Group III Asphalt, Inc.
Milton Plant
Facility ID No.: 7775008
Santa Rosa County

Air Operation Permit
Permit No.: 7775008-011-AO

Permitting and Compliance Authority
Department of Environmental Protection
Northwest District Office
160 Governmental Center, Suite 308
Pensacola, FL 32502-5794
Telephone: 850/595-8300
Fax: 850/595-8096

[electronic file name: 7775008-011-AO.doc]

Air Operation Permit
Permit No.: 7775008-011-AO

Table of Contents

Section	Page Number
Placard Page	1
I. Facility Information	2
A. Facility Description.	
B. Summary of Emissions Unit ID No~~(s)~~. and Brief Description~~(s)~~.	
C. Relevant Documents.	
II. Facility-wide Conditions	3
III. Emissions Unit(s) and Conditions	
A. EU 005 – Hot Mix Asphalt Plant	6

Appendices:
- Appendix G-1, General Conditions
- Appendix SS-1, Stack Sampling Facilities
- Appendix ECP-1, Environmental Compliance Plan dated November 2008

Florida Department of Environmental Protection

Northwest District
160 Governmental Center, Suite 308
Pensacola, Florida 32502-5794

Charlie Crist
Governor

Jeff Kottkamp
Lt. Governor

Michael W. Sole
Secretary

Permittee:
Group III Asphalt, Inc.

Permit No.**:** 7775008-011-AO
Facility ID No.: 7775008
SIC No(s).: 29, 2951
Project: Air Operation Permit

This is a second revision to air operating Permit 7775008-007-AO, issued July 26, 2006 for the operation of the Milton Plant located at 6108 Wastle Road in Milton, Santa Rosa County; UTM Coordinates: Zone 16, 495.2 km East and 3384.78 km North; Latitude: 30° 35' 50" North and Longitude: 87° 03' 37" West.

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

Referenced attachments made a part of this permit:
Appendix G-1, General Conditions
Appendix SS-1, Stack Sampling Facilities
Appendix ECP-1, Environmental Compliance Plan dated November 2008

Effective Date: July 26, 2006
Revision 1 Date: August 15, 2007
Revision 2 Date: February 25, 2009
Renewal Application Due Date: May 27, 2011
Expiration Date: July 26, 2011

FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION

/s/

_____
Rick Bradburn
Air Program Administrator

RB/jf/c

Section I. Facility Information.

This is a second revision to air operating permit 7775008-007-AO issued July 26, 2006, previously modified by permit 7775008-009-AO issued August 15, 2007. This revision incorporates terms and conditions of construction permit 7775008-010-AC issued April 17, 2008 for replacement of the Hot Mix Asphalt Plant (EU 001) with a new Hot Mix Asphalt Plant (EU 005), effective October 22, 2008.

Subsection A. Facility Description.

This facility is a relocatable drum mix asphalt plant. Aggregate and recycled asphalt product are mixed in a rotating drum with hot liquid asphalt. The mix in the drum is heated by a fuel oil fired burner. The hot asphalt concrete mix is then conveyed to a storage silo for loading into trucks. Particulate emissions from the plant are controlled by an inertial separator pre-cleaner and a baghouse. The grit from the separator and the fines from the baghouse are recycled into the asphalt mix. Fugitive emissions at the facility result from uncontrolled process emissions, aggregate stockpiles, and vehicular traffic.

The rotating drum mixer is a relocatable type designed and manufactured by Terex Corporation. It is a model E3 300PTD of triple drum and counter-flow design. It is equipped with a Hauck Starjet burner Model 520, with a maximum heat input of 96.8 MMBTU/hr. Fuels will be No. 2 Distillate Oil, No. 4 fuel oil and on-specification ("on-spec") used oil, with a maximum sulfur content of 0.8%. A maximum of 50% recycled asphalt product (RAP) may be used with virgin materials. A current Air General permitted portable RAP crushing unit may be operated at the facility periodically to provide RAP for the asphalt mix.

