement

**SO<sub>2</sub>:** sulfur dioxide

**TPH:** tons per hour

**TPY:** tons per year

**UTM:** Universal Transverse Mercator coordinate system

**VE:** visible emissions

**VOC:** volatile organic compounds

**x:** By or times

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**Citations:**

*The following examples illustrate the methods used in this permit to abbreviate and cite the references of rules, regulations, guidance memorandums, permit numbers and ID numbers.*

Code of Federal Regulations:

*Example: [40 CFR 60.334]*

Where:	40	refers to	Title 40
	CFR	refers to	Code of Federal Regulations
	60	refers to	Part 60
	60.334	refers to	Regulation 60.334

Florida Administrative Code (F.A.C.) Rules:

*Example: [Rule 62-213.205, F.A.C.]*

Where:	62	refers to	Title 62
	62-213	refers to	Chapter 62-213
	62-213.205	refers to	Rule 62-213.205, F.A.C.

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**Identification Numbers:**

Facility Identification (ID) Number:

*Example: Facility ID No.: 1050221*

*Where:*

105 =	3-digit number code identifying the facility is located in Polk County
0221 =	4-digit number assigned by state database.

Permit Numbers:

*Example: 1050221-002-AV, or  
1050221-001-AC*

**APPENDIX A**

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**ABBREVIATIONS, ACRONYMS, CITATIONS AND IDENTIFICATION NUMBERS**

*Where:*

- AC = Air Construction Permit
- AV = Air Operation Permit (Title V Source)
- 105 = 3-digit number code identifying the facility is located in Polk County
- 0221= 4-digit number assigned by permit tracking database
- 001 or 002= 3-digit sequential project number assigned by permit tracking database

*Example:* PSD-FL-185

PA95-01

AC53-208321

*Where:*

- PSD = Prevention of Significant Deterioration Permit
- PA = Power Plant Siting Act Permit
- AC53 = old Air Construction Permit numbering identifying the facility is located in Polk County

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## APPENDIX I

### LIST OF INSIGNIFICANT EMISSIONS UNITS AND/OR ACTIVITIES

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The facilities, emissions units, or pollutant-emitting activities listed in Rule 62-210.300(3)(a), F.A.C., Categorical Exemptions, or that meet the criteria specified in Rule 62-210.300(3)(b)1., F.A.C., Generic Emissions Unit Exemption, are exempt from the permitting requirements of Chapters 62-210, 62-212 and 62-4, F.A.C.; provided, however, that exempt emissions units shall be subject to any applicable emission limiting standards and the emissions from exempt emissions units or activities shall be considered in determining the potential emissions of the facility containing such emissions units. Emissions units and pollutant-emitting activities exempt from permitting under Rules 62-210.300(3)(a) and (b)1., F.A.C., shall not be exempt from the permitting requirements of Chapter 62-213, F.A.C., if they are contained within a Title V source; however, such emissions units and activities shall be considered insignificant for Title V purposes provided they also meet the criteria of Rule 62-213.430(6)(b), F.A.C. No emissions unit shall be entitled to an exemption from permitting under Rules 62-210.300(3)(a) and (b)1., F.A.C., if its emissions, in combination with the emissions of other units and activities at the facility, would cause the facility to emit or have the potential to emit any pollutant in such amount as to make the facility a Title V source.

The below listed emissions units and/or activities are considered insignificant pursuant to Rule 62-213.430(6), F.A.C.

#### Brief Description of Emissions Units and/or Activities

1. Parts washer (non-halogenated solvents)
2. Two natural gas fired boilers each 5.25 MMBTU/hr.
3. Maintenance and housekeeping activities (including painting, welding, aerosol usage, and lube oil usage).
4. Ingredient storage tanks
5. Bulk flour system
6. Flour reclamation system
7. Minor ingredients system (including cream yeast system, yeast box, and small butter box).
8. Air dryers (electric)
9. Equipment/Activities Containing ozone depleting substances (not regulated under Title VI)
10. Label printing operations (Previously was unregulated Emission Unit No. 009)
11. Diesel fuel storage tanks with a capacity of 10,000 gallons
12. Four 45,000 to 55,000 pound capacity flour silos (Previously was Emission Unit Nos. 003, 004, 005, and 010). Each silo is equipped with a bin vent filter which is considered an integral part of each silo rather than a control device. The filter reduces flour emissions by at least 95% while filling and collected flour is returned to each silo by gravity feed.

**APPENDIX RR**

**FACILITY-WIDE REPORTING REQUIREMENTS**

(Version Dated 9/17/2009)

**RR1. Reporting Schedule.** This table summarizes information for convenience purposes only. It does not supersede any of the terms or conditions of this permit.

<b>Report</b>	<b>Reporting Deadline(s)</b>	<b>Related Condition(s)</b>
Plant Problems/Permit Deviations	Immediately upon occurrence (See RR2.d.)	RR2, RR3
Malfunction Excess Emissions Report	Quarterly (if requested)	RR3
Semi-Annual Monitoring Report	Every 6 months	RR4
Annual Operating Report	April 1	RR5
Annual Emissions Fee Form and Fee	March 1	RR6
Annual Statement of Compliance	Within 60 days after the end of each calendar year (or more frequently if specified by Rule 62-213.440(2), F.A.C., or by any other applicable requirement); and  Within 60 days after submittal of a written agreement for transfer of responsibility, or  Within 60 days after permanent shutdown.	RR7
Notification of Administrative Permit Corrections	As needed	RR8
Notification of Startup after Shutdown for More than One Year	Minimum of 60 days prior to the intended startup date or, if emergency startup, as soon as possible after the startup date is ascertained	RR9
Permit Renewal Application	225 days prior to the expiration date of permit	TV17
Test Reports	Maximum 45 days following compliance tests	TR8

