Polk Power Partners, L.P.

Mulberry Cogeneration Facility

Facility ID No. 1050217
Polk County

Title V Air Operation Permit Renewal

**Draft/Proposed Permit No. 1050217-009-AV**

(Renewal of Title V Air Operation Permit No. 1050217-007-AV)

**Permitting Authority:**

State of Florida
Department of Environmental Protection
Division of Air Resource Management
Office of Permitting and Compliance
2600 Blair Stone Road

Mail Station #5505
Tallahassee, Florida 32399-2400

Telephone: (850) 717-9000
Fax: (850) 717-9097

**Compliance Authority:**

State of Florida
Department of Environmental Protection
Southwest District Office

13051 N. Telecom Parkway
Temple Terrace, Florida 33637-0926

Telephone: (813) 632-7600
Fax: (813) 632-7665

# Title V Air Operation Permit Renewal

Draft/Proposed Permit No. 1050217-009-AV

## Table of Contents

**Section** **Page Number**

Placard Page ..... iii

I. Facility Information.
A. Facility Description. ..... I.-1
B. Summary of Emissions Units. ..... I.-1
C. Applicable Requirements. ..... I.-2

II. Facility-wide Conditions. ..... II.-1

III. Emissions Units and Conditions.
A. E.U. ID No. 001: Combined-cycle Combustion Turbine (CT) with a Heat Recovery Steam Generator (HRSG). ..... III.A.-1
B. E.U. ID No. 002: Secondary Boiler. ..... III.B.-1
C. E.U. ID No. 005: Engine(s). ..... III.C.-1

IV. Acid Rain Part. ..... IV.1
A. E.U. ID No(s). 001: Combined-cycle CT with a HRSG. ..... A.1

V. Clean Air Interstate Rule (CAIR) Part. ..... V.1
A. E.U. ID No(s). 001: Combined-cycle CT with a HRSG. ..... A.1

VI. Appendices. ..... IV.-1

Appendix 40 CFR 60 Subpart A, NSPS General Provisions (version dated 2/5/2010).
Appendix 40 CFR 60, Subpart Dc, Standards of Performance for Small Industrial-Commercial-Institutional Steam Generating Units.
Appendix 40 CFR 60 Subpart KKKK, Standards of Performance for Stationary Combustion Turbines (version dated 02/05/2010).
Appendix 40 CFR 63 Subpart A, NESHAP General Provisions (version dated 01/29/2008).
Appendix 40 CFR 63 Subpart ZZZZ "Generally Applicable Requirements," National Emissions Standards for Hazardous Air Pollutants for Stationary Reciprocating Internal Combustion Engines (version dated 06/30/2010).

Appendix A, Glossary.
Appendix I, List of Insignificant Emissions Units and/or Activities.
Appendix RR, Facility-wide Reporting Requirements.
Appendix TR, Facility-wide Testing Requirements.
Appendix TV, Title V General Conditions.
Appendix U, List of Unregulated Emissions Units and/or Activities.

Referenced Attachments. ..... At End
Table 1, Summary of Air Pollutant Standards and Terms.
Table 2, Summary of Compliance Requirements.
Table E-1. Summary of Maintenance Requirements for Engines.
Table H, Permit History.

# Florida Department of Environmental Protection

Bob Martinez Center
2600 Blair Stone Road
Tallahassee, Florida 32399-2400

Rick Scott
Governor

Jennifer Carroll
Lt. Governor

Herschel T. Vinyard Jr.
Secretary

**PERMITTEE:**
Polk Power Partners, L.P.
Mulberry Cogeneration Facility

Draft/Proposed Permit No. 1050217-009-AV
Mulberry Cogeneration Facility
Facility ID No. 1050217
Project: 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. This existing facility is located in Polk County at 3600 County Road 555, Bartow, Florida; UTM Coordinates are: Zone 17, 413.6 km East and 3080.6 km North; Latitude: 27° 50' 56" North and Longitude: 81° 52' 39" West.

This 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 and 62-214. The above named permittee is hereby authorized to operate the facility in accordance with the terms and conditions of this permit.

Effective Date: [pending, January 1, 2013]
Renewal Application Due Date: [May 20, 2017]
Expiration Date: [December 31, 2017]

For the Division of Air Resource Management
*Electronic Signature*

Jeffery F. Koerner, Program Administrator
Office of Permitting and Compliance
Division of Air Resource Management

JFK/sa/sms

## Subsection A. Facility Description.

This facility is a 126 MW combined cycle cogeneration unit consisting of one GE model PG7111EA 82 megawatt (MW) combustion turbine (CT), one heat recovery steam generator (HRSG), one Foster Wheeler Limited 99 MMBtu/hr secondary boiler, and one 175 hp emergency fire pump. The CT is fired with natural gas and new No. 2 fuel oil, with natural gas being the primary fuel and new No. 2 fuel oil as backup fuel. The secondary boiler is fired solely by natural gas. Also included in this permit are miscellaneous insignificant emissions units and/or activities.

The facility is owned and operated by Polk Power Partners, L.P. a subsidiary of Northern Star Generation LLC.

## Subsection B. Summary of Emissions Units.

| E.U. ID No. | Brief Description |
|---|---|
| *Regulated Emissions Units* | |
| 001 | Combined-cycle CT with a HRSG |
| 002 | Secondary Boiler |
| | |
| | Engine(s) |
| 005 | Fire Pump (Diesel) - 175 HP |
| | |
| *Unregulated Emissions Units and/or Activities* | |
| 003 | No. 2 Fuel Oil Tank (720,000 gallons) |

**Subsection C. Applicable Requirements.**

Based on the Title V air operation permit application renewal received on April 26, 2012, this facility is not a major source of hazardous air pollutants (HAP). This facility is classified as a Prevention of Significant Deterioration (PSD) major facility. A summary of important applicable requirements is shown in the following table.

| Applicable Requirement | E.U. ID No(s). |
|---|---|
| Rule 62-212.400, F.A.C., Prevention of Significant Deterioration (PSD) | 001 & 002 |
| Rule 62-212.400(6), F.A.C., Best Available Control Technology (BACT) | 001 & 002 |
| 40 CFR 60, Subpart A, New Stationary Source Performance Standards (NSPS) General Provisions | 001 & 002 |
| NSPS - 40 CFR 60, Subpart KKKK, Standards of Performance for Stationary Combustion Turbines | 001 |
| Acid Rain, Phase II $SO_2$ | 001 |
| Rule 62-296.470, F.A.C., Clean Air Interstate Rule (CAIR) | 001 |
| | |
| NSPS - 40 CFR 60, Subpart Dc, Standards of Performance for Small Industrial-Commercial-Institutional Steam Generating Units | 002 |
| Rule 62-296.406, F.A.C., Fossil Fuel Steam Generators with less than 250 Million Btu per Hour Heat Input, New and Existing Emissions Units | 002 |
| | |
| Rule 62-210.300, F.A.C., Permits Required | 003 |
| | |
| Rule 62-210.300, F.A.C., Permits Required | 005 |
| 40 CFR 63, Subpart A, General Provisions | 005 |
| 40 CFR 63, Subpart ZZZZ, National Emission Standards for Hazardous Air Pollutants (NESHAP) for Stationary Reciprocating Internal Combustion Engines (RICE) | 005 |

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

**FW1.** Appendices. The permittee shall comply with all documents identified in Section VI., 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. Not federally enforceable.** 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. [Rules 62-296.320(2) & 62-210.200 (Definitions), F.A.C.]

**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. [Rule 62-296.320(1), F.A.C.]

*{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), 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. Cooling Tower Drift Losses - Maintain proper water chemistry (pH & TDS) and equipment in accordance with the manufacturer's design specifications;
b. Abrasive Blast Activities - When practical, use of partial or total enclosures and use of grit materials verses sand;
c. Limit annual activities;
d. Surface Coating Activities - When practical, use of partial or total enclosures and limiting outdoor activities to times of favorable weather conditions to avoid off-site impacts;
e. Dry Chemical Handling and Storage - Clean-up spills immediately, good housekeeping practices;
f. Lawn & Ground Maintenance - Application of water to non-vegetative areas, as needed, landscaping and grass in other areas as necessary;
g. Parking Areas - Application of water as necessary; and,
h. Paved and Unpaved Roads - As needed, application of water, the removal of particulate matter from paved roads, limited site access to vehicles and vehicle speed limitations.

This condition implements the requirements of Rules 62-296.320(4)(c)1., 3., & 4., F.A.C.
[Rule 62-296.320(4)(c), F.A.C.; and, proposed by applicant in the Title V air operation permit renewal application.]

**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 1st of each year. [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 1st 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. [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 air operation permit was effective. [Rules 62-213.440(3)(a)2. & 3. and (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.]

## Subsection A. Emissions Unit 001: Combined Cycle Combustion Turbine

**The specific conditions in this section apply to the following emissions unit(s):**

| E.U. ID No. | Brief Description |
|---|---|
| 001 | Combined-cycle Combustion Turbine (CT) with a Heat Recovery Steam Generator (HRSG) |

The combustion turbine (CT) is a Model GE PG7111EA with a nameplate rating of 82 megawatt (MW) at ISO with a Heat Recovery Steam Generator (HRSG). The HRSG services a 44 MW steam generator and furnishes steam to other facilities. The CT is allowed to burn natural gas or new No. 2 fuel oil. Natural gas is the primary fuel and new No. 2 fuel oil can be used permanently as back-up fuel.

The unit was designed and constructed with dry low-NOx (DLN) burner technology and water injection capability for the control of nitrogen oxides (NOx) emissions. A continuous emissions monitoring system (CEMS) monitors NOx emissions from the combustion turbine. The advanced burner design reduces incomplete combustion and minimizes carbon monoxide (CO), particulate matter ($PM/PM_{10}$), and volatile organic compound (VOC) emissions. The use of inherently clean fuels and good operating practices also reduces air pollutant emissions.

The CT and HRSG commenced construction in 1993 and began commercial operation on August 10, 1994.

The stack parameters for E.U. ID No. 001 are: height, 125 feet; diameter, 15 feet; exit temperature, 220 degrees F; and, actual stack gas flow rate, 679,324 acfm.

*{Permitting note(s): This emissions unit is regulated under Acid Rain, Phase II; NSPS - 40 CFR 60, Subpart KKKK, Standards of Performance for Stationary Gas Turbines, adopted and incorporated by reference in Rule 62-204.800(8), F.A.C. (the combustion turbine unit was modified in March of 2007 which was after the applicability date of February 18, 2005, subjecting it to NSPS - 40 CFR 60 Subpart KKKK, Standards of Performance for Stationary Combustion Turbines); Rule 62-212.400, F.A.C., Prevention of Significant Deterioration (PSD) [PSD-FL-187]; Rule 62-212.400(6), F.A.C., Best Available Control Technology (BACT) Determination dated February 21, 1994; and, Rule 62-296.470, F.A.C., Clean Air Interstate Rule (CAIR).}*

### Essential Potential to Emit (PTE) Parameters

**A.1.** Hours of Operation. This emissions unit may operate continuously (8760 hours/year). New No. 2 fuel oil can be used as backup fuel for no more than 720 hours per year. [Rule 62-210.200 (Definitions - Potential to Emit (PTE), F.A.C.; 62-212.400 (BACT), and, Permit No. 1050217-006-AC/PSD-FL-187C, Specific Condition 5.]

**A.2.** Permitted Capacity. The operation rate shall not exceed 970 million Btu per hour (MMBtu/hr) based on the lower heating value (LHV) at ISO conditions. Heat input rates will vary depending upon gas turbine characteristics, ambient conditions, alternate methods of operation, and evaporative cooling. The permittee shall provide manufacturer's performance curves (or equations) that correct for site conditions to the Permitting and Compliance Authorities upon request. Operating data may be adjusted for the appropriate site conditions in accordance with the performance curves and/or equations on file with the Department. [Rules 62-4.160(2), 62-210.200 (Definitions - PTE) & 62-212.400 (BACT), F.A.C.; and, Permit No. 1050217-006-AC/PSD-FL-187C, Specific Condition 5.]

**A.3.** Emissions Unit Operating Rate Limitation After Testing. See the related testing provisions in Appendix TR, Facility-wide Testing Requirements. [Rule 62-297.310(2), F.A.C.]