Particulate matter (PM) emissions created by the drum mixer are controlled by an inertial separator pre-cleaner and a baghouse (BH-1). The pre-cleaner removes heavier particles from the air stream to protect the filtering bags from the impact of heavier particles. Heavy particulates from the pre-cleaner are delivered via screw conveyor directly to the drum mixer. The dust return system conveys heavy dust fines back to the drum mixer. The baghouse is a Model RA3-18 PTD, rated at 58,000 ACFM at 300°F. It is equipped with 716 bags, totaling 12,888 SF of cloth. Light fines may be directly returned, wasted or pneumatically loaded into a 500-barrel dust storage silo, model MFS 500. This storage silo is equipped with a pulse jet baghouse (BH-2) and equipped with 16 bags, totaling 159 SF. The bottom of this silo is equipped with a rotary valve, which discharges dust into a weigh pod to continuously measure the amount of dust collected by baghouse BH-1. Dust is augured from this pod directly into the drum dryer. This silo can double in the future as a dry additive silo. When this happens, dry additive will be delivered to the site by truck tanker in approximately 25-ton loads and pneumatically blown into the silo.

The liquid asphalt cement heater is a CEI 2400 heater with a maximum fuel input for oil at 20 gallons per hour.

The facility is regulated under NSPS, 40 CFR Part 60, Subpart I (Standards of Performance for Hot Mix Asphalt Facilities, provided the facility was built or last modified on or after June 11, 1973) and Rule 62-210.300(3)(c)2., F.A.C. (Conditional Exemptions from Title V Permitting). The facility is a synthetic minor source with annual throughput limited to 500,000 tons of asphalt concrete per year. The fuel oil consumption for the entire asphalt concrete plant, (drum mixer,

liquid asphalt cement heater and portable RAP crusher) is limited to 1.2 million gallons in any consecutive 12-month period.

The 2.82 MMBTU per hour liquid asphalt cement heater and bag house BH-2 are exempt from permitting by Rule 62-210.300(3)(b)b(iv)., F.A.C., based on their potential emissions being less than 5 tons per year. The heater burner uses 0.6% sulfur content fuel oil, (limited by permittee request) and operates intermittently. The bag house also operates intermittently. However, they are still subject to facility wide limits of opacity.

Based on the permit application received December 3, 2008, this facility is not a major source of hazardous air pollutants (HAP).

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

E.U. ID No.	**Brief Description**
005	Hot Mix Asphalt Plant

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

Subsection C. Relevant Documents.

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

These documents are on file with permitting authority:
Permit Application received December 3, 2008
Note: The Appendix ECP-1was part of the application and is attached to this permit.

Section II. Facility-wide Conditions.

The following conditions apply facility-wide:

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

2. General Pollutant Emission Limiting Standards. Objectionable Odor Prohibited
Permittee shall not cause, suffer, allow, or permit the discharge of air pollutants that cause or contribute to an objectionable odor.
[Rule 62-296.320(2), F.A.C., and Permit No. 7775008-010-AC]

3. General Particulate Emission Limiting Standards. General Visible Emissions Standard.
Except for emissions units that are subject to a particulate matter or opacity limit set forth or established by rule and reflected by conditions in this permit, no person shall cause, let, permit, suffer or allow to be discharged into the atmosphere the emissions of air pollutants from any activity, the density of which is equal to or greater than that designated as Number 1 on the Ringelmann Chart (20 percent opacity). EPA Method 9 is the method of compliance pursuant to Chapter 62-297, F.A.C.
[Rules 62-296.320(4)(b)1. & 4., F.A.C., and Permit No. 7775008-010-AC]

4. General Pollutant Emission Limiting Standards. Volatile Organic Compounds (VOC) Emissions or Organic Solvents (OS) Emissions
Permittee shall allow no person to store, pump, handle, process, load, unload or use in any process or installation, volatile organic compounds (VOC) or organic solvents (OS) without applying known and existing vapor emission control devices or systems deemed necessary and ordered by the Department.
[Rule 62-296.320(1), F.A.C., and Permit No. 7775008-010-AC]

5. Fugitive PM emissions shall be controlled in accordance with the requirements of paragraph 62-296.320(4)(c), F.A.C. 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 shall include:

a. Paving and maintenance of roads, parking areas, and yards.
b. Application of water or other suppressants to unpaved roads, yards, open stock piles, and other activities to control emissions.
c. Removal of particulate matter from roads and other paved areas, and from buildings or work areas to prevent particulate from becoming airborne.
d. Landscaping or planting of vegetation.
e. Enclosing or covering of conveyor systems.