*{Permitting Note: See permit Section III. Emissions Units and Specific Conditions, for any additional Emission Unit-specific reporting requirements.}*

**RR2. Reports of Problems.**

- a. Plant Operation-Problems. If the permittee is temporarily unable to comply with any of the conditions of the permit due to breakdown of equipment or destruction by hazard of fire, wind or by other cause, the permittee shall immediately notify the Department. Notification shall include pertinent information as to the cause of the problem, and what steps are being taken to correct the problem and to prevent its recurrence, and where applicable, the owner's intent toward reconstruction of destroyed facilities. Such notification does not release the permittee from any liability for failure to comply with Department rules.
- b. 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:
  - (1) A description of and cause of noncompliance; and
  - (2) The period of noncompliance, including 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 which may result and may be subject to enforcement action by the Department for penalties or for revocation of this permit.
- c. 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

**APPENDIX RR**  
**FACILITY-WIDE REPORTING REQUIREMENTS**  
(Version Dated 9/17/2009)

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.

- d. "Immediately" shall mean the same day, if during a workday (i.e., 8:00 a.m. - 5:00 p.m.), or the first business day after the incident, excluding weekends and holidays; and, for purposes of Rule 62-4.160(15) and 40 CFR 70.6(a)(3)(iii)(B), "promptly" or "prompt" shall have the same meaning as "immediately". [Rule 62-4.130, Rule 62-4.160(8), Rule 62-4.160(15), and Rule 62-213.440(1)(b), F.A.C.; 40 CFR 70.6(a)(3)(iii)(B)]

**RR3. Reports of Deviations from Permit Requirements.** The permittee shall report in accordance with the requirements of Rule 62-210.700(6), F.A.C. (below), and Rule 62-4.130, F.A.C. (condition RR2.), deviations from permit requirements, including those attributable to upset conditions as defined in the permit. Reports shall include the probable cause of such deviations, and any corrective actions or preventive measures taken. *Rule 62-210.700(6):* In case of excess emissions resulting from malfunctions, each owner or operator shall notify the Department or the appropriate Local Program in accordance with Rule 62-4.130, F.A.C. (See condition RR2.). A full written report on the malfunctions shall be submitted in a quarterly report, if requested by the Department. [Rules 62-213.440(1)(b)3.b., and 62-210.700(6)F.A.C.]

**RR4. Semi-Annual Monitoring Reports.** The permittee shall submit reports of any required monitoring at least every six (6) months. All instances of deviations from permit requirements must be clearly identified in such reports. [Rule 62-213.440(1)(b)3.a., F.A.C.]

**RR5. Annual Operating Report.**

- a. The permittee shall submit to the Compliance Authority, each calendar year, on or before April 1, a completed DEP Form No 62-210.900(5), "Annual Operating Report for Air Pollutant Emitting Facility", for the preceding calendar year.
- b. Emissions shall be computed in accordance with the provisions of Rule 62-210.370(2), F.A.C. [Rules 62-210.370(2) & (3), and 62-213.440(3)(a)2., F.A.C.]

**RR6. Annual Emissions Fee Form and Fee.** Each Title V source permitted to operate in Florida must pay between January 15 and March 1 of each year, an annual emissions fee in an amount determined as set forth in Rule 62-213.205(1), F.A.C.

- a. If the Department has not received the fee by February 15 of the year following the calendar year for which the fee is calculated, the Department will send the primary responsible official of the Title V source a written warning of the consequences for failing to pay the fee by March 1. If the fee is not postmarked by March 1 of the year due, the Department shall impose, in addition to the fee, a penalty of 50 percent of the amount of the fee unpaid plus interest on such amount computed in accordance with Section 220.807, F.S. If the Department determines that a submitted fee was inaccurately calculated, the Department shall either refund to the permittee any amount overpaid or notify the permittee of any amount underpaid. The Department shall not impose a penalty or interest on any amount underpaid, provided that the permittee has timely remitted payment of at least 90 percent of the amount determined to be due and remits full payment within 60 days after receipt of notice of the amount underpaid. The Department shall waive the collection of underpayment and shall not refund overpayment of the fee, if the amount is less than 1 percent of the fee due, up to \$50.00. The Department shall make every effort to provide a timely assessment of the adequacy of the submitted fee. Failure to pay timely any required annual emissions fee, penalty, or interest constitutes grounds for permit revocation pursuant to Rule 62-4.100, F.A.C.
- b. Any documentation of actual hours of operation, actual material or heat input, actual production amount, or actual emissions used to calculate the annual emissions fee shall be retained by the owner for a minimum of five (5) years and shall be made available to the Department upon request.
- c. A completed DEP Form 62-213.900(1), "Major Air Pollution Source Annual Emissions Fee Form", must be submitted by a responsible official with the annual emissions fee. [Rules 62-213.205(1), (1)(g), (1)(i) & (1)(j), F.A.C.]

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**RR7.** Annual Statement of Compliance.