**A.4.** Methods of Operation - Fuels. The permittee shall fire natural gas or new No. 2 fuel oil. The primary fuel shall be natural gas with new No. 2 fuel oil as backup fuel. The annual fuel consumption rates (based on operation at 20 degrees F) for the CT shall not exceed those listed below:

| Natural Gas | New No. 2 Fuel Oil |
|---|---|
| MM $ft^3$/yr | MM lbs/yr |
| 8,877.4 | 40.0 |

New No. 2 fuel oil can be used as backup fuel for no more than 720 hours per year. [Rules 62-4.160(2), 62-210.200 (Definitions - PTE), 62-212.400 (BACT), 62-213.410, 62-213.440(1), F.A.C.; and, Permit No. 1050217-006-AC/PSD-FL-187C, Specific Condition 5.]

**Monitoring of Operations**

**A.5.** Power Output Monitoring. The power output from the generators shall be metered and continuously recorded. The data shall be logged daily and maintained so that it can be provided to the Department upon request. [Permit No. AC53-211670/PSD-FL-187, Specific Condition 6.]

**Air Pollution Control Technologies and Measures**

**A.6.** Nitrogen Oxide (NOx) Emissions Control. NOx emissions from the CT shall be controlled by DLN burners when firing natural gas and water injection when firing new No. 2 fuel oil. [Rules 62-4.070(1)&(3), and 62-210.650, F.A.C.; Permit No. AC53-211670/PSD-FL-187, Specific Condition 7. and BACT Determination dated February 21, 1994.]

**Emission Limitations and Standards**

*{Permitting note: Table 1, Summary of Air Pollutant Standards and Terms, summarizes information for convenience purposes only. This table does not supersede any of the terms or conditions of this permit.}*

Unless otherwise specified, the averaging times for Specific Conditions **A.7. - A.13.** are based on the specified averaging time of the applicable test method.

**A.7.** Nitrogen Oxides (NOx) Emissions.

a. NOx emissions shall not exceed 15 ppmvd @ 15% $O_2$ (52.7 lbs/hr and 230.7 TPY, based on operation at 59 degrees F and 60% relative humidity (ISO conditions)) when firing natural gas, based on a 4-hour rolling average as measured by the NOx continuous emissions monitoring system (CEMS).

b. NOx emissions shall not exceed 42 ppmvd @ 15% O2 (164.0 lbs/hr and 59.0 TPY, based on operation at 59 degrees F and 60% relative humidity (ISO conditions)) when firing new No. 2 fuel oil, based on a 4-hour rolling average as measured by the NOx CEMS.

[Permit No. AC53-211670/PSD-FL-187, Specific Condition 2. and BACT Determination dated February 21, 1994; Permit No. 1050217-004-AC/PSD-FL-187B, Specific Condition 3.; and, 40 CFR 60.4325]

**A.8.** NOx Emissions During Startup and Shutdown. The maximum allowable NOx emissions resulting from a startup or shutdown of the CT shall not exceed an average of 52.7 lbs/hr when firing on natural gas nor 164.0 lbs/hr when firing on fuel oil (based on operation at 59 degrees F and 60% relative humidity (ISO conditions)), based on a 4-hour period commencing with the beginning of a start up or ending at the conclusion of a shutdown of the unit. The 4-hour rolling average shall be based on all available data excluding calibration data and periods of emissions due to malfunction during the start up or shut down period. This alternate emissions standard only applies to the BACT standard and does not affect the NSPS - 40 CFR 60 Subpart KKKK standard. (Note: For excess emissions regarding malfunctions, see Specific Condition **A.14.**) [Rule 62-210.700(5), F.A.C. and Permit No. 1050217-004-AC/PSD-FL-187B, Specific Condition 4.]

**A.9.** Sulfur Dioxide ($SO_2$) Emissions. The maximum $SO_2$ emissions from all fuels fired in this unit shall not exceed 26 ng $SO_2$/J (0.060 lb $SO_2$/MMBtu) heat input. The maximum sulfur content of the new No. 2 fuel oil shall not exceed 0.05 percent, by weight. [40 CFR 60.4330(a)(2) and Permit No. 1050217-006-AC/PSD-FL-187C, Specific Condition 9.]

**A.10.** Particulate Matter ($PM/PM_{10}$) The advanced burner design, use of inherently clean fuels and good operating practices minimizes $PM/PM_{10}$ emissions. VE emissions shall serve as a surrogate for $PM/PM_{10}$ emissions. [BACT Determination dated February 21, 1994.]

**A.11.** Visible Emissions (VE). VE emissions shall serve as a surrogate for $PM/PM_{10}$ emissions. Visible emissions (VE) shall not exceed 10 percent opacity when firing natural gas or 20 percent opacity when firing new No. 2 fuel oil. [Permit No. AC53-211670/PSD-FL-187, Specific Condition 2.]

**A.12.** Volatile Organic Compounds (VOC) Emissions. The advanced burner design, use of inherently clean fuels and good operating practices minimizes VOC emissions. [BACT Determination dated February 21, 1994.]

**A.13.** Carbon Monoxide (CO) Emissions. CO emissions shall not exceed 25 ppmvd @ 15% oxygen ($O_2$) (53 lbs/hr and 232 TPY) when firing natural gas. CO emissions shall not exceed 75.3 lbs/hr and 27.1 TPY when firing new No. 2 fuel oil. Mass emission rates are based on operation at 59 degrees F and 60% relative humidity (ISO conditions). [Permit No. AC53-211670/PSD-FL-187, Specific Condition 2. and BACT Determination dated February 21, 1994.]

**Excess Emissions**

Rule 62-210.700 (Excess Emissions), F.A.C., cannot vary any requirement of an EG, NSPS or NESHAP provision.

**A.14.** Excess Emissions Allowed - Startup, Shutdown or Malfunction. Excess emissions resulting from startup, shutdown, or malfunction shall be permitted provided that best operational practices are adhered to and the duration of excess emissions shall be minimized. Excess emissions occurrences shall in no case exceed two hours in any 24-hour period for other reasons unless specifically authorized by the Department for longer duration. [Rules 62-210.700(1)&(2), F.A.C.]

**A.15.** Excess Emissions - Combustor Tuning. Excess emissions resulting from a combustor tuning session shall be permitted provided the tuning session is performed in accordance with the manufacturer's specifications and in no case shall exceed 72 hours in any calendar year. A "tuning session" would occur after a combustor change-out, a repair to a combustor, or as required to maintain proper operation. Prior to performing any tuning session, the permittee shall provide the Compliance Authority with an advance notice of at least 1 day that details the activity and proposed tuning schedule. The notice may be made by telephone, facsimile transmittal, or electronic mail. [Rule 62-210.700(1)&(5), F.A.C.; and, Permit No. 1050217-004-AC/PSD-FL-187B, Specific Condition 2.]

**A.16.** Excess Emissions Prohibited. Excess emissions entirely or in part by poor maintenance, poor operation, or any other equipment or process failure that may reasonably be prevented during startup, shutdown or malfunction, shall be prohibited pursuant to Rule 62-210.700, F.A.C. [Rule 62-210.700(4), F.A.C.]

**Continuous Emissions Monitoring Systems (CEMS)**

*{Permitting note: The following continuous monitors are installed on these units: NOx and $O_2$.}*

**A.17.** NOx CEMS. The permittee shall calibrate, maintain, and operate a CEMS in the stack to measure and record the NOx emissions from the unit. [Rules 62-204.800, 62-4.130, 62-4.160(8), F.A.C.; 40 CFR 75 & 40 CFR 60.7; and, Permit No. 1050217-003-AC/PSD-FL-187A, Specific Condition 4.]

**A.18.** Continuous Compliance with the NOx Emission Standards/Limits. Pursuant to 40 CFR 64.2(b)(1)(vi), the applicant has elected to use the existing certified Acid Rain NOx continuous emissions monitors for continuous compliance in order to be exempted from the Compliance Assurance Monitoring (CAM) requirements contained in 40 CFR 64. The permittee shall keep calibrated, maintain, and operate continuous emissions monitors (CEMS) to measure and record emissions of nitrogen oxides (NOx) and oxygen ($O_2$) in a manner sufficient to demonstrate compliance with the standards of this permit.

a. Performance Specifications. Each monitor shall be installed in a location that will provide emissions measurements representative of actual stack emissions. Each CEMS shall comply with the corresponding performance specifications that identify location, installation, design, performance, and reporting requirements. Each NOx monitor shall be certified pursuant to 40 CFR Part 75 and shall be operated and

maintained in accordance with the applicable requirements of 40 CFR Part 75, Subparts B and C. Record keeping and reporting shall be conducted pursuant to 40 CFR Part 75, Subparts F and G. The RATA tests required for the NOx monitor shall be performed using EPA Method 7E or 20 as defined in Appendix A of 40 CFR 60.

b. Data Collection. Each CEMS shall be designed and operated to sample, analyze, and record emissions data evenly spaced over a 1-hour period during all periods of operation. Each 1-hour average shall be computed using at least one data point in each fifteen-minute quadrant of the 1-hour block during which the unit combusted fuel. If the NOx CEMS measures concentration on a wet basis, the permittee shall use DEP approved methods for correction of measured emissions to a dry basis (0% moisture). The $O_2$ (or $CO_2$) CEMS shall express the 1-hour emission rate values in terms of "percent oxygen by volume". The NOx CEMS shall express the 1-hour emission averages in terms of "ppmvd corrected to 15% oxygen" for compliance with the BACT standard and, when requested by the Department, ISO corrected at 15% oxygen for the NSPS standard.

c. Compliance Averages. Compliance with the 4-hour rolling average NOx emissions standards shall be based on data collected by the CEMS. For purposes of determining compliance with the emission standards of this permit, missing data shall not be substituted. If monitoring data is authorized for exclusion (due to malfunction, or tuning), the 4-hour average shall be the average of the remaining valid 1-hour emission averages collected during actual operation. A 1-hour emissions average that includes any amount of oil firing shall only be included in the compliance average for oil firing. The CEMS used shall comply with 40 CFR 60.334(B)(2) (CFR dated 2004) which requires a minimum of 1 data point for each quadrant of a full unit operating hour or at least 2 data points (one in each of the two quadrants) when required quality assurance or maintenance activities are performed on the system.

d. Data Exclusion. Except for continuous monitoring system breakdowns, repairs, calibration checks, and zero and span adjustments, each CEMS shall record emissions data at all times including episodes of startup, shutdown, malfunction and combustor tuning. Emissions data recorded during periods of malfunctions or combustor tuning may only be excluded from the compliance averages in accordance with the requirements previously specified in this permit. To the extent practicable, the permittee shall minimize the duration of data excluded for malfunctions and combustor tuning, unless specifically authorized in writing by the department's district office for longer periods. Data recorded during malfunctions or combustor tuning shall not be excluded if the episode was caused entirely or in part by poor maintenance, poor operation, or any other equipment or process failure, which may reasonably be prevented. Best operational practices shall be used to minimize hourly emissions that occur during startup, shutdown, malfunction and combustor tuning. Emissions of any quantity or duration that occur entirely or in part from poor maintenance, poor operation, or any other equipment or process failure, which may reasonably be prevented, shall be prohibited. Excluded emissions data shall be summarized in the required quarterly report.

e. Monitor Availability. Monitor availability shall not be less than 95% in any calendar quarter. In the event 95% availability is not achieved, the permittee shall provide the Department with a report identifying the problems in achieving 95% availability and a plan of corrective actions that will be taken to achieve 95% availability. The permittee shall implement the reported corrective actions within the next calendar quarter. Failure to take corrective actions or continued failure to achieve the minimum monitor availability shall be violations of this permit.

[Rules 62-204.800, 62-210.700, 62-213.440, 62-4.070(1)&(3), 62-4.130, 62-4.160(8), F.A.C.; 40 CFR 60.7, 40 CFR 75 & 40 CFR 60.13; Permit No. 1050217-003-AC/PSD-FL-187A, Specific Condition 4.; and, Applicant Request.]

