*** DRAFT PERMIT ***

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PERMITTEE

J-II Investments, Limited Partnership
3974 Calle de Santos
Tallahassee, Florida 32311

Authorized Representative:
Scott Matteo, P.E.

Air Permit No. 0730114-001-AC
Permit Expires:

Buck Lake Road Facility
Minor Source Air Construction Permit
Air Curtain Incinerator

This is the final air construction permit, which authorizes the construction of an Air Curtain Incinerator. The proposed work will be conducted at an existing Yard Trash Transfer Station/Solid Waste Organics Recycling Facility, the Buck Lake Road facility (Standard Industrial Classification No. 4953, Refuse Systems). The facility is located in Leon County at Buck Lake Road and Hill N Dale Road in Tallahassee, Florida. The UTM coordinates are Zone 16, 775.2 km East, and 3399.6 km North. As noted in the Final Determination provided with this final permit, (no changes / only minor changes and clarifications) were made to the draft permit.

This final permit is organized by the following sections.

Section 1. General Information

Section 2. Administrative Requirements

Section 3. Emissions Unit Specific Conditions

Section 4. Appendices

Because of the technical nature of the project, the permit contains numerous acronyms and abbreviations, which are defined in Appendix A of Section 4 of this permit.

This air pollution construction permit is issued under the provisions of: Chapter 403 of the Florida Statutes (F.S.) and Chapters 62-4, 62-204, 62-210, 62-212, 62-296 and 62-297 of the Florida Administrative Code (F.A.C.). The permittee is authorized to conduct the proposed work in accordance with the conditions of this permit. This project is subject to the general preconstruction review requirements in Rule 62-212.300, F.A.C., and is not subject to the preconstruction review requirements for major stationary sources in Rule 62-212.400, F.A.C., for the Prevention of Significant Deterioration (PSD) of Air Quality.

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

Executed in Pensacola, Florida

(DRAFT)

_____ _____

Rick Bradburn, Air Program Administrator (Date)

CERTIFICATE OF SERVICE

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

Scott Matteo, P.E., J-II Investments: matteos2004@comcast.net
DEP Northwest District Branch Office, Tallahassee

Clerk Stamp

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

(draft)

_____ _____

(Clerk) (Date)

FACILITY AND PROJECT DESCRIPTION

Proposed Project

The existing Yard Trash Recycling Facility (WACS ID # 00099468) proposes to construct an Air Curtain Incinerator (ACI). The prefabricated unit will consist of three industrial high-pressure fans mounted so as to direct compressed high-velocity air down a carrier pipe to a manifold that re-directs the air over and down into the pit. The manifold will be a welded steel construction equipped with scuffers that peel off the required amount of air down the manifold so as to maintain a uniform discharge rate along the entire length of the trench. Vanes in the discharge nozzle produce discharge ports with high exit velocities.

The material to be burned is limited to yard waste and clean wood. Emissions are controlled by a forced air curtain over the burning pit. The ACI will be powered by a used 125 HP 3.0 L Mercedes-Benz diesel engine from 1985.

The ACI is subject to the specific requirements of 40 CFR 60 subpart CCCC, Standards of Performance for Commercial and Industrial Solid Waste Incineration Units for Which Construction is commenced after November 30, 1999 or for Which Modification or Reconstruction is commenced on or after June 21, 2001. The engine is not subject to 40 CFR 60, subpart IIII because it is classified as an existing area source. However, this engine is subject to 40 CFR 63, subpart ZZZZ - NESHAP for Stationary Reciprocating Internal Combustion Engines. This facility is not considered a major source of hazardous air pollutants (HAP), therefore the ACI is considered an area source.

Facility ID No. 0730114	
ID No.	**Emission Unit Description**
001	Air Curtain Incinerator

FACILITY REGULATORY CLASSIFICATION

- The facility is not a major source of hazardous air pollutants (HAP).
- The facility has no units subject to the acid rain provisions of the Clean Air Act (CAA).
- The facility is not a Title V major source of air pollution in accordance with Chapter 213, F.A.C.
- The facility is not a major stationary source in accordance with Rule 62-212.400(PSD), F.A.C.