- a. The permittee shall submit a Statement of Compliance with all terms and conditions of the permit that includes all the provisions of 40 CFR 70.6(c)(5)(iii), incorporated by reference at Rule 62-204.800, F.A.C., using DEP Form No. 62-213.900(7). Such statement shall be accompanied by a certification in accordance with Rule 62-213.420(4), F.A.C., for Title V requirements and with Rule 62-214.350, F.A.C., for Acid Rain requirements. Such statements shall be submitted (postmarked) to the Department and EPA:
  - (1) Annually, within 60 days after the end of each calendar year during which the Title V permit was effective, or more frequently if specified by Rule 62-213.440(2), F.A.C., or by any other applicable requirement; and
  - (2) Within 60 days after submittal of a written agreement for transfer of responsibility as required pursuant to 40 CFR 70.7(d)(1)(iv), adopted and incorporated by reference at Rule 62-204.800, F.A.C., or within 60 days after permanent shutdown of a facility permitted under Chapter 62-213, F.A.C.; provided that, in either such case, the reporting period shall be the portion of the calendar year the permit was effective up to the date of transfer of responsibility or permanent facility shutdown, as applicable.
- b. In lieu of individually identifying all applicable requirements and specifying times of compliance with, non-compliance with, and deviation from each, the responsible official may use DEP Form No. 62-213.900(7) as such statement of compliance so long as the responsible official identifies all reportable deviations from and all instances of non-compliance with any applicable requirements and includes all information required by the federal regulation relating to each reportable deviation and instance of non-compliance.
- c. The responsible official may treat compliance with all other applicable requirements as a surrogate for compliance with Rule 62-296.320(2), Objectionable Odor Prohibited.  
[Rules 62-213.440(3)(a)2. & 3. and (b), F.A.C.]

**RR8.** Notification of Administrative Permit Corrections.

- a. A facility owner shall notify the Department by letter of minor corrections to information contained in a permit. Such notifications shall include:
  - (1) Typographical errors noted in the permit;
  - (2) Name, address or phone number change from that in the permit;
  - (3) A change requiring more frequent monitoring or reporting by the permittee;
  - (4) A change in ownership or operational control of a facility, subject to the following provisions:
    - (a) The Department determines that no other change in the permit is necessary;
    - (b) The permittee and proposed new permittee have submitted an Application for Transfer of Air Permit, and the Department has approved the transfer pursuant to Rule 62-210.300(7), F.A.C.; and
    - (c) The new permittee has notified the Department of the effective date of sale or legal transfer.
  - (5) Changes listed at 40 CFR 72.83(a)(1), (2), (6), (9) and (10), adopted and incorporated by reference at Rule 62-204.800, F.A.C., and changes made pursuant to Rules 62-214.340(1) and (2), F.A.C., to Title V sources subject to emissions limitations or reductions pursuant to 42 USC ss. 7651-7651o;
  - (6) Changes listed at 40 CFR 72.83(a)(11) and (12), adopted and incorporated by reference at Rule 62-204.800, F.A.C., to Title V sources subject to emissions limitations or reductions pursuant to 42 USC ss. 7651-7651o, provided the notification is accompanied by a copy of any EPA determination concerning the similarity of the change to those listed at Rule 62-210.360(1)(e), F.A.C.; and
  - (7) Any other similar minor administrative change at the source.
- b. Upon receipt of any such notification, the Department shall within 60 days correct the permit and provide a corrected copy to the owner.
- c. After first notifying the owner, the Department shall correct any permit in which it discovers errors of the types listed at Rules 62-210.360(1)(a) and (b), F.A.C., and provide a corrected copy to the owner.

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- d. For Title V source permits, other than general permits, a copy of the corrected permit shall be provided to EPA and any approved local air program in the county where the facility or any part of the facility is located.

[Rule 62-210.360, F.A.C.]

**RR9. Notification of Startup.** The owners or operator of any emissions unit or facility which has a valid air operation permit which has been shut down more than one year, shall notify the Department in writing of the intent to start up such emissions unit or facility, a minimum of 60 days prior to the intended startup date.

- a. The notification shall include information as to the startup date, anticipated emission rates or pollutants released, changes to processes or control devices which will result in changes to emission rates, and any other conditions which may differ from the valid outstanding operation permit.
- b. If, due to an emergency, a startup date is not known 60 days prior thereto, the owner shall notify the Department as soon as possible after the date of such startup is ascertained.

[Rule 62-210.300(5), F.A.C.]

**RR10. Report Submission.** The permittee shall submit all compliance related notifications and reports required of this permit to the Compliance Authority. {See front of permit for address and phone number.}

**RR11. EPA Report Submission.** Any reports, data, notifications, certifications, and requests required to be sent to the United States Environmental Protection Agency, Region 4, should be sent to: Air, Pesticides & Toxics Management Division, United States Environmental Protection Agency, Region 4, Sam Nunn Atlanta Federal Center, 61 Forsyth Street SW, Atlanta, GA 30303-8960. Phone: 404/562-9077.

**RR12. Acid Rain Report Submission.** Acid Rain Program Information shall be submitted, as necessary, to: Department of Environmental Protection, 2600 Blair Stone Road, Mail Station #5510, Tallahassee, Florida 32399-2400. Phone: 850/488-6140. Fax: 850/922-6979.

**RR13. Report Certification.** All reports shall be accompanied by a certification by a responsible official, pursuant to Rule 62-213.420(4), F.A.C. [Rule 62-213.440(1)(b)3.c, F.A.C.]

**RR14. Certification by Responsible Official (RO).** In addition to the professional engineering certification required for applications by Rule 62-4.050(3), F.A.C., any application form, report, compliance statement, compliance plan and compliance schedule submitted pursuant to Chapter 62-213, F.A.C., shall contain a certification signed by a responsible official that, based on information and belief formed after reasonable inquiry, the statements and information in the document are true, accurate, and complete. Any responsible official who fails to submit any required information or who has submitted incorrect information shall, upon becoming aware of such failure or incorrect submittal, promptly submit such supplementary information or correct information. [Rule 62-213.420(4), F.A.C.]