**Monitoring Requirements**

**A.19.** Custom Fuel Monitoring Schedule - Natural Gas. The permittee shall monitor sulfur content and nitrogen content of natural gas fired in the turbine as follows:

a. Monitoring of fuel nitrogen content shall not be required when firing natural gas.

b. Sulfur Monitoring:

1. Analysis for fuel sulfur content of the natural gas shall be conducted using one of the approved ASTM reference methods for the measurement of sulfur in gaseous fuels, or an approved alternative method. The reference methods are ASTM D1072-90(94)E-1, ASTM D3031-81(86), ASTM D 3246-92, and ASTM D4084-94, or the latest edition of the above ASTM methods as referenced in 40 CFR 60.335(d).
2. This custom fuel monitoring schedule became effective on August 8, 1994. Sulfur monitoring shall be conducted twice monthly for six months. If this monitoring shows little variability in the fuel sulfur content, and indicates consistent compliance with 40 CFR 60.333, then sulfur monitoring shall be conducted once per quarter for six quarters. If monitoring data is provided by the applicant which demonstrates consistent compliance with the requirements herein, the applicant may begin monitoring as per the requirements of 2(c).
3. If after the monitoring required in item 2(b) above, or herein, the sulfur content of the fuel shows little variability and, calculated as sulfur dioxide, represents consistent compliance with the sulfur dioxide emission limits specified under 40 CFR 60.333, sample analysis shall be conducted twice per year. This monitoring shall be conducted during the first and third quarters of each calendar year.
4. Should any sulfur analysis as required in items 2(b) or 2(c) above indicate noncompliance with 40 CFR 60.333, the owner or operator shall notify the Department of such excess emissions and the custom schedule shall be reexamined. Sulfur monitoring shall be conducted weekly during the interim period when this custom schedule is being re-examined.

c. If there is a change in fuel supply, the owner or operator must notify the Department of such change for re-examination of this custom schedule. A substantial change for reexamination of this custom schedule. A substantial change in fuel quality shall be considered as a change in fuel supply. Sulfur monitoring shall be conducted weekly during the interim period when this custom schedule is being reexamined. [Amendment to Permit No. AC53-211670/PSD-FL-187 dated August 3, 2004.]

**A.20.** Optional Monitoring. As an alternative to the established Custom Fuel Monitoring Schedule, the permittee may also follow the provisions provided in 40 CFR 60.4370 contained in 40 CFR 60, Subpart KKKK (see Appendix 40 CFR 60 Subpart KKK), which includes the use of the monitoring provisions included in Appendix D of 40 CFR 75. [Permit No. 1050217-006-AC/PSD-FL-187C, Specific Condition 9.]

**Test Methods and Procedures**

**A.21.** Common Testing Requirements. Unless otherwise specified, tests shall be conducted in accordance with the requirements and procedures specified in Appendix TR, Facility-Wide Testing Requirements, of this permit. [Rule 62-297.310, F.A.C.]

**A.22.** Test Methods. If required, tests shall be performed in accordance with the following reference method(s):

| Method(s) | Description of Method(s) and Comment(s) |
|---|---|
| EPA Methods 1-4 | Traverse Points, Velocity and Flow Rate, Gas Analysis, and Moisture Content |
| EPA Method 9 | Visual Determination of the Opacity of Emissions (VE) |
| EPA Method 10 | Determination of CO Emissions |
| EPA Method 20 | Determination of NOx, $SO_2$ and Diluent Emissions from Stationary Gas Turbines |

The above methods are described in Chapter 62-297, F.A.C. and/or 40 CFR 60, Appendix A, and adopted by reference in Rule 62-204.800, F.A.C. No other methods may be used unless prior written approval is received from the Department. [Chapter 62-297, F.A.C.]

**A.23.** Annual Compliance Test. Unless otherwise specified by this permit, during each federal fiscal year (October 1st to September 30th), Emissions Unit ID No. 001 shall be tested to demonstrate compliance with the emission limitations and standards for NOx, CO and VE. The NOx RATA test data may be used to

demonstrate compliance with the annual test requirement, provided the testing requirements (notification, procedures and reporting) of Chapter 62-297, F.A.C. are met. [Rule 62-297.310(7), F.A.C.; and, Permit No. 1050217-003-AC/PSD-FL-187A, Specific Condition 4.]

**A.24.** Compliance Test Prior To Renewal. Prior to permit renewal, Emissions Unit ID No. 001 shall be tested to demonstrate compliance with the emission limitations and standards for NOx, CO, and VE. The NOx RATA test data may be used to demonstrate compliance with the renewal test requirement, provided the testing requirements (notification, procedures and reporting) of Chapter 62-297, F.A.C. are met. [Rule 62-297.310(7)(a)3., F.A.C.; and, Permit No. 1050217-003-AC/PSD-FL-187A, Specific Condition 4.]

**A.25.** Performance Curves. The turbine manufacturer's capacity vs. temperature (ambient) curve shall be included with the compliance test results. [Permit No. 1050217-003-AC/PSD-FL-187A, Specific Condition 4.]

**Recordkeeping and Reporting Requirements**

See Appendix RR, Facility-wide Reporting Requirements, for additional reporting requirements.

**A.26.** Reporting Schedule. The following report shall be submitted to the Compliance Authority:

| Report | Reporting Deadline(s) | Related Condition(s) |
|---|---|---|
| Excess Emissions from Malfunctions, if requested by the Compliance Authority | Every 3 months (quarter) | **A.27.** |
| NSPS Excess Emissions and Monitoring System Performance | Every 6 months (semi-annual), except when more frequent reporting is specifically required | **A.32. & A.33.** |

[Rule 62-210.700(6), F.A.C.; 40 CFR 60, Subparts A & KKKK.]

**A.27.** Excess Emissions from Malfunctions. In the case of excess emissions resulting from malfunctions, each owner or operator shall notify the Compliance Authority in accordance with Rule 62-4.130, F.A.C. A full written report on the malfunctions shall be submitted in a quarterly report, if requested by the Compliance Authority. [Rule 62-210.700(6), F.A.C.]

**A.28.** Fuel Records. Records of sample analysis and fuel supply pertinent to the "Custom Fuel Monitoring Schedule for Natural Gas" in Specific Condition **A.19.** shall be retained for a period of five years, and be available for inspection by personnel of federal, state, and local air pollution control agencies. [Rule 62-62-4.070(1)&(3), , F.A.C.; and, Amendment to Permit No. AC53-211670/PSD-FL-187 dated August 3, 2004.]

**A.29.** 10-year Emissions Monitoring & Reporting Requirements - Permit No. 1050217-006-AC/PSD-FL-187C - PSD Avoidance Requirements.

a. The permittee shall monitor the emissions of NOx; and, using the most reliable information available, calculate and maintain a record of the annual emissions, in tons per year on a calendar year basis, for a period of 10 years from the issuance date of Permit No. 1050217-006-AC/PSD-FL-187C which is 11/08/2017 {Note: Permit No. 1050217-006-AC was issued on 11/08/2007}. Emissions shall be computed in accordance with Rule 62-210.370, F.A.C.

b. The permittee shall report to the Department within 60 days after the end of each year during which records must be generated under subparagraph 62-212.300(1)(e)1., F.A.C., setting out the unit's annual emissions during the calendar year that preceded submission of the report. The report shall contain the following:

1. The name, address and telephone number of the owner or operator of the major stationary source;
2. The annual emissions as calculated pursuant to subparagraph 62-212.300(1)(e)1., F.A.C.;
3. If the emissions differ from the preconstruction projection, an explanation as to why there is a difference; and,
4. Any other information that the owner or operator wishes to include in the report.

c. The information required to be documented and maintained pursuant to subparagraphs 62-212.300(1)(e)1. and 2., F.A.C., shall be submitted to the Department, which shall make it available for review to the general public.

[Rule 62-212.300(1)(e), F.A.C.; and, Permit No. 1050217-006-AC/PSD-FL-187C, Specific Condition 6.]

**A.30.** Computation of Emissions - Permit No. 1050217-006-AC/PSD-FL-187C - PSD Avoidance Requirements.

a. Because 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 NOx emissions.
b. 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:
   1. A calibrated flowmeter that records data on a continuous basis, if available; or
   2. 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.
c. 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.

[Rule 62-210.370(2), F.A.C., and, Permit No. 1050217-006-AC/PSD-FL-187C, Specific Condition 7.]

**A.31.** Other Reporting Requirements. See Appendix RR, Facility-Wide Reporting Requirements, for additional reporting requirements. [Rule 62-213.440, F.A.C.]

**NSPS 40 CFR 60 Requirements**

**A.32.** NSPS Requirements - Subpart A. This emissions unit shall comply with all applicable requirements of 40 CFR 60, Subpart A, General Provisions, including:

40 CFR 60.7, Notification and Recordkeeping
40 CFR 60.8, Performance Tests
40 CFR 60.11, Compliance with Standards and Maintenance Requirements
40 CFR 60.12, Circumvention
40 CFR 60.13, Monitoring Requirements
40 CFR 60.19, General Notification and Reporting Requirements,

which have been adopted by reference in Rule 62-204.800(8)(d), F.A.C.; except that the Secretary is not the Administrator for purposes of 40 CFR 60.4, 40 CFR 60.8(b)(2) and (3), 40 CFR 60.11(e)(7) and (8), 40 CFR 60.13(g), (i) and (j)(2), and 40 CFR 60.16. This emissions unit shall comply with all applicable provisions of **Appendix 40 CFR 60 Subpart A** included with this permit, which includes applicable requirements that apply in general to all emission units regulated under 40 CFR 60, Subpart A. This appendix also contains useful information like definitions (see 40 CFR 60.2) and units and abbreviations (see 40 CFR 60.3). [Rule 62-204.800(8)(d), F.A.C.]

**A.33.** NSPS Requirements - Subpart KKKK. Except as otherwise provided in this permit, these emissions units shall comply with all applicable requirements of 40 CFR 60, Subpart KKKK, Standards of Performance for Stationary Combustion Turbines, which have been adopted by reference in Rule 62-204.800(8)(b), F.A.C. These emissions units shall comply with **Appendix 40 CFR 60 Subpart KKKK** included with this permit. [Rule 62-204.800(8)(b)81., F.A.C.]

## Subsection B. Emissions Unit 002: Secondary Boiler

**The specific conditions in this section apply to the following emissions unit(s):**

| E.U. ID No. | Brief Description |
|---|---|
| 002 | Secondary Boiler |

The secondary boiler was manufactured by Foster Wheeler Limited (Serial Number 7022) and is used for auxiliary steam. The boiler is fired solely with natural gas. The boiler's operation rate does not exceed 99 MMBtu/hr (lower heating value (LHV)) at ISO conditions. The boiler can operate with a fresh air steam flow (97,500 lbs/hr) or with a portion of the exhaust air from the combustion turbine, subsequent to the HRSG (61,610 lbs/hr). NOx emissions are controlled with dry-low NOx burners. This boiler was manufactured in 1993 and commenced commercial operation on August 10, 1994.

The boiler has its own stack. The stack parameters are: height, 125 feet; diameter, 3 feet; exit temperature, 220 degrees F; and, actual stack gas flow rate, 28,201 acfm.

*{Permitting note(s): This emissions unit is regulated under NSPS - 40 CFR 60, Subpart Dc, Standards of Performance for Small Industrial-Commercial-Institutional Steam Generating Units, adopted and incorporated by reference in Rule 62-204.800(8)(b)4., F.A.C.; Rule 62-296.406, F.A.C., Fossil Fuel Steam Generators with less than 250 Million Btu per Hour Heat Input, New and Existing Emissions Units; Rule 212.400(5), F.A.C., Prevention of Significant Deterioration (PSD) [PSD-FL-187, as amended]; and, Rule 62-212.400(6), F.A.C., Best Available Control Technology (BACT) Determination, dated February 21, 1994.*

*Since the facility is not a major source of HAP, the "major source Boiler MACT" (40 CFR 63, Subpart DDDDD, National Emission Standards for Hazardous Air Pollutants for Major Sources: Industrial, Commercial, and Institutional Boilers and Process Heaters, also known as (a.k.a.) "MACT 5-D") does not apply to the secondary boiler. The "area source Boiler MACT" (40 CFR 63, Subpart JJJJJJ, National Emission Standards for Area Sources: Industrial/Commercial/Institutional Boilers, a.k.a. "MACT 6-J") does not apply to the secondary boiler pursuant 40 CFR 63.11195(e) because it is fired exclusively by natural gas.}*

### Essential Potential to Emit (PTE) Parameters

**B.1.** Permitted Capacity. The operation rate of the secondary boiler shall not exceed 99 MMBtu/hr (LHV) at ISO conditions. [Rules 62-4.160(2), 62-210.200 (Definitions - Potential to Emit (PTE)); and, 62-296.406, F.A.C.]

**B.2.** Emissions Unit Operating Rate Limitation After Testing. See the related testing provisions in Appendix TR, Facility-wide Testing Requirements. [Rule 62-297.310(2), F.A.C.]

**B.3.** Hours of Operation. This emissions unit may operate continuously (8,760 hours/year). [Rule 62-210.200 (PTE), F.A.C.]

**B.4.** Methods of Operation - Fuel. The only fuel allowed to be burned by the secondary boiler is natural gas. The fuel consumption rates (based on operation at 20° F) for the secondary boiler shall not exceed those listed below:

| Natural Gas | |
|---|---|
| M $ft^3$/hr | MM $ft^3$/yr |
| 104.2 | 450.2* |

* Based on a maximum firing rate for 4,320 hours per year.