[Rule 62-296.320(4)(c)1. & 3., F.A.C., and Permit No. 7775008-010-AC]

6. Special Compliance Tests
When the Department, after investigation, has good reason (such as complaints, increased visible emissions or questionable maintenance of control equipment) to believe that any applicable emission standards contained in a Department rule or in a permit issued pursuant to those rules is being violated, it may require the owner or operator of the emissions unit to conduct compliance

tests that identify the nature and quantity of pollutant emissions from the emissions unit and to provide a report on the results of said tests to the Department.
[Rules 62-297.310(7)(b) and 62-297.620(4), F.A.C.]

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

8. An Annual Operating Report for Air Pollutant Emitting Facility, DEP Form 62-210.900(5), shall be submitted for each year by April 1 of the following year, except that the annual operating report for year 2008 shall be submitted by May 1, 2009. A copy of the form and instructions may be obtained from the Department's Northwest District office or electronically at http://www.dep.state.fl.us/Air/forms/aor.htm. If the report is submitted using the Department's electronic annual operating report software, there is no requirement to submit a copy to any DEP or local air program office.
[Rule 62-210.370(3)(c), F.A.C.]

9. Permittee shall submit all compliance related notifications and reports required of this permit to the Department's Northwest District Office:

Department of Environmental Protection
Northwest District Office
160 Governmental Center, Suite 308
Pensacola, Florida 32502-5794
Telephone: 850/595-8300; Fax: 850/595-8096

Notification of compliance testing may be submitted by electronic mail to nwdair@dep.state.fl.us.

10. The Department telephone number for reporting problems, malfunctions or exceedances under this permit is 850/595-8300, extension 1220, day or night, and for emergencies involving a significant threat to human health or the environment is 800/320-0519. For routine business, telephone 850/595-8300, then press 7, during normal working hours.
[Rules 62-210.700 and 62-4.130, F.A.C.]

11. Environmental Compliance Plan (ECP). This plan outlines the procedures Permittee incorporates during the normal operation of this facility and provides necessary assurance that the facility will operate in compliance. Permittee shall follow all procedures outlines in the most recently approved plan (Appendix ECP-1). Proposed changes to the ECP shall be submitted to the Department for approval prior to implementation.
[Rule 62-4.070, F.A.C.]

{Permitting Note: An Environmental Compliance Plan should be a living document that provides procedures to help in maintaining the subject facility in compliance with applicable air regulations. Keeping this document up to date with the facility's current activities will not require any permit action. This does not alleviate the facility from the air construction permitting requirements for facility modifications (per Rule 62-210.300(1)(a), F.A.C.)}

Section III. Emissions Unit(s) and Conditions.

Subsection A. This section addresses the following emissions unit.

E.U. ID No.	**Brief Description**
005	Hot Mix Asphalt Plant

The triple rotating drum dryer mixer is a counter-flow design, Model E 3 300 P, equipped with a Hauck Starjet burner Model 520, with a maximum heat input of 96.8 MMBTU/hr. The allowed fuels are No. 2 Distillate Oil, No. 4 fuel oil and on-specification ("on-spec") used oil, with a maximum sulfur content of 0.8%. A maximum of 50% RAP may be used with virgin materials.

PM emissions created by the drum mixer are controlled by an exhaust system consisting of exhaust ductwork leading from drum intake hood, inertial separator pre-cleaner, baghouse (BH-1) exhaust blower and vertical stack discharging air from the blower. This baghouse (BH-1) is Model RA3-18 PTD, rated at 58,000 ACFM at 300°F (21,729 DSCFM). It is equipped with 716 bags, totaling 12,888 SF of cloth. Heavy particulates from pre-cleaner will be delivered via screw conveyor directly to drum dryer. The dust return system conveys heavy dust fines back to the drum mixer. Light fines may be directly returned, wasted or pneumatically loaded into a 500-barrel dust storage silo, model MFS 500. This storage silo is equipped with a pulse jet baghouse (BH-2) with 16 bags, totaling 159 SF.