**RR15. Confidential Information.** Whenever an applicant submits information under a claim of confidentiality pursuant to Section 403.111, F.S., the applicant shall also submit a copy of all such information and claim directly to EPA. Any permittee may claim confidentiality of any data or other information by complying with this procedure. [Rules 62-213.420(2), and 62-213.440(1)(d)6., F.A.C.]

**RR16. Forms and Instructions.** The forms used by the Department in the Title V source operation program are adopted and incorporated by reference in Rule 62-213.900, F.A.C. The forms are listed by rule number, which is also the form number, and with the subject, title, and effective date. Copies of forms may be obtained by writing to the Department of Environmental Protection, Division of Air Resource Management, 2600 Blair Stone Road, Tallahassee, Florida 32399-2400, by contacting the appropriate permitting authority or by accessing the Department's web site at: <http://www.dep.state.fl.us/air/rules/forms.htm>.

- a. Major Air Pollution Source Annual Emissions Fee Form (Effective 10/12/2008).
- b. Statement of Compliance Form (Effective 06/02/2002).
- c. Responsible Official Notification Form (Effective 06/02/2002).

[Rule 62-213.900, F.A.C.: Forms (1), (7) and (8)]

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**Operation**

- TV1. General Prohibition.** A permitted installation may only be operated, maintained, constructed, expanded or modified in a manner that is consistent with the terms of the permit. [Rule 62-4.030, Florida Administrative Code (F.A.C.)]
- TV2. Validity.** 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. [Rule 62-4.160(2), F.A.C.]
- TV3. Proper Operation and Maintenance.** 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, as 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. [Rule 62-4.160(6), F.A.C.]
- TV4. Not Federally Enforceable. Health, Safety and Welfare.** To ensure protection of public health, safety, and welfare, any construction, modification, or operation of an installation which may be a source of pollution, shall be in accordance with sound professional engineering practices pursuant to Chapter 471, F.S. [Rule 62-4.050(3), F.A.C.]
- TV5. Continued Operation.** An applicant making timely and complete application for permit, or for permit renewal, shall continue to operate the source under the authority and provisions of any existing valid permit or Florida Electrical Power Plant Siting Certification, and in accordance with applicable requirements of the Acid Rain Program and applicable requirements of the CAIR Program, until the conclusion of proceedings associated with its permit application or until the new permit becomes effective, whichever is later, provided the applicant complies with all the provisions of subparagraphs 62-213.420(1)(b)3., F.A.C. [Rules 62-213.420(1)(b)2., F.A.C.]
- TV6. Changes Without Permit Revision.** Title V sources having a valid permit issued pursuant to Chapter 62-213, F.A.C., may make the following changes without permit revision, provided that sources shall maintain source logs or records to verify periods of operation:
- a. Permitted sources may change among those alternative methods of operation allowed by the source's permit as provided by the terms of the permit;
  - b. A permitted source may implement operating changes, as defined in Rule 62-210.200, F.A.C., after the source submits any forms required by any applicable requirement and provides the Department and EPA with at least 7 days written notice prior to implementation. The source and the Department shall attach each notice to the relevant permit;
    - (1) The written notice shall include the date on which the change will occur, and a description of the change within the permitted source, the pollutants emitted and any change in emissions, and any term or condition becoming applicable or no longer applicable as a result of the change;
    - (2) The permit shield described in Rule 62-213.460, F.A.C., shall not apply to such changes;
  - c. Permitted sources may implement changes involving modes of operation only in accordance with Rule 62-213.415, F.A.C.
- [Rule 62-213.410, F.A.C.]
- TV7. Circumvention.** No person shall circumvent any air pollution control device, or allow the emission of air pollutants without the applicable air pollution control device operating properly. [Rule 62-210.650, F.A.C.]

**Compliance**

- TV8. Compliance with Chapter 403, F.S., and Department Rules.** Except as provided at Rule 62-213.460, Permit Shield, F.A.C., the issuance of a permit does not relieve any person from complying with the requirements of Chapter 403, F.S., or Department rules. [Rule 62-4.070(7), F.A.C.]