[Rules 62-4.160(2), 62-210.200 (Definitions - PTE), 62-213.410 & 62-213.440(1), F.A.C.; Permit No. AC53-211670/PSD-FL-187, Specific Condition 3.; and, BACT Determination dated February 21, 1994.]

### Monitoring of Operations

**B.5.** Power Output Monitoring. The power output from the generator shall be metered and continuously recorded. The data shall be logged daily and maintained so that it can be provided to DEP upon request. [Permit No. AC53-211670/PSD-FL-187, Specific Condition 6.]

**Emission Limitations and Standards**

*{Permitting note: Table 1, Summary of Air Pollutant Standards and Terms, summarizes information for convenience purposes only. This table does not supersede any of the terms or conditions of this permit.}*

Unless otherwise specified, the averaging times for Specific Conditions **B.6. - B.10.** are based on the specified averaging time of the applicable test method.

**Emission Limitations and Standards**

**B.6.** Visible Emissions (VE). VE shall not exceed 10 percent opacity. During periods when No. 2 fuel oil is being fired in the combustion turbine (CT), VE shall not exceed 20 percent opacity. [Permit No. AC53-211670/PSD-FL-187, Specific Condition 2.; and, Rule 62-296.406(1), F.A.C.]

**B.7.** Particulate Matter (PM) Emissions. Particulate matter emissions shall be controlled by the firing of natural gas. [Rule 62-296.406(2) (BACT), F.A.C.]

**B.8.** Sulfur Dioxide ($SO_2$) Emissions. Sulfur dioxide emissions shall be controlled by the firing of natural gas. [Rule 62-296.406(3) (BACT), F.A.C.]

**B.9.** Nitrogen Oxides (NOx) Emissions. NOx emissions shall not exceed 18.3 lbs/hr and 80.0 TPY. During periods when No. 2 fuel oil is being fired in the CT, NOx emissions shall not exceed 23.4 lbs/hr and 8.4 TPY. [Permit No. AC53-211670/PSD-FL-187, Specific Condition 2.; and, BACT Determination dated February 21, 1994.]

**B.10.** Carbon Monoxide (CO) Emissions. CO emissions shall not exceed 12.6 lbs/hr and 55.2 TPY. During periods when No. 2 fuel oil is being fired in the CT, CO emissions shall not exceed 13.4 lbs/hr and 4.8 TPY. [Permit No. AC53-211670/PSD-FL-187, Specific Condition 2.; and, BACT Determination dated February 21, 1994.]

**Excess Emissions**

Rule 62-210.700 (Excess Emissions), F.A.C., cannot vary any requirement of an NSPS provision.

**B.11.** Excess Emissions Allowed - Startup, Shutdown or Malfunction. Excess emissions resulting from startup, shutdown or malfunction shall be permitted providing (1) best operational practices to minimize emissions are adhered to and (2) the duration of excess emissions shall be minimized but in no case exceed two hours in any 24 hour period unless specifically authorized by the Department for longer duration. [Rule 62-210.700(1), F.A.C.]

**B.12.** Excess Emissions Prohibited. Excess emissions which are caused entirely or in part by poor maintenance, poor operation, or any other equipment or process failure which may reasonably be prevented during startup, shutdown or malfunction shall be prohibited. [Rule 62-210.700(4), F.A.C.]

**Test Methods and Procedures**

*{Permitting note: Table 2, Summary of Compliance Requirements, summarizes information for convenience purposes only. This table does not supersede any of the terms or conditions of this permit.}*

**B.13.** Common Testing Requirements. Unless otherwise specified, tests shall be conducted in accordance with the requirements and procedures specified in Appendix TR, Facility-Wide Testing Requirements, of this permit. [Rule 62-297.310, F.A.C.]

**B.14.** Test Methods. If required, tests shall be performed in accordance with the following reference methods:

| Method(s) | Description of Method(s) and Comment(s) |
|---|---|
| EPA Method 7, 7A, 7C, 7D or 7E | Determination of NOx Emissions (7E is Instrumental). |
| EPA Method 9 | Visual Determination of the Opacity of Emissions (VE). |

| Method(s) | Description of Method(s) and Comment(s) |
|---|---|
| EPA Method 10 | Measurement of CO Emissions (Instrumental). The method shall be based on a continuous sampling train. |

The above methods are described in Chapter 62-297, F.A.C. and/or 40 CFR 60, Appendix A, and adopted by reference in Rule 62-204.800, F.A.C. No other methods may be used unless prior written approval is received from the Department. [Chapter 62-297, F.A.C.; Rule 62-204.800(9)(b)7., F.A.C.; and, Permit No. AC53-211670/PSD-FL-187 and BACT Determination dated February 21, 1994.]

**B.15.** Annual Compliance Test. Except as provided in Specific Condition **B.17.**, during each federal fiscal year (October 1st to September 30th), the secondary boiler stack emissions shall be tested to demonstrate compliance with the emission limitations and standards for VE. [Permit No. AC53-211670/PSD-FL-187 and BACT Determination dated February 21, 1994; and, Rule 62-297.310(7), F.A.C.]

**B.16.** Compliance Test Prior To Renewal. Except as provided in Specific Condition **B.17.,** the secondary boiler stack emissions shall be tested to demonstrate compliance with the emission limitations and standards for NOx, CO and VE prior to permit renewal. [Permit No. AC53-211670/PSD-FL-187 and BACT Determination dated February 21, 1994; and, Rule 62-297.310(7)(a)3., F.A.C.]

**B.17.** Testing Not Required. By this permit, emissions compliance testing for NOx, CO and VE is not required for this emissions unit when burning natural gas for less than 400 hours per year. See Specific Condition **TR7.** [Rule 62-297.310(7)(a)4., F.A.C.]

**Recordkeeping and Reporting Requirements**

**B.18.** Reporting Schedule. The following report shall be submitted to the Compliance Authority:

| Report | Reporting Deadline(s) | Related Condition(s) |
|---|---|---|
| Excess Emissions from Malfunctions, if requested by the Compliance Authority | Every 3 months (quarter) | **B.19.** |

[Rule 62-210.700(6), F.A.C.]

**B.19.** Excess Emissions from Malfunctions. In the case of excess emissions resulting from malfunctions, each owner or operator shall notify the Compliance Authority in accordance with Rule 62-4.130, F.A.C. A full written report on the malfunctions shall be submitted in a quarterly report, if requested by the Compliance Authority. [Rule 62-210.700(6), F.A.C.]

**B.20.** Records of Hours of Operation. The owner or operator shall maintain an operation log available for Department inspection that documents the hours of operation of the secondary boiler. [Rule 62-4.070(1)&(3), F.A.C.]

**B.21.** Recordkeeping Requirement from NSPS 40 CFR 60, Subpart Dc. The owner or operator of each affected emissions unit (boiler) shall record and maintain records of the natural gas combusted by the heater during each calendar month. The records shall be retained for a period of at least 5 (five) years following the date of such record. [40 CFR 60.48c(g)(2) & (i); and, Rule 62-213.440, F.A.C.]

**B.22.** Other Reporting Requirements. See Appendix RR, Facility-Wide Reporting Requirements, for additional reporting requirements. [Rule 62-213.440, F.A.C.]

**NSPS 40 CFR 60 Requirements**

**B.23.** NSPS Requirements - Subpart A. This emissions unit shall comply with all applicable requirements of 40 CFR 60, Subpart A, General Provisions, including:

40 CFR 60.7, Notification and Recordkeeping
40 CFR 60.8, Performance Tests
40 CFR 60.11, Compliance with Standards and Maintenance Requirements

40 CFR 60.12, Circumvention
40 CFR 60.13, Monitoring Requirements
40 CFR 60.19, General Notification and Reporting Requirements,

which have been adopted by reference in Rule 62-204.800(8)(d), F.A.C.; except that the Secretary is not the Administrator for purposes of 40 CFR 60.4, 40 CFR 60.8(b)(2) and (3), 40 CFR 60.11(e)(7) and (8), 40 CFR 60.13(g), (i) and (j)(2), and 40 CFR 60.16. This emissions unit shall comply with all applicable provisions of **Appendix 40 CFR 60 Subpart A** included with this permit, which includes applicable requirements that apply in general to all emission units regulated under 40 CFR 60, Subpart A. This appendix also contains useful information like definitions (see 40 CFR 60.2) and units and abbreviations (see 40 CFR 60.3). [Rule 62-204.800(8)(d), F.A.C.]

**B.24.** NSPS Requirements - Subpart Dc. Except as otherwise provided in this permit, this emissions unit shall comply with all applicable provisions of 40 CFR 60, Subpart Dc, Standards of Performance for Small Industrial-Commercial-Institutional Steam Generating Units, adopted by reference in Rule 62-204.800(8)(b)4., F.A.C., except that the Secretary is not the Administrator for purposes of 40 CFR 60.48c(a)(4). This emissions unit shall comply with **Appendix 40 CFR 60 Subpart Dc** included with this permit, which includes applicable requirements that apply in general to all emission units regulated under 40 CFR 60, Subpart Dc. This appendix also contains useful information like definitions (see 40 CFR 60.41c) and reporting & recordkeeping requirements (see 40 CFR 60.48c). [Rule 62-204.800(8)(b)4., F.A.C.]

*{Permitting note: NSPS 40 CFR 60, Subpart Dc does not specify any emission standards for units that combust only natural gas. Only the requirements for notification and recordkeeping apply.}*

## Subsection C. Emissions Unit 005: Engine(s)

Engines in this subsection are grouped by similar engine type as regulated by EPA. Each group number is followed by a very brief explanation of the engine type as described in the EPA regulations/tables.

| | **Group 1:** ***"Existing" stationary CI RICE less than or equal to 500 HP*** | **See Specific Conditions** |
|---|---|---|
| **E.U. ID No.** | **Brief Description** | **C.1. - C.11. & C.12. - C.15.** |
| 005 | Fire Pump (Diesel) - 175 HP | |

This subsection of the permit is comprised of 1 compression ignition (CI) type engine which is an emergency generator. Air pollutant emissions from these engines are uncontrolled.

*{Permitting notes: This emissions unit, an engine, is regulated under 40 CFR 63, Subpart ZZZZ, National Emission Standards for Hazardous Air Pollutants (NESHAP) for Stationary Reciprocating Internal Combustion Engines (RICE) adopted in Rule 62-204.800(11)(b), F.A.C. The permittee identified numerous other non-road engines (portable) located at the facility; these engines are <u>not</u> regulated under 40 CFR 63, Subpart ZZZZ.}*

Each part of this subsection includes unit-specific applicable requirements for each group of engines which were customized from the entire 40 CFR 63, Subpart ZZZZ.