{Permitting Note(s): IMPORTANT REGULATORY CLASSIFICATIONS - This emissions unit is regulated under NSPS - 40 CFR 60, Subpart I - Standards of Performance for Hot Mix Asphalt Facilities}

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

Essential Potential to Emit (PTE) Parameters

A.1. Capacity
The maximum allowable operating rate of the asphalt concrete plant is 300 tons of asphalt concrete mix produced per hour. RAP may be used for up to 50% of the product mix.
[Rules 62-4.160(2), 62-210.200(PTE), F.A.C., Permit No. 7775008-010-AC and permit application received December 3, 2008]

A.2. Production. The production rate of asphalt concrete (RAP or Non-RAP containing) shall not exceed 500,000 tons in any consecutive 12-month period.
[Rules 62-4.160(2), 62-210.200(PTE), 62-210.300(3)(c)2 and 62-204.800(8)(b)12, F.A.C.; Permit No. 7775008-010-AC]

A.3. Hours of Operation. This emissions unit is allowed to operate continuously, i.e., 8760 hours per year.
[Rules 62-4.160(2) and 62-210.200(PTE), F.A.C.]

A.4.a. Fuel Types and Usage
Fuel oil consumption (total for the asphalt concrete plant, the liquid asphalt heater, and the portable RAP crusher) shall not exceed the Title V exemption limit of 1.2 MM gallons in any consecutive 12-month period. The hot drum mixer and the RAP crusher shall operate using No. 2 or No. 4 fuel oil or on-spec used oil, with a maximum sulfur content of 0.8 percent by weight or less. The liquid asphalt heater shall operate with No. 2 fuel oil with a maximum sulfur content of 0.6 percent by weight or less.
[Rules 62-204.800(8)(b)12, 62-210.300(3)(c)2.b. and c., F.A.C., Permit No. 7775008-010-AC and permit application received December 3, 2008

A.4.b. On-spec used oil is allowed in this emission unit, in accordance with all other conditions of this permit and the following. On-spec used oil is defined as used oil that meets the specifications of 40 CFR 279 - Standards for the Management of Used Oil, listed below. The owner shall maintain records to demonstrate that each shipment of used oil meets the specifications of 40 CFR 279. Used oil that fails to comply with any of these specification levels is considered "off-specification" used oil. "Off-specification" used oil shall not be burned.

CONSTITUENT/PROPERTY	ALLOWABLE LEVEL
Arsenic	5 ppm maximum
Cadmium	2 ppm maximum
Chromium	10 ppm maximum
Lead	100 ppm maximum
Total Halogens	1000 ppm maximum
Flash point	100 degrees F minimum

[Rules 62-210.200(PTE) and 62-210.300(3)(c)2.b and c., F.A.C., and Permit No. 7775008-010-AC]

Emission Limitations and Standards

A.5. Particulate Matter (PM)
Particulate emissions, associated with the asphalt concrete plant, shall not exceed 0.04 grains per dry standard cubic foot averaged over a three-hour period.
[Rules 62-204.800(8)(b)12., 62-210.300(3)(c)2.d, F.A.C.; 40 CFR 60.92 (Subpart I); and, Permit No. 7775008-010-AC.

A.6. Visible Emissions (VE)
Visible emissions, associated with the asphalt concrete plant, shall be less than 20% opacity.
[Rules 62-210.300(3)(c)2.f., 62-204.800(8)(b)12 and 62-297.401, F.A.C., and Permit No. 7775008-010-AC]

Test Methods and Procedures

A.7. Particulate Matter. The test method for particulate matter shall be EPA Method 5 or 5A, incorporated and adopted by reference in Chapter 62-297, F.A.C.
[Rules 62-210.300(3)(c)2.i and 62-297.401, F.A.C.]