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- TV9.** Compliance with Federal, State and Local Rules. Except as provided at Rule 62-213.460, F.A.C., issuance of a permit does not relieve the owner or operator of a facility or an emissions unit from complying with any applicable requirements, any emission limiting standards or other requirements of the air pollution rules of the Department or any other such requirements under federal, state, or local law. [Rule 62-210.300, F.A.C.]
- TV10.** Binding and enforceable. 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, F.S. 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. [Rule 62-4.160(1), F.A.C.]
- TV11.** Timely information. 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. [Rule 62-4.160(15), F.A.C.]
- TV12.** Halting or reduction of source activity. It shall not be a defense for a permittee in an enforcement action that maintaining compliance with any permit condition would necessitate halting of or reduction of the source activity. [Rule 62-213.440(1)(d)3., F.A.C.]
- TV13.** Final permit action. Any Title V source shall comply with all the terms and conditions of the existing permit until the Department has taken final action on any permit renewal or any requested permit revision, except as provided at Rule 62-213.412(2), F.A.C. [Rule 62-213.440(1)(d)4., F.A.C.]
- TV14.** Sudden and unforeseeable events beyond the control of the source. A situation arising from sudden and unforeseeable events beyond the control of the source which causes an exceedance of a technology-based emissions limitation because of unavoidable increases in emissions attributable to the situation and which requires immediate corrective action to restore normal operation, shall be an affirmative defense to an enforcement action in accordance with the provisions and requirements of 40 CFR 70.6(g)(2) and (3), hereby adopted and incorporated by reference. [Rule 62-213.440(1)(d)5., F.A.C.]
- TV15.** Permit Shield. Except as provided in Chapter 62-213, F.A.C., compliance with the terms and conditions of a permit issued pursuant to Chapter 62-213, F.A.C., shall, as of the effective date of the permit, be deemed compliance with any applicable requirements in effect, provided that the source included such applicable requirements in the permit application. Nothing in this condition or in any permit shall alter or affect the ability of EPA or the Department to deal with an emergency, the liability of an owner or operator of a source for any violation of applicable requirements prior to or at the time of permit issuance, or the requirements of the Federal Acid Rain Program or the CAIR Program. [Rule 62-213.460, F.A.C.]
- TV16.** Compliance With Federal Rules. A facility or emissions unit subject to any standard or requirement of 40 CFR, Part 60, 61, 63 or 65, adopted and incorporated by reference at Rule 62-204.800, F.A.C., shall comply with such standard or requirement. Nothing in this chapter shall relieve a facility or emissions unit from complying with such standard or requirement, provided, however, that where a facility or emissions unit is subject to a standard established in Rule 62-296, F.A.C., such standard shall also apply. [Rule 62-296.100(3), F.A.C.]

**Permit Procedures**

- TV17.** Permit Revision Procedures. The permittee shall revise its permit as required by Rules 62-213.400, 62-213.412, 62-213.420, 62-213.430 & 62-4.080, F.A.C.; and, in addition, the Department shall revise permits as provided in Rule 62-4.080, F.A.C. & 40 CFR 70.7(f).
- TV18.** Permit Renewal. The permittee shall renew its permit as required by Rules 62-4.090, 62.213.420(1) and 62-213.430(3), F.A.C. Permits being renewed are subject to the same requirements that apply to permit issuance at the time of application for renewal. Permit renewal applications shall contain that information

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identified in Rules 62-210.900(1) [Application for Air Permit - Long Form], 62-213.420(3) [Required Information], 62-213.420(6) [CAIR Part Form], F.A.C. Unless a Title V source submits a timely and complete application for permit renewal in accordance with the requirements this rule, the existing permit shall expire and the source's right to operate shall terminate. For purposes of a permit renewal, a timely application is one that is submitted 225 days before the expiration of a permit that expires on or after June 1, 2009. No Title V permit will be issued for a new term except through the renewal process. [Rules 62-213.420 & 62-213.430, F.A.C.]

**TV19. Insignificant Emissions Units or Pollutant-Emitting Activities.** The permittee shall identify and evaluate insignificant emissions units and activities as set forth in Rule 62-213.430(6), F.A.C.

**TV20. Savings Clause.** If any portion of the final permit is invalidated, the remainder of the permit shall remain in effect. [Rule 62-213.440(1)(d)1., F.A.C.]

**TV21. Suspension and Revocation.**

- a. Permits shall be effective until suspended, revoked, surrendered, or expired and shall be subject to the provisions of Chapter 403, F.S., and rules of the Department.
- b. Failure to comply with pollution control laws and rules shall be grounds for suspension or revocation.
- c. A permit issued pursuant to Chapter 62-4, F.A.C., shall not become a vested property right in the permittee. The Department may revoke any permit issued by it if it finds that the permit holder or his agent:
  - (1) Submitted false or inaccurate information in his application or operational reports.
  - (2) Has violated law, Department orders, rules or permit conditions.
  - (3) Has failed to submit operational reports or other information required by Department rules.
  - (4) Has refused lawful inspection under Section 403.091, F.S.
- d. No revocation shall become effective except after notice is served by personal services, certified mail, or newspaper notice pursuant to Section 120.60(5), F.S., upon the person or persons named therein and a hearing held if requested within the time specified in the notice. The notice shall specify the provision of the law, or rule alleged to be violated, or the permit condition or Department order alleged to be violated, and the facts alleged to constitute a violation thereof.

[Rule 62-4.100, F.A.C.]

**TV22. Not federally enforceable. Financial Responsibility.** The Department may require an applicant to submit proof of financial responsibility and may require the applicant to post an appropriate bond to guarantee compliance with the law and Department rules. [Rule 62-4.110, F.A.C.]

**TV23. Emissions Unit Reclassification.**

- a. Any emissions unit whose operation permit has been revoked as provided for in Chapter 62-4, F.A.C., shall be deemed permanently shut down for purposes of Rule 62-212.500, F.A.C. Any emissions unit whose permit to operate has expired without timely renewal or transfer may be deemed permanently shut down, provided, however, that no such emissions unit shall be deemed permanently shut down if, within 20 days after receipt of written notice from the Department, the emissions unit owner or operator demonstrates that the permit expiration resulted from inadvertent failure to comply with the requirements of Rule 62-4.090, F.A.C., and that the owner or operator intends to continue the emissions unit in operation, and either submits an application for an air operation permit or complies with permit transfer requirements, if applicable.
- b. If the owner or operator of an emissions unit which is so permanently shut down, applies to the Department for a permit to reactivate or operate such emissions unit, the emissions unit will be reviewed and permitted as a new emissions unit.

[Rule 62-210.300(6), F.A.C.]