**The specific conditions in this part of the subsection apply to the following group of emissions units:**

| | **Group 1: *"Existing" stationary CI RICE less than or equal to 500 HP*** |
|---|---|
| **E.U. ID No.** | **Brief Description** |
| 005 | Fire Pump (Diesel) - 175 HP |

*{Permitting note: This part of the subsection addresses "existing" stationary CI RICE less than or equal to 500 horsepower (HP) that are located at a major source of HAP and that have not been modified or reconstructed after 6/12/2006. Unless the RICE is modified or reconstructed after 7/11/2005, NSPS 40 CFR 60, Subpart IIII, will not apply.}*

The following table provides important details for this emissions unit:

| E.U. ID No. | Engine Brake HP | Date of Construction | Model Year | Primary Fuel | Type of Engine | Displacement liters/cylinder (l/c) | Manufacturer<br>Model #<br>Engine Serial # |
|---|---|---|---|---|---|---|---|
| 005 | 175 | Late 2005 | 2005 or earlier | Diesel | Emergency | <10 | National Diesel Deutz<br>NDC-BF6M2012C<br>N/A |

**Compliance Deadline**

**C.1.** Compliance Deadline. The permittee shall comply with the following emissions and operating limitations no later than **May 3, 2013**. [40 CFR 63.6595(a)(1)]

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

**C.2.** Hours of Operation.

a. *Emergency Situations*. There is no time limit on the use of emergency stationary RICE in emergency situations. [40 CFR 63.6640(f)(1)]

b. *Maintenance and Testing*. Each RICE is authorized to operate for the purpose of maintenance checks and readiness testing, provided that the tests are recommended by federal, state or local government, the manufacturer, the vendor, or the insurance company associated with the engine. Maintenance checks and readiness testing of such units is limited to 100 hours per year. [40 CFR 63.6640(f)(1)]

c. *Non-emergency Situations*. Each RICE is authorized to operate up to 50 hours per year in non-emergency situations, but those 50 hours are counted towards the 100 hours per year provided for maintenance and testing. [40 CFR 63.6640(f)(1)]

d. *Other Situations*. Each RICE cannot be used for peak shaving or to generate income for a facility to supply power to an electric grid or otherwise supply power as part of a financial arrangement with another entity; except that owners and operators may operate the emergency engine for a maximum of 15 hours per year as part of a demand response program if the regional transmission organization or equivalent balancing authority and transmission operator has determined there are emergency conditions that could lead to a potential electrical blackout, such as unusually low frequency, equipment overload, capacity or energy deficiency, or unacceptable voltage level. The engine may not be operated for more than 30 minutes prior to the time when the emergency condition is expected to occur, and the engine operation must be terminated immediately after the facility is notified that the emergency condition is no longer imminent. The 15 hours per year of demand response operation are counted as part of the 50 hours of operation per year provided for non-emergency situations. The supply of emergency power to another

entity or entities pursuant to financial arrangement is not limited by this paragraph, as long as the power provided by the financial arrangement is limited to emergency power. [40 CFR 63.6640(f)(1)]

e. *Engine Startup*. During periods of startup the owner or operator must minimize the engine's time spent at idle and minimize the engine's startup time to a period needed for the appropriate and safe loading of the engine, not to exceed 30 minutes, after which time the non-startup emission limitations apply. [40 CFR 63.6625(h)]

**Emission Limitations and Operating Requirements**

*{Permitting note: This "existing" stationary CI engine with ≤ 500 HP does not have specific numerical emission limitations and standards.}*

**C.3.** Work or Management Practice Standards.

a. *Oil*. Change oil and filter every 500 hours of operation or annually, whichever comes first. [40 CFR 63 Table 2c(1)(a)]

b. *Air Cleaner*. Inspect air cleaner every 1,000 hours of operation or annually, whichever comes first. [40 CFR 63 Table 2c(1)(b)]

c. *Hoses and Belts*. Inspect all hoses and belts every 500 hours of operation or annually, whichever comes first, and replace as necessary. [40 CFR 63 Table 2c(1)(c)]

d. *Operation and Maintenance*. Operate and maintain the stationary RICE according to the manufacturer's emission-related operation and maintenance instructions or develop and follow 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. [40 CFR 63.6625(e)]

e. *Oil Analysis*. The owner or operator has the option of using oil analysis to extend the change requirement. The oil analysis must be performed at the same frequency specified for changing the oil. The analysis program must at a minimum analyze the following three parameters: Total Base Number, viscosity, and percent of 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 of 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. [40 CFR 63.6625(i)]

**Monitoring of Operations**

**C.4.** Hour Meter. The owner or operator must install a non-resettable hour meter if one is not already installed. [40 CFR 63.6625(f)]

**Compliance Requirements**

**C.5.** Continuous Compliance. Each unit shall be in compliance with the emission limitations and operating standards in this section at all times. [40 CFR 63.6605(a)]

**C.6.** Operation and Maintenance of Equipment. At all times the owner or operator 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. Determination of whether such operation and maintenance procedures are being used will be based on information available to the compliance authority 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(b)]

**Recordkeeping Requirements**

**C.7.** Notification, Performance and Compliance Records.

a. A copy of each notification and report that the owner or operator submitted to comply with this section, including all documentation supporting any Initial Notification or Notification of Compliance Status that the owner or operator submitted.
b. The owner or operator must keep the records required in 40 CFR 63.6625(e) of this section to show continuous compliance with each emission limitation or operating requirement.
c. The owner or operator must keep records of the hours of operation of the engine that is recorded through the non-resettable hour meter. The owner or operator must document how many hours are spent for emergency operation including what classified the operation as emergency and how many hours are spent for non-emergency operation. If the engines are used for demand response operation, the owner or operator must keep records of the notification of the emergency situation, and the time the engine was operated as part of demand response.

[40 CFR 63.6655]

**C.8.** Malfunction Records.

a. Records of the occurrence and duration of each malfunction of operation (i.e. process equipment) or the air pollution control and monitoring equipment.
b. Records of actions taken during periods of malfunction to minimize emissions in accordance with 40 CFR 63.6605(b) of this section including corrective actions to restore malfunctioning process and air pollution control and monitoring equipment to its normal or usual manner of operation.

[40 CFR 63.6655]

**C.9.** Maintenance Records.

a. Records of all required maintenance performed on the air pollution control and monitoring equipment.
b. (The owner or operator must keep records of the maintenance conducted on the stationary RICE in order to demonstrate that the stationary RICE and after-treatment control device (if any) are operated and maintained according to its own maintenance plan.

[40 CFR 63.6655]

**C.10.** Record Retention.

a. The owner or operator must keep records in a suitable and readily available form for expeditious reviews.
b. The owner or operator must keep each record readily accessible in hard copy or electronic form for at least 5 years after the date of each occurrence, measurement, maintenance, corrective action, report, or record.

[40 CFR 63.6660 and 40 CFR 63.10(b)(1)]

**Reporting Requirements**

**C.11.** Emergency Situation. If an emergency engine is operating during an emergency and it is not possible to shut down the engine in order to perform the work practice requirements on the schedule required of this section, or if performing the work practice on the required schedule would otherwise pose an unacceptable risk under federal, state, or local law, the work practice can be delayed until the emergency is over or the unacceptable risk under federal, state, or local law has abated. The work practice should be performed as soon as practicable after the emergency has ended or the unacceptable risk under federal, state, or local law has abated. Sources must report any failure to perform the work practice on the schedule required and the federal, state or local law under which the risk was deemed unacceptable. [40 CFR 63.6602 Table 2c, footnote 1]

**THE FOLLOWING SPECIFIC CONDITIONS APPLY TO ALL GROUPS OF EMISSIONS UNITS.**

**Operation and Maintenance Requirements**

*{Permitting note: TABLE E-1. SUMMARY OF MAINTENANCE REQUIREMENTS FOR ENGINES, summarizes maintenance requirements under 40 CFR 63, Subpart ZZZZ for convenience purposes only. This table does not supersede any of the terms or conditions of this permit.}*

**Test Methods and Procedures**

**C.12.** Common Testing Requirements. Any tests, if required, shall be conducted in accordance with the requirements and procedures specified in Appendix TR, Facility-Wide Testing Requirements, of this permit. [Rule 62-297.310, F.A.C.]

**Recordkeeping and Reporting Requirements**

**C.13.** Other Reporting Requirements. See Appendix RR, Facility-Wide Reporting Requirements, for additional reporting requirements. [Rule 62-213.440, F.A.C.]

**NESHAP 40 CFR 63, Subpart A & ZZZZ Requirements**

**C.14.** 40 CFR 63 Requirements - Subpart A. These emissions units shall comply with all applicable requirements of 40 CFR 63, Subpart A, General Provisions, which have been adopted by reference in Rule 62-204.800(11)(d)1., F.A.C., except that the Secretary is not the Administrator for purposes of 40 CFR 63.5(e), 40 CFR 63.5(f), 40 CFR 63.6(g), 40 CFR 63.6(h)(9), 40 CFR 63.6(j), 40 CFR 63.13, and 40 CFR 63.14. The applicable 40 CFR 63, Subpart A, General Provisions to which these emissions are subject to are found at 40 CFR 63.6665 and are included in **Appendix 40 CFR 63 Subpart A**. [Rule 62-204.800(11)(d)1., F.A.C.]

**C.15.** 40 CFR 63 Requirements - Subpart ZZZZ [Generally Applicable Requirements]. These emissions units shall comply with all applicable requirements of 40 CFR 63, Subpart ZZZZ, National Emission Standards for Hazardous Air Pollutants for Stationary Reciprocating Internal Combustion Engines (RICE), which have been adopted by reference in Rule 62-204.800(11)(b), F.A.C. These emissions units shall comply with **Appendix 40 CFR 63 Subpart ZZZZ "Generally Applicable Requirements,"** included with this permit, which includes applicable requirements that apply in general to all engines regulated under 40 CFR 63 Subpart ZZZZ. This appendix also contains useful information like provisions that are not delegated to state or local agencies (see 40 CFR 63.6670) and contains definitions (see 40 CFR 63.6675) that are specific to engines regulated under 40 CFR 63 Subpart ZZZZ. [Rule 62-204.800(11)(b), F.A.C.]

## SECTION IV. ACID RAIN PART.

### Federal Acid Rain Provisions

**Operated by:** Polk Power Partners, L.P.
**Plant Name**: Mulberry Cogeneration Facility
**ORIS Code:** 54426

**This Subsection addresses Acid Rain, Phase II $SO_2$.**

The emissions units listed below are regulated under Phase II $SO_2$ of the federal Acid Rain Program.

| E.U. ID No. | EPA Unit ID# | Brief Description |
|---|---|---|
| 001 | 001 | Combined-cycle CT with a HRSG |

**1.** Acid Rain Part Application. The Phase II $SO_2$ Acid Rain Part application submitted for this facility, as approved by the Department, is a part of this permit. The owners and operators of these Phase II acid rain units must comply with the standard requirements and special provisions set forth in the application listed below:

DEP Form No. 62-210.900(1)(a) - Form, Effective: 3/16/08, signed by the Designated Representative on April 25, 2012, which is included at the end of this subsection.
[Chapter 62-213, F.A.C.; and, Rule 62-214.320, F.A.C.]

**2.** Sulfur Dioxide ($SO_2$) Emission Allowances. $SO_2$ emissions from sources subject to the Federal Acid Rain Program (Title IV) shall not exceed any allowances that the source lawfully holds under the Federal Acid Rain Program. Allowances shall not be used to demonstrate compliance with a non-Title IV applicable requirement of the Act.

a. No permit revision shall be required for increases in emissions that are authorized by allowances acquired pursuant to the Federal Acid Rain Program, provided that such increases do not require a permit revision pursuant to Rule 62-213.400(3), F.A.C.

b. No limit shall be placed on the number of allowances held by the source under the Federal Acid Rain Program.

c. Allowances shall be accounted for under the Federal Acid Rain Program.

[Rule 62-213.440(1)(c)1., 2. & 3., F.A.C.]

**3.** Comments, Notes, and Justifications. None.

# Acid Rain Part Application

For more information, see instructions and refer to 40 CFR 72.30, 72.31, and 74; and Chapter 62-214, F.A.C.

This submission is: ☐ New ☐ Revised ☒ Renewal

**STEP 1**

**Identify the source by plant name, state, and ORIS or plant code.**

| Plant name | State | ORIS/Plant Code |
|---|---|---|
| Mulberry Cogeneration Facility | FL | 54426 |

**STEP 2**
**Enter the unit ID# for every Acid Rain unit at the Acid Rain source in column "a."**

**If unit a $SO_2$ Opt-in unit, enter "yes" in column "b".**

**For new units or $SO_2$ Opt-in units, enter the requested information in columns "d" and "e."**

| a | b | c | d | e |
|---|---|---|---|---|
| Unit ID# | $SO_2$ Opt-in Unit? (Yes or No) | Unit will hold allowances in accordance with 40 CFR 72.9(c)(1) | New or $SO_2$ Opt-in Units Commence Operation Date | New or $SO_2$ Opt-in Units Monitor Certification Deadline |
| EU001 | No | Yes | 8/10/94 | 1/1/96 |
| | | Yes | | |
| | | Yes | | |
| | | Yes | | |
| | | Yes | | |
| | | Yes | | |
| | | Yes | | |
| | | Yes | | |
| | | Yes | | |
| | | Yes | | |
| | | Yes | | |
| | | Yes | | |

DEP Form No. 62-210.900(1)(a) – Form
Effective: 3/16/08

1

| Plant Name (from STEP 1) | Mulberry Cogeneration Facility |
|---|---|

**STEP 3**

**Read the standard requirements.**

Acid Rain Part Requirements.

(1) The designated representative of each Acid Rain source and each Acid Rain unit at the source shall:
(i) Submit a complete Acid Rain Part application (including a compliance plan) under 40 CFR Part 72 and Rules 62-214.320 and 330, F.A.C., in accordance with the deadlines specified in Rule 62-214.320, F.A.C.; and
(ii) Submit in a timely manner any supplemental information that the DEP determines is necessary in order to review an Acid Rain Part application and issue or deny an Acid Rain Part;
(2) The owners and operators of each Acid Rain source and each Acid Rain unit at the source shall:
(i) Operate the unit in compliance with a complete Acid Rain Part application or a superseding Acid Rain Part issued by the DEP; and
(ii) Have an Acid Rain Part.