SECTION 2. ADMINISTRATIVE REQUIREMENTS (DRAFT)

1. Permitting Authority: The permitting authority for this project is the Northwest District Air Resource Management Program, Florida Department of Environmental Protection (Department). The District's mailing address is 160 W. Government Street, Suite 308, Pensacola, Florida 32502-5740. All documents related to applications for permits to operate an emissions unit shall be submitted to the District Office.
2. Compliance Authority: All documents related to compliance activities such as reports, tests, and notifications shall be submitted to the District Office at the above address or nwdair@dep.state.fl.us.
3. Appendices: The following Appendices are attached as part of this permit:
    a. Appendix A. Citation Formats and Glossary of Common Terms;
    b. Appendix B. General Conditions;
    c. Appendix C. Common Conditions; and
    d. Appendix D. Common Testing Requirements.
    e. Appendix 40 CFR 60, subpart CCCC
    f. Appendix 40 CFR 63, subpart ZZZZ
4. Applicable Regulations, Forms and Application Procedures: Unless otherwise specified in this permit, the construction and operation of the subject emissions units shall be in accordance with the capacities and specifications stated in the application. The facility is subject to all applicable provisions of: Chapter 403, F.S.; and Chapters 62-4, 62-204, 62-210, 62-212, 62-296 and 62-297, F.A.C. Issuance of this permit does not relieve the permittee from compliance with any applicable federal, state, or local permitting or regulations.
5. Asbestos. This permit does not authorize any demolition or renovation of the facility or its parts or components which involves asbestos removal. This permit does not constitute a waiver of any of the requirements of Chapter 62-257, F.A.C., and 40 CFR 61, Subpart M, National Emission Standard for Asbestos, adopted and incorporated by reference in Rule 62-204.800, F.A.C. Compliance with Chapter 62-257, F.A.C., and 40 CFR 61, Subpart M, Section 61.145, is required for any asbestos demolition or renovation at the source. [40 CFR 61; Rule 62-204.800, F.A.C.; and, Chapter 62-257, F.A.C.]
6. New or Additional Conditions: For good cause shown and after notice and an administrative hearing, if requested, the Department may require the permittee to conform to new or additional conditions. The Department shall allow the permittee a reasonable time to conform to the new or additional conditions, and on application of the permittee, the Department may grant additional time. [Rule 62-4.080, F.A.C.]
7. Modifications: The permittee shall notify the Compliance Authority upon commencement of construction. No new emissions unit shall be constructed and no existing emissions unit shall be modified without obtaining an air construction permit from the Department. Such permit shall be obtained prior to beginning construction or modification. [Rules 62-210.300(1) and 62-212.300(1)(a), F.A.C.]

A. EU 001 Air Curtain incinerator

This section of the permit addresses the following emissions unit.

ID No.	Emissions Unit Description
001	Air Curtain Incinerator

The prefabricated unit will consist of three industrial high-pressure fans mounted so as to direct compressed high-velocity air down a carrier pipe to a manifold that re-directs the air over and down into the pit. The manifold will be a welded steel construction equipped with scuffers that peel off the required amount of air down the manifold so as to maintain a uniform discharge rate along the entire length of the trench. Vanes in the discharge nozzle produce discharge ports with high exit velocities.

The material to be burned is limited to yard waste and clean wood. Emissions are controlled by a forced air curtain over the burning pit. The ACI will be powered by a used 125 HP 3.0 L Mercedes-Benz diesel engine from 1985.