A.8. Visible Emissions. The test method for visible emissions shall be EPA Method 9 (30 minutes), incorporated and adopted by reference in Chapter 62-297, F.A.C.
[Rules 62-210.300(3)(c)2.i and 62-297.401, F.A.C.]

A.9.a. VE and PM tests, associated with the asphalt concrete plant, are required to show compliance with the standards of the Department. The test results must provide reasonable assurance that the source is capable of compliance at the permitted maximum operating rate. The tests shall be conducted once during each federal fiscal year (October 1 through September 30). The VE test shall be conducted during one of the PM test runs. The Permittee shall notify the Department at least 15 days prior to testing to allow witnessing. Results shall be submitted to the Department within 45 days after testing.
[Rules 62-4.070(1), 62-210.300(3)(c)2.i, 62-297.310(7), 62-297.401(5) and (9), F.A.C., and Permit No. 7775008-010-AC]

A.9.b. The test reports, associated with the asphalt concrete plant, shall comply with applicable portions of Rule 62-297.310(8), F.A.C., Test Reports. The Department can require special compliance tests in accordance with Rule 62-297.310(7)(b), F.A.C. Other test methods and alternate compliance procedures may be used only after prior Departmental approval has been obtained in writing.
[Rules 62-297.310(7)(b) and 62-297.620(1), F.A.C.]

A.9.c. Testing of emissions, associated with the asphalt concrete plant, shall be conducted with the source operating at capacity. Capacity is defined as 90-100% of rated capacity. If it is impractical to test at capacity, sources may be tested at less than capacity; in this case subsequent source operation is limited to 110% of the test load until a new test is conducted. Once the unit is so limited, operation at higher capacities is allowed for no more than 15 days for purposes of additional compliance testing to regain the rated capacity in the permit, with prior notification to the Department.
[Rules 62-297.310(2) and 62-4.070(1), F.A.C.]

A.10. Determination of Process Variables

(a) Required Equipment. The owner or operator of an emissions unit for which compliance tests are required shall install, operate, and maintain equipment or instruments necessary to determine process variables, such as process weight input or heat input, when such data are needed in conjunction with emissions data to determine the compliance of the emissions unit with applicable emission limiting standards.

(b) Accuracy of Equipment. Equipment or instruments used to directly or indirectly determine process variables, including devices such as belt scales, weight hoppers, flow meters, and tank scales, shall be calibrated and adjusted to indicate the true value of the parameter being measured with sufficient accuracy to allow the applicable process variable to be determined within 10% of its true value.
[Rule 62-297.310(5)(a) and (b), F.A.C.]

A.11. Required Stack Sampling Facilities for the Asphalt Concrete Plant
Sampling facilities include sampling ports, work platforms, access to work platforms, electrical power, and sampling equipment support. All stack sampling facilities must meet any Occupational Safety and Health Administration (OSHA) Safety and Health Standards described in 29 CFR part 1910, subparts D and E (See Appendix SS-1).
[Rule 62-297.310(6), F.A.C.]

Monitoring, Recordkeeping and Reporting Requirements

A.12. The operation of the bag houses shall be in accordance with the Environmental Compliance Plan in Appendix ECP-1
[Rule 62-4.160(2), 62-4.070, F.A.C., Permit No. 7775008-010-AC and permit application]

A.13. The owner or operator shall maintain records to document the monthly and the 12-month rolling totals of tons of asphalt concrete produced, the gallons of fuel oil and on-spec used oil consumed by the asphalt concrete plant, the liquid asphalt heater and the portable RAP crusher, and the hours of operation. The owner or operator shall maintain records to demonstrate that each shipment of fuel oil for use by the asphalt concrete plant, the liquid asphalt heater and the portable RAP crusher has 0.8 percent or less sulfur, and 0.6 percent or less sulfur for the asphalt heater. The owner or operator shall maintain records to demonstrate that the sulfur content was determined by ASTM methods ASTM D4057-88 and ASTM D129-91, ASTM D2622-94 or ASTM D4294- 90, adopted and incorporated by reference in Rule 62- 297.440(1), F.A.C., or updated versions of the referenced ASTM methods. These records of fuel oil usage, sulfur content and sulfur determination method shall be maintained and made available for Department inspection. Such records shall be retained for five years.
[Rules 62-4.070(1), 62-210.300(3)(c)2.g., F.A.C., Permit No. 7775008-010-AC and permit application]