**TV24. Transfer of Permits.** Per Rule 62-4.160(11), F.A.C., this permit is transferable only upon Department approval in accordance with Rule 62-4.120, F.A.C., as applicable. The permittee shall be liable for any non-compliance of the permitted activity until the transfer is approved by the Department. The permittee transferring the permit shall remain liable for corrective actions that may be required as a result of any violations occurring prior to the sale or legal transfer of the facility. The permittee shall also comply with the

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requirements of Rule 62-210.300(7), F.A.C., and use DEP Form No. 62-210.900(7). [Rules 62-4.160(11), 62-4.120, and 62-210.300(7), F.A.C.]

**Rights, Title, Liability, and Agreements**

**TV25. Rights.** As provided in Subsections 403.987(6) and 403.722(5), F.S., 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 this permit. [Rule 62-4.160(3), F.A.C.]

**TV26. Title.** 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. [Rule 62-4.160(4), (F.A.C.)]

**TV27. Liability.** 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 F.S. and Department rules, unless specifically authorized by an order from the Department. [Rule 62-4.160(5), F.A.C.]

**TV28. Agreements.**

- a. 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 to:
  - (1) Have access to and copy any records that must be kept under conditions of the permit;
  - (2) Inspect the facility, equipment, practices, or operations regulated or required under this permit; and,
  - (3) 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.
- b. 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 prescribed by Sections 403.111 and 403.73, F.S. Such evidence shall only be used to the extent it is consistent with the Florida Rules of Civil Procedure and appropriate evidentiary rules.
- c. 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.

[Rules 62-4.160(7), (9), and (10), F.A.C.]

**Recordkeeping and Emissions Computation**

**TV29. Permit.** The permittee shall keep this permit or a copy thereof at the work site of the permitted activity. [Rule 62-4.160(12), F.A.C.]

**TV30. Recordkeeping.**

- 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 five (5) years from the date of the sample, measurement, report, or application unless otherwise specified by Department rule.
- c. Records of monitoring information shall include:

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- (1) The date, exact place, and time of sampling or measurements, and the operating conditions at the time of sampling or measurement;
- (2) The person responsible for performing the sampling or measurements;
- (3) The dates analyses were performed;
- (4) The person and company that performed the analyses;
- (5) The analytical techniques or methods used;
- (6) The results of such analyses.

[Rules 62-4.160(14) and 62-213.440(1)(b)2., F.A.C.]

**TV31. Emissions Computation.** Pursuant to Rule 62-210.370, F.A.C., the following required methodologies are to be used by the owner or operator of a facility for computing actual emissions, baseline actual emissions, and net emissions increase, as defined at Rule 62-210.200, F.A.C., and for computing emissions for purposes of the reporting requirements of subsection 62-210.370(3) and paragraph 62-212.300(1)(e), F.A.C., or of any permit condition that requires emissions be computed in accordance with Rule 62-210.370, F.A.C. Rule 62-210.370, F.A.C., is not intended to establish methodologies for determining compliance with the emission limitations of any air permit.

For any of the purposes specified above, the owner or operator of a facility shall compute emissions in accordance with the requirements set forth in this subsection.

a. *Basic Approach.* The owner or operator shall employ, on a pollutant-specific basis, the most accurate of the approaches set forth below to compute the emissions of a pollutant from an emissions unit; provided, however, that nothing in this rule shall be construed to require installation and operation of any continuous emissions monitoring system (CEMS), continuous parameter monitoring system (CPMS), or predictive emissions monitoring system (PEMS) not otherwise required by rule or permit, nor shall anything in this rule be construed to require performance of any stack testing not otherwise required by rule or permit.

- (1) If the emissions unit is equipped with a CEMS meeting the requirements of paragraph 62-210.370(2)(b), F.A.C., the owner or operator shall use such CEMS to compute the emissions of the pollutant, unless the owner or operator demonstrates to the department that an alternative approach is more accurate because the CEMS represents still-emerging technology.
- (2) If a CEMS is not available or does not meet the requirements of paragraph 62-210.370(2)(b), F.A.C., but emissions of the pollutant can be computed pursuant to the mass balance methodology of paragraph 62-210.370(2)(c), F.A.C., the owner or operator shall use such methodology, unless the owner or operator demonstrates to the department that an alternative approach is more accurate.
- (3) If a CEMS is not available or does not meet the requirements of paragraph 62-210.370(2)(b), F.A.C., and emissions cannot be computed pursuant to the mass balance methodology, the owner or operator shall use an emission factor meeting the requirements of paragraph 62-210.370(2)(d), F.A.C., unless the owner or operator demonstrates to the department that an alternative approach is more accurate.

b. *Continuous Emissions Monitoring System (CEMS).*

- (1) An owner or operator may use a CEMS to compute emissions of a pollutant for purposes of this rule provided:
  - (a) The CEMS complies with the applicable certification and quality assurance requirements of 40 CFR Part 60, Appendices B and F, or, for an acid rain unit, the certification and quality assurance requirements of 40 CFR Part 75, all adopted by reference at Rule 62-204.800, F.A.C.; or,
  - (b) The owner or operator demonstrates that the CEMS otherwise represents the most accurate means of computing emissions for purposes of this rule.
- (2) Stack gas volumetric flow rates used with the CEMS to compute emissions shall be obtained by the most accurate of the following methods as demonstrated by the owner or operator:
  - (a) A calibrated flowmeter that records data on a continuous basis, if available; or