EQUIPMENT

1. The permittee is authorized to construct an air curtain incinerator as described in the permit application documents and this permit. [Application No. 0730114-001-AC]

PERFORMANCE RESTRICTIONS

2. Permitted Capacity: The daily burn rate shall not exceed 48 tons per day, based on a rolling 30-day average. Materials burned shall not exceed a maximum of 2,496 tons per 12 consecutive months. [Rule 62-210.200(PTE), F.A.C., Application No. 0730114-001-AC]

3. Restricted Operation: The hours of operation for this emission unit shall not exceed 416 hours per year. [Rules 62-4.070(3) and 62-210.200(PTE), F.A.C., Application No. 0730114-001-AC]

4. Specific Regulatory Conditions and Requirements: This incinerator is subject to the requirements of 40 CFR 60, subpart CCCC – Standards of Performance for Commercial and Industrial Solid Waste Incineration Units for which Construction is Commenced after November 30, 1999 or for which Modification or Reconstruction is Commenced on or after June 1, 2001. [Rule 62-204.800(8)(b)74., F.A.C.]

5. Specific Regulatory Conditions and Requirements: Any air curtain incinerator subject to 40 CFR Part 60, subpart AAAA, BBBB, CCCC, DDDD or EEEE, adopted and incorporated by reference at Rule 62-204.800, F.A.C., shall be constructed and operated so as to comply with the standards, limitations, and requirements of the applicable subpart, and with the requirements Rule 62-296.401(7)(b), F.A.C., to the extent that those requirements are stricter than, or supplemental to, the requirements of the applicable subpart. [Rule 62-296.401(7)(a)1., F.A.C.]

6. The earthen trench's pit walls (width and length) shall be vertical and maintained as such, so that combustion of the waste within the pit is maintained at an adequate temperature and with sufficient air recirculation to provide enough residence time and mixing for proper combustion and control of emissions. The following dimensions for the pit must be strictly adhered to: no more than twelve feet (12') wide, between eight feet (8') and fifteen feet (15') deep, and no longer than the manifold. If the pit is located at a landfill, the pit shall not be dug within a previously active portion of a landfill. [Rule 62-296.401(7)(b)2., F.A.C.]

7. Except as allowed by Rule 62-296.401(7)(b)4., F.A.C., the only materials that shall be burned in the air curtain incinerator are vegetative material and untreated wood, excluding sawdust. The air curtain incinerator shall not be used to burn any biological waste, hazardous waste, asbestos-containing materials, mercury-containing devices, pharmaceuticals, tires, rubber material, residual oil, used oil asphalt, roofing material, tar, treated wood, plastics, garbage, trash or other material prohibited to be open burned as set forth in Rule 62-256.300(2),

F.A.C. Only kerosene, diesel fuel, drip-torch fuel (as used to ignite prescribed fires), untreated wood, virgin oil, natural gas or liquefied petroleum gas shall be used to start the fire in the air curtain incinerator. The use of used oil, chemicals, gasoline, or tires to start the fire is prohibited. [Rule 62-296.401(7)(b)3., F.A.C.]

8. Notwithstanding the provisions of Rule 62-296.401(7)(b)3., F.A.C., the air curtain incinerator may be used for the destruction of animal carcasses in accordance with the provisions of Rule 62-256.700(6), F.A.C. When using an air curtain incinerator to burn animal carcasses, untreated wood may also be burned to maintain good combustion. [Rule 62-296.401(7)(b)4., F.A.C.]

9. In no case shall an air curtain incinerator be started before sunrise. All charging shall end no later than one hour after sunset. After charging ceases, airflow shall be maintained until all material within the air curtain incinerator has been reduced to coals, and flames are no longer present. A log shall be maintained on site that documents daily beginning and ending times of charging. [Rule 62-296.401(7)(b)5., F.A.C.]

10. The air curtain incinerator shall be attended at all times while materials are being burned or flames are visible within the incinerator. [Rule 62-296.401(7)(b)6., F.A.C.]

11. The air curtain incinerator shall be located at least 50 feet from any wildlands, brush, combustible structure or paved public roadway. [Rule 296.401(7)(b)7., F.A.C.]