A.14. Any portable RAP crusher, operating at this facility, is subject to all the terms and conditions of its current Air General (AG) Permit and any denoted applicable condition of this Air Operating Permit. A portable RAP crusher shall be tested in accordance with its current AG permit requirements.
[Rule 62-4.070, F.A.C., Permits Nos. 7775008-006-AC and 7775008-010-AC, and permit application received December 3, 2008]

Location, Relocation, Co-Location

A.15. Prior to any relocation of the asphalt concrete plant, the owner or operator must submit for Department approval a Notification of Intent to Relocate Air Pollutant Emitting Facility [DEP Form 62-210.900(6)] and a $250 minor modification application fee to the appropriate District office at least 30 days prior to the relocation. The supplemental requirements of the form include:

1. 8½" by 11" plot plan showing the location of the main equipment and all emission points.
2. A vicinity map of the site location including familiar landmarks and the location of neighboring residences and other occupied dwellings.
3. Proof of compliance with emission standards demonstrated within one year of the date of request for relocation if this plant is being relocated to a different DEP District.
4. A plan to control emissions of unconfined particulate matter or fugitive dust in accordance with Rule 62-296.320(4)c., F.A.C.

The Department shall require Permittee to publish public notice of Proposed Agency Action, which shall be provided by the Department prior to issuance of authorization for the relocation.
[Rule 62-210.900(6), F.A.C., and Permit No. 7775008-010-AC]

A.16. This permit is a conditional exemption from Title V permitting in accordance with Rule 62-210.300(3)(c)2, F.A.C. An asphalt plant claiming this exemption from Title V air permitting shall not collocate with, or relocate to, any Title V source; nor shall it create a Title V source in combination with any other collocated facilities, emissions units, or pollutant-emitting activities, including any such facility, emissions unit, or activity that is otherwise exempt from permitting.
[Rules 62-210.300(3)(c) and 62-210.300(3)(c)2.j., F.A.C.]

40 CFR 60, Subpart A - General Provisions Requirements

A.17. All requirements of Title 40, Code of Federal Regulations, part 60, subpart A, General Provisions, applicable to this source shall be adhered to.
[Rule 62-204.800(8)(b)12, F.A.C.]

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

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

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

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

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

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

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

a. Have access to and copy any records that must be kept under conditions of this permit;

b. Inspect the facility, equipment, practices, or operations regulated or required under this permit; and,

c. Sample or monitor any substances or parameters at any location reasonably necessary to assure compliance with this permit or Department rules.

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

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

a. A description of and cause of noncompliance; and

b. The period of noncompliance, including exact dates and times; or, if not corrected, the anticipated time the noncompliance is expected to continue, and steps being taken to reduce, eliminate, and prevent

recurrence of the noncompliance. Permittee shall be responsible for any and all damages that may result and may be subject to enforcement action by the Department for penalties or for revocation of this permit.

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

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

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

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

13. Permittee shall comply with the following:

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

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

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

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

Stack Sampling Facilities Provided by the Owner of an Emissions Unit. This section describes the minimum requirements for stack sampling facilities that are necessary to sample point emissions units. Sampling facilities include sampling ports, work platforms, access to work platforms, electrical power, and sampling equipment support. Emissions units must provide these facilities at their expense. All stack sampling facilities must meet any Occupational Safety and Health Administration (OSHA) Safety and Health Standards described in 29 CFR Part 1910, Subparts D and E.

(a) Permanent Test Facilities. The owner or operator of an emissions unit for which a compliance test, other than a visible emissions test, is required on at least an annual basis, shall install and maintain permanent stack sampling facilities.

(b) Temporary Test Facilities. The owner or operator of an emissions unit that is not required to conduct a compliance test on at least an annual basis may use permanent or temporary stack sampling facilities. If the owner chooses to use temporary sampling facilities on an emissions unit, and the Department elects to test the unit, such temporary facilities shall be installed on the emissions unit within 5 days of a request by the Department and remain on the emissions unit until the test is completed.