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- (b) The average flow rate of all valid stack tests conducted during a five-year period encompassing the period over which the emissions are being computed, provided all stack tests used shall represent the same operational and physical configuration of the unit.
- (3) The owner or operator may use CEMS data in combination with an appropriate f-factor, heat input data, and any other necessary parameters to compute emissions if such method is demonstrated by the owner or operator to be more accurate than using a stack gas volumetric flow rate as set forth at subparagraph 62-210.370(2)(b)2., F.A.C., above.
- c. *Mass Balance Calculations.*
  - (1) An owner or operator may use mass balance calculations to compute emissions of a pollutant for purposes of this rule provided the owner or operator:
    - (a) Demonstrates a means of validating the content of the pollutant that is contained in or created by all materials or fuels used in or at the emissions unit; and,
    - (b) Assumes that the emissions unit emits all of the pollutant that is contained in or created by any material or fuel used in or at the emissions unit if it cannot otherwise be accounted for in the process or in the capture and destruction of the pollutant by the unit's air pollution control equipment.
  - (2) Where the vendor of a raw material or fuel which is used in or at the emissions unit publishes a range of pollutant content from such material or fuel, the owner or operator shall use the highest value of the range to compute the emissions, unless the owner or operator demonstrates using site-specific data that another content within the range is more accurate.
  - (3) In the case of an emissions unit using coatings or solvents, the owner or operator shall document, through purchase receipts, records and sales receipts, the beginning and ending VOC inventories, the amount of VOC purchased during the computational period, and the amount of VOC disposed of in the liquid phase during such period.
- d. *Emission Factors.*
  - (1) An owner or operator may use an emission factor to compute emissions of a pollutant for purposes of this rule provided the emission factor is based on site-specific data such as stack test data, where available, unless the owner or operator demonstrates to the department that an alternative emission factor is more accurate. An owner or operator using site-specific data to derive an emission factor, or set of factors, shall meet the following requirements.
    - (a) If stack test data are used, the emission factor shall be based on the average emissions per unit of input, output, or gas volume, whichever is appropriate, of all valid stack tests conducted during at least a five-year period encompassing the period over which the emissions are being computed, provided all stack tests used shall represent the same operational and physical configuration of the unit.
    - (b) Multiple emission factors shall be used as necessary to account for variations in emission rate associated with variations in the emissions unit's operating rate or operating conditions during the period over which emissions are computed.
    - (c) The owner or operator shall compute emissions by multiplying the appropriate emission factor by the appropriate input, output or gas volume value for the period over which the emissions are computed. The owner or operator shall not compute emissions by converting an emission factor to pounds per hour and then multiplying by hours of operation, unless the owner or operator demonstrates that such computation is the most accurate method available.
  - (2) If site-specific data are not available to derive an emission factor, the owner or operator may use a published emission factor directly applicable to the process for which emissions are computed. If no directly-applicable emission factor is available, the owner or operator may use a factor based on a similar, but different, process.
- e. *Accounting for Emissions During Periods of Missing Data from CEMS, PEMS, or CPMS.* In computing the emissions of a pollutant, the owner or operator shall account for the emissions during periods of

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missing data from CEMS, PEMS, or CPMS using other site-specific data to generate a reasonable estimate of such emissions.

- f. *Accounting for Emissions During Periods of Startup and Shutdown.* In computing the emissions of a pollutant, the owner or operator shall account for the emissions during periods of startup and shutdown of the emissions unit.
- g. *Fugitive Emissions.* In computing the emissions of a pollutant from a facility or emissions unit, the owner or operator shall account for the fugitive emissions of the pollutant, to the extent quantifiable, associated with such facility or emissions unit.
- h. *Recordkeeping.* The owner or operator shall retain a copy of all records used to compute emissions pursuant to this rule for a period of five years from the date on which such emissions information is submitted to the department for any regulatory purpose.

[Rule 62-210.370(1) & (2), F.A.C.]

**Responsible Official**

**TV32. Designation and Update.** The permittee shall designate and update a responsible official as required by Rule 62-213.202, F.A.C.

**Prohibitions and Restrictions**

**TV33. Asbestos.** This permit does not authorize any demolition or renovation of the facility or its parts or components which involves asbestos removal. This permit does not constitute a waiver of any of the requirements of Chapter 62-257, F.A.C., and 40 CFR 61, Subpart M, National Emission Standard for Asbestos, adopted and incorporated by reference in Rule 62-204.800, F.A.C. Compliance with Chapter 62-257, F.A.C., and 40 CFR 61, Subpart M, Section 61.145, is required for any asbestos demolition or renovation at the source. [40 CFR 61; Rule 62-204.800, F.A.C.; and, Chapter 62-257, F.A.C.]

**TV34. Refrigerant Requirements.** Any facility having refrigeration equipment, including air conditioning equipment, which uses a Class I or II substance (listed at 40 CFR 82, Subpart A, Appendices A and B), and any facility which maintains, services, or repairs motor vehicles using a Class I or Class II substance as refrigerant must comply with all requirements of 40 CFR 82, Subparts B and F, and with Chapter 62-281, F.A.C.

**TV35. Open Burning Prohibited.** Open burning is prohibited unless performed in accordance with the provisions of Rule 62-296.320(3) or Chapter 62-256, F.A.C.

**REFERENCED ATTACHMENTS.**

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**The Following Attachments Are Included for Applicant Convenience:**

Statement of Basis

Table H, Permit History

Table 1, Summary of Air Pollutant Standards and Terms

Table 2, Compliance Requirements

## STATEMENT OF BASIS

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### Title V Air Operation Permit Renewal Permit No. 0810164-006-AV

#### APPLICANT

The applicant for this project is Flowers Baking Company of Bradenton, LLC. The applicant's responsible official and mailing address are: Bo Strickland, Plant President, Flowers Baking Company of Bradenton, LLC, 6490 Parkland Drive, Sarasota, Florida 34243.