12. The material shall not be loaded into the air curtain incinerator such that it protrudes above the air curtain. [Rule 62-296.401(7)(b)8., F.A.C.]

13. Ash shall not be allowed to build up in the pit of an air curtain incinerator to higher than 1/3 the pit depth or to the point where the ash begins to impede combustion, whichever occurs first. [Rule 62-296.401(7)(b)9., F.A.C.]

14. An operation and maintenance guide shall be available to the operators of an air curtain incinerator at all times, and the owner shall provide training to all operators before they work at the incinerator. This guide shall be made available to the Department or for an inspector's onsite review upon request. [Rule 62-296.401(7)(b)10., F.A.C.]

15. Each trained operator shall receive documentation demonstrating that the operator has received the training required by the operation and maintenance guide. During the tenure of the operator, a copy of this documentation shall be kept on file at the facility and be made available to the Department upon request. [Rule 62-4.070(3), F.A.C., Application No. 0730114-001-AC]

16. All reasonable precautions shall be taken to prevent and control generation of unconfined emissions of particulate matter. These provisions are applicable to any source, including but not limited to vehicular movement, transportation of materials, construction, alteration, demolition or wrecking, or industrial-related activities such as loading, unloading, storing and handling. Reasonable precautions shall include the following:
    a. Ash shall be watered prior to removal from the pit.
    b. The ash removed from the pit shall be watered as necessary.
    c. Watering the roadways and working areas as necessary.
    d. Reasonable care will be taken in loading and unloading the pit to avoid particulate matter from becoming airborne.

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

EMISSIONS STANDARDS

17. Visible Emission Limitations: Outside of startup periods, visible emissions shall not exceed 10% opacity, six-minute average. During startup periods, which shall not exceed the first 30 minutes of operation, opacity of up

to 35%, averaged over a six-minute period, shall be allowed. The general excess emission rule, Rule 62-210.700, F.A.C., shall not apply. [Rule 62-296.401(7)(b)1., F.A.C.]

TESTING REQUIREMENTS

18. Initial Testing Requirements: The emissions unit shall be tested to demonstrate initial compliance with the emissions standards for visible emissions. The initial tests shall be conducted no later than 30 days after it commences operation. The test interval on this source shall be at least 60 minutes. The visible emissions test shall begin upon initial combustion and include the first 60 minutes of the burn (30 minutes start-up and 30 minutes normal operation). [40 CFR 60.2250; Rules 62-4.070(3), 296.401(7)(d) and 62-297.310(7)(a)1, F.A.C.]

19. Compliance Tests After Initial Testing: During each federal fiscal year (October 1 to September 30), the emissions unit shall be tested to demonstrate compliance with the emissions standards for visible emissions. [40 CFR 60.2255(c); Rule 62-297.310(7)(a)4, 296.401(7)(d) F.A.C.]

20. Test Requirements: The permittee shall notify the Compliance Authority in writing at least 15 days prior to any required tests. Notification may be sent via e-mail to nwdair@dep.state.fl.us. Tests shall be conducted in accordance with the applicable requirements specified in Appendix D (Common Testing Requirements) of this permit. Test procedures shall conform to the procedures specified in Rule 62-297.310, F.A.C. All test results shall be reported to the Department in accordance with the provisions of Rule 62-297.310, F.A.C. [Rules 62-296.401(7)(c)2. and 62-297.310(7)(a)9, F.A.C.]

21. Test Methods: Required tests shall be performed in accordance with the following reference methods.

Method	Description of Method and Comments
9	Visual Determination of the Opacity of Emissions from Stationary Sources

The above method is described in Appendix A of 40 CFR 60 and are 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. [Rules 62-296.401(7)(c)1., 62-204.800 and 62-297.100, F.A.C.; and Appendix A of 40 CFR 60]

RECORDS AND REPORTS

22. Test Reports: The permittee shall prepare and submit reports for all required tests in accordance with the requirements specified in Appendix D (Common Testing Requirements) of this permit. All submitted compliance test reports shall include the following:
    a. A copy of the daily log for each test day.
    b. The actual charging rate during the test period.
    c. A description of the materials burned and starter fuel used during the test period.