Monitoring Requirements.

(1) The owners and operators and, to the extent applicable, designated representative of each Acid Rain source and each Acid Rain unit at the source shall comply with the monitoring requirements as provided in 40 CFR Part 75, and Rule 62-214.420, F.A.C.
(2) The emissions measurements recorded and reported in accordance with 40 CFR Part 75 shall be used to determine compliance by the unit with the Acid Rain emissions limitations and emissions reduction requirements for sulfur dioxide and nitrogen oxides under the Acid Rain Program.
(3) The requirements of 40 CFR Part 75 shall not affect the responsibility of the owners and operators to monitor emissions of other pollutants or other emissions characteristics at the unit under other applicable requirements of the Act and other provisions of the operating permit for the source.
(4) For applications including a $SO_2$ Opt-in unit, a monitoring plan for each $SO_2$ Opt-in unit must be submitted with this application pursuant to 40 CFR 74.14(a). For renewal applications for $SO_2$ Opt-in units include an updated monitoring plan if applicable under 40 CFR 75.53(b).

Sulfur Dioxide Requirements.

(1) The owners and operators of each source and each Acid Rain unit at the source shall:
(i) Hold allowances, as of the allowance transfer deadline, in the unit's compliance subaccount (after deductions under 40 CFR 73.34(c)), or in the compliance subaccount of another Acid Rain unit at the same source to the extent provided in 40 CFR 73.35(b)(3), not less than the total annual emissions of sulfur dioxide for the previous calendar year from the unit; and
(ii) Comply with the applicable Acid Rain emissions limitations for sulfur dioxide.
(2) Each ton of sulfur dioxide emitted in excess of the Acid Rain emissions limitations for sulfur dioxide shall constitute a separate violation of the Act.
(3) An Acid Rain unit shall be subject to the requirements under paragraph (1) of the sulfur dioxide requirements as follows:
(i) Starting January 1, 2000, an Acid Rain unit under 40 CFR 72.6(a)(2); or
(ii) Starting on the later of January 1, 2000, or the deadline for monitor certification under 40 CFR Part 75, an Acid Rain unit under 40 CFR 72.6(a)(3).
(4) Allowances shall be held in, deducted from, or transferred among Allowance Tracking System accounts in accordance with the Acid Rain Program.
(5) An allowance shall not be deducted in order to comply with the requirements under paragraph (1) of the sulfur dioxide requirements prior to the calendar year for which the allowance was allocated.
(6) An allowance allocated by the Administrator under the Acid Rain Program is a limited authorization to emit sulfur dioxide in accordance with the Acid Rain Program. No provision of the Acid Rain Program, the Acid Rain Part application, the Acid Rain Part, or an exemption under 40 CFR 72.7 or 72.8 and no provision of law shall be construed to limit the authority of the United States to terminate or limit such authorization.
(7) An allowance allocated by the Administrator under the Acid Rain Program does not constitute a property right.

Nitrogen Oxides Requirements. The owners and operators of the source and each Acid Rain unit at the source shall comply with the applicable Acid Rain emissions limitation for nitrogen oxides.

Excess Emissions Requirements.

(1) The designated representative of an Acid Rain unit that has excess emissions in any calendar year shall submit a proposed offset plan, as required under 40 CFR Part 77.
(2) The owners and operators of an Acid Rain unit that has excess emissions in any calendar year shall:
(i) Pay without demand the penalty required, and pay upon demand the interest on that penalty, as required by 40 CFR Part 77; and
(ii) Comply with the terms of an approved offset plan, as required by 40 CFR Part 77.

Recordkeeping and Reporting Requirements.

(1) Unless otherwise provided, the owners and operators of the source and each Acid Rain unit at the source shall keep on site at the source each of the following documents for a period of 5 years from the date the document is created. This period may be extended for cause, at any time prior to the end of 5 years, in writing by the EPA or the DEP:
(i) The certificate of representation for the designated representative for the source and each Acid Rain unit at the source and all documents that demonstrate the truth of the statements in the certificate of representation, in accordance with Rule 62-214.350, F.A.C.; provided that the certificate and documents shall be retained on site at the source beyond such 5-year period until such documents are superseded because of the submission of a new certificate of representation changing the designated representative;
(ii) All emissions monitoring information, in accordance with 40 CFR Part 75, provided that to the extent that 40 CFR Part 75 provides for a 3-year period for recordkeeping, the 3-year period shall apply;
(iii) Copies of all reports, compliance certifications, and other submissions and all records made or required under the Acid Rain Program; and,

| Plant Name (from STEP 1) | Mulberry Cogeneration Facility |
|---|---|

**STEP 3, Continued.**

Recordkeeping and Reporting Requirements (cont)

(iv) Copies of all documents used to complete an Acid Rain Part application and any other submission under the Acid Rain Program or to demonstrate compliance with the requirements of the Acid Rain Program.

(2) The designated representative of an Acid Rain source and each Acid Rain unit at the source shall submit the reports and compliance certifications required under the Acid Rain Program, including those under 40 CFR Part 72, Subpart I, and 40 CFR Part 75.

Liability.

(1) Any person who knowingly violates any requirement or prohibition of the Acid Rain Program, a complete Acid Rain Part application, an Acid Rain Part, or an exemption under 40 CFR 72.7 or 72.8, including any requirement for the payment of any penalty owed to the United States, shall be subject to enforcement pursuant to section 113(c) of the Act.
(2) Any person who knowingly makes a false, material statement in any record, submission, or report under the Acid Rain Program shall be subject to criminal enforcement pursuant to section 113(c) of the Act and 18 U.S.C. 1001.
(3) No permit revision shall excuse any violation of the requirements of the Acid Rain Program that occurs prior to the date that the revision takes effect.
(4) Each Acid Rain source and each Acid Rain unit shall meet the requirements of the Acid Rain Program.
(5) Any provision of the Acid Rain Program that applies to an Acid Rain source (including a provision applicable to the designated representative of an Acid Rain source) shall also apply to the owners and operators of such source and of the Acid Rain units at the source.
(6) Any provision of the Acid Rain Program that applies to an Acid Rain unit (including a provision applicable to the designated representative of an Acid Rain unit) shall also apply to the owners and operators of such unit. Except as provided under 40 CFR 72.44 (Phase II repowering extension plans) and 40 CFR 76 11 ($NO_x$ averaging plans), and except with regard to the requirements applicable to units with a common stack under 40 CFR Part 75 (including 40 CFR 75.16, 75.17, and 75.18), the owners and operators and the designated representative of one Acid Rain unit shall not be liable for any violation by any other Acid Rain unit of which they are not owners or operators or the designated representative and that is located at a source of which they are not owners or operators or the designated representative.
(7) Each violation of a provision of 40 CFR Parts 72, 73, 74, 75, 76, 77, and 78 by an Acid Rain source or Acid Rain unit, or by an owner or operator or designated representative of such source or unit, shall be a separate violation of the Act.

Effect on Other Authorities.

No provision of the Acid Rain Program, an Acid Rain Part application, an Acid Rain Part, or an exemption under 40 CFR 72 7or 72.8 shall be construed as:
(1) Except as expressly provided in title IV of the Act, exempting or excluding the owners and operators and, to the extent applicable, the designated representative of an Acid Rain source or Acid Rain unit from compliance with any other provision of the Act, including the provisions of title I of the Act relating to applicable National Ambient Air Quality Standards or State Implementation Plans;
(2) Limiting the number of allowances a unit can hold; *provided*, that the number of allowances held by the unit shall not affect the source's obligation to comply with any other provisions of the Act;
(3) Requiring a change of any kind in any state law regulating electric utility rates and charges, affecting any state law regarding such state regulation, or limiting such state regulation, including any prudence review requirements under such state law;
(4) Modifying the Federal Power Act or affecting the authority of the Federal Energy Regulatory Commission under the Federal Power Act; or,
(5) Interfering with or impairing any program for competitive bidding for power supply in a state in which such program is established.

**STEP 4**
**For $SO_2$ Opt-in units only.**

**In column "f" enter the unit ID# for every $SO_2$ Opt-in unit identified in column "a" of STEP 2.**

**For column "g" describe the combustion unit and attach information and diagrams on the combustion unit's configuration.**

**In column "h" enter the hours.**

| f | g | h (not required for renewal application) |
|---|---|---|
| Unit ID# | Description of the combustion unit | Number of hours unit operated in the six months preceding initial application |
| | | |
| | | |
| | | |
| | | |
| | | |
| | | |
| | | |

DEP Form No. 62-210.900(1)(a) – Form
Effective: 3/16/08

3

| Plant Name (from STEP 1) | Mulberry Cogeneration Facility |
|---|---|

**STEP 5**

**For $SO_2$ Opt-in units only.**
**(Not required for $SO_2$ Opt-in renewal applications.)**

**In column "i" enter the unit ID# for every $SO_2$ Opt-in unit identified in column "a" (and in column "f").**

**For columns "j" through "n," enter the information required under 40 CFR 74.20-74.25 and attach all supporting documentation required by 40 CFR 74.20-74.25.**

| i | j | k | l | m | n |
|---|---|---|---|---|---|
| Unit ID# | Baseline or Alternative Baseline under 40 CFR 74.20 (mmBtu) | Actual $SO_2$ Emissions Rate under 40 CFR 74.22 (lbs/mmBtu) | Allowable 1985 $SO_2$ Emissions Rate under 40 CFR 74.23 (lbs/mmBtu) | Current Allowable $SO_2$ Emissions Rate under 40 CFR 74.24 (lbs/mmBtu) | Current Promulgated $SO_2$ Emissions Rate under 40 CFR 74.25 (lbs/mmBtu) |
| | | | | | |
| | | | | | |
| | | | | | |
| | | | | | |
| | | | | | |
| | | | | | |
| | | | | | |
| | | | | | |

**STEP 6**

**For $SO_2$ Opt-in units only.**

**Attach additional requirements, certify and sign.**

A. If the combustion source seeks to qualify for a transfer of allowances from the replacement of thermal energy, a thermal energy plan as provided in 40 CFR 74.47 for combustion sources must be attached.
B. A statement whether the combustion unit was previously an affected unit under 40 CFR 74.
C. A statement that the combustion unit is not an affected unit under 40 CFR 72.6 and does not have an exemption under 40 CFR 72.7, 72.8, or 72.14.
D. Attach a complete compliance plan for $SO_2$ under 40 CFR 72.40.
E. The designated representative of the combustion unit shall submit a monitoring plan in accordance with 40 CFR 74.61. For renewal application, submit an updated monitoring plan if applicable under 40 CFR 75.53(b).
F. The following statement must be signed by the designated representative or alternate designated representative of the combustion source: "I certify that the data submitted under 40 CFR Part 74, Subpart C, reflects actual operations of the combustion source and has not been adjusted in any way."

| Signature | Date |
|---|---|

**STEP 7**

**Read the certification statement; provide name, title, owner company name, phone, and e-mail address; sign, and date.**

**Certification (for designated representative or alternate designated representative only)**

I am authorized to make this submission on behalf of the owners and operators of the Acid Rain source or Acid Rain units for which the submission is made. I certify under penalty of law that I have personally examined, and am familiar with, the statements and information submitted in this document and all its attachments. Based on my inquiry of those individuals with primary responsibility for obtaining the information, I certify that the statements and information are to the best of my knowledge and belief true, accurate, and complete. I am aware that there are significant penalties for submitting false statements and information or omitting required statements and information, including the possibility of fine or imprisonment.

| Name: Allen Czerkiewicz | Title: Plant Manager |
|---|---|
| Owner Company Name: Polk Power Partners, L.P. | |
| Phone: 863-533-0073 ext. 1203 | E-mail address: allen.czerkiewicz@northernstargen.com |
| Signature: | Date: 4·25·2012 |

DEP Form No. 62-210.900(1)(a) – Form
Effective: 3/16/08

4

## CLEAN AIR INTERSTATE RULE PROVISIONS

**Clean Air Interstate Rule (CAIR).**

**Operated by**: Polk Power Partners, L.P.
**Plant Name**: Mulberry Cogeneration Facility
**ORIS Code**: 54426

**This Subsection addresses CAIR.**

The emissions units below are regulated under the Clean Air Interstate Rule.

| E.U. ID No. | EPA Unit ID# | Brief Description |
|---|---|---|
| 001 | 001 | Combined-cycle CT with a HRSG |

1. Clean Air Interstate Rule Application. The Clean Air Interstate Rule Part Form submitted for this facility is a part of this permit. The owners and operators of these CAIR units as identified in this form must comply with the standard requirements and special provisions set forth in the CAIR Part Form (DEP Form No. 62-210.900(1)(b) - Form, Effective: 3/16/08), signed on April 25, 2012, which is attached at the end of this subsection. [Chapter 62-213, F.A.C. and Rule 62-210.200, F.A.C.]