(c) Sampling Ports.

1. All sampling ports shall have a minimum inside diameter of 3 inches.
2. The ports shall be capable of being sealed when not in use.
3. The sampling ports shall be located in the stack at least 2 stack diameters or equivalent diameters downstream and at least 0.5 stack diameter or equivalent diameter upstream from any fan, bend, constriction or other flow disturbance.
4. For emissions units for which a complete application to construct has been filed prior to December 1, 1980, at least two sampling ports, 90 degrees apart, shall be installed at each sampling location on all circular stacks that have an outside diameter of 15 feet or less. For stacks with a larger diameter, four sampling ports, each 90 degrees apart, shall be installed. For emissions units for which a complete application to construct is filed on or after December 1, 1980, at least two sampling ports, 90 degrees apart, shall be installed at each sampling location on all circular stacks that have an outside diameter of 10 feet or less. For stacks with larger diameters, four sampling ports, each 90 degrees apart, shall be installed. On horizontal circular ducts, the ports shall be located so that the probe can enter the stack vertically, horizontally or at a 45 degree angle.
5. On rectangular ducts, the cross sectional area shall be divided into the number of equal areas in accordance with EPA Method 1. Sampling ports shall be provided which allow access to each sampling point. The ports shall be located so that the probe can be inserted perpendicular to the gas flow.

(d) Work Platforms.

1. Minimum size of the working platform shall be 24 square feet in area. Platforms shall be at least 3 feet wide.
2. On circular stacks with 2 sampling ports, the platform shall extend at least 110 degrees around the stack.
3. On circular stacks with more than two sampling ports, the work platform shall extend 360 degrees around the stack.
4. All platforms shall be equipped with an adequate safety rail (ropes are not acceptable), toeboard, and hinged floor-opening cover if ladder access is used to reach the platform. The safety rail directly in line with the sampling ports shall be removable so that no obstruction exists in an area 14 inches below each sample port and 6 inches on either side of the sampling port.

(e) Access to Work Platform.

1. Ladders to the work platform exceeding 15 feet in length shall have safety cages or fall arresters with a minimum of 3 compatible safety belts available for use by sampling personnel.

2. Walkways over free-fall areas shall be equipped with safety rails and toeboards.

(f) Electrical Power.

1. A minimum of two 120-volt AC, 20-amp outlets shall be provided at the sampling platform within 20 feet of each sampling port.

2. If extension cords are used to provide the electrical power, they shall be kept on the plant's property and be available immediately upon request by sampling personnel.

(g) Sampling Equipment Support.

1. A three-quarter inch eyebolt and an angle bracket shall be attached directly above each port on vertical stacks and above each row of sampling ports on the sides of horizontal ducts.

a. The bracket shall be a standard 3 inch x 3 inch x one-quarter inch equal-legs bracket which is 1 and one-half inches wide. A hole that is one-half inch in diameter shall be drilled through the exact center of the horizontal portion of the bracket. The horizontal portion of the bracket shall be located 14 inches above the centerline of the sampling port.

b. A three-eighth inch bolt which protrudes 2 inches from the stack may be substituted for the required bracket. The bolt shall be located 15 and one-half inches above the centerline of the sampling port.

c. The three-quarter inch eyebolt shall be capable of supporting a 500 pound working load. For stacks that are less than 12 feet in diameter, the eyebolt shall be located 48 inches above the horizontal portion of the angle bracket. For stacks that are greater than or equal to 12 feet in diameter, the eyebolt shall be located 60 inches above the horizontal portion of the angle bracket. If the eyebolt is more than 120 inches above the platform, a length of chain shall be attached to it to bring the free end of the chain to within safe reach from the platform.

2. A complete monorail or dual rail arrangement may be substituted for the eyebolt and bracket.

3. When the sample ports are located in the top of a horizontal duct, a frame shall be provided above the port to allow the sample probe to be secured during the test.

[Rule 62-297.310(6), F.A.C.]