Note, the initial test report shall be submitted within 45 days of testing and by the 180th day after commencing operation after the effective date of this permit.
[40 CFR 60.8(a); Rules 62-297.310(8) and 62-4.070(3), F.A.C.]

23. Records of the results of all annual visible emissions tests shall be kept by the owner or operator in either paper copy or electronic format for at least five years. These records shall be made available to the Department or for an inspector's onsite review upon request. [40 CFR 60.2260 and Rule 62-296.401(7)(c)3., F.A.C.]

24. Daily and Monthly Log: An operating log shall be kept and at a minimum contain the following:

Daily Record

A. Date

B. Type of starter fuel used
C. Engine run-time hour meter reading before starting fire
D. Time ACI fire started
E. Time last charge added
F. Time ACI blower turned off
G. Engine run-time hour meter reading after engine turned off
H. Total hours ACI used today
I. Total hours ACI was used to date over the last 365 days
J. Total Material Burned Today, Tons/day
K. Type of Maintenance Performed;
L. Comments; and,
M. Operator's printed name and signature.

Monthly Record

N. Monthly, provide the most recent consecutive 30-day average of material burned in Tons/day.
O. Monthly, provide the most recent consecutive 12-month period total for the amount of material burned in tons.

The log shall be maintained at the facility for at least three years and shall be made available to the Department upon request. Daily logs shall be completed within five business days and monthly logs shall be completed by the end of the following month.
[Rules 62-4.070(3), 62-4.160(14), and 62-296.401(7)(b)5., F.A.C.]

B. EU 002 Stationary Compression Ignition Internal Combustion Engine

This section of the permit addresses the following emissions unit.

ID No.	Emissions Unit Description
002	Stationary Compression Ignition Internal Combustion Engine
This emissions unit consists of a 125 Hp 3.0 L Mercedes Benz diesel engine from 1985. The model type is 300 D, Engine OM617.952 stationary compression ignition internal combustion engine. This engine is not subject to 40 CFR 60, subpart IIII because it is classified as an existing area source. However, this engine is subject to 40 CFR 63, subpart ZZZZ - NESHAP for Stationary Reciprocating Internal Combustion Engines, adopted and incorporated by reference in Rule 62-204.800(11)(b)82, F.A.C., with a compliance date of May 3, 2013.	

EQUIPMENT

1. Diesel Engine: The permittee is authorized to install the diesel engine described above to power the ACI. Permittee will install a non-resettable run-time hour meter on the engine. [Rules 62-4.070(3) and 62-210.200(PTE), F.A.C., Application No. 0730114-001-AC]

PERFORMANCE RESTRICTIONS

2. Permitted Capacity: For testing purposes only, the maximum diesel fuel consumption rate is stated to be 2.5 gallons per hour. [Rule 62-210.200(PTE), F.A.C., Application No. 0730114-001-AC]

3. Authorized Fuel: The unit is limited to the combustion of diesel fuel. [Application No. 0730114-001-AC and Rule 62-210.200(PTE), F.A.C.]

4. Restricted Operation: The hours of operation for this emissions unit are limited to 416 hours per year. [Rules 62-4.070(3) and 62-210.200(PTE), F.A.C., Application No. 0730114-001-AC]

EMISSION AND OPERATING LIMITATIONS 40 CFR 63, SUBPART ZZZZ

5. Emission limitations and operating limitations. Compliance with the numerical emission limitations established in this subpart is based on the results of testing the average of three 1-hour runs using the testing requirements and procedures in 40 CFR 63.6620 and Table 4 to this subpart.