2. Comments, Notes, and Justifications. None.

# Clean Air Interstate Rule (CAIR) Part

For more information, see instructions and refer to 40 CFR 96.121, 96.122, 96.221, 96.222, 96.321 and 96.322; and Rule 62-296.470, F.A.C.

This submission is: ☐ New ☐ Revised ■ Renewal

**STEP 1**

**Identify the source by plant name and ORIS or EIA plant code**

| Plant Name: | State: Florida | ORIS or EIA Plant Code: |
|---|---|---|
| Mulberry Cogeneration Facility | | 54426 |

**STEP 2**

**In column "a" enter the unit ID# for every CAIR unit at the CAIR source.**

**In columns "b," "c," and "d," indicate to which CAIR program(s) each unit is subject by placing an "X" in the column(s).**

**For new units, enter the requested information in columns "e" and "f.**

| a | b | c | d | e | f |
|---|---|---|---|---|---|
| Unit ID# | Unit will hold nitrogen oxides ($NO_X$) allowances in accordance with 40 CFR 96.106(c)(1) | Unit will hold sulfur dioxide ($SO_2$) allowances in accordance with 40 CFR 96.206(c)(1) | Unit will hold $NO_X$ Ozone Season allowances in accordance with 40 CFR 96.306(c)(1) | New Units<br>Expected Commence Commercial Operation Date | New Units<br>Expected Monitor Certification Deadline |
| EU001 | X | X | X | N/A | N/A |
| | | | | | |
| | | | | | |
| | | | | | |
| | | | | | |
| | | | | | |
| | | | | | |
| | | | | | |
| | | | | | |
| | | | | | |
| | | | | | |
| | | | | | |
| | | | | | |
| | | | | | |
| | | | | | |
| | | | | | |
| | | | | | |

DEP Form No. 62-210.900(1)(b) – Form
Effective: 3/16/08

1

| Plant Name (from STEP 1) | Mulberry Cogeneration Facility |
|---|---|

**STEP 3**

**Read the standard requirements.**

**CAIR $NO_X$ ANNUAL TRADING PROGRAM**

CAIR Part Requirements.

(1) The CAIR designated representative of each CAIR $NO_X$ source and each CAIR $NO_X$ unit at the source shall:
(i) Submit to the DEP a complete and certified CAIR Part form under 40 CFR 96.122 and Rule 62-296.470, F.A.C., in accordance with the deadlines specified in Rule 62-213.420, F.A.C.; and
(ii) [Reserved];
(2) The owners and operators of each CAIR $NO_X$ source and each CAIR $NO_X$ unit at the source shall have a CAIR Part included in the Title V operating permit issued by the DEP under 40 CFR Part 96, Subpart CC, and operate the source and the unit in compliance with such CAIR Part.

Monitoring, Reporting, and Recordkeeping Requirements.

(1) The owners and operators, and the CAIR designated representative, of each CAIR $NO_X$ source and each CAIR $NO_X$ unit at the source shall comply with the monitoring, reporting, and recordkeeping requirements of 40 CFR Part 96, Subpart HH, and Rule 62-296.470, F.A.C.
(2) The emissions measurements recorded and reported in accordance with 40 CFR Part 96, Subpart HH, shall be used to determine compliance by each CAIR $NO_X$ source with the following CAIR $NO_X$ Emissions Requirements.

$NO_X$ Emission Requirements.

(1) As of the allowance transfer deadline for a control period, the owners and operators of each CAIR $NO_X$ source and each CAIR $NO_X$ unit at the source shall hold, in the source's compliance account, CAIR $NO_X$ allowances available for compliance deductions for the control period under 40 CFR 96.154(a) in an amount not less than the tons of total $NO_X$ emissions for the control period from all CAIR $NO_X$ units at the source, as determined in accordance with 40 CFR Part 96, Subpart HH.
(2) A CAIR $NO_X$ unit shall be subject to the requirements under paragraph (1) of the $NO_X$ Requirements starting on the later of January 1, 2009, or the deadline for meeting the unit's monitor certification requirements under 40 CFR 96.170(b)(1) or (2) and for each control period thereafter.
(3) A CAIR $NO_X$ allowance shall not be deducted, for compliance with the requirements under paragraph (1) of the $NO_X$ Requirements, for a control period in a calendar year before the year for which the CAIR $NO_X$ allowance was allocated.
(4) CAIR $NO_X$ allowances shall be held in, deducted from, or transferred into or among CAIR $NO_X$ Allowance Tracking System accounts in accordance with 40 CFR Part 96, Subparts FF and GG.
(5) A CAIR $NO_X$ allowance is a limited authorization to emit one ton of $NO_X$ in accordance with the CAIR $NO_X$ Annual Trading Program. No provision of the CAIR $NO_X$ Annual Trading Program, the CAIR Part, or an exemption under 40 CFR 96.105 and no provision of law shall be construed to limit the authority of the state or the United States to terminate or limit such authorization.
(6) A CAIR $NO_X$ allowance does not constitute a property right.
(7) Upon recordation by the Administrator under 40 CFR Part 96, Subpart EE, FF, or GG, every allocation, transfer, or deduction of a CAIR $NO_X$ allowance to or from a CAIR $NO_X$ unit's compliance account is incorporated automatically in any CAIR Part of the source that includes the CAIR $NO_X$ unit.

Excess Emissions Requirements.

If a CAIR $NO_X$ source emits $NO_X$ during any control period in excess of the CAIR $NO_X$ emissions limitation, then:
(1) The owners and operators of the source and each CAIR $NO_X$ unit at the source shall surrender the CAIR $NO_X$ allowances required for deduction under 40 CFR 96.154(d)(1) and pay any fine, penalty, or assessment or comply with any other remedy imposed, for the same violations, under the Clean Air Act or applicable state law; and
(2) Each ton of such excess emissions and each day of such control period shall constitute a separate violation of 40 CFR Part 96, Subpart AA, the Clean Air Act, and applicable state law.

Recordkeeping and Reporting Requirements.

(1) Unless otherwise provided, the owners and operators of the CAIR $NO_X$ source and each CAIR $NO_X$ unit at the source shall keep on site at the source each of the following documents for a period of 5 years from the date the document is created. This period may be extended for cause, at any time before the end of 5 years, in writing by the DEP or the Administrator.
(i) The certificate of representation under 40 CFR 96.113 for the CAIR designated representative for the source and each CAIR $NO_X$ unit at the source and all documents that demonstrate the truth of the statements in the certificate of representation; provided that the certificate and documents shall be retained on site at the source beyond such 5-year period until such documents are superseded because of the submission of a new certificate of representation under 40 CFR 96.113 changing the CAIR designated representative.
(ii) All emissions monitoring information, in accordance with 40 CFR Part 96, Subpart HH, of this part, provided that to the extent that 40 CFR Part 96, Subpart HH, provides for a 3-year period for recordkeeping, the 3-year period shall apply.
(iii) Copies of all reports, compliance certifications, and other submissions and all records made or required under the CAIR $NO_X$ Annual Trading Program.
(iv) Copies of all documents used to complete a CAIR Part form and any other submission under the CAIR $NO_X$ Annual Trading Program or to demonstrate compliance with the requirements of the CAIR $NO_X$ Annual Trading Program.
(2) The CAIR designated representative of a CAIR $NO_X$ source and each CAIR $NO_X$ unit at the source shall submit the reports required under the CAIR $NO_X$ Annual Trading Program, including those under 40 CFR Part 96, Subpart HH.

| Plant Name (from STEP 1) | Mulberry Cogeneration Facility |
|---|---|

**STEP 3, Continued**

Liability.

(1) Each CAIR $NO_X$ source and each CAIR $NO_X$ unit shall meet the requirements of the CAIR $NO_X$ Annual Trading Program.
(2) Any provision of the CAIR $NO_X$ Annual Trading Program that applies to a CAIR $NO_X$ source or the CAIR designated representative of a CAIR
$NO_X$ source shall also apply to the owners and operators of such source and of the CAIR $NO_X$ units at the source.
(3) Any provision of the CAIR $NO_X$ Annual Trading Program that applies to a CAIR $NO_X$ unit or the CAIR designated representative of a CAIR $NO_X$ unit shall also apply to the owners and operators of such unit.

Effect on Other Authorities.

No provision of the CAIR $NO_X$ Annual Trading Program, a CAIR Part, or an exemption under 40 CFR 96.105 shall be construed as exempting or excluding the owners and operators, and the CAIR designated representative, of a CAIR $NO_X$ source or CAIR $NO_X$ unit from compliance with any other provision of the applicable, approved State Implementation Plan, a federally enforceable permit, or the Clean Air Act.

**CAIR $SO_2$ TRADING PROGRAM**

CAIR Part Requirements.

(1) The CAIR designated representative of each CAIR $SO_2$ source and each CAIR $SO_2$ unit at the source shall:
(i) Submit to the DEP a complete and certified CAIR Part form under 40 CFR 96.222 and Rule 62-296.470, F.A.C., in accordance with the deadlines specified in Rule 62-213.420, F.A.C.; and
(ii) [Reserved];
(2) The owners and operators of each CAIR $SO_2$ source and each CAIR $SO_2$ unit at the source shall have a CAIR Part included in the Title V operating permit issued by the DEP under 40 CFR Part 96, Subpart CCC, for the source and operate the source and each CAIR unit in compliance with such CAIR Part.

Monitoring, Reporting, and Recordkeeping Requirements.

(1) The owners and operators, and the CAIR designated representative, of each CAIR $SO_2$ source and each $SO_2$ CAIR unit at the source shall comply with the monitoring, reporting, and recordkeeping requirements of 40 CFR Part 96 ,Subpart HHH, and Rule 62-296.470, F.A.C.
(2) The emissions measurements recorded and reported in accordance with 40 CFR Part 96, Subpart HHH, shall be used to determine compliance by each CAIR $SO_2$ source with the following CAIR $SO_2$ Emission Requirements.

$SO_2$ Emission Requirements.

(1) As of the allowance transfer deadline for a control period, the owners and operators of each CAIR $SO_2$ source and each CAIR $SO_2$ unit at the source shall hold, in the source's compliance account, a tonnage equivalent in CAIR $SO_2$ allowances available for compliance deductions for the control period, as determined in accordance with 40 CFR 96.254(a) and (b), not less than the tons of total sulfur dioxide emissions for the control period from all CAIR $SO_2$ units at the source, as determined in accordance with 40 CFR Part 96, Subpart HHH.
(2) A CAIR $SO_2$ unit shall be subject to the requirements under paragraph (1) of the Sulfur Dioxide Emission Requirements starting on the later of January 1, 2010 or the deadline for meeting the unit's monitor certification requirements under 40 CFR 96.270(b)(1) or (2) and for each control period thereafter.
(3) A CAIR $SO_2$ allowance shall not be deducted, for compliance with the requirements under paragraph (1) of the $SO_2$ Emission Requirements, for a control period in a calendar year before the year for which the CAIR $SO_2$ allowance was allocated.
(4) CAIR $SO_2$ allowances shall be held in, deducted from, or transferred into or among CAIR $SO_2$ Allowance Tracking System accounts in accordance with 40 CFR Part 96, Subparts FFF and GGG.
(5) A CAIR $SO_2$ allowance is a limited authorization to emit sulfur dioxide in accordance with the CAIR $SO_2$ Trading Program. No provision of the CAIR $SO_2$ Trading Program, the CAIR Part, or an exemption under 40 CFR 96.205 and no provision of law shall be construed to limit the authority of the state or the United States to terminate or limit such authorization.
(6) A CAIR $SO_2$ allowance does not constitute a property right.
(7) Upon recordation by the Administrator under 40 CFR Part 96, Subpart FFF or GGG, every allocation, transfer, or deduction of a CAIR $SO_2$ allowance to or from a CAIR $SO_2$ unit's compliance account is incorporated automatically in any CAIR Part of the source that includes the CAIR $SO_2$ unit.

Excess Emissions Requirements.