#### FACILITY DESCRIPTION

The applicant operates the facility, which is located at 6490 Parkland Drive, Sarasota, Florida.

The existing facility is a commercial bakery that consists of a bread production line (EU No. 001), a bun production line (EU No. 002) and four flour silos (EU Nos. 003, 004, 005 and 010) which have been reclassified from regulated emissions units to insignificant emissions units\*. The bread and bun lines include natural gas fired ovens and are sources of volatile organic compound (VOC) emissions and each flour silo is equipped with a bin vent filter which is considered an integral part of the each silo.

*{\*Note: The four flour silos were reclassified from regulated emissions units to insignificant emissions units at the request of the applicant because the bin vent filter on each of the silos is considered an integral part of each silo rather than a control device. This is consistent with a permitting note included in Permit 0810164-004-AV and with an EPA applicability letter to the "National Ready Mix Concrete Association" dated July 10, 2002.}*

Also included in this permit are miscellaneous insignificant emissions units and/or activities.

#### PROJECT DESCRIPTION

The purpose of this permitting project is to renew the existing Title V permit for the above referenced facility.

#### PROCESSING SCHEDULE AND RELATED DOCUMENTS

Initial Title V Air Operation Permit No. 0810164-001-AV issued January 1, 1999  
Air Construction Permit No. 0810164-002-AC issued June 2, 2004  
Renewal Title V Air Operation Permit Revision No. 0810164-003-AV issued August 10, 2004  
Renewal Title V Air Operation Permit Revision No. 0810164-004-AV issued August 7, 2009  
Application for a Title V Air Operation Permit Renewal received August 23, 2013  
Notice of Intent to Issue Air Permit issued September 17, 2013  
Public Notice Published September 28, 2013

#### PRIMARY REGULATORY REQUIREMENTS

Title III: The facility is not identified as a major source of hazardous air pollutants (HAP).

Title V: The facility is a Title V major source of air pollution in accordance with Chapter 62-213, Florida Administrative Code (F.A.C.).

PSD: The facility is not a Prevention of Significant Deterioration (PSD)-major source of air pollution in accordance with Rule 62-212.400, F.A.C.

NSPS: The facility does not operate emissions units subject to the New Source Performance Standards (NSPS) of 40 Code of Federal Regulations (CFR) 60.

NESHAP: The facility does not operate emissions units subject to the National Emissions Standards for Hazardous Air Pollutants (NESHAP) of 40 CFR 63.

## STATEMENT OF BASIS

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CAIR: The facility is not subject to the Clean Air Interstate Rule (CAIR) set forth in Rule 62-296.470, F.A.C.

CAM: Compliance Assurance Monitoring (CAM) does not apply to any of the emissions units at the facility.

### PROJECT REVIEW

The purpose of this permitting project is to renew the existing Title V permit for the above referenced facility. This permit was reformatted to conform to the new standard for Title V renewal projects that became effective in 2011. There were no changes made to the specific conditions of the permit.

### CONCLUSION

This project renews Title V Air Operation Permit No. 0810164-004-AV, which was issued on April 7, 2009. This Title V air operation permit renewal is issued under the provisions of Chapter 403, Florida Statutes (F.S.), and Chapters 62-4, 62-210 and 62-213, F.A.C.

**TABLE H**  
**PERMIT HISTORY**

<b>E.U. ID No.</b>	<b>Description</b>	<b>Permit No.</b>	<b>Effective Date</b>	<b>Expiration Date</b>	<b>Project Type</b>
All	Facility	0810164-001-AV	1/10/1999	1/10/2004	Initial Title V
003,004, 005, 009 & 010	Label Printing Operation	0810164-002-AC	6/2/2004	4/5/2005	Construction (mod.)
All	Facility	0810164-003-AV	4/10/2004	4/10/2009	Title V Renewal
All	Facility	0810164-004-AV	4/7/2009	4/7/2014	Title V Renewal
All	Facility	0810164-006-AV	11/13/2013	11/13/2018	Title V Renewal

**TABLE 1**

**SUMMARY OF AIR POLLUTANT STANDARDS AND TERMS**

E.U. ID No.	Brief Description	Fuel(s)	Hrs/Yr	Pollutant Name	Standard Allowable Emissions	Equivalent Emissions*		Regulatory Citation(s)	See Permit Condition(s)
						lbs/hr	TPY		
<b>001</b>	Bread Line	Natural Gas	8,760	VOC	156.2 tons/yr	35.7	156.2	62.296.320(1), F.A.C.	<b>A.4.</b>
<b>002</b>	Bun Line	Natural Gas	8.760	VOC	51.1 tons/yr	11.7	51.1	62.296.320(1), F.A.C.	<b>A.4.</b>

\* The “Equivalent Emissions” listed are for informational purposes only.

**TABLE 2**  
**COMPLIANCE REQUIREMENTS**

<b>E.U. ID No.</b>	<b>Brief Description</b>	<b>Fuel(s)</b>	<b>Pollutant Name</b>	<b>Emission Monitoring<sup>1</sup></b>	<b>Emission Control</b>	<b>Compliance Method EPA Method</b>	<b>Testing Time Frequency</b>	<b>Frequency Base Date<sup>2</sup></b>	<b>Min. Compliance Test Duration</b>	<b>See Permit Condition(s)</b>
<b>001</b>	Bread Line	Natural Gas	VOC	n/a	n/a	n/a	n/a		n/a	<b>n/a</b>
<b>002</b>	Bun Line	Natural Gas	VOC	n/a	n/a	n/a	n/a		n/a	<b>n/a</b>