   (a) If you own or operate an existing stationary RICE located at an area source of HAP emissions, you must comply with the requirements in Table 2d to this subpart and the operating limitations in Table 1b and Table 2b to this subpart that apply to you.

   (b) N/A

[40 CFR 63.6603and Application No. 0730114-001-AC]

Testing and Initial Compliance Requirements

6. Monitoring, installation, collection, operation, and maintenance requirements.

   (a) – (d) NA

   (e) If you own or operate any of the following stationary RICE, you must operate and maintain the stationary RICE and after-treatment control device (if any) according to the manufacturer's emission related written instructions or develop your own maintenance plan which must provide to the extent practicable for the maintenance and operation of the engine in a manner consistent with good air pollution control practice for minimizing emissions:

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

   (f) – (g) NA

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

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

(j) – (k) NA

[40 CFR 63.6625 and Application No. 0730114-001-AC]

Continuous Compliance Requirements

7. General requirements for complying with this subpart.

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

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

[40 CFR 63.6605 and Application No. 0730114-001-AC]

8. Demonstrating continuous compliance with the emission limitations and operating limitations.

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

(b) You must report each instance in which you did not meet each emission limitation or operating limitation in Tables 1a and 1b, Tables 2a and 2b, Table 2c, and Table 2d to this subpart that apply to you. These instances are deviations from the emission and operating limitations in this subpart. These deviations must be reported according to the requirements in 40 CFR 63.6650. If you change your catalyst, you must reestablish the values of the operating parameters measured during the initial performance test.

When you reestablish the values of your operating parameters, you must also conduct a performance test to demonstrate that you are meeting the required emission limitation applicable to your stationary RICE.
(c) [Reserved]
(d) For new, reconstructed, and rebuilt stationary RICE, deviations from the emission or operating limitations that occur during the first 200 hours of operation from engine startup (engine burn-in period) are not violations. Rebuilt stationary RICE means a stationary RICE that has been rebuilt as that term is defined in 40 CFR 94.11(a).
(e) You must also report each instance in which you did not meet the requirements in Table 8 to this subpart that apply to you. If you own or operate a new or reconstructed stationary RICE with a site rating of less than or equal to 500 brake HP located at a major source of HAP emissions (except new or reconstructed 4SLB engines greater than or equal to 250 and less than or equal to 500 brake HP), a new or reconstructed stationary RICE located at an area source of HAP emissions, or any of the following RICE with a site rating of more than 500 brake HP located at a major source of HAP emissions, you do not need to comply with the requirements in Table 8 to this subpart: An existing 2SLB stationary RICE, an existing 4SLB stationary RICE, an existing emergency stationary RICE, an existing limited use stationary RICE, or an existing stationary RICE which fires landfill gas or digester gas equivalent to 10 percent or more of the gross heat input on an annual basis. If you own or operate any of the following RICE with a site rating of more than 500 brake HP located at a major source of HAP emissions, you do not need to comply with the requirements in Table 8 to this subpart, except for the initial notification requirements: a new or reconstructed stationary RICE that combusts landfill gas or digester gas equivalent to 10 percent or more of the gross heat input on an annual basis, a new or reconstructed emergency stationary RICE, or a new or reconstructed limited use stationary RICE.
(f) NA
[40 CFR 63.6640 and Application No. 0730114-001-AC]

Notifications, Reports, and Records

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

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

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

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

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

(5) Records of actions taken during periods of malfunction to minimize emissions in accordance with 40 CFR 63.6605(b), including corrective actions to restore malfunctioning process and air pollution control and monitoring equipment to its normal or usual manner of operation.
(b) For each CEMS or CPMS, you must keep the records listed in paragraphs (b)(1) through (3) of this section.

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

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

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

(c) NA

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

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

(1) NA.

(2) NA.

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

(f) NA

[40 CFR 63.6655 and Application No. 0730114-001-AC]

General Provisions

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

[40 CFR 63.6665 and Application No. 0730114-001-AC]