If a CAIR $SO_2$ source emits $SO_2$ during any control period in excess of the CAIR $SO_2$ emissions limitation, then:
(1) The owners and operators of the source and each CAIR $SO_2$ unit at the source shall surrender the CAIR $SO_2$ allowances required for deduction under 40 CFR 96.254(d)(1) and pay any fine, penalty, or assessment or comply with any other remedy imposed, for the same violations, under the Clean Air Act or applicable state law; and
(2) Each ton of such excess emissions and each day of such control period shall constitute a separate violation of 40 CFR Part 96, Subpart AAA, the Clean Air Act, and applicable state law.

| Plant Name (from STEP 1) | Mulberry Cogeneration Facility |
|---|---|

**STEP 3, Continued**

Recordkeeping and Reporting Requirements.

(1) Unless otherwise provided, the owners and operators of the CAIR $SO_2$ source and each CAIR $SO_2$ unit at the source shall keep on site at the source each of the following documents for a period of 5 years from the date the document is created. This period may be extended for cause, at any time before the end of 5 years, in writing by the Department or the Administrator.

(i) The certificate of representation under 40 CFR 96.213 for the CAIR designated representative for the source and each CAIR $SO_2$ unit at the source and all documents that demonstrate the truth of the statements in the certificate of representation; provided that the certificate and documents shall be retained on site at the source beyond such 5-year period until such documents are superseded because of the submission of a new certificate of representation under 40 CFR 96.213 changing the CAIR designated representative.

(ii) All emissions monitoring information, in accordance with 40 CFR Part 96, Subpart HHH, of this part, provided that to the extent that 40 CFR Part 96, Subpart HHH, provides for a 3-year period for recordkeeping, the 3-year period shall apply.

(iii) Copies of all reports, compliance certifications, and other submissions and all records made or required under the CAIR $SO_2$ Trading Program.

(iv) Copies of all documents used to complete a CAIR Part form and any other submission under the CAIR $SO_2$ Trading Program or to demonstrate compliance with the requirements of the CAIR $SO_2$ Trading Program.

(2) The CAIR designated representative of a CAIR $SO_2$ source and each CAIR $SO_2$ unit at the source shall submit the reports required under the CAIR $SO_2$ Trading Program, including those under 40 CFR Part 96, Subpart HHH.

Liability.

(1) Each CAIR $SO_2$ source and each CAIR $SO_2$ unit shall meet the requirements of the CAIR $SO_2$ Trading Program.
(2) Any provision of the CAIR $SO_2$ Trading Program that applies to a CAIR $SO_2$ source or the CAIR designated representative of a CAIR $SO_2$ source shall also apply to the owners and operators of such source and of the CAIR $SO_2$ units at the source.
(3) Any provision of the CAIR $SO_2$ Trading Program that applies to a CAIR $SO_2$ unit or the CAIR designated representative of a CAIR $SO_2$ unit shall also apply to the owners and operators of such unit.

Effect on Other Authorities.

No provision of the CAIR $SO_2$ Trading Program, a CAIR Part, or an exemption under 40 CFR 96.205 shall be construed as exempting or excluding the owners and operators, and the CAIR designated representative, of a CAIR $SO_2$ source or CAIR $SO_2$ unit from compliance with any other provision of the applicable, approved State Implementation Plan, a federally enforceable permit, or the Clean Air Act.

**CAIR $NO_x$ OZONE SEASON TRADING PROGRAM**

CAIR Part Requirements.

(1) The CAIR designated representative of each CAIR $NO_X$ Ozone Season source and each CAIR $NO_X$ Ozone Season unit at the source shall:

(i) Submit to the DEP a complete and certified CAIR Part form under 40 CFR 96.322 and Rule 62-296.470, F.A.C., in accordance with the deadlines specified in Rule 62-213.420, F.A.C.; and

(ii) [Reserved];

(2) The owners and operators of each CAIR $NO_X$ Ozone Season source required to have a Title V operating permit or air construction permit, and each CAIR $NO_X$ Ozone Season unit required to have a Title V operating permit or air construction permit at the source shall have a CAIR Part included in the Title V operating permit or air construction permit issued by the DEP under 40 CFR Part 96, Subpart CCCC, for the source and operate the source and the unit in compliance with such CAIR Part.

Monitoring, Reporting, and Recordkeeping Requirements.

(1) The owners and operators, and the CAIR designated representative, of each CAIR $NO_X$ Ozone Season source and each CAIR $NO_X$ Ozone Season unit at the source shall comply with the monitoring, reporting, and recordkeeping requirements of 40 CFR Part 96, Subpart HHHH, and Rule 62-296.470, F.A.C.
(2) The emissions measurements recorded and reported in accordance with 40 CFR Part 96, Subpart HHHH, shall be used to determine compliance by each CAIR $NO_X$ Ozone Season source with the following CAIR $NO_X$ Ozone Season Emissions Requirements.

$NO_x$ Ozone Season Emission Requirements.

(1) As of the allowance transfer deadline for a control period, the owners and operators of each CAIR $NO_X$ Ozone Season source and each CAIR $NO_X$ Ozone Season unit at the source shall hold, in the source's compliance account, CAIR $NO_X$ Ozone Season allowances available for compliance deductions for the control period under 40 CFR 96.354(a) in an amount not less than the tons of total $NO_X$ emissions for the control period from all CAIR $NO_X$ Ozone Season units at the source, as determined in accordance with 40 CFR Part 96, Subpart HHHH.
(2) A CAIR $NO_X$ Ozone Season unit shall be subject to the requirements under paragraph (1) of the NO, Ozone Season Emission Requirements starting on the later of May 1, 2009 or the deadline for meeting the unit's monitor certification requirements under 40 CFR 96.370(b)(1),(2), or (3) and for each control period thereafter.
(3) A CAIR $NO_X$ Ozone Season allowance shall not be deducted, for compliance with the requirements under paragraph (1) of the $NO_X$ Ozone Season Emission Requirements, for a control period in a calendar year before the year for which the CAIR $NO_X$ Ozone Season allowance was allocated.
(4) CAIR $NO_X$ Ozone Season allowances shall be held in, deducted from, or transferred into or among CAIR $NO_X$ Ozone Season Allowance Tracking System accounts in accordance with 40 CFR Part 96, Subparts FFFF and GGGG.
(5) A CAIR $NO_X$ Ozone Season allowance is a limited authorization to emit one ton of $NO_X$ in accordance with the CAIR $NO_X$ Ozone Season Trading Program. No provision of the CAIR $NO_X$ Ozone Season Trading Program, the CAIR Part, or an exemption under 40 CFR 96.305 and no provision of law shall be construed to limit the authority of the state or the United States to terminate or limit such authorization.
(6) A CAIR $NO_X$ Ozone Season allowance does not constitute a property right.
(7) Upon recordation by the Administrator under 40 CFR Part 96, Subpart EEEE, FFFF or GGGG, every allocation, transfer, or deduction of a CAIR $NO_X$ Ozone Season allowance to or from a CAIR $NO_X$ Ozone Season unit's compliance account is incorporated automatically in any CAIR Part of the source that includes the CAIR $NO_X$ Ozone Season unit.

| Plant Name (from STEP 1) | Mulberry Cogeneration Facility |
|---|---|

**STEP 3, Continued**

Excess Emissions Requirements.

If a CAIR $NO_X$ Ozone Season source emits $NO_X$ during any control period in excess of the CAIR $NO_X$ Ozone Season emissions limitation, then:
(1) The owners and operators of the source and each CAIR $NO_X$ Ozone Season unit at the source shall surrender the CAIR $NO_X$ Ozone Season allowances required for deduction under 40 CFR 96.354(d)(1) and pay any fine, penalty, or assessment or comply with any other remedy imposed, for the same violations, under the Clean Air Act or applicable state law; and
(2) Each ton of such excess emissions and each day of such control period shall constitute a separate violation of 40 CFR Part 96, Subpart AAAA, the Clean Air Act, and applicable state law.

Recordkeeping and Reporting Requirements.

(1) Unless otherwise provided, the owners and operators of the CAIR $NO_X$ Ozone Season source and each CAIR $NO_X$ Ozone Season unit at the source shall keep on site at the source each of the following documents for a period of 5 years from the date the document is created. This period may be extended for cause, at any time before the end of 5 years, in writing by the DEP or the Administrator.
(i) The certificate of representation under 40 CFR 96.313 for the CAIR designated representative for the source and each CAIR $NO_X$ Ozone Season unit at the source and all documents that demonstrate the truth of the statements in the certificate of representation; provided that the certificate and documents shall be retained on site at the source beyond such 5-year period until such documents are superseded because of the submission of a new certificate of representation under 40 CFR 96.113 changing the CAIR designated representative.
(ii) All emissions monitoring information, in accordance with 40 CFR Part 96, Subpart HHHH, of this part, provided that to the extent that 40 CFR Part 96, Subpart HHHH, provides for a 3-year period for recordkeeping, the 3-year period shall apply.
(iii) Copies of all reports, compliance certifications, and other submissions and all records made or required under the CAIR $NO_X$ Ozone Season Trading Program.
(iv) Copies of all documents used to complete a CAIR Part form and any other submission under the CAIR $NO_X$ Ozone Season Trading Program or to demonstrate compliance with the requirements of the CAIR $NO_X$ Ozone Season Trading Program.
(2) The CAIR designated representative of a CAIR $NO_X$ Ozone Season source and each CAIR $NO_X$ Ozone Season unit at the source shall submit the reports required under the CAIR $NO_X$ Ozone Season Trading Program, including those under 40 CFR Part 96, Subpart HHHH.

Liability.

(1) Each CAIR $NO_X$ Ozone Season source and each CAIR $NO_X$ Ozone Season unit shall meet the requirements of the CAIR $NO_X$ Ozone Season Trading Program.
(2) Any provision of the CAIR $NO_X$ Ozone Season Trading Program that applies to a CAIR $NO_X$ Ozone Season source or the CAIR designated representative of a CAIR $NO_X$ Ozone Season source shall also apply to the owners and operators of such source and of the CAIR $NO_X$ Ozone Season units at the source.
(3) Any provision of the CAIR $NO_X$ Ozone Season Trading Program that applies to a CAIR $NO_X$ Ozone Season unit or the CAIR designated representative of a CAIR $NO_X$ Ozone Season unit shall also apply to the owners and operators of such unit.

Effect on Other Authorities.

No provision of the CAIR $NO_X$ Ozone Season Trading Program, a CAIR Part, or an exemption under 40 CFR 96.305 shall be construed as exempting or excluding the owners and operators, and the CAIR designated representative, of a CAIR $NO_X$ Ozone Season source or CAIR $NO_X$ Ozone Season unit from compliance with any other provision of the applicable, approved State Implementation Plan, a federally enforceable permit, or the Clean Air Act.

**STEP 4**

**Read the certification statement; provide name, title, owner company name, phone, and e-mail address; sign, and date.**

**Certification (for designated representative or alternate designated representative only)**

I am authorized to make this submission on behalf of the owners and operators of the CAIR source or CAIR units for which the submission is made. I certify under penalty of law that I have personally examined, and am familiar with, the statements and information submitted in this document and all its attachments. Based on my inquiry of those individuals with primary responsibility for obtaining the information, I certify that the statements and information are to the best of my knowledge and belief true, accurate, and complete. I am aware that there are significant penalties for submitting false statements and information or omitting required statements and information, including the possibility of fine or imprisonment.

| | |
|---|---|
| Name Allen Czerkiewicz | Title Plant Manager |
| Company Owner Name Polk Power Partners, L.P. | |
| Phone 863-533-9073 ext 1203 | E-mail Address allen.czerkiewicz@northernstargen.com |
| Signature | Date 4·25·2012 |

DEP Form No. 62-210.900(1)(b) – Form
Effective: 3/16/08

5

## SECTION VI. APPENDICES.

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

Appendix 40 CFR 60 Subpart A, NSPS General Provisions (version dated 2/5/2010).
Appendix 40 CFR 60, Subpart Dc, Standards of Performance for Small Industrial-Commercial-Institutional Steam Generating Units.
Appendix 40 CFR 60 Subpart KKKK, Standards of Performance for Stationary Combustion Turbines (version dated 02/05/2010).
Appendix 40 CFR 63 Subpart A, NESHAP General Provisions (version dated 01/29/2008).
Appendix 40 CFR 63 Subpart ZZZZ "Generally Applicable Requirements," National Emissions Standards for Hazardous Air Pollutants for Stationary Reciprocating Internal Combustion Engines (version dated 06/30/2010).

Appendix A, Glossary.
Appendix I, List of Insignificant Emissions Units and/or Activities.
Appendix RR, Facility-wide Reporting Requirements.
Appendix TR, Facility-wide Testing Requirements.
Appendix TV, Title V General Conditions.
Appendix U, List of Unregulated Emissions Units and/or Activities.